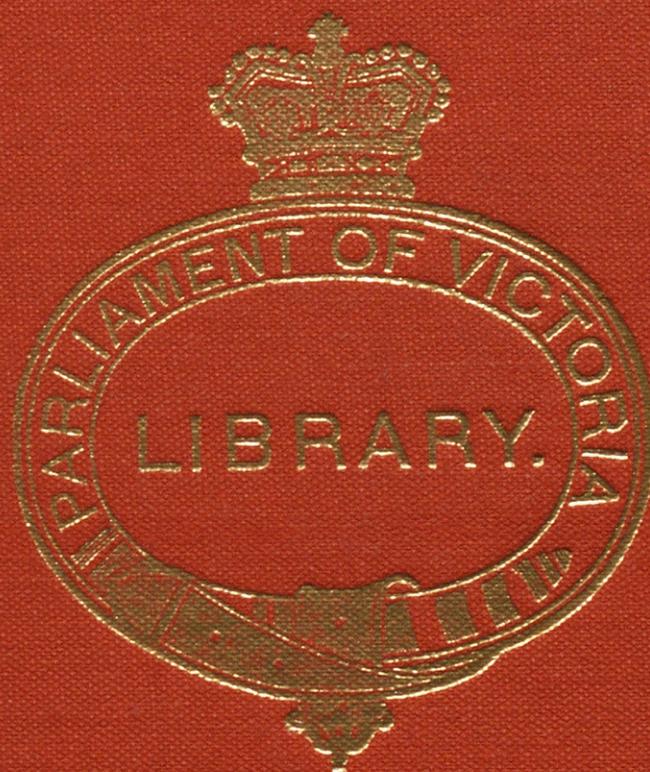


VICTORIA

MINUTES
OF THE
PROCEEDINGS
OF THE
LEGISLATIVE
COUNCIL

—
VOL. 1
SESSION
1982-85





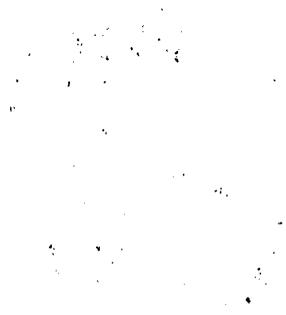


MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL OF VICTORIA

Session 1982-85

VOLUME 1

By Authority F D Atkinson Government Printer Melbourne



THE UNIVERSITY OF CHICAGO PRESS

100 EAST 57TH STREET, NEW YORK, N.Y. 10022

1980

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MINUTES OF THE PROCEEDINGS

No. 1—Tuesday, 27 April 1982

- 1 The Council met pursuant to the Proclamation of His Excellency the Governor bearing date 19 April 1982, which Proclamation was read by the Clerk and is as follows:

**FIXING THE TIME FOR HOLDING THE FIRST SESSION OF THE
FORTY-NINTH PARLIAMENT OF VICTORIA**

PROCLAMATION

By His Excellency the Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c.

I, the Governor of the State of Victoria in the Commonwealth of Australia, do by this my Proclamation fix Tuesday, 27 April 1982 as the time for the commencement and holding of the First Session of the Forty-ninth Parliament of Victoria, for the despatch of business, at the hour of Eleven-thirty o'clock in the forenoon, in the Parliament Houses, situated in Spring Street in the City of Melbourne: And the Honourable the Members of the Legislative Council and the Members of the Legislative Assembly are hereby required to give their attendance at the said time and place accordingly.

Given under my Hand and Seal of the State of Victoria aforesaid, at Melbourne, this nineteenth day of April, in the year of our Lord One thousand nine hundred and eighty-two, and in the thirty-first year of the reign of Her Majesty Queen Elizabeth the Second, Queen of Australia.

(L.S.)

By His Excellency's Command

B. S. MURRAY

JOHN CAIN
Premier

GOD SAVE THE QUEEN !

The Honourable the Chief Justice, the Commissioner from His Excellency the Governor appointed to open the Parliament, having been introduced to the Council Chamber by the Usher of the Black Rod, His Honour desired the Usher of the Black Rod to request the presence of the Members of the Legislative Assembly to hear the Commission read for the commencement and holding of this present Session of the Parliament.

The Members of the Legislative Assembly having presented themselves, the Honourable the Chief Justice said—

**MR PRESIDENT AND HONOURABLE MEMBERS OF THE LEGISLATIVE COUNCIL AND
MEMBERS OF THE LEGISLATIVE ASSEMBLY:**

His Excellency the Governor, not thinking fit to be present in person, has been pleased to cause Letters Patent to issue under the Seal of the State constituting me his Commissioner to do in his name all that is necessary to be performed in this Parliament. This will more fully appear from the Letters Patent which will now be read by the Clerk.

Then the said Letters Patent were read as follows:

ELIZABETH THE SECOND, by the Grace of God, Queen of Australia and Her other Realms and Territories, Head of the Commonwealth:

Whereas by Proclamation issued the nineteenth day of April, One thousand nine hundred and eighty-two, by His Excellency Rear Admiral SIR BRIAN STEWART MURRAY, Knight Commander of Our Most Distinguished Order of Saint Michael and Saint George, Officer of the Order of Australia, Governor of Our State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c., Tuesday, the twenty-seventh day of April, One thousand nine hundred and eighty-two, was fixed as the time for the commencement and holding of the next Session of Our Parliament of Victoria, at the hour of Eleven-thirty o'clock in the forenoon, in the Parliament Houses, situate in Spring Street, in the City of Melbourne: AND forasmuch as for certain causes the said SIR BRIAN STEWART MURRAY cannot conveniently be present in person in Our said Parliament at that time: NOW KNOW YE THAT WE, trusting in the discretion, fidelity, and care of Our trusty and well-beloved the Honourable SIR JOHN McINTOSH YOUNG, K.C.M.G., K.St.J., Chief Justice of Our Supreme Court of the State of Victoria, do give and grant by the tenor of these presents unto you the said JOHN McINTOSH YOUNG, full power in Our name to begin and hold the said Session of Our said Parliament, and to do everything which for and by Us, or the said SIR BRIAN STEWART MURRAY, shall be there to be done; commanding also by the tenor of these presents all whom it may concern to meet Our said Parliament, and the said JOHN McINTOSH YOUNG, that he diligently attends in the premises and form aforesaid. In testimony whereof We have caused the seal of Our said State to be hereunto affixed.

WITNESS Our trusty and well-beloved Rear Admiral SIR BRIAN STEWART MURRAY, Knight Commander of Our Most Distinguished Order of Saint Michael and Saint George, Officer of the Order of Australia, Governor of Our State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c., at Melbourne in Our said State this nineteenth day of April, One thousand nine hundred and eighty-two, and in the thirty-first year of Our reign.

(L.S.)
By His Excellency's Command

B. S. MURRAY

JOHN CAIN
Premier

Entered on record by me in the Register of Patents, Book No. 37, Page 110, this nineteenth day of April, One thousand nine hundred and eighty-two.

K. D. GREEN
Secretary

Then the Honourable the Chief Justice said—

MR PRESIDENT AND HONOURABLE MEMBERS OF THE LEGISLATIVE COUNCIL AND MEMBERS OF THE LEGISLATIVE ASSEMBLY:

I have it in command from His Excellency to let you know that later this day His Excellency will declare to you in person in this place the causes of his calling this Parliament together; and, Members of the Legislative Assembly, as it is necessary before you proceed to the despatch of business that a Speaker of the Legislative Assembly be chosen, His Excellency requests that you, in your Chamber, will proceed to the choice of a proper person to be Speaker.

The Members of the Legislative Assembly then withdrew.

The Honourable the Chief Justice withdrew.

2 The President took the Chair and read the Prayer.

[Sitting suspended from 11.45 a.m. until 2.30 p.m.]

3 APPROACH OF HIS EXCELLENCY THE GOVERNOR—The approach of His Excellency the Governor was announced by the Usher of the Black Rod.

A fanfare was sounded.

His Excellency came into the Council Chamber, and the Usher of the Black Rod was commanded to desire the immediate attendance of the Legislative Assembly, who being come with their Speaker, His Excellency was pleased to speak as follows:

Mr President and Honourable Members of the Legislative Council:

Mr Speaker and Members of the Legislative Assembly:

The election on April 3 resulted in a change of Government in Victoria for the first time in more than a quarter of a century, and it also produced the greatest popular mandate for more than sixty years.

The people of Victoria showed that they wanted a new government to govern on behalf of all the people.

They also showed that they wanted a government in touch with the eighties and the challenges they bring in terms of the financial management of the State's resources.

My Government has already acted to bring firm financial control over Victoria's assets.

Modern management structures and updated financial management techniques will be introduced into the public sector.

My Government is determined to implement the programs for which it received such a significant popular mandate.

These programs will be implemented both fully and promptly on the basis of providing the greatest benefit in the areas of greatest need.

In this the First Session of the Forty-ninth Parliament of Victoria you will be asked to consider a range of legislative proposals for furthering the Government's policies.

My Government is concerned that this Parliament act as a catalyst to harness the energies and talents of all Victorians to restore this State to the pre-eminent position it once held.

My advisers believe that the community must be brought together with the common goal of getting this State moving again.

The Government is deeply concerned about the present high level of unemployment in Victoria and the low level of economic activity, particularly in the area of small business.

Too often there has been a tendency for government to blame overseas economic conditions and national trends.

It must be recognised and re-affirmed that there is a State economy and action can be taken by State Governments to improve the climate in which business operates.

The number of unemployed in Victoria at the end of March stood at 118 700, an intolerably high level both in economic and social terms.

But the most alarming statistic in terms of the future of this State was that one in four of these were people under the age of 21.

The policy initiatives you will be asked to set in train during the coming Session will be aimed at creating the climate to stimulate the private sector and in turn provide jobs.

The Government is also concerned that manufacturing industry, the base of this State's economy, is operating well below capacity.

The housing and construction industries are depressed, with house building commencements at the lowest level for many years.

Legislation to come before this Session will be aimed at giving added protection and encouragement for home buyers and stimulation for the building industry.

The Government is prepared to co-operate fully with all other Australian Governments to reduce inflation.

It does not, however, believe that economic policies which lead to increased unemployment and high interest rates are acceptable or responsible.

Judicious use of the State's economic powers will temper and ease the climate created by the Federal Government.

The Government is committed to manage the State to provide for the most effective use of its abundant resources for all Victorians, particularly those on middle and lower incomes.

State taxes and charges will be framed with the interests of these groups in mind.

The Government's priorities were clearly outlined during the election campaign.

They include vital improvements in the areas of education, health, housing and public transport services.

It is hoped that the actions to be taken in these areas and the vital area of economic management will produce a better Victoria for all Victorians.

The Government will work actively towards the restoration of growth and prosperity in the private sector of the Victorian economy.

A key initiative to achieve this will be the Victorian Development Fund.

This Fund will be established to re-invest Victorian money into projects in this State.

These projects will create new jobs for Victorians, particularly in areas of social and economic necessity.

My Government is committed to creating a new and better industrial relations climate in this State.

Too frequently in the past the focus of government endeavour in this vital field has been based on confrontation rather than consultation.

A new era of consultation and co-operation with all parties in industrial relations is vital to the future of Victoria.

The Government has already established a Cabinet Industrial Relations Task Force to act as the prime negotiator in industrial matters.

This will reduce the high level of disputes.

But it will also bring a greater degree of certainty and predictability into the industrial relations field.

My Government has already indicated to the Arbitration Commission that it supports a return to a centralised system of wage fixation, which equitably compensates wage and salary earners for rises in the cost of living.

The Government has also indicated to the Commission its willingness to assist in any conference it might call to achieve consensus on this question.

I turn now to legislation for the forthcoming Session.

In fulfilment of the Government's commitments, priority will be given to Bills providing for exemption from stamp duty for first home buyers up to a value of \$50 000; stamp duty exemption in cases affected by the recent Family Court decisions; reimposition of probate duty on estates with a value of \$200 000 or more or the top four per cent of dutiable estates; exemption from probate for family farms; and control over Building Society interest rates.

The Government will ensure that estates of ordinary Victorians and family farms will not be subject to probate.

Estates worth less than \$200 000 will not be subject to probate and this figure will be adjusted in line with inflation.

Exemptions will apply to estates passing to *de jure* or *de facto* spouses or wholly dependent brother or sister, to a parent by a child, and to genuine family farms left in the immediate family.

There will be a package of local government Bills, including one for the election of a Melbourne City Council to replace the present administrators.

Representative government will be restored to the City of Melbourne.

And there will be legislation to empower the Melbourne and Metropolitan Board of Works to strike a differential rate.

A Freedom of Information Bill will be introduced to protect the personal freedom of citizens often under threat from governments, the bureaucracy, the police and modern business technology.

There will be legislation to amend the Equal Opportunity Act to include discrimination on the grounds of disablement, race or religion.

The Government will enact a Bill of Rights in which the fundamental human rights of all citizens are spelt out clearly, simply and comprehensively.

And the current legislation providing for a minimum price for packaged beer will be repealed.

Health Bills will include provision for reducing the amount of lead in petrol; regulation of the ownership of private hospitals by medical practitioners and their registration; and legislation on human tissue transplants.

The Historic Buildings Act will be amended to strengthen the role of the Historic Buildings Preservation Council.

Legislation will be introduced to grant land rights at Framlingham to the Aboriginal people.

A Victorian Electoral Commission will be established under new legislation.

Boundaries will be re-drawn to ensure equality in value of the vote of city and country voters.

Provision will be made for the establishment of a Director of Public Prosecutions to be responsible for prosecutions in the superior courts. A Firearms Consultative Committee will be established and firearms registration will be introduced.

I now turn to individual departmental programs over the next eighteen months.

A major priority for the Government will be the provision of housing, both public and private.

Additional funds will be injected to stimulate the building industry and to increase the provision of rental accommodation and homes for purchase through the Housing Commission.

Other measures will include new approaches to assist home buyers; new methods of improving and diversifying the stock of rental accommodation; and new approaches to co-operative housing.

The tenancy laws, which affect more than 750 000 Victorian households, will also be reformed.

The process of reform was begun six years ago but the present Act must be strengthened.

My Government intends to thoroughly remodel this legislation in every major area—security of tenure, bonds, leases, repairs, discrimination, and protected tenants.

The Government is deeply concerned at the failure of the Federal Government to assume its full responsibility for providing income security for the poor and disadvantaged.

The Minister for Community Welfare Services will establish a Task Force to investigate and report on this important matter as soon as possible.

Under my Government's community welfare policy the women's refuge program will be strengthened.

The Government will give emphasis to upgrading correctional services in the State.

In consumer affairs, my Government will introduce a new and comprehensive concept of fair trading.

New legislation will provide clear-cut rights, effective protection and readily enforceable remedies for consumers.

Ethnic affairs will be given increased status and resources.

An Ethnic Affairs Commission will be established to promote the needs of all ethnic groups and monitor the development of Government services for ethnic communities.

Improved interpreter and translation services will be provided.

Migrants will be protected against discrimination in employment, training and the services of the law, and education services for migrants will be improved.

My Government recognizes the significance of primary industry which injects almost three billion dollars into the State's economy each year.

The Government will give high priority to research and extension services which will enable Victorian farmers to achieve maximum productivity.

The Government will review and where necessary restructure Primary Produce Marketing Boards to improve efficiency.

The Government recognizes the need to take a vigorous attitude to the problem of salinity, particularly in North-eastern Victoria.

As a first step the Government intends to establish an All-party Parliamentary Committee devoted exclusively to the issue of salinity. This will be in addition to an expanded capital works program.

The Government will act immediately to improve the State's education system.

My Government will ensure that our children are adequately prepared for the employment opportunities and the wider challenges facing them in the future.

Sufficient teachers and class rooms will be provided to ensure a maximum class size of 30 pupils in primary schools.

Education allowances will be increased. And there will be no reduction in the funds allocated to non-government schools.

Greatly increased funds will be provided over the next three years through the Victorian Development Fund for school buildings.

A State Board of Education will be established to provide an independent source of advice to the Government.

New education industrial relations machinery will be created to minimize the incidence of industrial disputes in schools, which have been prevalent in the past.

The existing public transport administration will be reorganised to provide for greater efficiency and accountability.

The Government will establish a Metropolitan Transit Authority to bring together all Melbourne trains, trams and buses into a single co-ordinated system.

Additional rolling stock will be provided for both city and country services, and urgently needed system improvements will be accelerated.

Modern financial techniques will be used for this purpose.

The Government's public transport program in its first three years will increase patronage by at least 20 per cent, leading to a reduction in fares.

Travel concessions will be increased for pensioners, students and supporting parents.

The State's energy resources are vital to our future economic growth and prosperity.

Our brown coal, oil and natural gas must be used effectively and efficiently in the interests of all Victorians.

Energy management will be improved and co-ordinated and energy conservation highlighted.

The State Electricity Commission and the Gas and Fuel Corporation will be brought under more effective Ministerial control.

At the next round of tariff increases, the service charge of \$6 per month for domestic consumers of electricity will be abolished.

The tariff structure of the State Electricity Commission will be reviewed and the terms of reference of the Zeidler Inquiry will be widened to include the complete range of energy issues.

The Government will reconstitute the Mining Advisory Committee, with the aim of maximising economic activity in this area and protecting rights of small miners.

The Government will take urgent action to remove problems in the taxation field.

This will be based on the principle of fairness and equity.

Immediate reforms will be undertaken in the areas of probate duty and stamp duty.

Before moving on to the matter of Supply, I must make reference to my distinguished predecessor, His Excellency the Honourable Sir Henry Winneke, who completed his term of office early this year.

During his period of almost eight years as Governor of Victoria Sir Henry fulfilled his high position with great distinction, travelling to all parts of Victoria and meeting people in every walk of life. He endeared himself to all Victorians whilst upholding the dignity and honour of the Crown.

It is fitting that I pay tribute to him on behalf of the people of this State. I will do my utmost to maintain the high standard he has set.

It is with deep sorrow that I refer to the death of the former Lieutenant-Governor of Victoria, Lieutenant-General the Honourable Sir Edmund Herring.

Sir Edmund served with distinction as Lieutenant-Governor for a record term of 27 years and gave outstanding service to the community both in this capacity and as Chief Justice of the Supreme Court of Victoria.

I refer also with deep regret to the deaths, since you were last called together, of two former Ministers of the Crown, the Honourable P. J. Kennelly, the Honourable Sir Horace Petty and a former Member of the Legislative Council, the Honourable A. Smith.

Mr Speaker and Members of the Legislative Assembly:

To enable the services of government to continue from 1 July, next, further Supply will be necessary.

A Bill will be presented to you for this purpose, thus enabling Supply for five months of the year 1982-83.

Mr President and Honourable Members of the Legislative Council:

Mr Speaker and Members of the Legislative Assembly:

The Government has been given a very clear mandate from the people of Victoria to provide strong leadership over the next three years, to improve the quality and effectiveness of public administration, and to ensure that the living standards and well-being of the whole community are improved and enhanced.

It intends to carry out that mandate.

The will of the people has been expressed clearly and unmistakably.

To that end the Government will introduce a wide range of legislation and commence the implementation of comprehensive programs across the whole spectrum of government services.

I now formally open this Parliament and pray that the guidance of Almighty God may attend on your deliberations.

Thereupon a copy of His Excellency the Governor's Speech was delivered to the President, and a copy to the Speaker, and His Excellency withdrew from the Council Chamber.

The Legislative Assembly then withdrew.

[Sitting suspended from 3.00 p.m. until 4.47 p.m.]

- 4 RESIGNATION OF MEMBER—The President announced that he had received the following communications:

Thursday, 1 April 1982

Dear Mr. President,

I enclose a copy of a letter of resignation from his seat in the Legislative Council of Victoria for Waverley Province, addressed to and received by me today, from the Honourable Donald Neville Saltmarsh together with a copy of my acknowledgment to him.

By virtue of Section 30 of the *Constitution Act 1975*, Mr. Saltmarsh's seat in the Legislative Council became vacant on 1 April 1982, being the day upon which his letter of resignation addressed to me was received by me.

Yours sincerely,

B. S. MURRAY
Governor

* * * *

Thursday, 1 April 1982

Your Excellency,

I hereby tender my resignation as the Member for Waverley Province, in the Victorian Legislative Council.

My reason for this action is to enable me to stand for election in the Assembly District of Wantirna, at the forthcoming election to be held on Saturday, 3 April 1982.

It has been a privilege to serve the Victorian community as an elected Member for the Legislative Council, and I trust that I shall continue to serve the Victorian community in any way that will promote the well-being of the people of this State.

Yours sincerely,

D. N. SALTMARSH, M.L.C.

Member for Waverley Province

* * * *

Thursday, 1 April 1982

Dear Mr. Saltmarsh,

This is to acknowledge that I have this day received your letter of 1 April 1982, addressed to me, resigning your seat in the Legislative Council of Victoria for the Waverley Province.

By virtue of Section 30 of the *Constitution Act 1975* your seat became vacant upon the receipt by me of your letter of resignation.

May I offer you my thanks for your distinguished service to the people of Victoria in the Legislative Council. With kindest regards.

Yours sincerely,

B. S. MURRAY

Governor

- 5 THE LATE HONOURABLE SIR HORACE ROSTILL PETTY—The Honourable W. A. Landeryou moved, That this House expresses its sincere sorrow at the death on 16 February 1982 of the Honourable Sir Horace Rostill Petty, and places on record its acknowledgment of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Assembly for the Electoral District of Toorak from 1952 to 1964, Minister of the Crown from 1955 to 1964, and Agent-General for Victoria in London from 1964 to 1970.

And other Honourable Members having addressed the House—

The question was put and, Honourable Members signifying their assent by rising in their places, unanimously resolved in the affirmative.

- 6 ADJOURNMENT—The Honourable W. A. Landeryou moved, That, as a further mark of respect to the memory of the late Honourable Sir Horace Rostill Petty, the House do now adjourn until 8.00 p.m. this day.

Question—put and resolved in the affirmative.

And then the Council, at 5.01 p.m., adjourned until 8.00 p.m. this day.

-
- 1 The President took the Chair.

- 2 PRIVILEGE BILL—STATUTE LAW REVISION BILL—On the motion of the Honourable W. A. Landeryou, leave was given to bring in a Bill to revise the Statute Law of Victoria, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 3 HOUSE COMMITTEE—The Honourable W. A. Landeryou moved, by leave, That the Honourables H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and I. B. Trayling be members of the House Committee.

Debate ensued.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered, after debate—That the debate be adjourned until later this day.

- 4 STANDING ORDERS COMMITTEE—The Honourable W. A. Landeryou moved, by leave, That the Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou, Haddon Storey and J. M. Walton be members of the Select Committee on the Standing Orders of the House; three to be the quorum.

Debate ensued.

Question—put and resolved in the affirmative.

- 5 TEMPORARY RELIEF IN THE CHAIR—The Honourable W. A. Landeryou moved, by leave, That during any absence of the Deputy President, the President be authorized to call upon any of the Temporary Chairmen of Committees to temporarily relieve him in the Chair, and that during any absence of the President, the Deputy President be similarly authorized to call upon any of the Temporary Chairmen.

Question—put and resolved in the affirmative.

- 6 SESSIONAL ORDERS—BUSINESS OF THE HOUSE—The Honourable W. A. Landeryou moved, by leave, That unless otherwise ordered by the House, in each week of the present Session—

- (a) the days and hours of meeting of the Council be Tuesday at 3 p.m., Wednesday at 11 a.m. and Thursday at 11 a.m.;
- (b) on Tuesday and Thursday the transaction of Government business shall take precedence of all other business, and on Wednesday Private Members' business shall take precedence of Government business; and
- (c) no new business shall be taken after 10 p.m.

Question—put and resolved in the affirmative.

- 7 TEMPORARY CHAIRMEN OF COMMITTEES—The President laid upon the Table the following Warrant nominating the Temporary Chairmen of Committees:

LEGISLATIVE COUNCIL

—————

VICTORIA

Pursuant to the provisions of the Standing Order of the Legislative Council numbered 160, I do hereby nominate—

The Honourable Peter David Block,
The Honourable Glyde Algernon Surtees Butler,
The Honourable Bruce Anthony Chamberlain,
The Honourable Joan Coxsedge,
The Honourable Randolph John Eddy,
The Honourable David Mylor Evans,
The Honourable Vernon Thomas Hauser,
The Honourable Richard John Long,
The Honourable Ivan Barry Trayling, and
The Honourable John Malcolm Walton—

to act as Temporary Chairmen of Committees whenever requested to do so by the Chairman of Committees or whenever the Chairman of Committees is absent.

Given under my hand this twenty-seventh day of April, One thousand nine hundred and eighty-two.

FRED S. GRIMWADE
President of the Legislative Council

8 PAPERS—

STATUTE LAW REVISION COMMITTEE—UPPER HOUSES OF PARLIAMENT—The Honourable W. A. Landeryou moved, by leave, That there be laid before this House a copy of the Progress Report from the Statute Law Revision Committee on the *Constitution Act 1975* as to the Role of Upper Houses of Parliament (Interim Report).

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable W. A. Landeryou and ordered to lie on the Table and be printed.

The Honourable Haddon Storey moved, That the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Building Industry Long Service Leave Board—Report for the year 1980–81.

Dandenong Valley Authority—Report for the year 1980–81.

Friendly Societies—Report of the Registrar for the year 1980–81.

Geelong Regional Commission—Report for the year 1980–81.

Latrobe Valley Water and Sewerage Board—Report for the year 1980–81.

Melbourne Wholesale Fruit and Vegetable Market Trust—Report for the year 1980–81.

Monash University—Report of the Council for the year 1980.

National Companies and Securities Commission—Report and financial statements for the year 1980–81.

Police Service Board—Determinations Nos. 356 to 359 (four papers).

Portland Harbor Trust—Balance sheet and statement of accounts for the year 1980–81.

Port of Melbourne Authority—Balance sheet and statement of accounts for the year 1980–81.

Railways Act 1958—Agreement dated 23 April 1981 between the Victorian Railways Board and Steam Age Australia Pty. Ltd. as to the purchase of locomotives and the use of lines.

River Murray Commission—Report for the year 1980–81.

Statutory Rules under the following Acts of Parliament:

Abattoir and Meat Inspection Act 1973—Nos. 75 and 78/1982.

Agricultural Chemicals Act 1958—Nos. 96 and 97/1982.

Appeal Costs Fund Act 1964—No. 113/1982.

Boilers and Pressure Vessels Act 1970—Nos. 98 and 106/1982.

Building Industry Long Service Leave Act 1975—No. 530/1981; and No. 107/1982.

Business Franchise (Tobacco) Act 1974 and Business Franchise (Petroleum Products) Act 1979—No. 68/1982.

Cemeteries Act 1958—No. 55/1982.

Coal Mines Act 1958—No. 91/1982.

Community Welfare Services Act 1970—No. 518/1981.

Companies Act 1961—No. 499/1981; and Nos. 41 and 114/1982.

Statutory Rules under the following Acts of Parliament (*continued*):

- Consumer Affairs Act 1972—No. 105/1982.
 Coroners Act 1958—No. 26/1982.
 Country Fire Authority Act 1958—Nos. 510 and 511/1981; and Nos. 21, 40, 51, 52, 53 and 88/1982.
 County Court Act 1958—No. 502/1981.
 Dentists Act 1972—No. 496/1981.
 Discharged Servicemen's Preference Act 1943—No. 115/1982.
 Education Act 1958—No. 70/1982.
 Education Service Act 1981—No. 74/1982.
 Environment Protection Act 1970—Nos. 517 and 524/1981; and No. 101/1982.
 Evidence Act 1958—Nos. 1 and 3/1982.
 Extractive Industries Act 1966—No. 92/1982.
 Firearms Act 1958—Nos. 521, 525 and 534/1981.
 Fisheries Act 1968—Nos. 62 and 72/1982.
 Forests Act 1958—No. 495/1981; and Nos. 31 and 100/1982.
 Friendly Societies Act 1958—No. 60/1982.
 Geelong Harbor Trust Act 1958—No. 509/1981.
 Groundwater Act 1969—No. 90/1982.
 Health Act 1958—Nos. 30 and 61/1982.
 Hospitals Remuneration Tribunal Act 1978—No. 66/1982.
 Hospitals Superannuation Act 1965—No. 95/1982.
 Industrial Relations Act 1979—Nos. 8 and 108/1982.
 Industrial Training Act 1975—No. 111/1982.
 Juries Act 1967—No. 23/1982.
 Labour and Industry Act 1958—No. 503/1981.
 Land Tax Act 1958—No. 16/1982.
 Law Reform Act 1973—No. 112/1982.
 Liquor Control Act 1968—No. 85/1982.
 Lotteries Gaming and Betting Act 1966—No. 102/1982.
 Magistrates' Courts Act 1971—No. 79/1982.
 Marine Act 1958—Nos. 24, 33, 34, 64 and 73/1982.
 Melbourne and Metropolitan Board of Works Act 1958—Nos. 476 and 527/1981.
 Metropolitan Fire Brigades Act 1958—No. 507/1981.
 Milk and Dairy Supervision Act 1958—No. 14/1982.
 Mines Act 1958—No. 93/1982.
 Motor Boating Act 1961—Nos. 19, 39, 50 and 77/1982.
 Motor Car Act 1958—No. 520/1981; and Nos. 37 and 89/1982.
 Motor Car Traders Act 1973—No. 104/1982.
 National Parks Act 1975—No. 103/1982.
 Nurses Act 1958—No. 65/1982.
 Pay-roll Tax Act 1971—No. 516/1981.
 Physiotherapists Act 1978—No. 531/1981.
 Pipelines Act 1967—No. 28/1982.
 Police Regulation Act 1958—Nos. 7, 46 and 54/1982.
 Port of Melbourne Authority Act 1958—Nos. 528 and 536/1981; and No. 32/1982.
 Post-Secondary Education Act 1978—Nos. 2 and 110/1982.
 Public Service Act 1974—Nos. 500 and 501/1981; Nos. 9 to 13 and 22/1982; PSD Nos. 172, 187, and 194 to 214/1981; and Nos. 1 to 11, 13 to 23, 26 to 48, 51, 53, 54, and 57 to 63/1982.
 Racing Act 1958—No. 533/1981; and Nos. 38, 82 to 84, and 121 to 123/1982.
 Railways Act 1958—No. 526/1981; and Nos. 4 and 81/1982.

Statutory Rules under the following Acts of Parliament (*continued*):

- Reference Areas Act 1978—No. 116/1982.
 Road Traffic Act 1958—Nos. 498, 522 and 523/1981; and Nos. 5, 48 and 56/1982.
 Scaffolding Act 1971—No. 109/1982.
 Second-hand Dealers Act 1958—Nos. 71 and 87/1982.
 Securities Industry (Application of Laws) Act 1981—No. 17/1982.
 Stamps Act 1958—No. 505/1981; and Nos. 25 and 29/1982.
 State Bank Act 1958—Nos. 513 and 514/1981; and Nos. 42 and 118/1982.
 State Electricity Commission Act 1958—No. 512/1981.
 Stock (Artificial Breeding) Act 1962—Nos. 58 and 59/1982.
 Superannuation Act 1958—No. 20/1982.
 Supreme Court Act 1958—Nos. 506 and 535/1981.
 Survey Co-ordination Act 1958—No. 515/1981.
 Tattersall Consultations Act 1958—No. 18/1982.
 The Constitution Act Amendment Act 1958—No. 49/1982.
 Town and Country Planning Act 1961—Nos. 504 and 519/1981; and No. 67/1982.
 Transport Regulation Act 1958—No. 508/1981.
 Valuation of Land Act 1960—No. 529/1981; and No. 99/1982.
 Vegetation and Vine Diseases Act 1958—No. 27/1982.
 Vermin and Noxious Weeds Act 1958—No. 76/1982.
 Water Act 1958—Nos. 35, 36, 43 to 45, 47 and 57/1982.
 Wildlife Act 1975—No. 532/1981; and No. 63/1982.
 Workers Compensation Act 1958—Nos. 6 and 69/1982.
 Youth, Sport and Recreation Act 1972—No. 117/1982.
 Zoological Parks and Gardens Act 1967—No. 15/1982.

Teaching Service Act 1958—

- Teaching Service (Classification, Salaries, and Allowances) Regulations—Amendments Nos. 580, 581, 585 to 587, 589, 591, and 594 to 599.
 Teaching Service (Teachers Tribunal) Regulations—Amendments Nos. 582 to 584, 588, 590 with Corrigendum, 592 and 593.

Town and Country Planning Act 1961—

- Alexandra—Shire of Alexandra Planning Scheme—Amendment No. 16.
 Ararat—City of Ararat Planning Scheme 1953—Amendments No. 22, 1977 (with two maps); and Nos. 27 (with two maps) and 29.
 Bacchus Marsh—Shire of Bacchus Marsh Planning Scheme—Amendment No. 14, Part 2 (with map).
 Bairnsdale—Town of Bairnsdale Planning Scheme—Amendment No. 25 (with map).
 Ballarat—City of Ballarat Planning Scheme—Amendments Nos. 58, 61, 64 and 65.
 Ballarat—Shire of Ballarat Planning Scheme—Amendment No. 12.
 Benalla—
 City of Benalla Planning Scheme—Amendments Nos. 32 and 33.
 Shire of Benalla Planning Scheme 1953—Amendments Nos. 16 and 18 (with twelve maps).
 Bungaree—Shire of Bungaree Planning Scheme—Amendment No. 11 (with map).
 Cobram—Shire of Cobram Planning Scheme 1979 (with four maps).
 Croydon—City of Croydon Planning Scheme 1961—Amendments Nos. 86 (with map), 109, 110 and 111.
 Eaglehawk—Borough of Eaglehawk Planning Scheme (with three maps); and Amendments Nos. 1 and 2.

Town and Country Planning Act 1961 (*continued*):

Eppalock—

- Eppalock Planning Scheme (Shire of Metcalfe)—Amendment No. 2.
- Eppalock Planning Scheme (Shire of Strathfieldsaye)—Amendment No. 4, 1981.

Flinders—Shire of Flinders Planning Scheme 1962—Amendments Nos. 138 and 142, 1981 (with six maps); and No. 145.

Frankston—City of Frankston Planning Scheme—Amendments Nos. 28, 29 and 32, 1980; and No. 33, 1981.

French Island Planning Scheme—Amendment No. 5.

Geelong Regional Planning Scheme—Amendments No. 17, 1980 (with map); and Nos. 20, Part 1 (with map); 21, Part 1 (with map); 24, Part 1 (with map); 25, Part 1 (with map); 35 (with map) and 36 (with map).

Horsham—City of Horsham Planning Scheme—Amendment No. 58, 1980, Part 1.

Kilmore—Shire of Kilmore Planning Scheme 1973—Amendments No. 47, 1980; No. 48, 1981; and Nos. 52 and 52A.

Knox—City of Knox Planning Scheme 1965—Amendments Nos. 223, Part 2, and 226, 1980 (with map); Nos. 242 and 244, 1981; and Nos. 245 and 246.

Lake Tyers to Cape Howe Coastal Planning Scheme—Amendment No. 7.

Lillydale—Shire of Lillydale Planning Scheme 1958—Amendments Nos. 123 and 131, 1980; and Nos. 144, 146 and 150.

Melbourne Metropolitan Planning Scheme—Amendments Nos. 3, Part 1G (with two maps); 69, Part 3 (with map) and Part 4 (with two maps); 120, Part 2 (with map); 138, Part 2A (with six maps) and Part 3 (with map); No. 141, Part 2A (with five maps) and Part 2B; 142, Part 3 (with map); 154, Part 1A (with six maps) and Part 1B (with map); 155, Part 2; 156, Part 1 (with eleven maps); 158, Part 1 (with two maps); 159, Part 1 (with six maps); 160, Part 1 (with nine maps); 175 (with map); 179; 180; 195; 196; 197; 199 (with map); 200; 204 and 207.

Mildura—City of Mildura Planning Scheme—Amendment No. 34, 1980.

Moe—City of Moe Planning Scheme 1966—Amendment No. 61.

Mornington—Shire of Mornington Planning Scheme 1959—Amendments No. 136, 1981; and No. 133.

Morwell—Shire of Morwell Planning Scheme 1977—Amendments Nos. 8, 11 and 12, 1981.

Numurkah—Shire of Numurkah Planning Scheme 1956—Amendment No. 5, 1979 (with map).

Ocean Road Planning Scheme (Shire of Otway)—Amendment No. 21.

Pakenham—Shire of Pakenham Planning Scheme, Part 1—Amendments Nos. 3 and 6.

Portland—

- Shire of Portland (Heywood Township) Planning Scheme—Amendment No. 5.

- Shire of Portland Planning Scheme—Amendment No. 17, 1980.

- Town of Portland Planning Scheme 1957—Amendments Nos. 28 and 33, 1981; and No. 35 (with map).

Port Fairy Planning Scheme 1959—Amendment No. 12, 1981.

Rosedale—Shire of Rosedale Planning Scheme—Amendment No. 17, 1980.

Sale—City of Sale Planning Scheme 1975—Amendments No. 13, 1980; and No. 14, 1981.

Town and Country Planning Act 1961 (*continued*):

Sebastopol—Borough of Sebastopol Planning Scheme—Amendments Nos. 17 and 19.

Seymour Planning Scheme—Amendments Nos. 46, 54, 57, 58, 59, 62 and 64.

Shepparton—City of Shepparton Planning Scheme 1953—Amendments Nos. 58 and 59, 1981.

Sherbrooke—Shire of Sherbrooke Planning Scheme 1965—Amendment No. 143.

Stawell—Town of Stawell Planning Scheme—Amendments No. 23, 1981 (with map); and No. 22.

Swan Hill—

Shire of Swan Hill (Castle Donnington) Planning Scheme—Amendment No. 7.

Shire of Swan Hill (Nyah-Nyah West) Planning Scheme—Amendment No. 3.

Shire of Swan Hill (Robinvale) Planning Scheme—Amendment No. 4.

Wangaratta Sub-Regional Planning Scheme 1976 (City of Wangaratta)—Amendments Nos. 8 and 10.

Woorayl—Shire of Woorayl Planning Scheme—Amendment No. 53, 1982.

Yea—Shire of Yea Planning Scheme—Amendment No. 3.

Town and Country Planning Board—Report for the period 1 July 1980—2 February 1981.

Urban Land Authority—Report for the year 1980–81.

Victorian Post-Secondary Education Commission—Report for the year 1980–81.

West Gate Bridge Authority—Report for the year 1980–81.

West Moorabool Water Board—Report for the year 1980–81.

The Honourable Haddon Storey moved, That the Papers tabled by the Clerk, with the exception of the Statutory Rules and the regulations under the *Teaching Service Act* 1958, be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

9 SPEECH OF HIS EXCELLENCY THE GOVERNOR—The President reported the Speech of His Excellency the Governor on the Opening of Parliament.

The Honourable J. M. Walton moved, That the Council agree to the following Address to His Excellency the Governor in reply to His Excellency's Opening Speech:

MAY IT PLEASE YOUR EXCELLENCY—

We, the Legislative Council of Victoria, in Parliament assembled, beg to express our loyalty to our Most Gracious Sovereign and to thank Your Excellency for the gracious Speech which you have been pleased to address to Parliament.

—which motion was seconded by the Honourable R. J. Eddy.

Debate ensued.

The Honourable A. J. Hunt moved, as an amendment, That the following words be added to the proposed Address:

“but express our concern at the failure of the Government to inform the people of Victoria fully, truthfully and in advance, of its real intentions, particularly with respect to financial and industrial matters”.

Debate ensued.

The Honourable B. P. Dunn moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 10 ADJOURNMENT—The Honourable W. A. Landeryou moved, That the Council, at its rising, adjourn until a day and hour to be fixed by the President, which time of meeting shall be notified to each Honourable Member by telegram or letter.

Debate ensued.

Motion, by leave, withdrawn.

The Honourable W. A. Landeryou moved, That the Council, at its rising, adjourn until Tuesday, 25 May.

Debate ensued.

Question—put and resolved in the affirmative.

The Honourable W. A. Landeryou moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.48 p.m., adjourned until Tuesday, 25 May.

A. R. B. McDONNELL
Clerk of the Legislative Council

Mr President takes the Chair at 3.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

Order of the Day (to take precedence)

- 1 ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—*Resumption of debate on motion for Address—and on the amendment of the Hon. A. J. Hunt to add the following words to the proposed Address: “but express our concern at the failure of the Government to inform the people of Victoria fully, truthfully and in advance, of its real intentions, particularly with respect to financial and industrial matters”.* (Hon. B. P. Dunn).

GOVERNMENT BUSINESS

Orders of the Day

- 1 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading.
- 2 HOUSE COMMITTEE—MOTION FOR APPOINTMENT OF MEMBERS (Hon. W. A. Landeryou)—*Resumption of debate.* (Hon. A. J. Hunt).

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. J. V. C. GUEST—To move, That this House is of the opinion that the Government should appoint one of Her Majesty's Counsel or some other suitably qualified person:
 - (i) to take evidence and otherwise inquire in such manner as he shall think fit whether Leith Ratten is guilty or innocent of murder and, in particular, whether he should now be regarded as guilty beyond reasonable doubt having regard to all relevant matters whether or not admitted or admissible as evidence in court proceedings;
 - (ii) to advise whether, in all the circumstances, Leith Ratten should now remain in prison; and
 - (iii) without delaying his report on the foregoing questions, to inquire into and report on the practices and procedures which apply in cases where a serious question is raised as to the guilt or the nature of the offence of a convicted person and to make recommendations as to the practices and procedures which ought to apply, having particular regard to the principles of natural justice and the need to ensure that justice is at all times seen to be done.
- 2 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to give Members of the Public Rights of Access to Official Documents of the Government of Victoria and of its Agencies, to amend the *Ombudsman Act 1973* and for other purposes.
- 3 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to establish a Standing Commission on Crimes, to make provision with respect to the Membership, Powers and Duties of the Standing Commission on Crimes and for other purposes.

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 BUILDING INDUSTRY LONG SERVICE LEAVE BOARD REPORT, 1980–81—To be considered.
- 3 DANDENONG VALLEY AUTHORITY REPORT, 1980–81—To be considered.
- 4 FRIENDLY SOCIETIES REGISTRAR'S REPORT, 1980–81—To be considered.
- 5 GEELONG REGIONAL COMMISSION REPORT, 1980–81—To be considered.
- 6 LATROBE VALLEY WATER AND SEWERAGE BOARD REPORT, 1980–81—To be considered.
- 7 MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST REPORT, 1980–81—To be considered.
- 8 MONASH UNIVERSITY COUNCIL REPORT, 1980—To be considered.
- 9 NATIONAL COMPANIES AND SECURITIES COMMISSION REPORT, 1980–81—To be considered.
- 10 POLICE SERVICE BOARD DETERMINATIONS Nos. 356 to 359—To be considered.
- 11 PORT OF MELBOURNE AUTHORITY ACCOUNTS, 1980–81—To be considered.
- 12 PORTLAND HARBOR TRUST ACCOUNTS, 1980–81—To be considered.
- 13 RAILWAYS BOARD AND STEAM AGE AUSTRALIA PTY LTD—AGREEMENT DATED 23 APRIL 1981 AS TO THE PURCHASE OF LOCOMOTIVES AND USE OF LINES—To be considered.
- 14 RIVER MURRAY COMMISSION REPORT, 1980–81—To be considered.
- 15 SHIRE OF ALEXANDRA PLANNING SCHEME—AMENDMENT No. 16—To be considered.
- 16 CITY OF ARARAT PLANNING SCHEME 1953—AMENDMENTS No. 22, 1977 AND Nos. 27 AND 29—To be considered.
- 17 SHIRE OF BACCHUS MARSH PLANNING SCHEME—AMENDMENT No. 14, PART 2—To be considered.
- 18 TOWN OF BAIRNSDALE PLANNING SCHEME—AMENDMENT No. 25—To be considered.
- 19 CITY OF BALLARAT PLANNING SCHEME—AMENDMENTS Nos. 58, 61, 64 AND 65—To be considered.
- 20 SHIRE OF BALLARAT PLANNING SCHEME—AMENDMENT No. 12—To be considered.
- 21 CITY OF BENALLA PLANNING SCHEME—AMENDMENTS Nos. 32 AND 33—To be considered.
- 22 SHIRE OF BENALLA PLANNING SCHEME 1953—AMENDMENTS Nos. 16 AND 18—To be considered.
- 23 SHIRE OF BUNGAREE PLANNING SCHEME—AMENDMENT No. 11—To be considered.
- 24 SHIRE OF COBRAM PLANNING SCHEME 1979—To be considered.
- 25 CITY OF CROYDON PLANNING SCHEME 1961—AMENDMENTS Nos. 86, 109, 110 AND 111—To be considered.
- 26 BOROUGH OF EAGLEHAWK PLANNING SCHEME AND AMENDMENTS Nos. 1 AND 2—To be considered.
- 27 EPPALOCK PLANNING SCHEME (SHIRE OF METCALFE)—AMENDMENT No. 2—To be considered.
- 28 EPPALOCK PLANNING SCHEME (SHIRE OF STRATHFIELDSAYE)—AMENDMENT No. 4, 1981—To be considered.
- 29 SHIRE OF FLINDERS PLANNING SCHEME 1962—AMENDMENTS Nos. 138 AND 142, 1981; AND No. 145—To be considered.

- 30 CITY OF FRANKSTON PLANNING SCHEME—AMENDMENTS Nos. 28, 29 AND 32, 1980; AND No. 33, 1981—To be considered.
- 31 FRENCH ISLAND PLANNING SCHEME—AMENDMENT No. 5—To be considered.
- 32 GEELONG REGIONAL PLANNING SCHEME—AMENDMENTS No. 17, 1980; AND Nos. 20, PART 1; 21, PART 1; 24, PART 1; 25, PART 1; 35 AND 36—To be considered.
- 33 CITY OF HORSHAM PLANNING SCHEME—AMENDMENT No. 58, 1980, PART 1—To be considered.
- 34 SHIRE OF KILMORE PLANNING SCHEME 1973—AMENDMENTS No. 47, 1980; No. 48, 1981; AND Nos. 52 AND 52A—To be considered.
- 35 CITY OF KNOX PLANNING SCHEME 1965—AMENDMENTS No. 223, PART 2, AND No. 226, 1980; Nos. 242 AND 244, 1981; AND Nos. 245 AND 246—To be considered.
- 36 LAKE TYERS TO CAPE HOWE COASTAL PLANNING SCHEME—AMENDMENT No. 7—To be considered.
- 37 SHIRE OF LILLYDALE PLANNING SCHEME 1958—AMENDMENTS Nos. 123 AND 131, 1980; AND Nos. 144, 146 AND 150—To be considered.
- 38 MELBOURNE METROPOLITAN PLANNING SCHEME—AMENDMENTS Nos. 3, PART 1G; 69, PARTS 3 AND 4; 120, PART 2; 138, PARTS 2A AND 3; 141, PARTS 2A AND 2B; 142, PART 3; 154, PARTS 1A AND 1B; 155, PART 2; 156, PART 1; 158, PART 1; 159, PART 1; 160, PART 1; 175; 179; 180; 195; 196; 197; 199; 200; 204 AND 207—To be considered.
- 39 CITY OF MILDURA PLANNING SCHEME—AMENDMENT No. 34, 1980—To be considered.
- 40 CITY OF MOE PLANNING SCHEME 1966—AMENDMENT No. 61—To be considered.
- 41 SHIRE OF MORNINGTON PLANNING SCHEME 1959—AMENDMENTS No. 136, 1981; AND No. 133—To be considered.
- 42 SHIRE OF MORWELL PLANNING SCHEME 1977—AMENDMENTS Nos. 8, 11 AND 12, 1981—To be considered.
- 43 SHIRE OF NUMURKAH PLANNING SCHEME 1956—AMENDMENT No. 5, 1979—To be considered.
- 44 OCEAN ROAD PLANNING SCHEME (SHIRE OF OTWAY)—AMENDMENT No. 21—To be considered.
- 45 SHIRE OF PAKENHAM PLANNING SCHEME PART 1—AMENDMENTS Nos. 3 AND 6—To be considered.
- 46 SHIRE OF PORTLAND (HEYWOOD TOWNSHIP) PLANNING SCHEME—AMENDMENT No. 5—To be considered.
- 47 SHIRE OF PORTLAND PLANNING SCHEME—AMENDMENT No. 17, 1980—To be considered.
- 48 TOWN OF PORTLAND PLANNING SCHEME 1957—AMENDMENTS Nos. 28 AND 33, 1981; AND No. 35—To be considered.
- 49 PORT FAIRY PLANNING SCHEME 1959—AMENDMENT No. 12, 1981—To be considered.
- 50 SHIRE OF ROSEDALE PLANNING SCHEME—AMENDMENT No. 17, 1980—To be considered.
- 51 CITY OF SALE PLANNING SCHEME 1975—AMENDMENTS No. 13, 1980; AND No. 14, 1981—To be considered.
- 52 BOROUGH OF SEBASTOPOL PLANNING SCHEME—AMENDMENTS Nos. 17 AND 19—To be considered.
- 53 SEYMOUR PLANNING SCHEME—AMENDMENTS Nos. 46, 54, 57, 58, 59, 62 AND 64—To be considered.
- 54 CITY OF SHEPPARTON PLANNING SCHEME 1953—AMENDMENTS Nos. 58 AND 59, 1981—To be considered.

- 55 SHIRE OF SHERBROOKE PLANNING SCHEME 1965—AMENDMENT No. 143—
To be considered.
- 56 TOWN OF STAWELL PLANNING SCHEME—AMENDMENTS No. 23, 1981; AND No.
22—To be considered.
- 57 SHIRE OF SWAN HILL (CASTLE DONNINGTON) PLANNING SCHEME—AMENDMENT
No. 7—To be considered.
- 58 SHIRE OF SWAN HILL (NYAH-NYAH WEST) PLANNING SCHEME—AMENDMENT
No. 3—To be considered.
- 59 SHIRE OF SWAN HILL (ROBINVALE) PLANNING SCHEME—AMENDMENT No. 4—
To be considered.
- 60 WANGARATTA SUB-REGIONAL PLANNING SCHEME 1976 (CITY OF WANGARATTA)—
AMENDMENTS NOS. 8 AND 10—To be considered.
- 61 SHIRE OF WOORAYL PLANNING SCHEME—AMENDMENT No. 53, 1982—To be
considered.
- 62 SHIRE OF YEA PLANNING SCHEME—AMENDMENT No. 3—To be considered.
- 63 TOWN AND COUNTRY PLANNING BOARD REPORT, 1980-81—To be considered.
- 64 URBAN LAND AUTHORITY REPORT, 1980-81—To be considered.
- 65 VICTORIAN POST-SECONDARY EDUCATION COMMISSION REPORT, 1980-81—To be
considered.
- 66 WEST GATE BRIDGE AUTHORITY REPORT, 1980-81—To be considered.
- 67 WEST MOORABOOL WATER BOARD REPORT, 1980-81—To be considered.

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, Joan Coxsedge, R. J. Eddy, D. M. Evans, V. T. Hauser, R. J. Long, I. B. Trayling and J. M. Walton.

SELECT COMMITTEE

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou, Haddon Storey and J. M. Walton.

* * *

Mr President takes the Chair at 11.00 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

Order of the Day (to take precedence)

- 1 ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—*Resumption of debate on motion for Address—and on the amendment of the Hon. A. J. Hunt to add the following words to the proposed Address: “but express our concern at the failure of the Government to inform the people of Victoria fully, truthfully and in advance, of its real intentions, particularly with respect to financial and industrial matters”.* (Hon. G. A. Sgro).

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. J. V. C. GUEST—To move, That this House is of the opinion that the Government should appoint one of Her Majesty’s Counsel or some other suitably qualified person:
 - (i) to take evidence and otherwise inquire in such manner as he shall think fit whether Leith Ratten is guilty or innocent of murder and, in particular, whether he should now be regarded as guilty beyond reasonable doubt having regard to all relevant matters whether or not admitted or admissible as evidence in court proceedings;
 - (ii) to advise whether, in all the circumstances, Leith Ratten should now remain in prison; and
 - (iii) without delaying his report on the foregoing questions, to inquire into and report on the practices and procedures which apply in cases where a serious question is raised as to the guilt or the nature of the offence of a convicted person and to make recommendations as to the practices and procedures which ought to apply, having particular regard to the principles of natural justice and the need to ensure that justice is at all times seen to be done.
- 2 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to give Members of the Public Rights of Access to Official Documents of the Government of Victoria and of its Agencies, to amend the *Ombudsman Act 1973* and for other purposes.
- 3 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to establish a Standing Commission on Crimes, to make provision with respect to the Membership, Powers and Duties of the Standing Commission on Crimes and for other purposes.
- *4 The Hon. D. K. HAYWARD—To move, That this House expressly disapproves of the discriminatory treatment directed against non-union employees of the State Electricity Commission arising from an offer from the Government of a seven per cent salary increase retrospective to 28 February 1982 for members of the Municipal Officers Association and other unions within the Commission but not effective until 1 July 1982 for other employees.

* Indicates new entry.

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 BUILDING INDUSTRY LONG SERVICE LEAVE BOARD REPORT, 1980–81—To be considered.
- 3 DANDENONG VALLEY AUTHORITY REPORT, 1980–81—To be considered.
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- 5 GEELONG REGIONAL COMMISSION REPORT, 1980–81—To be considered.
- 6 LATROBE VALLEY WATER AND SEWERAGE BOARD REPORT, 1980–81—To be considered.
- 7 MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST REPORT, 1980–81—To be considered.
- 8 MONASH UNIVERSITY COUNCIL REPORT, 1980—To be considered.
- 9 NATIONAL COMPANIES AND SECURITIES COMMISSION REPORT, 1980–81—To be considered.
- 10 POLICE SERVICE BOARD DETERMINATIONS Nos. 356 to 359—To be considered.
- 11 PORT OF MELBOURNE AUTHORITY ACCOUNTS, 1980–81—To be considered.
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- 18 TOWN OF BAIRNSDALE PLANNING SCHEME—AMENDMENT No. 25—To be considered.
- 19 CITY OF BALLAARAT PLANNING SCHEME—AMENDMENTS Nos. 58, 61, 64 AND 65—To be considered.
- 20 SHIRE OF BALLARAT PLANNING SCHEME—AMENDMENT No. 12—To be considered.
- 21 CITY OF BENALLA PLANNING SCHEME—AMENDMENTS Nos. 32 AND 33—To be considered.
- 22 SHIRE OF BENALLA PLANNING SCHEME 1953—AMENDMENTS Nos. 16 AND 18—To be considered.
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- 24 SHIRE OF COBRAM PLANNING SCHEME 1979—To be considered.
- 25 CITY OF CROYDON PLANNING SCHEME 1961—AMENDMENTS Nos. 86, 109, 110 AND 111—To be considered.
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- 35 CITY OF KNOX PLANNING SCHEME 1965—AMENDMENTS No. 223, PART 2, AND No. 226, 1980; Nos. 242 AND 244, 1981; AND Nos. 245 AND 246—To be considered.
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- 40 CITY OF MOE PLANNING SCHEME 1966—AMENDMENT No. 61—To be considered.
- 41 SHIRE OF MORNINGTON PLANNING SCHEME 1959—AMENDMENTS No. 136, 1981; AND No. 133—To be considered.
- 42 SHIRE OF MORWELL PLANNING SCHEME 1977—AMENDMENTS Nos. 8, 11 AND 12, 1981—To be considered.
- 43 SHIRE OF NUMURKAH PLANNING SCHEME 1956—AMENDMENT No. 5, 1979—To be considered.
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- 46 SHIRE OF PORTLAND (HEYWOOD TOWNSHIP) PLANNING SCHEME—AMENDMENT No. 5—To be considered.
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- 50 SHIRE OF ROSEDALE PLANNING SCHEME—AMENDMENT No. 17, 1980—To be considered.
- 51 CITY OF SALE PLANNING SCHEME 1975—AMENDMENTS No. 13, 1980; AND No. 14, 1981—To be considered.
- 52 BOROUGH OF SEBASTOPOL PLANNING SCHEME—AMENDMENTS Nos. 17 AND 19—To be considered.
- 53 SEYMOUR PLANNING SCHEME—AMENDMENTS Nos. 46, 54, 57, 58, 59, 62 AND 64—To be considered.

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- 54 CITY OF SHEPPARTON PLANNING SCHEME 1953—AMENDMENTS NOS. 58 AND 59, 1981—To be considered.
 - 55 SHIRE OF SHERBROOKE PLANNING SCHEME 1965—AMENDMENT No. 143—To be considered.
 - 56 TOWN OF STAWELL PLANNING SCHEME—AMENDMENTS No. 23, 1981; AND No. 22—To be considered.
 - 57 SHIRE OF SWAN HILL (CASTLE DONNINGTON) PLANNING SCHEME—AMENDMENT No. 7—To be considered.
 - 58 SHIRE OF SWAN HILL (NYAH-NYAH WEST) PLANNING SCHEME—AMENDMENT No. 3—To be considered.
 - 59 SHIRE OF SWAN HILL (ROBINVALE) PLANNING SCHEME—AMENDMENT No. 4—To be considered.
 - 60 WANGARATTA SUB-REGIONAL PLANNING SCHEME 1976 (CITY OF WANGARATTA)—AMENDMENTS NOS. 8 AND 10—To be considered.
 - 61 SHIRE OF WOORAYL PLANNING SCHEME—AMENDMENT No. 53, 1982—To be considered.
 - 62 SHIRE OF YEA PLANNING SCHEME—AMENDMENT No. 3—To be considered.
 - 63 TOWN AND COUNTRY PLANNING BOARD REPORT, 1980-81—To be considered.
 - 64 URBAN LAND AUTHORITY REPORT, 1980-81—To be considered.
 - 65 VICTORIAN POST-SECONDARY EDUCATION COMMISSION REPORT, 1980-81—To be considered.
 - 66 WEST GATE BRIDGE AUTHORITY REPORT, 1980-81—To be considered.
 - 67 WEST MOORABOOL WATER BOARD REPORT, 1980-81—To be considered.
 - *68 WATER INDUSTRY RESTRUCTURING—MINISTERIAL STATEMENT—To be considered.
 - *69 ELECTORAL COMMISSION BILL—(*Hon. A. J. Hunt*)—Second reading.
 - *70 DECENTRALIZED INDUSTRY HOUSING AUTHORITY REPORT, 1980-81—To be considered.
 - *71 DENTAL BOARD AND SPECIALIST PRACTITIONERS QUALIFICATION COMMITTEE REPORTS, 1980-81—To be considered.
 - *72 DRIED FRUITS BOARD REPORT, 1981—To be considered.
 - *73 EQUAL OPPORTUNITY BOARD REPORT, 1980-81—To be considered.
 - *74 GEELONG HARBOR TRUST COMMISSIONERS ACCOUNTS, 1981—To be considered.
 - *75 HISTORIC BUILDINGS PRESERVATION COUNCIL REPORTS, 1979-80 AND 1980-81—To be considered.
 - *76 LIQUOR CONTROL COMMISSION REPORT, 1980-81—To be considered.
 - *77 METROPOLITAN FIRE BRIGADES BOARD REPORT, 1980-81—To be considered.
 - *78 MOTOR ACCIDENTS BOARD REPORT, 1980-81—To be considered.
 - *79 NATIONAL GALLERY COUNCIL REPORT, 1979-80—To be considered.
 - *80 NATIONAL MUSEUM COUNCIL REPORT, 1980-81—To be considered.
 - *81 SOIL CONSERVATION AUTHORITY REPORT, 1980-81—To be considered.
 - *82 STATE INSURANCE OFFICE ACCOUNTS, 1980-81—To be considered.
 - *83 STATE LIBRARY AND NATIONAL MUSEUM BUILDINGS COMMITTEE REPORT, 1980-81—To be considered.
 - *84 TEACHERS TRIBUNAL REPORT, 1980-81—To be considered.
 - *85 VICTORIAN ARTS CENTRE TRUST REPORT, 1980-81—To be considered.

GOVERNMENT BUSINESS

Orders of the Day

- *1 STAMPS (FIRST PURCHASES OF LAND) BILL—(*from Assembly—Hon. D. R. White*)
—Second reading.
- 2 HOUSE COMMITTEE—MOTION FOR APPOINTMENT OF MEMBERS (*Hon. W. A. Landeryou*)—*Resumption of debate. (Hon. A. J. Hunt).*
- 3 STATUTE LAW REVISION BILL—(*Hon. W. A. Landeryou*)—Second reading.

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TUESDAY, 1 JUNE

GOVERNMENT BUSINESS

Order of the Day

- *1 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. W. A. Landeryou*)—Second reading
—*Resumption of debate. (Hon. Haddon Storey).*

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, Joan Coxsedge, R. J. Eddy, D. M. Evans, V. T. Hauser, R. J. Long, I. B. Trayling and J. M. Walton.

SELECT COMMITTEE

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou, Haddon Storey and J. M. Walton.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 2 and 3

No. 2—Tuesday, 25 May 1982

- 1 The President took the Chair and read the Prayer.
- 2 URGENCY—MOTION UNDER STANDING ORDER No. 68A—The Honourable B. A. Chamberlain moved, That the Council take note of the interference by the Minister for Conservation in the activities of the Environment Protection Authority so as to prevent that body acting to protect the residents of Murrumbena from harmful pollution, such action being in conflict with the Minister's prior statements to this House and his pre-election policy speech.
Debate ensued.
Question—put and resolved in the affirmative.
- 3 MINISTERIAL STATEMENT—WATER INDUSTRY—The Honourable D. R. White made a Ministerial Statement on the proposed restructuring of the water industry.
The Honourable B. A. Chamberlain moved, That the statement be taken into consideration on the next day of meeting.
Question—put and resolved in the affirmative.
- 4 ELECTORAL COMMISSION BILL—On the motion (by leave without notice) of the Honourable A. J. Hunt, leave was given to bring in a Bill to establish an Electoral Commission for dividing the State of Victoria from Time to Time into Electoral Provinces for the Legislative Council and Electoral Districts for the Legislative Assembly, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
- 5 ANZAC DAY (PUBLIC HOLIDAY) BILL—On the motion (by leave without notice) of the Honourable W. A. Landeryou, leave was given to bring in a Bill to amend Section 3 of the *Anzac Day Act* 1958, the *Labour and Industry Act* 1958 and the *Industrial Relations Act* 1979 with respect to Anzac Day, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 6 THE COMMERCIAL BANK OF AUSTRALIA LIMITED (MERGER) BILL—On the motion (by leave without notice) of the Honourable D. R. White, leave was given to bring in a Bill to provide for the transfer to Bank of New South Wales of the undertaking of The Commercial Bank of Australia Limited and for the transfer to Bank of New South Wales Savings Bank Limited of the undertaking of The Commercial Savings Bank of Australia Limited and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 7 THE COMMERCIAL BANKING COMPANY OF SYDNEY LIMITED (MERGER) BILL—On the motion (by leave without notice) of the Honourable D. R. White, leave was given to bring in a Bill to supplement *The Commercial Banking Company of Sydney Limited (Merger) Act* 1982 of the State of New South Wales which provides for the transfer to The National Bank of Australasia Limited of the undertaking of the Commercial Banking Company of Sydney Limited and for the transfer to The National Bank Savings Bank Limited of the undertaking of C.B.C. Savings Bank Limited and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

8 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

- Decentralized Industry Housing Authority—Report for the year 1980–81.
- Dental Board—Report and financial statement, together with report of Specialist Practitioners Qualifications Committee, for the year ended 30 September 1981 (three papers).
- Dried Fruits Board—Report and statement of accounts for the year 1981.
- Equal Opportunity Board—Report for the year 1980–81.
- Geelong Harbor Trust Commissioners—Statement of accounts for the year 1981.
- Historic Buildings Preservation Council—Reports for the years 1979–80 and 1980–81 (two papers).
- Liquor Control Commission—Report and statement of accounts for the year 1980–81.
- Marketing of Primary Products Act 1958—
 Proclamation of 11 May 1982 declaring that oranges, mandarins and grapefruit shall become the property of the Citrus Fruit Marketing Board on, from and after 15 May 1982.
 Proclamation of 11 May 1982 declaring that tobacco leaf shall become the property of the Tobacco Leaf Marketing Board on, from and after 13 May 1982.
- Metropolitan Fire Brigades Board—Report for the year 1980–81.
- Monash University—Statutes approved by the Governor in Council for the year 1980 (fifteen papers).
- Motor Accidents Board—Report for the year 1980–81.
- National Gallery—Report of the Council of Trustees, together with statement of income and expenditure, for the year 1979–80.
- National Museum—Report of the Council for the year 1980–81.
- Police Service Board—Determinations Nos. 360 to 370 (eleven papers).
- Soil Conservation Authority—Report for the year 1980–81.
- State Insurance Office—Statement of accounts for the year 1980–81.
- State Library and National Museum Buildings Committee—Report for the year 1980–81.
- Statutory Rules under the following Acts of Parliament:
- Abattoir and Meat Inspection Act 1973—No. 86.
- Bread Industry Act 1959—No. 156.
- Community Welfare Services Act 1970—No. 131.
- Co-operative Housing Societies Act 1958—No. 130.
- Country Fire Authority Act 1958—No. 134.
- Dried Fruits Act 1958—No. 119.
- Farm Produce Merchants and Commission Agents Act 1965—No. 125.
- Fertilizers Act 1974—Nos. 135 and 159.
- Films Act 1971—No. 138.
- Hairdressers Registration Act 1958—No. 146.
- Health Act 1958—No. 80.
- Home Finance Act 1962—No. 149.
- Milk and Dairy Supervision Act 1958—Nos. 126 and 160.
- Milk Pasteurization Act 1958—No. 127.
- Optometrists Registration Act 1958—No. 129.
- Police Regulation Act 1958—Nos. 132, 136 and 137.
- Public Service Act 1974—Nos. 120, 143 to 145 and 150; PSD Nos. 55, 64 to 69, 72 to 83, 85 to 87, 89, 90, 92 to 113 and 115 to 123.
- Road Traffic Act 1958—No. 133.
- State Bank Act 1958—Nos. 139, 140 and 162.

Statutory Rules under the following Acts of Parliament (*continued*):

State Electricity Commission Act 1958—Nos. 141 and 142.

Stock Foods Act 1958—No. 161.

Stock Medicines Act 1958—No. 128.

Sunday Entertainment Act 1967—No. 94.

Water Act 1958—No. 154.

Workers Compensation Act 1958—No. 155.

Zoological Parks and Gardens Act 1967—No. 147.

Teachers Tribunal—Report for the year 1980–81.

Town and Country Planning Act 1961—

Ballaarat—City of Ballaarat Planning Scheme—Amendment No. 62.

Bulla—Shire of Bulla Planning Scheme 1959—Amendment No. 79, 1979.

Camberwell—City of Camberwell Planning Scheme 1954—Amendment No. 55, 1981.

Cobram—Shire of Cobram Planning Scheme 1979—Amendment No. 1, 1981.

Croydon—City of Croydon Planning Scheme 1961—Amendment No. 103.

Horsham—City of Horsham Planning Scheme 1973—Amendment No. 58, Part 2.

Kilmore—Shire of Kilmore Planning Scheme 1973—Amendment No. 49, 1981.

Lillydale—Shire of Lillydale Planning Scheme—Amendments Nos. 60, 137 and 147.

Melbourne Metropolitan Planning Scheme—Amendments No. 113, Part 1B (with two maps); No. 140, Part 3 (with map); No. 141, Part 2C (with map); No. 143, Part 3 (with map); No. 158, Part 2 (with two maps); No. 208 (with map); and No. 209.

Pakenham—Shire of Pakenham Planning Scheme, Part 1—Amendment No. 1, 1981.

Port Fairy Planning Scheme 1959—Amendments No. 11; Nos. 15 and 18, 1981; and No. 19.

Portland—Town of Portland Planning Scheme—Amendment No. 29.

Sebastopol—Borough of Sebastopol Planning Scheme—Amendment No. 22.

Sherbrooke—Shire of Sherbrooke Planning Scheme—Amendments Nos. 139 and 145.

Traralgon—City of Traralgon Planning Scheme 1956—Amendment No. 32.

Wangaratta Sub-regional Planning Scheme (City of Wangaratta)—Amendment No. 11.

Warragul Planning Scheme 1954—Amendment No. 39, Part 1.

Victorian Arts Centre Trust—Report for the year 1980–81.

The Honourable Haddon Storey moved, That the Reports and Accounts tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 9 ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—The Order of the Day having been read for the resumption of the debate on the question, That the Council agree to the Address to His Excellency the Governor in reply to His Excellency's Opening Speech and on the amendment of the Honourable A. J. Hunt to add certain words thereto (for Address and amendment see page 15 *ante*)—

Debate resumed.

The Honourable G. A. Sgro moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 10 ANZAC DAY (PUBLIC HOLIDAY) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 11 THE COMMERCIAL BANK OF AUSTRALIA LIMITED (MERGER) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

Debate ensued.

And the President having ruled the Bill to be a Private Bill—

The Honourable D. R. White moved, That this Bill be dealt with as a Public Bill except in relation to the payment of fees.

Question—put and resolved in the affirmative.

And the Honourable D. R. White having produced a receipt showing that the sum of \$1000 had been paid into the Treasury for the public uses of the State—

Debate continued.

Question—put and resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 12 STAMPS (FIRST PURCHASES OF LAND) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to provide Exemptions from Stamp Duty in relation to certain Purchases of Land and for that purpose to amend the 'Stamps Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 13 THE COMMERCIAL BANKING COMPANY OF SYDNEY LIMITED (MERGER) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

And the President having ruled the Bill to be a private Bill—

The Honourable D. R. White moved, That this Bill be dealt with as a Public Bill except in relation to the payment of fees.

Question—put and resolved in the affirmative.

And the Honourable D. R. White having produced a receipt showing that the sum of \$1000 had been paid into the Treasury for the public uses of the State—

Debate ensued.

Question—put and resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 14 ADJOURNMENT—The Honourable D. R. White moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.33 p.m., adjourned until tomorrow.

A. R. B. McDONNELL
Clerk of the Legislative Council

No. 3—Wednesday, 26 May 1982

- 1 The President took the Chair and read the Prayer.
- 2 PAPERS—The following Papers, pursuant to the direction of an Act of Parliament, were laid upon the Table by the Clerk:
Railways Act 1958—Licence Agreement of 15 December 1981, Altona-Somerton pipeline, pursuant to section 100B of the Act (three papers).
- 3 POSTPONEMENT OF ORDER OF THE DAY AND NOTICES OF MOTION—Ordered—That the consideration of the Order of the Day for the resumption of the debate on the motion for the Address-in-Reply to the Speech of His Excellency the Governor and the proposed amendment thereto, and Notices of Motion, General Business, Nos. 1 to 3 inclusive, be postponed until later this day.
- 4 STATE ELECTRICITY COMMISSION EMPLOYEES' SALARY OFFER—The Honourable D. K. Hayward moved, That this House expressly disapproves of the discriminatory treatment directed against non-union employees of the State Electricity Commission arising from an offer from the Government of a seven per cent salary increase retrospective to 28 February 1982 for members of the Municipal Officers Association and other unions within the Commission but not effective until 1 July 1982 for other employees.

Debate ensued.

Question—put.

The Council divided.

AYES, 25

The Hon. H. G. Baylor (*Teller*)
P. D. Block (*Teller*)
C. Bubb
W. M. Campbell
B. A. Chamberlain
D. G. Crozier
B. P. Dunn
D. M. Evans
F. J. Granter
J. V. C. Guest
H. M. Hamilton
V. T. Hauser
D. K. Hayward
W. V. Houghton
Dr R. W. Howard
A. J. Hunt
Glyn Jenkins
R. I. Knowles
R. Lawson
J. W. S. Radford
N. B. Reid
N. F. Stacey

NOES, 12

The Hon. G. A. S. Butler (*Teller*)
Joan Coxsedg (*Teller*)
R. J. Eddy
C. J. Kennedy
D. E. Kent
W. A. Landeryou
R. A. Mackenzie
G. A. Sgro
H. A. Thomas
Evan Walker
J. M. Walton
D. R. White

J. A. Taylor
H. R. Ward
K. I. M. Wright

And so it was resolved in the affirmative.

- 5 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, General Business, Nos. 1 to 68 inclusive, be postponed until later this day.
- 6 ELECTORAL COMMISSION BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable A. J. Hunt moved, That this Bill be now read a second time.
The Honourable G. A. S. Butler moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until Wednesday, 9 June.
- 7 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, General Business, Nos. 70 to 85 inclusive, be postponed until later this day.
- 8 STAMPS (FIRST PURCHASES OF LAND) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.
The Honourable Haddon Storey (for the Honourable N. B. Reid) moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until Wednesday next.
- 9 ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—The Order of the Day having been read for the resumption of the debate on the question, That the Council agree to the Address to His Excellency the Governor in reply to His Excellency's Opening Speech, and on the amendment of the Honourable A. J. Hunt to add certain words thereto (for Address and amendment see page 15 *ante*)—
Debate resumed.
The Honourable R. Lawson moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until the next day of meeting.
- 10 MESSAGES FROM THE ASSEMBLY—The President announced the receipt of Messages from the Assembly returning the following Bills and acquainting the Council that they have agreed to the same without amendment:
The Commercial Bank of Australia Limited (Merger) Bill.
The Commercial Banking Company of Sydney Limited (Merger) Bill.
- 11 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday, 8 June.
Question—put and resolved in the affirmative.
The Honourable Evan Walker moved, That the House do now adjourn.
Debate ensued.
Question—put and resolved in the affirmative.

And then the Council, at 5.49 p.m., adjourned until Tuesday, 8 June.

A. R. B. McDONNELL
Clerk of the Legislative Council

Mr President takes the Chair at 3.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

Order of the Day (to take precedence)

- 1 ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—*Resumption of debate on motion for Address—and on the amendment of the Hon. A. J. Hunt to add the following words to the proposed Address: “but express our concern at the failure of the Government to inform the people of Victoria fully, truthfully and in advance, of its real intentions, particularly with respect to financial and industrial matters” (Hon. R. Lawson).*

GOVERNMENT BUSINESS

Orders of the Day

- 1 STAMPS (FIRST PURCHASES OF LAND) BILL—(from Assembly—Hon. D. R. White) —Second reading—*Resumption of debate. (Hon. N. B. Reid).*
- 2 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading —*Resumption of debate. (Hon. Haddon Storey).*
- 3 HOUSE COMMITTEE—MOTION FOR APPOINTMENT OF MEMBERS (Hon. W. A. Landeryou)—*Resumption of debate. (Hon. A. J. Hunt).*
- 4 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading.

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. J. V. C. GUEST—To move, That this House is of the opinion that the Government should appoint one of Her Majesty's Counsel or some other suitably qualified person:
 - (i) to take evidence and otherwise inquire in such manner as he shall think fit whether Leith Ratten is guilty or innocent of murder and, in particular, whether he should now be regarded as guilty beyond reasonable doubt having regard to all relevant matters whether or not admitted or admissible as evidence in court proceedings;
 - (ii) to advise whether, in all the circumstances, Leith Ratten should now remain in prison; and
 - (iii) without delaying his report on the foregoing questions, to inquire into and report on the practices and procedures which apply in cases where a serious question is raised as to the guilt or the nature of the offence of a convicted person and to make recommendations as to the practices and procedures which ought to apply, having particular regard to the principles of natural justice and the need to ensure that justice is at all times seen to be done.
- 2 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to give Members of the Public Rights of Access to Official Documents of the Government of Victoria and of its Agencies, to amend the *Ombudsman Act 1973* and for other purposes.

* Indicates new entry.

- 3 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to establish a Standing Commission on Crimes, to make provision with respect to the Membership, Powers and Duties of the Standing Commission on Crimes and for other purposes.
- *4 The Hon. D. M. EVANS—To move, That this House, concerned at current methods of storage, transport and disposal of hazardous and intractable chemical wastes in Australia, recommends that a single Authority in Victoria be charged with the responsibility to draw up a register of hazardous or intractable chemical wastes, to control directly or otherwise the handling and disposal of such wastes, and to co-operate or enter into arrangements with the Commonwealth and/or other State governments in carrying out its responsibilities.

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 BUILDING INDUSTRY LONG SERVICE LEAVE BOARD REPORT, 1980–81—To be considered.
- 3 DANDENONG VALLEY AUTHORITY REPORT, 1980–81—To be considered.
- 4 FRIENDLY SOCIETIES REGISTRAR'S REPORT, 1980–81—To be considered.
- 5 GEELONG REGIONAL COMMISSION REPORT, 1980–81—To be considered.
- 6 LATROBE VALLEY WATER AND SEWERAGE BOARD REPORT, 1980–81—To be considered.
- 7 MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST REPORT, 1980–81—To be considered.
- 8 MONASH UNIVERSITY COUNCIL REPORT, 1980—To be considered.
- 9 NATIONAL COMPANIES AND SECURITIES COMMISSION REPORT, 1980–81—To be considered.
- 10 POLICE SERVICE BOARD DETERMINATIONS Nos. 356 TO 359—To be considered.
- 11 PORT OF MELBOURNE AUTHORITY ACCOUNTS, 1980–81—To be considered.
- 12 PORTLAND HARBOR TRUST ACCOUNTS, 1980–81—To be considered.
- 13 RAILWAYS BOARD AND STEAM AGE AUSTRALIA PTY LTD—AGREEMENT DATED 23 APRIL 1981 AS TO THE PURCHASE OF LOCOMOTIVES AND USE OF LINES—To be considered.
- 14 RIVER MURRAY COMMISSION REPORT, 1980–81—To be considered.
- 15 SHIRE OF ALEXANDRA PLANNING SCHEME—AMENDMENT No. 16—To be considered.
- 16 CITY OF ARARAT PLANNING SCHEME 1953—AMENDMENTS No. 22, 1977 AND Nos. 27 AND 29—To be considered.
- 17 SHIRE OF BACCHUS MARSH PLANNING SCHEME—AMENDMENT No. 14, PART 2—To be considered.
- 18 TOWN OF BAIRNSDALE PLANNING SCHEME—AMENDMENT No. 25—To be considered.
- 19 CITY OF BALLARAT PLANNING SCHEME—AMENDMENTS Nos. 58, 61, 64 AND 65—To be considered.
- 20 SHIRE OF BALLARAT PLANNING SCHEME—AMENDMENT No. 12—To be considered.
- 21 CITY OF BENALLA PLANNING SCHEME—AMENDMENTS Nos. 32 AND 33—To be considered.
- 22 SHIRE OF BENALLA PLANNING SCHEME 1953—AMENDMENTS Nos. 16 AND 18—To be considered.
- 23 SHIRE OF BUNGAREE PLANNING SCHEME—AMENDMENT No. 11—To be considered.

- 24 SHIRE OF COBRAM PLANNING SCHEME 1979—To be considered.
- 25 CITY OF CROYDON PLANNING SCHEME 1961—AMENDMENTS Nos. 86, 109, 110 AND 111—To be considered.
- 26 BOROUGH OF EAGLEHAWK PLANNING SCHEME AND AMENDMENTS Nos. 1 AND 2—To be considered.
- 27 EPPALOCK PLANNING SCHEME (SHIRE OF METCALFE)—AMENDMENT No. 2—To be considered.
- 28 EPPALOCK PLANNING SCHEME (SHIRE OF STRATHFIELDSAYE)—AMENDMENT No. 4, 1981—To be considered.
- 29 SHIRE OF FLINDERS PLANNING SCHEME 1962—AMENDMENTS Nos. 138 AND 142, 1981; AND No. 145—To be considered.
- 30 CITY OF FRANKSTON PLANNING SCHEME—AMENDMENTS Nos. 28, 29 AND 32, 1980; AND No. 33, 1981—To be considered.
- 31 FRENCH ISLAND PLANNING SCHEME—AMENDMENT No. 5—To be considered.
- 32 GEELONG REGIONAL PLANNING SCHEME—AMENDMENTS No. 17, 1980; AND Nos. 20, PART 1; 21, PART 1; 24, PART 1; 25, PART 1; 35 AND 36—To be considered.
- 33 CITY OF HORSHAM PLANNING SCHEME—AMENDMENT No. 58, 1980, PART 1—To be considered.
- 34 SHIRE OF KILMORE PLANNING SCHEME 1973—AMENDMENTS No. 47, 1980; No. 48, 1981; AND Nos. 52 AND 52A—To be considered.
- 35 CITY OF KNOX PLANNING SCHEME 1965—AMENDMENTS No. 223, PART 2, AND No. 226, 1980; Nos. 242 AND 244, 1981; AND Nos. 245 AND 246—To be considered.
- 36 LAKE TYERS TO CAPE HOWE COASTAL PLANNING SCHEME—AMENDMENT No. 7—To be considered.
- 37 SHIRE OF LILLYDALE PLANNING SCHEME 1958—AMENDMENTS Nos. 123 AND 131, 1980; AND Nos. 144, 146 AND 150—To be considered.
- 38 MELBOURNE METROPOLITAN PLANNING SCHEME—AMENDMENTS Nos. 3, PART 1G; 69, PARTS 3 AND 4; 120, PART 2; 138, PARTS 2A AND 3; 141, PARTS 2A AND 2B; 142, PART 3; 154, PARTS 1A AND 1B; 155, PART 2; 156, PART 1; 158, PART 1; 159, PART 1; 160, PART 1; 175; 179; 180; 195; 196; 197; 199; 200; 204 AND 207—To be considered.
- 39 CITY OF MILDURA PLANNING SCHEME—AMENDMENT No. 34, 1980—To be considered.
- 40 CITY OF MOE PLANNING SCHEME 1966—AMENDMENT No. 61—To be considered.
- 41 SHIRE OF MORNINGTON PLANNING SCHEME 1959—AMENDMENTS No. 136, 1981; AND No. 133—To be considered.
- 42 SHIRE OF MORWELL PLANNING SCHEME 1977—AMENDMENTS Nos. 8, 11 AND 12, 1981—To be considered.
- 43 SHIRE OF NUMURKAH PLANNING SCHEME 1956—AMENDMENT No. 5, 1979—To be considered.
- 44 OCEAN ROAD PLANNING SCHEME (SHIRE OF OTWAY)—AMENDMENT No. 21—To be considered.
- 45 SHIRE OF PAKENHAM PLANNING SCHEME PART 1—AMENDMENTS Nos. 3 AND 6—To be considered.
- 46 SHIRE OF PORTLAND (HEYWOOD TOWNSHIP) PLANNING SCHEME—AMENDMENT No. 5—To be considered.
- 47 SHIRE OF PORTLAND PLANNING SCHEME—AMENDMENT No. 17, 1980—To be considered.
- 48 TOWN OF PORTLAND PLANNING SCHEME 1957—AMENDMENTS Nos. 28 AND 33, 1981; AND No. 35—To be considered.

- 49 PORT FAIRY PLANNING SCHEME 1959—AMENDMENT No. 12, 1981—To be considered.
- 50 SHIRE OF ROSEDALE PLANNING SCHEME—AMENDMENT No. 17, 1980—To be considered.
- 51 CITY OF SALE PLANNING SCHEME 1975—AMENDMENTS No. 13, 1980; AND No. 14, 1981—To be considered.
- 52 BOROUGH OF SEBASTOPOL PLANNING SCHEME—AMENDMENTS Nos. 17 AND 19—To be considered.
- 53 SEYMOUR PLANNING SCHEME—AMENDMENTS Nos. 46, 54, 57, 58, 59, 62 AND 64—To be considered.
- 54 CITY OF SHEPPARTON PLANNING SCHEME 1953—AMENDMENTS Nos. 58 AND 59, 1981—To be considered.
- 55 SHIRE OF SHERBROOKE PLANNING SCHEME 1965—AMENDMENT No. 143—To be considered.
- 56 TOWN OF STAWELL PLANNING SCHEME—AMENDMENTS No. 23, 1981; AND No. 22—To be considered.
- 57 SHIRE OF SWAN HILL (CASTLE DONNINGTON) PLANNING SCHEME—AMENDMENT No. 7—To be considered.
- 58 SHIRE OF SWAN HILL (NYAH-NYAH WEST) PLANNING SCHEME—AMENDMENT No. 3—To be considered.
- 59 SHIRE OF SWAN HILL (ROBINVALE) PLANNING SCHEME—AMENDMENT No. 4—To be considered.
- 60 WANGARATTA SUB-REGIONAL PLANNING SCHEME 1976 (CITY OF WANGARATTA)—AMENDMENTS Nos. 8 AND 10—To be considered.
- 61 SHIRE OF WOORAYL PLANNING SCHEME—AMENDMENT No. 53, 1982—To be considered.
- 62 SHIRE OF YEA PLANNING SCHEME—AMENDMENT No. 3—To be considered.
- 63 TOWN AND COUNTRY PLANNING BOARD REPORT, 1980-81—To be considered.
- 64 URBAN LAND AUTHORITY REPORT, 1980-81—To be considered.
- 65 VICTORIAN POST-SECONDARY EDUCATION COMMISSION REPORT, 1980-81—To be considered.
- 66 WEST GATE BRIDGE AUTHORITY REPORT, 1980-81—To be considered.
- 67 WEST MOORABOOL WATER BOARD REPORT, 1980-81—To be considered.
- 68 WATER INDUSTRY RESTRUCTURING—MINISTERIAL STATEMENT—To be considered.
- 69 DECENTRALIZED INDUSTRY HOUSING AUTHORITY REPORT, 1980-81—To be considered.
- 70 DENTAL BOARD AND SPECIALIST PRACTITIONERS QUALIFICATION COMMITTEE REPORTS, 1980-81—To be considered.
- 71 DRIED FRUITS BOARD REPORT, 1981—To be considered.
- 72 EQUAL OPPORTUNITY BOARD REPORT, 1980-81—To be considered.
- 73 GEELONG HARBOR TRUST COMMISSIONERS ACCOUNTS, 1981—To be considered.
- 74 HISTORIC BUILDINGS PRESERVATION COUNCIL REPORTS, 1979-80 AND 1980-81—To be considered.
- 75 LIQUOR CONTROL COMMISSION REPORT, 1980-81—To be considered.
- 76 METROPOLITAN FIRE BRIGADES BOARD REPORT, 1980-81—To be considered.
- 77 MOTOR ACCIDENTS BOARD REPORT, 1980-81—To be considered.
- 78 NATIONAL GALLERY COUNCIL REPORT, 1979-80—To be considered.
- 79 NATIONAL MUSEUM COUNCIL REPORT, 1980-81—To be considered.
- 80 SOIL CONSERVATION AUTHORITY REPORT, 1980-81—To be considered.
- 81 STATE INSURANCE OFFICE ACCOUNTS, 1980-81—To be considered.

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- 82 STATE LIBRARY AND NATIONAL MUSEUM BUILDINGS COMMITTEE REPORT, 1980-81
—To be considered.
- 83 TEACHERS TRIBUNAL REPORT, 1980-81—To be considered.
- 84 VICTORIAN ARTS CENTRE TRUST REPORT, 1980-81—To be considered.

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WEDNESDAY, 9 JUNE

GENERAL BUSINESS

Order of the Day

- 1 ELECTORAL COMMISSION BILL—(*Hon. A. J. Hunt*)—Second reading—*Resumption of debate.* (*Hon. G. A. S. Butler*).

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, Joan Coxside, R. J. Eddy, D. M. Evans, V. T. Hauser, R. J. Long, I. B. Trayling and J. M. Walton.

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SELECT COMMITTEE

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou, Haddon Storey and J. M. Walton.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.
 Wednesday—11.00 a.m.
 Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.
 Wednesday—Private Members' business.
 No new business shall be taken after 10.00 p.m.

Mr President takes the Chair at 11.00 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

Order of the Day (to take precedence)

- 1 ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—*Resumption of debate on motion for Address—and on the amendment of the Hon. A. J. Hunt to add the following words to the proposed Address: “but express our concern at the failure of the Government to inform the people of Victoria fully, truthfully and in advance, of its real intentions, particularly with respect to financial and industrial matters” (Hon. F. J. Granter).*

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. J. V. C. GUEST—To move, That this House is of the opinion that the Government should appoint one of Her Majesty’s Counsel or some other suitably qualified person:
 - (i) to take evidence and otherwise inquire in such manner as he shall think fit whether Leith Ratten is guilty or innocent of murder and, in particular, whether he should now be regarded as guilty beyond reasonable doubt having regard to all relevant matters whether or not admitted or admissible as evidence in court proceedings;
 - (ii) to advise whether, in all the circumstances, Leith Ratten should now remain in prison; and
 - (iii) without delaying his report on the foregoing questions, to inquire into and report on the practices and procedures which apply in cases where a serious question is raised as to the guilt or the nature of the offence of a convicted person and to make recommendations as to the practices and procedures which ought to apply, having particular regard to the principles of natural justice and the need to ensure that justice is at all times seen to be done.
- 2 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to give Members of the Public Rights of Access to Official Documents of the Government of Victoria and of its Agencies, to amend the *Ombudsman Act 1973* and for other purposes.
- 3 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to establish a Standing Commission on Crimes, to make provision with respect to the Membership, Powers and Duties of the Standing Commission on Crimes and for other purposes.
- 4 The Hon. D. M. EVANS—To move, That this House, concerned at current methods of storage, transport and disposal of hazardous and intractable chemical wastes in Australia, recommends that a single Authority in Victoria be charged with the responsibility to draw up a register of hazardous or intractable chemical wastes, to control directly or otherwise the handling and disposal of such wastes, and to co-operate or enter into arrangements with the Commonwealth and/or other State governments in carrying out its responsibilities.

* Indicates new entry.

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 BUILDING INDUSTRY LONG SERVICE LEAVE BOARD REPORT, 1980–81—To be considered.
- 3 DANDENONG VALLEY AUTHORITY REPORT, 1980–81—To be considered.
- 4 FRIENDLY SOCIETIES REGISTRAR'S REPORT, 1980–81—To be considered.
- 5 GEELONG REGIONAL COMMISSION REPORT, 1980–81—To be considered.
- 6 LATROBE VALLEY WATER AND SEWERAGE BOARD REPORT, 1980–81—To be considered.
- 7 MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST REPORT, 1980–81—To be considered.
- 8 MONASH UNIVERSITY COUNCIL REPORT, 1980—To be considered.
- 9 NATIONAL COMPANIES AND SECURITIES COMMISSION REPORT, 1980–81—To be considered.
- 10 POLICE SERVICE BOARD DETERMINATIONS NOS. 356 TO 359—To be considered.
- 11 PORT OF MELBOURNE AUTHORITY ACCOUNTS, 1980–81—To be considered.
- 12 PORTLAND HARBOR TRUST ACCOUNTS, 1980–81—To be considered.
- 13 RAILWAYS BOARD AND STEAM AGE AUSTRALIA PTY LTD—AGREEMENT DATED 23 APRIL 1981 AS TO THE PURCHASE OF LOCOMOTIVES AND USE OF LINES—To be considered.
- 14 RIVER MURRAY COMMISSION REPORT, 1980–81—To be considered.
- 15 SHIRE OF ALEXANDRA PLANNING SCHEME—AMENDMENT No. 16—To be considered.
- 16 CITY OF ARARAT PLANNING SCHEME 1953—AMENDMENTS No. 22, 1977 AND NOS. 27 AND 29—To be considered.
- 17 SHIRE OF BACCHUS MARSH PLANNING SCHEME—AMENDMENT No. 14, PART 2—To be considered.
- 18 TOWN OF BAIRNSDALE PLANNING SCHEME—AMENDMENT No. 25—To be considered.
- 19 CITY OF BALLAARAT PLANNING SCHEME—AMENDMENTS NOS. 58, 61, 64 AND 65—To be considered.
- 20 SHIRE OF BALLARAT PLANNING SCHEME—AMENDMENT No. 12—To be considered.
- 21 CITY OF BENALLA PLANNING SCHEME—AMENDMENTS NOS. 32 AND 33—To be considered.
- 22 SHIRE OF BENALLA PLANNING SCHEME 1953—AMENDMENTS NOS. 16 AND 18—To be considered.
- 23 SHIRE OF BUNGAREE PLANNING SCHEME—AMENDMENT No. 11—To be considered.
- 24 SHIRE OF COBRAM PLANNING SCHEME 1979—To be considered.
- 25 CITY OF CROYDON PLANNING SCHEME 1961—AMENDMENTS NOS. 86, 109, 110 AND 111—To be considered.
- 26 BOROUGH OF EAGLEHAWK PLANNING SCHEME AND AMENDMENTS NOS. 1 AND 2—To be considered.
- 27 EPPALOCK PLANNING SCHEME (SHIRE OF METCALFE)—AMENDMENT No. 2—To be considered.
- 28 EPPALOCK PLANNING SCHEME (SHIRE OF STRATHFIELDSAYE)—AMENDMENT No. 4, 1981—To be considered.
- 29 SHIRE OF FLINDERS PLANNING SCHEME 1962—AMENDMENTS NOS. 138 AND 142, 1981; AND No. 145—To be considered.
- 30 CITY OF FRANKSTON PLANNING SCHEME—AMENDMENTS NOS. 28, 29 AND 32, 1980; AND No. 33, 1981—To be considered.

- 31 FRENCH ISLAND PLANNING SCHEME—AMENDMENT No. 5—To be considered.
- 32 GEELONG REGIONAL PLANNING SCHEME—AMENDMENTS No. 17, 1980; AND Nos. 20, PART 1; 21, PART 1; 24, PART 1; 25, PART 1; 35 AND 36—To be considered.
- 33 CITY OF HORSHAM PLANNING SCHEME—AMENDMENT No. 58, 1980, PART 1—To be considered.
- 34 SHIRE OF KILMORE PLANNING SCHEME 1973—AMENDMENTS No. 47, 1980; No. 48, 1981; AND Nos. 52 AND 52A—To be considered.
- 35 CITY OF KNOX PLANNING SCHEME 1965—AMENDMENTS No. 223, PART 2, AND No. 226, 1980; Nos. 242 AND 244, 1981; AND Nos. 245 AND 246—To be considered.
- 36 LAKE TYERS TO CAPE HOWE COASTAL PLANNING SCHEME—AMENDMENT No. 7—To be considered.
- 37 SHIRE OF LILLYDALE PLANNING SCHEME 1958—AMENDMENTS Nos. 123 AND 131, 1980; AND Nos. 144, 146 AND 150—To be considered.
- 38 MELBOURNE METROPOLITAN PLANNING SCHEME—AMENDMENTS Nos. 3, PART 1G; 69, PARTS 3 AND 4; 120, PART 2; 138, PARTS 2A AND 3; 141, PARTS 2A AND 2B; 142, PART 3; 154, PARTS 1A AND 1B; 155, PART 2; 156, PART 1; 158, PART 1; 159, PART 1; 160, PART 1; 175; 179; 180; 195; 196; 197; 199; 200; 204 AND 207—To be considered.
- 39 CITY OF MILDURA PLANNING SCHEME—AMENDMENT No. 34, 1980—To be considered.
- 40 CITY OF MOE PLANNING SCHEME 1966—AMENDMENT No. 61—To be considered.
- 41 SHIRE OF MORNINGTON PLANNING SCHEME 1959—AMENDMENTS No. 136, 1981; AND No. 133—To be considered.
- 42 SHIRE OF MORWELL PLANNING SCHEME 1977—AMENDMENTS Nos. 8, 11 AND 12, 1981—To be considered.
- 43 SHIRE OF NUMURKAH PLANNING SCHEME 1956—AMENDMENT No. 5, 1979—To be considered.
- 44 OCEAN ROAD PLANNING SCHEME (SHIRE OF OTWAY)—AMENDMENT No. 21—To be considered.
- 45 SHIRE OF PAKENHAM PLANNING SCHEME PART 1—AMENDMENTS Nos. 3 AND 6—To be considered.
- 46 SHIRE OF PORTLAND (HEYWOOD TOWNSHIP) PLANNING SCHEME—AMENDMENT No. 5—To be considered.
- 47 SHIRE OF PORTLAND PLANNING SCHEME—AMENDMENT No. 17, 1980—To be considered.
- 48 TOWN OF PORTLAND PLANNING SCHEME 1957—AMENDMENTS Nos. 28 AND 33, 1981; AND No. 35—To be considered.
- 49 PORT FAIRY PLANNING SCHEME 1959—AMENDMENT No. 12, 1981—To be considered.
- 50 SHIRE OF ROSEDALE PLANNING SCHEME—AMENDMENT No. 17, 1980—To be considered.
- 51 CITY OF SALE PLANNING SCHEME 1975—AMENDMENTS No. 13, 1980; AND No. 14, 1981—To be considered.
- 52 BOROUGH OF SEBASTOPOL PLANNING SCHEME—AMENDMENTS Nos. 17 AND 19—To be considered.
- 53 SEYMOUR PLANNING SCHEME—AMENDMENTS Nos. 46, 54, 57, 58, 59, 62 AND 64—To be considered.
- 54 CITY OF SHEPPARTON PLANNING SCHEME 1953—AMENDMENTS Nos. 58 AND 59, 1981—To be considered.

- 55 SHIRE OF SHERBROOKE PLANNING SCHEME 1965—AMENDMENT No. 143—To be considered.
- 56 TOWN OF STAWELL PLANNING SCHEME—AMENDMENTS No. 23, 1981; AND No. 22—To be considered.
- 57 SHIRE OF SWAN HILL (CASTLE DONNINGTON) PLANNING SCHEME—AMENDMENT No. 7—To be considered.
- 58 SHIRE OF SWAN HILL (NYAH-NYAH WEST) PLANNING SCHEME—AMENDMENT No. 3—To be considered.
- 59 SHIRE OF SWAN HILL (ROBINVALE) PLANNING SCHEME—AMENDMENT No. 4—To be considered.
- 60 WANGARATTA SUB-REGIONAL PLANNING SCHEME 1976 (CITY OF WANGARATTA)—AMENDMENTS NOS. 8 AND 10—To be considered.
- 61 SHIRE OF WOORAYL PLANNING SCHEME—AMENDMENT No. 53, 1982—To be considered.
- 62 SHIRE OF YEA PLANNING SCHEME—AMENDMENT No. 3—To be considered.
- 63 TOWN AND COUNTRY PLANNING BOARD REPORT, 1980-81—To be considered.
- 64 URBAN LAND AUTHORITY REPORT, 1980-81—To be considered.
- 65 VICTORIAN POST-SECONDARY EDUCATION COMMISSION REPORT, 1980-81—To be considered.
- 66 WEST GATE BRIDGE AUTHORITY REPORT, 1980-81—To be considered.
- 67 WEST MOORABOOL WATER BOARD REPORT, 1980-81—To be considered.
- 68 WATER INDUSTRY RESTRUCTURING—MINISTERIAL STATEMENT—To be considered.
- 69 DECENTRALIZED INDUSTRY HOUSING AUTHORITY REPORT, 1980-81—To be considered.
- 70 DENTAL BOARD AND SPECIALIST PRACTITIONERS QUALIFICATION COMMITTEE REPORTS, 1980-81—To be considered.
- 71 DRIED FRUITS BOARD REPORT, 1981—To be considered.
- 72 EQUAL OPPORTUNITY BOARD REPORT, 1980-81—To be considered.
- 73 GEELONG HARBOR TRUST COMMISSIONERS ACCOUNTS, 1981—To be considered.
- 74 HISTORIC BUILDINGS PRESERVATION COUNCIL REPORTS, 1979-80 AND 1980-81—To be considered.
- 75 LIQUOR CONTROL COMMISSION REPORT, 1980-81—To be considered.
- 76 METROPOLITAN FIRE BRIGADES BOARD REPORT, 1980-81—To be considered.
- 77 MOTOR ACCIDENTS BOARD REPORT, 1980-81—To be considered.
- 78 NATIONAL GALLERY COUNCIL REPORT, 1979-80—To be considered.
- 79 NATIONAL MUSEUM COUNCIL REPORT, 1980-81—To be considered.
- 80 SOIL CONSERVATION AUTHORITY REPORT, 1980-81—To be considered.
- 81 STATE INSURANCE OFFICE ACCOUNTS, 1980-81—To be considered.
- 82 STATE LIBRARY AND NATIONAL MUSEUM BUILDINGS COMMITTEE REPORT, 1980-81—To be considered.
- 83 TEACHERS TRIBUNAL REPORT, 1980-81—To be considered.
- 84 VICTORIAN ARTS CENTRE TRUST REPORT, 1980-81—To be considered.
- 85 ELECTORAL COMMISSION BILL—(Hon. A. J. Hunt)—Second reading—*Resumption of debate.* (Hon. G. A. S. Butler).
- *86 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- *87 ADVISORY COUNCIL FOR INTER-GOVERNMENT RELATIONS REPORT, 1980-81—To be considered.
- *88 CHIROPODISTS REGISTRATION BOARD REPORT, 1981—To be considered.

- *89 EDUCATION ACT CERTIFICATES—RESUMPTION OF LAND AT BENDIGO AND ESSENDON—To be considered.
- *90 LABOUR AND INDUSTRY DEPARTMENT REPORT, 1981—To be considered.
- *91 BARRISTERS' AND SOLICITORS' DISCIPLINARY TRIBUNALS—LAY OBSERVER'S REPORTS, 1981—To be considered.
- *92 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT—SUMMARY OF RETURNS, MAY 1982—To be considered.
- *93 OMBUDSMAN'S QUARTERLY REPORT, SEPTEMBER 1981—To be considered.
- *94 TAXATION—ANALYSIS OF LAND TAX OPERATIONS, 1980, AND PROBATE AND GIFT DUTY OPERATIONS, 1980-81—To be considered.
- *95 TEACHERS TRIBUNAL REPORT, 1979-80—To be considered.
- *96 VICTORIA LAW FOUNDATION REPORT, 1980-81—To be considered.

GOVERNMENT BUSINESS

Orders of the Day

- *1 COUNCIL OF LAW REPORTING IN VICTORIA BILL—(*Hon. W. A. Landeryou*)—Second reading.
- *2 COMPANIES (CONSEQUENTIAL AMENDMENTS) BILL—(*Hon. W. A. Landeryou*)—Second reading.
- *3 HOSPITALS SUPERANNUATION (AMENDMENT) BILL—(*Hon. D. R. White*)—Second reading.
- *4 HEALTH (PRIVATE HOSPITALS) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading.
- 5 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 6 HOUSE COMMITTEE—MOTION FOR APPOINTMENT OF MEMBERS (*Hon. W. A. Landeryou*)—*Resumption of debate. (Hon. A. J. Hunt).*
- 7 STATUTE LAW REVISION BILL—(*Hon. W. A. Landeryou*)—Second reading.

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TUESDAY, 15 JUNE

GOVERNMENT BUSINESS

Orders of the Day

- *1 STAMPS (MATRIMONIAL SETTLEMENTS) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. N. B. Reid).*
- 2 STAMPS (FIRST PURCHASES OF LAND) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. H. G. Baylor).*
- *3 METROPOLITAN FIRE BRIGADES (AMENDMENT) BILL—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate. (Hon. N. B. Reid).*
- *4 ENVIRONMENT PROTECTION (PENALTIES) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*

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TUESDAY, 22 JUNE

GOVERNMENT BUSINESS

Orders of the Day

- *1 ABATTOIR AND MEAT INSPECTION (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate. (Hon. D. G. Crozier).*

*2 SEEDS BILL—(Hon. D. E. Kent)—Second reading—*Resumption of debate.* (Hon. D. G. Crozier).

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, Joan Coxside, R. J. Eddy, D. M. Evans, V. T. Hauser, R. J. Long, I. B. Trayling and J. M. Walton.

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SELECT COMMITTEE

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou, Haddon Storey and J. M. Walton.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.
Wednesday—11.00 a.m.
Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.
Wednesday—Private Members' business.
No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 4 and 5

No. 4—Tuesday, 8 June 1982

- 1 The President took the Chair and read the Prayer.
- 2 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR—The Honourable W. A. Landeryou presented a Message from His Excellency the Governor informing the Council that he had, on 1 June 1982, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz.:

The Commercial Bank of Australia Limited (Merger) Act.
The Commercial Banking Company of Sydney Limited (Merger) Act.
- 3 STAMPS (MATRIMONIAL SETTLEMENTS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to provide Exemptions from Stamp Duty in relation to certain Dealings with Property and for that purpose to amend the 'Stamps Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 4 CONSTITUTION (GOVERNOR'S SALARY) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Constitution Act 1975' to increase the Governor's Salary*" and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 5 METROPOLITAN FIRE BRIGADES (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Metropolitan Fire Brigades Act 1958' to increase the bank overdraft limit of the Metropolitan Fire Brigades Board and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 6 MINISTERIAL STATEMENT—COMMITTEE OF INQUIRY INTO THE S.E.C.—The Honourable D. R. White made a Ministerial Statement regarding the Committee of Inquiry into the State Electricity Commission of Victoria.
- 7 S.E.C. FINANCES—COMMITTEE OF INQUIRY'S BRIEFING NOTES FOR THE HONOURABLE THE PREMIER—The Honourable D. R. White moved, by leave, That there be laid before this House a copy of Briefing Notes relating to Finances of the State Electricity Commission, compiled for the Honourable the Premier by the Committee of Inquiry into the State Electricity Commission of Victoria.

Question—put and resolved in the affirmative.

The said briefing notes were thereupon presented by the Honourable D. R. White and ordered to lie on the Table.

The Honourable D. G. Crozier moved, That the Ministerial statement and the briefing notes tabled this day be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 8 PERIODIC DISCHARGE OF ORDERS OF THE DAY, GENERAL BUSINESS—The Honourable Haddon Storey moved, by leave, That until the end of the Session, an Order of the Day, General Business, for the consideration of a paper tabled either by command of His Excellency the Governor or pursuant to Statute shall be discharged from the Notice Paper without further proceeding after having been listed for five consecutive sitting days, unless a motion to take note of the paper has intervened and is pending resolution.

Question—put and resolved in the affirmative.

- 9 ROLE OF UPPER HOUSES OF PARLIAMENT—The Honourable A. J. Hunt moved, by leave, That there be laid before this House the Minutes of Evidence taken by Statute Law Revision Committees in connection with investigations into the aspect of the Inquiry into the *Constitution Act 1975* dealing with the role of Upper Houses of Parliament.

Question—put and resolved in the affirmative.

The said Minutes of Evidence were thereupon presented and ordered to lie on the Table.

- 10 ENVIRONMENT PROTECTION (PENALTIES) BILL—On the motion (by leave without notice) of the Honourable Evan Walker, leave was given to bring in a Bill to amend the *Environment Protection Act 1970* to increase penalties, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 11 COUNCIL OF LAW REPORTING IN VICTORIA BILL—On the motion (by leave without notice) of the Honourable W. A. Landeryou, leave was given to bring in a Bill to amend the *Council of Law Reporting in Victoria Act 1967* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 12 COMPANIES (CONSEQUENTIAL AMENDMENTS) BILL—On the motion (by leave without notice) of the Honourable W. A. Landeryou, leave was given to bring in a Bill to make amendments to certain Acts consequential on the enactment of the *Companies (Application of Laws) Act 1981* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 13 HOSPITALS SUPERANNUATION (AMENDMENT) BILL—On the motion (by leave without notice) of the Honourable D. R. White, leave was given to bring in a Bill to facilitate the Transfer of the *Hospitals Superannuation Act 1965* from the administration of the Minister of Health, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 14 ABATTOIR AND MEAT INSPECTION (AMENDMENT) BILL—On the motion (by leave without notice) of the Honourable D. E. Kent, leave was given to bring in a Bill to amend the *Abattoir and Meat Inspection Act 1973*, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 15 SEEDS BILL—On the motion (by leave without notice) of the Honourable D. E. Kent, leave was given to bring in a Bill to consolidate and amend the Law relating to Seeds, and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

16 PAPERS—

INTER-GOVERNMENT RELATIONS—The Honourable W. A. Landeryou moved, by leave, That there be laid before this House a copy of the Report of the Advisory Council for Inter-Government Relations for the year ended 31 August 1981.

Question—put and resolved in the affirmative.

The said report was thereupon presented by the Honourable W. A. Landeryou and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Chiropodists Registration Board—Report and financial statement for the year 1981 (two papers).

Education Act 1958—Resumption of land at Bendigo and Essendon—Certificates of the Minister of Education (two papers).

Labour and Industry Department—Report for the year 1981.

Legal Profession Practice Act 1958—Reports of the Lay Observer to the Barristers' Disciplinary Tribunal and the Solicitors' Disciplinary Tribunal for the year 1981.

Members of Parliament (Register of Interests) Act 1978—Summary of returns, May 1982.

Ombudsman—Report for the quarter ended 30 September 1981.

Statutory Rules under the following Acts of Parliament:

Co-operation Act 1981—No. 124.

Explosives Act 1960—No. 151.

Fisheries Act 1968—No. 158.

Industrial Training Act 1975—No. 152.

Motor Car Act 1958—No. 168

Mt. Hotham Alpine Resort Act 1972—No. 157.

Public Service Act 1974—No. 163; PSD Nos. 88, 114, 126 and 128.

Survey Co-ordination Act 1958—No. 148.

Water Act 1958—Nos. 164 and 167.

Taxation—Analysis of operations of Land Tax for the assessment year 1980, and Probate Duty and Gift Duty for the year 1980–81.

Teaching Service Act 1958—Teaching Service (Classification, Salaries and Allowances) Regulations—Amendments Nos. 600 to 603 (four papers).

Teachers Tribunal—Report for the year 1979–80.

Town and Country Planning Act 1961—Melbourne Metropolitan Planning Scheme—Amendments No. 154, Part 2A (with three maps); No. 155, Part 1A (with fourteen maps); No. 170, Part 1 (with map) and No. 210.

Victoria Law Foundation—Report for the year ended 30 September 1981.

The Honourable Haddon Storey moved, That the papers tabled by the Clerk, with the exception of the Statutory Rules, regulations under the *Teaching Service Act 1958* and planning schemes under the *Town and Country Planning Act 1961*, be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

17 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of the Order of the Day for the resumption of the debate on the motion for the Address-in-Reply to the Speech of His Excellency the Governor and the proposed amendment thereto be postponed until later this day.

18 STAMPS (FIRST PURCHASES OF LAND) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable H. G. Baylor moved, That the debate be now adjourned.

Debate ensued.

Question—That the debate be now adjourned—put.

The Council divided.

AYES, 22

The Hon. W. R. Baxter
 H. G. Baylor
 C. Bubb
 B. A. Chamberlain
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 H. M. Hamilton
 V. T. Hauser
 D. K. Hayward
 W. V. Houghton
 Dr R. W. Howard
 A. J. Hunt
 R. I. Knowles
 R. Lawson (*Teller*)
 J. W. S. Radford
 N. B. Reid
 N. F. Stacey
 Haddon Storey
 H. R. Ward
 K. I. M. Wright (*Teller*)

NOES, 11

The Hon. G. A. S. Butler
 Joan Coxsedge
 R. J. Eddy
 C. J. Kennedy (*Teller*)
 D. E. Kent
 W. A. Landeryou
 R. A. Mackenzie
 G. A. Sgro
 Evan Walker
 J. M. Walton (*Teller*)
 D. R. White

And so it was resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

19 CONSTITUTION (GOVERNOR'S SALARY) BILL—This Bill was, according to Order and after debate, read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and committed to a Committee of the whole.

House in Committee.

The Deputy President resumed the Chair; and the Honourable V. T. Hauser having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

20 ENVIRONMENT PROTECTION (PENALTIES) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable Haddon Storey (for the Honourable B. A. Chamberlain) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

21 ABATTOIR AND MEAT INSPECTION (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. E. Kent moved, That this Bill be now read a second time.

The Honourable D. G. Crozier moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday, 22 June.

22 METROPOLITAN FIRE BRIGADES (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker (for the Honourable R. A. Mackenzie) moved, That this Bill be now read a second time.

The Honourable N. B. Reid moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

23 STAMPS (MATRIMONIAL SETTLEMENTS) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable N. B. Reid moved, that the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

24 POSTPONEMENT OF ORDER OF THE DAY—Ordered, after debate—That the consideration of Order of the Day, Government Business, No. 2, be postponed until the next day of meeting.

25 ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—The Order of the Day having been read for the resumption of the debate on the question, That the Council agree to the Address to His Excellency the Governor in reply to His Excellency's Opening Speech, and on the amendment of the Honourable A. J. Hunt to add certain words thereto (for Address and amendment see page 15 ante)—

Debate resumed.

The Honourable F. J. Granter moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

26 HEALTH (PRIVATE HOSPITALS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "An Act to amend Part X. of the 'Health Act 1958'" and desiring the concurrence of the Council therein.

- On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
- 27 SEEDS BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. E. Kent moved, That this Bill be now read a second time.
- The Honourable D. G. Crozier moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until Tuesday, 22 June.
- 28 ADJOURNMENT—The Honourable Evan Walker moved, That the House do now adjourn.
- Debate ensued.
- Question—put and resolved in the affirmative.

And then the Council, at 9.59 p.m., adjourned until tomorrow.

A. R. B. McDONNELL
Clerk of the Legislative Council

No. 5—Wednesday, 9 June 1982

- 1 The President took the Chair and read the Prayer.
- 2 RACING (PAYMENT OF DIVIDENDS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to repeal the Provisions of the 'Racing Act 1958' requiring the Payment of certain Dividends by the Totalizator Agency Board to be withheld until the Holding of the last Event at a Meeting*" and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie (for the Honourable D. E. Kent), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 3 HOWARD FLOREY INSTITUTE OF EXPERIMENTAL PHYSIOLOGY AND MEDICINE BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make further provision with respect to the powers of the Howard Florey Institute of Experimental Physiology and Medicine, to amend the 'Howard Florey Institute of Experimental Physiology and Medicine Act 1971' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou (for the Honourable R. A. Mackenzie), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 4 BUILDING SOCIETIES (CONTROL) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make further Provision with respect to the Operation of Building Societies, to amend the 'Building Societies Act 1976', and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 5 PAPER—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:

Upper Yarra Valley and Dandenong Ranges Authority—Report for the year ended 30 September 1979.

The Honourable Haddon Storey moved, That the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 6 POSTPONEMENT OF NOTICES OF MOTION AND ORDERS OF THE DAY—Ordered—That the consideration of the Order of the Day for the resumption of the debate on the motion for the Address-in-Reply to the Speech of His Excellency the Governor and the proposed amendment thereto, the Notices of Motion, General Business, and Orders of the Day, General Business, Nos. 1 to 67 inclusive, be postponed until later this day.

- 7 MINISTERIAL STATEMENT—WATER INDUSTRY—The Order of the Day having been read for the consideration of the Ministerial statement on the proposed restructuring of the water industry—

The Honourable B. A. Chamberlain moved, That the Council take note of the Ministerial statement.

Debate ensued.

Question—put and resolved in the affirmative.

- 8 POSTPONEMENT OF ORDERS OF THE DAY—Ordered, after debate—That the consideration of Orders of the Day, General Business, Nos. 69 to 84 inclusive, be postponed until later this day.

- 9 ELECTORAL COMMISSION BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

- 10 LOCAL GOVERNMENT (GENERAL AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Local Government Act 1958’, the ‘Town and Country Planning Act 1961’, the ‘Local Government (Further Amendment) Act 1981’, the ‘Building Control Act 1981’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 11 PAY-ROLL TAX (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Pay-roll Tax Act 1971’ and the ‘Land Tax Act 1958’, and for other purposes*” and desiring the concurrence of the Council therein.

- On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
12. **POSTPONEMENT OF ORDERS OF THE DAY**—Ordered—That the consideration of Orders of the Day, General Business, Nos. 86 to 96 inclusive, be postponed until later this day.
13. **COUNCIL OF LAW REPORTING IN VICTORIA BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou moved, That this Bill be now read a second time.
The Honourable A. J. Hunt (for the Honourable Haddon Storey) moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until Tuesday next.
14. **COMPANIES (CONSEQUENTIAL AMENDMENTS) BILL**—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.
Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
15. **POSTPONEMENT OF ORDER OF THE DAY**—Ordered—That the consideration of Order of the Day, Government Business, No. 3, be postponed until later this day.
16. **HEALTH (PRIVATE HOSPITALS) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou (for the Honourable D. R. White) moved, That this Bill be now read a second time.
The Honourable A. J. Hunt (for the Honourable Haddon Storey) moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until Wednesday next.
17. **RACING (PAYMENT OF DIVIDENDS) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. E. Kent moved, That this Bill be now read a second time.
The Honourable A. J. Hunt (for the Honourable P. D. Block) moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until Wednesday next.
18. **HOWARD FLOREY INSTITUTE OF EXPERIMENTAL PHYSIOLOGY AND MEDICINE BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.
Debate ensued.
The Honourable B. P. Dunn moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until the next day of meeting.
19. **BUILDING SOCIETIES (CONTROL) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.
The Honourable A. J. Hunt (for the Honourable N. B. Reid) moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until the next day of meeting.

20 PAY-ROLL TAX (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White (for the Honourable W. A. Landeryou) moved, That this Bill be now read a second time.

The Honourable A. J. Hunt (for the Honourable P. D. Block) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

21 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 5.29 p.m., adjourned until Tuesday next.

A. R. B. McDONNELL
Clerk of the Legislative Council

Mr President takes the Chair at 3.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

Order of the Day (to take precedence)

- 1 ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—*Resumption of debate on motion for Address—and on the amendment of the Hon. A. J. Hunt to add the following words to the proposed Address: "but express our concern at the failure of the Government to inform the people of Victoria fully, truthfully and in advance, of its real intentions, particularly with respect to financial and industrial matters" (Hon. F. J. Granter).*

GOVERNMENT BUSINESS

Orders of the Day

- 1 HOSPITALS SUPERANNUATION (AMENDMENT) BILL—(Hon. D. R. White)—Second reading.
- *2 LOCAL GOVERNMENT (GENERAL AMENDMENT) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading.
- 3 STAMPS (MATRIMONIAL SETTLEMENTS) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. N. B. Reid).
- 4 STAMPS (FIRST PURCHASES OF LAND) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. H. G. Baylor).
- 5 METROPOLITAN FIRE BRIGADES (AMENDMENT) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—*Resumption of debate.* (Hon. N. B. Reid).
- 6 ENVIRONMENT PROTECTION (PENALTIES) BILL—(Hon. Evan Walker)—Second reading—*Resumption of debate.* (Hon. B. A. Chamberlain).
- *7 HOWARD FLOREY INSTITUTE OF EXPERIMENTAL PHYSIOLOGY AND MEDICINE BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—*Resumption of debate.* (Hon. B. P. Dunn).
- *8 BUILDING SOCIETIES (CONTROL) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. N. B. Reid).
- *9 COUNCIL OF LAW REPORTING IN VICTORIA BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- *10 PAY-ROLL TAX (AMENDMENT) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. P. D. Block).
- 11 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 12 HOUSE COMMITTEE—MOTION FOR APPOINTMENT OF MEMBERS (Hon. W. A. Landeryou)—*Resumption of debate.* (Hon. A. J. Hunt).
- 13 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading.

* Indicates new entry.

GENERAL BUSINESS

Notices of Motion

- ø1 The Hon. J. V. C. GUEST—To move, That this House is of the opinion that the Government should appoint one of Her Majesty's Counsel or some other suitably qualified person:
- (i) to inquire into and report on the practices and procedures which apply in cases where a serious question is raised as to the guilt or the nature of the offence of a convicted person and to make recommendations as to the practices and procedures which ought to apply, having particular regard to the principles of natural justice and the need to ensure that justice is at all times seen to be done;
 - (ii) specifically, to take evidence and otherwise inquire in such manner as he shall think fit whether Leith Ratten is guilty or innocent of murder and, in particular, whether he should now be regarded as guilty beyond reasonable doubt having regard to all relevant matters whether or not admitted or admissible as evidence in court proceedings; and
 - (iii) to advise whether, in all the circumstances, Leith Ratten should now remain in prison.
- 2 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to give Members of the Public Rights of Access to Official Documents of the Government of Victoria and of its Agencies, to amend the *Ombudsman Act 1973* and for other purposes.
- 3 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to establish a Standing Commission on Crimes, to make provision with respect to the Membership, Powers and Duties of the Standing Commission on Crimes and for other purposes.
- 4 The Hon. D. M. EVANS—To move, That this House, concerned at current methods of storage, transport and disposal of hazardous and intractable chemical wastes in Australia, recommends that a single Authority in Victoria be charged with the responsibility to draw up a register of hazardous or intractable chemical wastes, to control directly or otherwise the handling and disposal of such wastes, and to co-operate or enter into arrangements with the Commonwealth and/or other State governments in carrying out its responsibilities.

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 BUILDING INDUSTRY LONG SERVICE LEAVE BOARD REPORT, 1980–81—To be considered.
- 3 DANDENONG VALLEY AUTHORITY REPORT, 1980–81—To be considered.
- 4 FRIENDLY SOCIETIES REGISTRAR'S REPORT, 1980–81—To be considered.
- 5 GEELONG REGIONAL COMMISSION REPORT, 1980–81—To be considered.
- 6 LATROBE VALLEY WATER AND SEWERAGE BOARD REPORT, 1980–81—To be considered.
- 7 MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST REPORT, 1980–81—To be considered.
- 8 MONASH UNIVERSITY COUNCIL REPORT, 1980—To be considered.

ø Notice amended 9 June 1982 pursuant to Standing Order 84.

- 9 NATIONAL COMPANIES AND SECURITIES COMMISSION REPORT, 1980-81—To be considered.
- 10 POLICE SERVICE BOARD DETERMINATIONS NOS. 356 TO 359—To be considered.
- 11 PORT OF MELBOURNE AUTHORITY ACCOUNTS, 1980-81—To be considered.
- 12 PORTLAND HARBOR TRUST ACCOUNTS, 1980-81—To be considered.
- 13 RAILWAYS BOARD AND STEAM AGE AUSTRALIA PTY LTD—AGREEMENT DATED 23 APRIL 1981 AS TO THE PURCHASE OF LOCOMOTIVES AND USE OF LINES—To be considered.
- 14 RIVER MURRAY COMMISSION REPORT, 1980-81—To be considered.
- 15 SHIRE OF ALEXANDRA PLANNING SCHEME—AMENDMENT No. 16—To be considered.
- 16 CITY OF ARARAT PLANNING SCHEME 1953—AMENDMENTS No. 22, 1977 AND NOS. 27 AND 29—To be considered.
- 17 SHIRE OF BACCHUS MARSH PLANNING SCHEME—AMENDMENT No. 14, PART 2—To be considered.
- 18 TOWN OF BAIRNSDALE PLANNING SCHEME—AMENDMENT No. 25—To be considered.
- 19 CITY OF BALLAARAT PLANNING SCHEME—AMENDMENTS NOS. 58, 61, 64 AND 65—To be considered.
- 20 SHIRE OF BALLARAT PLANNING SCHEME—AMENDMENT No. 12—To be considered.
- 21 CITY OF BENALLA PLANNING SCHEME—AMENDMENTS NOS. 32 AND 33—To be considered.
- 22 SHIRE OF BENALLA PLANNING SCHEME 1953—AMENDMENTS NOS. 16 AND 18—To be considered.
- 23 SHIRE OF BUNGAREE PLANNING SCHEME—AMENDMENT No. 11—To be considered.
- 24 SHIRE OF COBRAM PLANNING SCHEME 1979—To be considered.
- 25 CITY OF CROYDON PLANNING SCHEME 1961—AMENDMENTS NOS. 86, 109, 110 AND 111—To be considered.
- 26 BOROUGH OF EAGLEHAWK PLANNING SCHEME AND AMENDMENTS NOS. 1 AND 2—To be considered.
- 27 EPPALOCK PLANNING SCHEME (SHIRE OF METCALFE)—AMENDMENT No. 2—To be considered.
- 28 EPPALOCK PLANNING SCHEME (SHIRE OF STRATHFIELDSAYE)—AMENDMENT No. 4, 1981—To be considered.
- 29 SHIRE OF FLINDERS PLANNING SCHEME 1962—AMENDMENTS NOS. 138 AND 142, 1981; AND No. 145—To be considered.
- 30 CITY OF FRANKSTON PLANNING SCHEME—AMENDMENTS NOS. 28, 29 AND 32, 1980; AND No. 33, 1981—To be considered.
- 31 FRENCH ISLAND PLANNING SCHEME—AMENDMENT No. 5—To be considered.
- 32 GEELONG REGIONAL PLANNING SCHEME—AMENDMENTS No. 17, 1980; AND NOS. 20, PART 1; 21, PART 1; 24, PART 1; 25, PART 1; 35 AND 36—To be considered.
- 33 CITY OF HORSHAM PLANNING SCHEME—AMENDMENT No. 58, 1980, PART 1—To be considered.
- 34 SHIRE OF KILMORE PLANNING SCHEME 1973—AMENDMENTS No. 47, 1980; No. 48, 1981; AND NOS. 52 AND 52A—To be considered.
- 35 CITY OF KNOX PLANNING SCHEME 1965—AMENDMENTS No. 223, PART 2, AND No. 226, 1980; NOS. 242 AND 244, 1981; AND NOS. 245 AND 246—To be considered.
- 36 LAKE TYERS TO CAPE HOWE COASTAL PLANNING SCHEME—AMENDMENT No. 7—To be considered.

- 37 SHIRE OF LILLYDALE PLANNING SCHEME 1958—AMENDMENTS NOS. 123 AND 131, 1980; AND NOS. 144, 146 AND 150—To be considered.
- 38 MELBOURNE METROPOLITAN PLANNING SCHEME—AMENDMENTS NOS. 3, PART 1G; 69, PARTS 3 AND 4; 120, PART 2; 138, PARTS 2A AND 3; 141, PARTS 2A AND 2B; 142, PART 3; 154, PARTS 1A AND 1B; 155, PART 2; 156, PART 1; 158, PART 1; 159, PART 1; 160, PART 1; 175; 179; 180; 195; 196; 197; 199; 200; 204 AND 207—To be considered.
- 39 CITY OF MILDURA PLANNING SCHEME—AMENDMENT No. 34, 1980—To be considered.
- 40 CITY OF MOE PLANNING SCHEME 1966—AMENDMENT No. 61—To be considered.
- 41 SHIRE OF MORNINGTON PLANNING SCHEME 1959—AMENDMENTS No. 136, 1981; AND No. 133—To be considered.
- 42 SHIRE OF MORWELL PLANNING SCHEME 1977—AMENDMENTS NOS. 8, 11 AND 12, 1981—To be considered.
- 43 SHIRE OF NUMURKAH PLANNING SCHEME 1956—AMENDMENT No. 5, 1979—To be considered.
- 44 OCEAN ROAD PLANNING SCHEME (SHIRE OF OTWAY)—AMENDMENT No. 21—To be considered.
- 45 SHIRE OF PAKENHAM PLANNING SCHEME PART 1—AMENDMENTS NOS. 3 AND 6—To be considered.
- 46 SHIRE OF PORTLAND (HEYWOOD TOWNSHIP) PLANNING SCHEME—AMENDMENT No. 5—To be considered.
- 47 SHIRE OF PORTLAND PLANNING SCHEME—AMENDMENT No. 17, 1980—To be considered.
- 48 TOWN OF PORTLAND PLANNING SCHEME 1957—AMENDMENTS NOS. 28 AND 33, 1981; AND No. 35—To be considered.
- 49 PORT FAIRY PLANNING SCHEME 1959—AMENDMENT No. 12, 1981—To be considered.
- 50 SHIRE OF ROSEDALE PLANNING SCHEME—AMENDMENT No. 17, 1980—To be considered.
- 51 CITY OF SALE PLANNING SCHEME 1975—AMENDMENTS No. 13, 1980; AND No. 14, 1981—To be considered.
- 52 BOROUGH OF SEBASTOPOL PLANNING SCHEME—AMENDMENTS NOS. 17 AND 19—To be considered.
- 53 SEYMOUR PLANNING SCHEME—AMENDMENTS NOS. 46, 54, 57, 58, 59, 62 AND 64—To be considered.
- 54 CITY OF SHEPPARTON PLANNING SCHEME 1953—AMENDMENTS NOS. 58 AND 59, 1981—To be considered.
- 55 SHIRE OF SHERBROOKE PLANNING SCHEME 1965—AMENDMENT No. 143—To be considered.
- 56 TOWN OF STAWELL PLANNING SCHEME—AMENDMENTS No. 23, 1981; AND No. 22—To be considered.
- 57 SHIRE OF SWAN HILL (CASTLE DONNINGTON) PLANNING SCHEME—AMENDMENT No. 7—To be considered.
- 58 SHIRE OF SWAN HILL (NYAH-NYAH WEST) PLANNING SCHEME—AMENDMENT No. 3—To be considered.
- 59 SHIRE OF SWAN HILL (ROBINVALE) PLANNING SCHEME—AMENDMENT No. 4—To be considered.
- 60 WANGARATTA SUB-REGIONAL PLANNING SCHEME 1976 (CITY OF WANGARATTA)—AMENDMENTS NOS. 8 AND 10—To be considered.
- 61 SHIRE OF WOORAYL PLANNING SCHEME—AMENDMENT No. 53, 1982—To be considered.

- 62 SHIRE OF YEA PLANNING SCHEME—AMENDMENT NO. 3—To be considered.
- 63 TOWN AND COUNTRY PLANNING BOARD REPORT, 1980–81—To be considered.
- 64 URBAN LAND AUTHORITY REPORT, 1980–81—To be considered.
- 65 VICTORIAN POST-SECONDARY EDUCATION COMMISSION REPORT, 1980–81—To be considered.
- 66 WEST GATE BRIDGE AUTHORITY REPORT, 1980–81—To be considered.
- 67 WEST MOORABOOL WATER BOARD REPORT, 1980–81—To be considered.
- 68 DECENTRALIZED INDUSTRY HOUSING AUTHORITY REPORT, 1980–81—To be considered.
- 69 DENTAL BOARD AND SPECIALIST PRACTITIONERS QUALIFICATION COMMITTEE REPORTS, 1980–81—To be considered.
- 70 DRIED FRUITS BOARD REPORT, 1981—To be considered.
- 71 EQUAL OPPORTUNITY BOARD REPORT, 1980–81—To be considered.
- 72 GEELONG HARBOR TRUST COMMISSIONERS ACCOUNTS, 1981—To be considered.
- 73 HISTORIC BUILDINGS PRESERVATION COUNCIL REPORTS, 1979–80 AND 1980–81—To be considered.
- 74 LIQUOR CONTROL COMMISSION REPORT, 1980–81—To be considered.
- 75 METROPOLITAN FIRE BRIGADES BOARD REPORT, 1980–81—To be considered.
- 76 MOTOR ACCIDENTS BOARD REPORT, 1980–81—To be considered.
- 77 NATIONAL GALLERY COUNCIL REPORT, 1979–80—To be considered.
- 78 NATIONAL MUSEUM COUNCIL REPORT, 1980–81—To be considered.
- 79 SOIL CONSERVATION AUTHORITY REPORT, 1980–81—To be considered.
- 80 STATE INSURANCE OFFICE ACCOUNTS, 1980–81—To be considered.
- 81 STATE LIBRARY AND NATIONAL MUSEUM BUILDINGS COMMITTEE REPORT, 1980–81—To be considered.
- 82 TEACHERS TRIBUNAL REPORT, 1980–81—To be considered.
- 83 VICTORIAN ARTS CENTRE TRUST REPORT, 1980–81—To be considered.
- 84 ELECTORAL COMMISSION BILL—(*Hon. A. J. Hunt*)—To be further considered in Committee.
- 85 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- 86 ADVISORY COUNCIL FOR INTER-GOVERNMENT RELATIONS REPORT, 1980–81—To be considered.
- 87 CHIROPODISTS REGISTRATION BOARD REPORT, 1981—To be considered.
- 88 EDUCATION ACT CERTIFICATES—RESUMPTION OF LAND AT BENDIGO AND ESSENDON—To be considered.
- 89 LABOUR AND INDUSTRY DEPARTMENT REPORT, 1981—To be considered.
- 90 BARRISTERS' AND SOLICITORS' DISCIPLINARY TRIBUNALS—LAY OBSERVER'S REPORTS, 1981—To be considered.
- 91 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT—SUMMARY OF RETURNS, MAY 1982—To be considered.
- 92 OMBUDSMAN'S QUARTERLY REPORT, SEPTEMBER 1981—To be considered.
- 93 TAXATION—ANALYSIS OF LAND TAX OPERATIONS, 1980, AND PROBATE AND GIFT DUTY OPERATIONS, 1980–81—To be considered.
- 94 TEACHERS TRIBUNAL REPORT, 1979–80—To be considered.
- 95 VICTORIA LAW FOUNDATION REPORT, 1980–81—To be considered.
- *96 UPPER YARRA VALLEY AND DANDENONG RANGES AUTHORITY REPORT, 1978–79—To be considered.

WEDNESDAY, 16 JUNE
GOVERNMENT BUSINESS

Orders of the Day

- *1 RACING (PAYMENT OF DIVIDENDS) BILL—(from Assembly—Hon. D. E. Kent)—
Second reading—*Resumption of debate.* (Hon. P. D. Block).
- 2 HEALTH (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—
Second reading—*Resumption of debate.* (Hon. Haddon Storey).

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TUESDAY, 22 JUNE
GOVERNMENT BUSINESS

Orders of the Day

- 1 ABATTOIR AND MEAT INSPECTION (AMENDMENT) BILL—(Hon. D. E. Kent)—
Second reading—*Resumption of debate.* (Hon. D. G. Crozier).
- 2 SEEDS BILL—(Hon. D. E. Kent)—Second reading—*Resumption of debate.* (Hon. D. G. Crozier).

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, Joan Coxsedg, R. J. Eddy, D. M. Evans, V. T. Hauser, R. J. Long, I. B. Trayling and J. M. Walton.

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SELECT COMMITTEE

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou, Haddon Storey and J. M. Walton.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

Order of the Day (to take precedence)

- 1 ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—*Resumption of debate on motion for Address—and on the amendment of the Hon. A. J. Hunt to add the following words to the proposed Address: “but express our concern at the failure of the Government to inform the people of Victoria fully, truthfully and in advance, of its real intentions, particularly with respect to financial and industrial matters” (Hon. F. J. Granter).*

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. J. V. C. GUEST—To move, That this House is of the opinion that the Government should appoint one of Her Majesty's Counsel or some other suitably qualified person:
 - (i) to inquire into and report on the practices and procedures which apply in cases where a serious question is raised as to the guilt or the nature of the offence of a convicted person and to make recommendations as to the practices and procedures which ought to apply, having particular regard to the principles of natural justice and the need to ensure that justice is at all times seen to be done;
 - (ii) specifically, to take evidence and otherwise inquire in such manner as he shall think fit whether Leith Ratten is guilty or innocent of murder and, in particular, whether he should now be regarded as guilty beyond reasonable doubt having regard to all relevant matters whether or not admitted or admissible as evidence in court proceedings; and
 - (iii) to advise whether, in all the circumstances, Leith Ratten should now remain in prison.
- 2 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to give Members of the Public Rights of Access to Official Documents of the Government of Victoria and of its Agencies, to amend the *Ombudsman Act 1973* and for other purposes.
- 3 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to establish a Standing Commission on Crimes, to make provision with respect to the Membership, Powers and Duties of the Standing Commission on Crimes and for other purposes.
- 4 The Hon. D. M. EVANS—To move, That this House, concerned at current methods of storage, transport and disposal of hazardous and intractable chemical wastes in Australia, recommends that a single Authority in Victoria be charged with the responsibility to draw up a register of hazardous or intractable chemical wastes, to control directly or otherwise the handling and disposal of such wastes, and to co-operate or enter into arrangements with the Commonwealth and/or other State governments in carrying out its responsibilities.

* Indicates new entry.

- *5 The Hon. K. I. M. WRIGHT—To move, That this House deplores the professed intention of the Government to declare a “nuclear free State” on the following grounds:
- (a) its potential for embarrassing Australia internationally and its detrimental effect on defence arrangements;
 - (b) the unnecessary and premature closing off of options for the peaceful application of nuclear energy in Victoria for the enhancement of living standards; and
 - (c) constitutionally, the issue of naval vessels visiting Australia should rest with the Federal Government under its defence powers.

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 DECENTRALIZED INDUSTRY HOUSING AUTHORITY REPORT, 1980–81—To be considered.
- 3 DENTAL BOARD AND SPECIALIST PRACTITIONERS QUALIFICATION COMMITTEE REPORTS, 1980–81—To be considered.
- 4 DRIED FRUITS BOARD REPORT, 1981—To be considered.
- 5 EQUAL OPPORTUNITY BOARD REPORT, 1980–81—To be considered.
- 6 GEELONG HARBOR TRUST COMMISSIONERS ACCOUNTS, 1981—To be considered.
- 7 HISTORIC BUILDINGS PRESERVATION COUNCIL REPORTS, 1979–80 AND 1980–81—To be considered.
- 8 LIQUOR CONTROL COMMISSION REPORT, 1980–81—To be considered.
- 9 METROPOLITAN FIRE BRIGADES BOARD REPORT, 1980–81—To be considered.
- 10 MOTOR ACCIDENTS BOARD REPORT, 1980–81—To be considered.
- 11 NATIONAL GALLERY COUNCIL REPORT, 1979–80—To be considered.
- 12 NATIONAL MUSEUM COUNCIL REPORT, 1980–81—To be considered.
- 13 SOIL CONSERVATION AUTHORITY REPORT, 1980–81—To be considered.
- 14 STATE INSURANCE OFFICE ACCOUNTS, 1980–81—To be considered.
- 15 STATE LIBRARY AND NATIONAL MUSEUM BUILDINGS COMMITTEE REPORT, 1980–81—To be considered.
- 16 TEACHERS TRIBUNAL REPORT, 1980–81—To be considered.
- 17 VICTORIAN ARTS CENTRE TRUST REPORT, 1980–81—To be considered.
- 18 ELECTORAL COMMISSION BILL—(Hon. A. J. Hunt)—To be further considered in Committee.
- 19 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- 20 ADVISORY COUNCIL FOR INTER-GOVERNMENT RELATIONS REPORT, 1980–81—To be considered.
- 21 CHIROPODISTS REGISTRATION BOARD REPORT, 1981—To be considered.
- 22 EDUCATION ACT CERTIFICATES—RESUMPTION OF LAND AT BENDIGO AND ESSENDON—To be considered.
- 23 LABOUR AND INDUSTRY DEPARTMENT REPORT, 1981—To be considered.
- 24 BARRISTERS’ AND SOLICITORS’ DISCIPLINARY TRIBUNALS—LAY OBSERVER’S REPORTS, 1981—To be considered.
- 25 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT—SUMMARY OF RETURNS, MAY 1982—To be considered.

- 26 OMBUDSMAN'S QUARTERLY REPORT, SEPTEMBER 1981—To be considered.
- 27 TAXATION—ANALYSIS OF LAND TAX OPERATIONS, 1980, AND PROBATE AND GIFT DUTY OPERATIONS, 1980-81—To be considered.
- 28 TEACHERS TRIBUNAL REPORT, 1979-80—To be considered.
- 29 VICTORIA LAW FOUNDATION REPORT, 1980-81—To be considered.
- 30 UPPER YARRA VALLEY AND DANDENONG RANGES AUTHORITY REPORT, 1978-79—To be considered.
- *31 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. H. M. Hamilton*)—Second reading.
- *32 NATIONAL PARKS ACT—MINISTER'S NOTICE OF CONSENT TO GRANTING OF EXPLORATION LICENCE IN WABONGA PLATEAU STATE PARK DATED 22 APRIL 1982—To be considered.

GOVERNMENT BUSINESS

Orders of the Day

- *1 OPTOMETRISTS REGISTRATION (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading.
- *2 PSYCHOLOGICAL PRACTICES (SCIENTOLOGY) BILL—(*from Assembly—Hon. D. R. White*)—Second reading.
- 3 LOCAL GOVERNMENT (GENERAL AMENDMENT) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. A. J. Hunt*).
- *4 MELBOURNE AND METROPOLITAN BOARD OF WORKS (DIFFERENTIAL RATING) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. Glyn Jenkins*).
- 5 RACING (PAYMENT OF DIVIDENDS) BILL—(*from Assembly—Hon. D. E. Kent*)—Second reading—*Resumption of debate.* (*Hon. P. D. Block*).
- 6 HEALTH (PRIVATE HOSPITALS) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).
- 7 PAY-ROLL TAX (AMENDMENT) BILL—(*from Assembly—Hon. W. A. Landeryou*)—To be further considered in Committee.
- *8 VICTORIAN TOBACCO GROWERS (DISPOSAL OF ASSETS) BILL—(*Hon. D. E. Kent*)—Second reading.
- 9 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).
- 10 HOUSE COMMITTEE—MOTION FOR APPOINTMENT OF MEMBERS (*Hon. W. A. Landeryou*)—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 11 STATUTE LAW REVISION BILL—(*Hon. W. A. Landeryou*)—Second reading.

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TUESDAY, 22 JUNE GOVERNMENT BUSINESS

Orders of the Day

- 1 ABATTOIR AND MEAT INSPECTION (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate.* (*Hon. D. G. Crozier*).
- 2 SEEDS BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate.* (*Hon. D. G. Crozier*).

- 3 HOSPITALS SUPERANNUATION (AMENDMENT) BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. Haddon Storey)*.
- *4 MOTOR CAR (BREATH ANALYSING INSTRUMENTS) BILL—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate. (Hon. N. B. Reid)*.

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TUESDAY, 29 JUNE
GOVERNMENT BUSINESS

Order of the Day

- *1 LOCAL GOVERNMENT (BOARD OF REVIEW) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt)*.

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, Joan Coxside, R. J. Eddy, D. M. Evans, V. T. Hauser, R. J. Long, I. B. Trayling and J. M. Walton.

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SELECT COMMITTEE

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou, Haddon Storey and J. M. Walton.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 6 and 7

No. 6—Tuesday, 15 June 1982

- 1 The President took the Chair and read the Prayer.
- 2 LOCAL GOVERNMENT (BOARD OF REVIEW) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Local Government Act 1958’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 3 MOTOR CAR (BREATH ANALYSING INSTRUMENTS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend Section 80F of and Schedule Seven to the ‘Motor Car Act 1958’ with respect to Breath Analysing Instruments and for Purposes connected therewith*” and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 4 VICTORIAN TOBACCO GROWERS (DISPOSAL OF ASSETS) BILL—On the motion (by leave without notice) of the Honourable D. E. Kent, leave was given to bring in a Bill to make provision with respect to the Disposal of Assets acquired by the Victorian Tobacco Growers Association and for other purposes, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 5 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—On the motion (by leave without notice) of the Honourable H. M. Hamilton, leave was given to bring in a Bill to amend the *Health Act 1958* for the Purpose of imposing Restrictions on the Advertising of Alcoholic Beverages, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 6 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

National Parks Act 1975—Notice of consent to the granting of an Exploration Licence in Wabonga Plateau State Park dated 22 April 1982.

Statutory Rules under the following Acts of Parliament:

Explosives Act 1960—No. 172.

Fisheries Act 1968—No. 153.

The Honourable B. A. Chamberlain moved, That the notice of consent under the *National Parks Act 1975* be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 7 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of the Order of the Day for the resumption of the debate on the motion for the Address-in-Reply to the Speech of His Excellency the Governor and the proposed amendment thereto be postponed until later this day.

- 8 HOSPITALS SUPERANNUATION (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.
The Honourable Haddon Storey moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until Tuesday next.
- 9 LOCAL GOVERNMENT (GENERAL AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou moved, That this Bill be now read a second time.
The Honourable A. J. Hunt moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until the next day of meeting.
- 10 LOCAL GOVERNMENT (BOARD OF REVIEW) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou moved, That this Bill be now read a second time.
The Honourable A. J. Hunt moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered, after debate—That the debate be adjourned until Tuesday, 29 June.
- 11 MOTOR CAR (BREATH ANALYSING INSTRUMENTS) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.
The Honourable N. B. Reid moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until Tuesday next.
- 12 STAMPS (MATRIMONIAL SETTLEMENTS) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
Bill read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 13 STAMPS (FIRST PURCHASES OF LAND) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 14 METROPOLITAN FIRE BRIGADES (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
Bill read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 15 ENVIRONMENT PROTECTION (PENALTIES) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time.
- The Honourable Evan Walker moved, by leave, That the Bill be now read a third time.
- The Honourable D. M. Evans moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until later this day.
- 16 HOWARD FLOREY INSTITUTE OF EXPERIMENTAL PHYSIOLOGY AND MEDICINE BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—
- Debate resumed.
- And the Deputy President having ruled the Bill to be a Private Bill—
- The Honourable R. A. Mackenzie moved, That this Bill be dealt with as a Public Bill.
- Question—put and resolved in the affirmative.
- Question—That this Bill be now read a second time—put and resolved in the affirmative.
- Bill read a second time and, by leave, read a third time and passed.
- Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 17 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 8, be postponed until later this day.
- 18 COUNCIL OF LAW REPORTING IN VICTORIA BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
- Bill read a second time and, by leave, read a third time and passed.
- Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
- 19 BUILDING SOCIETIES (CONTROL) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.
- House in Committee.
- The Deputy President resumed the Chair; and the Honourable V. T. Hauser having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
- Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 20 MELBOURNE AND METROPOLITAN BOARD OF WORKS (DIFFERENTIAL RATING) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to empower the differential rating of Land by the Melbourne and Metropolitan Board of Works, to amend the 'Melbourne and Metropolitan Board of Works Act 1958', and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 21 OPTOMETRISTS REGISTRATION (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Optometrists Registration Act 1958’*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 22 PAY-ROLL TAX (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell reported that the Committee had made progress in the Bill, and asked leave to sit again, having agreed to the following resolution:

That it be a suggestion to the Assembly that they make the following amendments in the Bill, viz.:

- 1 Clause 2, omit this clause.
- 2 Clause 3, paragraph (b), page 2, lines 2–4, omit ‘there shall be substituted the expression “30 June 1982 or any financial year after 30 June 1982”.’ and insert ‘there shall be substituted the expression “30 June 1982 or the financial year ending on 30 June 1983”.’
- 3 Clause 4, paragraph (c), lines 15–16, omit “in any other taxing period” and insert “in the succeeding taxing period”.
- 4 Clause 4, paragraph (d), line 20, omit “in any other taxing period” and insert “in the succeeding taxing period”.
- 5 Clause 5, paragraph (b), sub-paragraph (iii), lines 35–36, omit “in any other taxing period” and insert “in the succeeding taxing period”.
- 6 Clause 5, paragraph (b), sub-paragraph (iv), page 3, lines 2–3, omit “in any other taxing period” and insert “in the succeeding taxing period”.
- 7 Clause 10, paragraph (c), page 5, lines 19–20, omit “any succeeding financial year” and insert “the succeeding financial year”.

NEW CLAUSE

- 8 *Insert the following new clause to follow clause 1:*

‘A. In sub-section (2) of section 31A of the Principal Act, for the expression “30 June 1982” there shall be substituted the expression “30 June 1983”.’.

On the motion of the Honourable D. R. White, the Council adopted the resolution reported from the Committee of the whole.

Ordered—That the Bill be returned to the Assembly with a Message suggesting that the Assembly amend the same as set forth in the foregoing resolution.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

- 23 **PSYCHOLOGICAL PRACTICES (SCIENTOLOGY) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to repeal certain provisions of the ‘Psychological Practices Act 1965’ relating to the practice of scientology and for other purposes*” and desiring the concurrence of the Council therein.
- On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
- And the time for taking new business having passed—*
- Leave was granted for certain new business to be taken after 10 p.m.
- 24 **ENVIRONMENT PROTECTION (PENALTIES) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a third time and, after further debate, the question being put was resolved in the affirmative—Bill read a third time and passed.
- Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
- 25 **MELBOURNE AND METROPOLITAN BOARD OF WORKS (DIFFERENTIAL RATING) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.
- The Honourable Glyn Jenkins moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until the next day of meeting.
- 26 **ADJOURNMENT**—The Honourable Evan Walker moved, That the House do now adjourn.
- Debate ensued.
- Question—put and resolved in the affirmative.
- And then the Council, at 10.51 p.m., adjourned until tomorrow.

A. R. B. McDONNELL
Clerk of the Legislative Council

No. 7—Wednesday, 16 June 1982

- 1 The President took the Chair and read the Prayer.
- 2 **HISTORIC BUILDINGS (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Historic Buildings Act 1981’, to repeal the ‘Government Buildings Advisory Council Act 1972’, the ‘Government Buildings Advisory Council (Amendment) Act 1981’, and for other purposes*” and desiring the concurrence of the Council therein.
- On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 3 PAPER—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:
Trade Unions—Report of the Registrar of Friendly Societies for the year 1980–81.
- 4 POSTPONEMENT OF ORDER OF THE DAY AND NOTICES OF MOTION—Ordered—That the consideration of the Order of the Day for the resumption of the debate on the motion for the Address-in-Reply to the Speech of His Excellency the Governor and the proposed amendment thereto, and Notices of Motion, General Business, Nos. 1 to 4 inclusive, be postponed until later this day.
- 5 DECLARATION OF NUCLEAR-FREE STATE—The Honourable K. I. M. Wright moved, That this House deplores the professed intention of the Government to declare a “nuclear-free State” on the following grounds:
- (a) its potential for embarrassing Australia internationally and its detrimental effect on defence arrangements;
 - (b) the unnecessary and premature closing off of options for the peaceful application of nuclear energy in Victoria for the enhancement of living standards; and
 - (c) constitutionally, the issue of naval vessels visiting Australia should rest with the Federal Government under its defence powers.

Debate ensued.

The Honourable A. J. Hunt moved, as an amendment, That paragraph (b) be omitted with the view of inserting the following paragraph:

“(b) the unnecessary discouragement of research directed towards the peaceful application of nuclear energy for the benefit of the Victorian community and the development of proper safeguards;”

Debate ensued.

Question—That the paragraph proposed to be omitted stand part of the question—put and negatived.

Question—That the paragraph proposed to be inserted be so inserted—put.

The Council divided.

AYES, 24

The Hon. W. R. Baxter
H. G. Baylor
P. D. Block
C. Bubb (*Teller*)
W. M. Campbell
B. A. Chamberlain
D. G. Crozier
B. P. Dunn
D. M. Evans (*Teller*)
F. J. Granter
J. V. C. Guest
H. M. Hamilton
V. T. Hauser
D. K. Hayward
W. V. Houghton
A. J. Hunt
Glyn Jenkins
R. I. Knowles
R. Lawson

NOES, 12

The Hon. G. A. S. Butler
Joan Coxsedg
R. J. Eddy (*Teller*)
C. J. Kennedy (*Teller*)
D. E. Kent
W. A. Landeryou
R. A. Mackenzie
G. A. Sgro
H. A. Thomas
I. B. Trayling
J. M. Walton
D. R. White

- 8 PSYCHOLOGICAL PRACTICES (SCIENTOLOGY) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 9 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3 to 7 inclusive, be postponed until later this day.

- 10 VICTORIAN TOBACCO GROWERS (DISPOSAL OF ASSETS) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. E. Kent moved, That this Bill be now read a second time.

The Honourable H. R. Ward (for the Honourable D. G. Crozier) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 11 HISTORIC BUILDINGS (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou (for the Honourable Evan Walker) moved, That this Bill be now read a second time.

The Honourable B. A. Chamberlain moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday, 29 June.

- 12 ELECTORAL COMMISSION BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole; the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 13 SUPPLY (1982–83, No. 1) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make Interim Provision for the Appropriation of Moneys out of the Consolidated Fund for the Service of the Financial Year 1982–83*" and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable W. A. Landeryou moved, That this Bill be now read a second time.

The Honourable P. D. Block moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

14 ADJOURNMENT—The Honourable W. A. Landeryou moved, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

The Honourable W. A. Landeryou moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.31 p.m., adjourned until Tuesday next.

A. R. B. McDONNELL
Clerk of the Legislative Council

Mr President takes the Chair at 3.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

Order of the Day (to take precedence)

- 1 ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—*Resumption of debate on motion for Address—and on the amendment of the Hon. A. J. Hunt to add the following words to the proposed Address: "but express our concern at the failure of the Government to inform the people of Victoria fully, truthfully and in advance, of its real intentions, particularly with respect to financial and industrial matters" (Hon. F. J. Granter).*

GOVERNMENT BUSINESS

Orders of the Day

- *1 SUPPLY (1982-83, No. 1) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—*Resumption of debate. (Hon. P. D. Block).*
- 2 OPTOMETRISTS REGISTRATION (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 3 PSYCHOLOGICAL PRACTICES (SCIENTOLOGY) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 4 LOCAL GOVERNMENT (GENERAL AMENDMENT) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*
- 5 MELBOURNE AND METROPOLITAN BOARD OF WORKS (DIFFERENTIAL RATING) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate. (Hon. Glyn Jenkins).*
- 6 RACING (PAYMENT OF DIVIDENDS) BILL—(from Assembly—Hon. D. E. Kent)—Second reading—*Resumption of debate. (Hon. P. D. Block).*
- 7 HEALTH (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 8 ABATTOIR AND MEAT INSPECTION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—*Resumption of debate. (Hon. D. G. Crozier).*
- 9 SEEDS BILL—(Hon. D. E. Kent)—Second reading—*Resumption of debate. (Hon. D. G. Crozier).*
- 10 HOSPITALS SUPERANNUATION (AMENDMENT) BILL—(Hon. D. R. White)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 11 MOTOR CAR (BREATH ANALYSING INSTRUMENTS) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—*Resumption of debate. (Hon. N. B. Reid).*
- 12 PAY-ROLL TAX (AMENDMENT) BILL—(from Assembly—Hon. W. A. Landeryou)—To be further considered in Committee.
- 13 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 14 HOUSE COMMITTEE—MOTION FOR APPOINTMENT OF MEMBERS (Hon. W. A. Landeryou)—*Resumption of debate. (Hon. A. J. Hunt).*

* Indicates new entry.

- 15 VICTORIAN TOBACCO GROWERS (DISPOSAL OF ASSETS) BILL—(Hon. D. E. Kent)—
Second reading—*Resumption of debate.* (Hon. D. G. Crozier).
- 16 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading.

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. J. V. C. GUEST—To move, That this House is of the opinion that the Government should appoint one of Her Majesty's Counsel or some other suitably qualified person:
- (i) to inquire into and report on the practices and procedures which apply in cases where a serious question is raised as to the guilt or the nature of the offence of a convicted person and to make recommendations as to the practices and procedures which ought to apply, having particular regard to the principles of natural justice and the need to ensure that justice is at all times seen to be done;
 - (ii) specifically, to take evidence and otherwise inquire in such manner as he shall think fit whether Leith Ratten is guilty or innocent of murder and, in particular, whether he should now be regarded as guilty beyond reasonable doubt having regard to all relevant matters whether or not admitted or admissible as evidence in court proceedings; and
 - (iii) to advise whether, in all the circumstances, Leith Ratten should now remain in prison.
- 2 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to give Members of the Public Rights of Access to Official Documents of the Government of Victoria and of its Agencies, to amend the *Ombudsman Act 1973* and for other purposes.
- 3 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to establish a Standing Commission on Crimes, to make provision with respect to the Membership, Powers and Duties of the Standing Commission on Crimes and for other purposes.
- 4 The Hon. D. M. EVANS—To move, That this House, concerned at current methods of storage, transport and disposal of hazardous and intractable chemical wastes in Australia, recommends that a single Authority in Victoria be charged with the responsibility to draw up a register of hazardous or intractable chemical wastes, to control directly or otherwise the handling and disposal of such wastes, and to co-operate or enter into arrangements with the Commonwealth and/or other State governments in carrying out its responsibilities.
- *5 The Hon. D. K. HAYWARD—To move, That this House requests the Government forthwith to submit appropriate motions for the appointment of Parliamentary and Statutory committees in accordance with the law and practice of Parliament.

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- 3 ADVISORY COUNCIL FOR INTER-GOVERNMENT RELATIONS REPORT, 1980-81—To be considered.

- 4 CHIROPODISTS REGISTRATION BOARD REPORT, 1981—To be considered.
- 5 EDUCATION ACT CERTIFICATES—RESUMPTION OF LAND AT BENDIGO AND ESSENDON—To be considered.
- 6 LABOUR AND INDUSTRY DEPARTMENT REPORT, 1981—To be considered.
- 7 BARRISTERS' AND SOLICITORS' DISCIPLINARY TRIBUNALS—LAY OBSERVER'S REPORTS, 1981—To be considered.
- 8 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT—SUMMARY OF RETURNS, MAY 1982—To be considered.
- 9 OMBUDSMAN'S QUARTERLY REPORT, SEPTEMBER 1981—To be considered.
- 10 TAXATION—ANALYSIS OF LAND TAX OPERATIONS, 1980, AND PROBATE AND GIFT DUTY OPERATIONS, 1980-81—To be considered.
- 11 TEACHERS TRIBUNAL REPORT, 1979-80—To be considered.
- 12 VICTORIA LAW FOUNDATION REPORT, 1980-81—To be considered.
- 13 UPPER YARRA VALLEY AND DANDENONG RANGES AUTHORITY REPORT, 1978-79—To be considered.
- 14 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. H. M. Hamilton*)—Second reading.
- 15 NATIONAL PARKS ACT—MINISTER'S NOTICE OF CONSENT TO GRANTING OF EXPLORATION LICENCE IN WABONGA PLATEAU STATE PARK DATED 22 APRIL 1982—To be considered.

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TUESDAY, 29 JUNE
GOVERNMENT BUSINESS

Orders of the Day

- 1 LOCAL GOVERNMENT (BOARD OF REVIEW) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*
- *2 HISTORIC BUILDINGS (AMENDMENT) BILL—(*from Assembly—Hon. Evan Walker*)
Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*

A. R. B. McDONNELL

Clerk of the Legislative Council

FRED S. GRIMWADE

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, Joan Coxside, R. J. Eddy, D. M. Evans, V. T. Hauser, R. J. Long, I. B. Trayling and J. M. Walton.

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SELECT COMMITTEE

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou, Haddon Storey and J. M. Walton.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

Mr President takes the Chair at 11.00 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

Order of the Day (to take precedence)

- 1 ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—*Resumption of debate on motion for Address—and on the amendment of the Hon. A. J. Hunt to add the following words to the proposed Address: “but express our concern at the failure of the Government to inform the people of Victoria fully, truthfully and in advance, of its real intentions, particularly with respect to financial and industrial matters” (Hon. F. J. Granter).*

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 - (ii) specifically, to take evidence and otherwise inquire in such manner as he shall think fit whether Leith Ratten is guilty or innocent of murder and, in particular, whether he should now be regarded as guilty beyond reasonable doubt having regard to all relevant matters whether or not admitted or admissible as evidence in court proceedings; and
 - (iii) to advise whether, in all the circumstances, Leith Ratten should now remain in prison.
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* Indicates new entry.

- 5 The Hon. D. K. HAYWARD—To move, That this House requests the Government forthwith to submit appropriate motions for the appointment of Parliamentary and Statutory committees in accordance with the law and practice of Parliament.

Orders of the Day

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- 3 ADVISORY COUNCIL FOR INTER-GOVERNMENT RELATIONS REPORT, 1980-81—To be considered.
- 4 CHIROPODISTS REGISTRATION BOARD REPORT, 1981—To be considered.
- 5 EDUCATION ACT CERTIFICATES—RESUMPTION OF LAND AT BENDIGO AND ESSENDON—To be considered.
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- 7 BARRISTERS' AND SOLICITORS' DISCIPLINARY TRIBUNALS—LAY OBSERVER'S REPORTS, 1981—To be considered.
- 8 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT—SUMMARY OF RETURNS, MAY 1982—To be considered.
- 9 OMBUDSMAN'S QUARTERLY REPORT, SEPTEMBER 1981—To be considered.
- 10 TAXATION—ANALYSIS OF LAND TAX OPERATIONS, 1980, AND PROBATE AND GIFT DUTY OPERATIONS, 1980-81—To be considered.
- 11 TEACHERS TRIBUNAL REPORT, 1979-80—To be considered.
- 12 VICTORIA LAW FOUNDATION REPORT, 1980-81—To be considered.
- 13 UPPER YARRA VALLEY AND DANDENONG RANGES AUTHORITY REPORT, 1978-79—To be considered.
- 14 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. H. M. Hamilton*)—Second reading.
- 15 NATIONAL PARKS ACT—MINISTER'S NOTICE OF CONSENT TO GRANTING OF EXPLORATION LICENCE IN WABONGA PLATEAU STATE PARK DATED 22 APRIL 1982—To be considered.
- *16 CO-OPERATIVE HOUSING SOCIETIES—REGISTRAR'S REPORT, 1979-80—To be considered.
- *17 CO-OPERATIVE SOCIETIES—REGISTRAR'S REPORT, 1979-80—To be considered.
- *18 CLASSIFICATION OF PUBLICATIONS BOARD REPORT, 1980-81—To be considered.

GOVERNMENT BUSINESS

Orders of the Day

- *1 LOCAL GOVERNMENT (PECUNIARY INTERESTS OF COUNCILLORS) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading.
- *2 WEIGHTS AND MEASURES (TIME FOR VERIFICATION) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading.
- *3 BOURKE STREET MALL BILL—(*from Assembly—Hon. Evan Walker*)—Second reading.
- *4 MELBOURNE CORPORATION (ELECTION OF COUNCIL) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading.
- *5 WATER AND SEWERAGE DISTRICTS (AMENDMENT) BILL—(*Hon. D. R. White*)—Second reading.
- *6 MELBOURNE AND METROPOLITAN BOARD OF WORKS (OFFICES) BILL—(*Hon. D. R. White*)—Second reading.

- *7 LOCAL AUTHORITIES SUPERANNUATION (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading.
- *8 PIPELINES (AMENDMENT) BILL—(Hon. D. R. White)—Second reading.
- *9 WEST GATE BRIDGE AUTHORITY (TRANSFER OF FUNCTIONS) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—Resumption of debate. (Hon. D. G. Crozier).
- 10 PAY-ROLL TAX (AMENDMENT) BILL—(from Assembly—Hon. W. A. Landeryou)—To be further considered in Committee.
- 11 OPTOMETRISTS REGISTRATION (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 12 PSYCHOLOGICAL PRACTICES (SCIENTOLOGY) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 13 LOCAL GOVERNMENT (GENERAL AMENDMENT) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- 14 MELBOURNE AND METROPOLITAN BOARD OF WORKS (DIFFERENTIAL RATING) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Glyn Jenkins).
- 15 RACING (PAYMENT OF DIVIDENDS) BILL—(from Assembly—Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. P. D. Block).
- 16 HEALTH (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 17 ABATTOIR AND MEAT INSPECTION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. D. G. Crozier).
- 18 SEEDS BILL—(Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. D. G. Crozier).
- 19 HOSPITALS SUPERANNUATION (AMENDMENT) BILL—(Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 20 MOTOR CAR (BREATH ANALYSING INSTRUMENTS) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—Resumption of debate. (Hon. N. B. Reid).
- 21 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 22 HOUSE COMMITTEE—MOTION FOR APPOINTMENT OF MEMBERS (Hon. W. A. Landeryou)—Resumption of debate. (Hon. A. J. Hunt).
- 23 VICTORIAN TOBACCO GROWERS (DISPOSAL OF ASSETS) BILL—(Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. D. G. Crozier).
- 24 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading.

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**TUESDAY, 29 JUNE
GOVERNMENT BUSINESS**

Orders of the Day

- 1 LOCAL GOVERNMENT (BOARD OF REVIEW) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- 2 HISTORIC BUILDINGS (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, Joan Coxsedg, R. J. Eddy, D. M. Evans, V. T. Hauser, R. J. Long, I. B. Trayling and J. M. Walton.

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SELECT COMMITTEE

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou, Haddon Storey and J. M. Walton.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.
 Wednesday—11.00 a.m.
 Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.
 Wednesday—Private Members' business.
 No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

Mr President takes the Chair at 11.00 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

Order of the Day (to take precedence)

- 1 ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—*Resumption of debate on motion for Address—and on the amendment of the Hon. A. J. Hunt to add the following words to the proposed Address: “but express our concern at the failure of the Government to inform the people of Victoria fully, truthfully and in advance, of its real intentions, particularly with respect to financial and industrial matters” (Hon. F. J. Granter).*

GOVERNMENT BUSINESS

Orders of the Day

- *1 ENVIRONMENT PROTECTION (LEAD IN PETROL) BILL—(from Assembly—Hon. Evan Walker)—Second reading.
- *2 TRANSPORT REGULATION (TOW TRUCKS) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading.
- *3 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION (AMENDMENT) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading.
- 4 PSYCHOLOGICAL PRACTICES (SCIENTOLOGY) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 5 HEALTH (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 6 HOSPITALS SUPERANNUATION (AMENDMENT) BILL—(Hon. D. R. White)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 7 RACING (PAYMENT OF DIVIDENDS) BILL—(from Assembly—Hon. D. E. Kent)—Second reading—*Resumption of debate. (Hon. P. D. Block).*
- 8 OPTOMETRISTS REGISTRATION (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 9 LOCAL GOVERNMENT (GENERAL AMENDMENT) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*
- 10 ABATTOIR AND MEAT INSPECTION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—*Resumption of debate. (Hon. D. G. Crozier).*
- 11 SEEDS BILL—(Hon. D. E. Kent)—Second reading—*Resumption of debate. (Hon. D. G. Crozier).*
- 12 MOTOR CAR (BREATH ANALYSING INSTRUMENTS) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—*Resumption of debate. (Hon. N. B. Reid).*
- 13 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 14 HOUSE COMMITTEE—MOTION FOR APPOINTMENT OF MEMBERS (Hon. W. A. Landeryou)—*Resumption of debate. (Hon. A. J. Hunt).*
- 15 VICTORIAN TOBACCO GROWERS (DISPOSAL OF ASSETS) BILL—(Hon. D. E. Kent)—Second reading—*Resumption of debate. (Hon. D. G. Crozier).*
- 16 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading.

* Indicates new entry.

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. J. V. C. GUEST—To move, That this House is of the opinion that the Government should appoint one of Her Majesty's Counsel or some other suitably qualified person:
 - (i) to inquire into and report on the practices and procedures which apply in cases where a serious question is raised as to the guilt or the nature of the offence of a convicted person and to make recommendations as to the practices and procedures which ought to apply, having particular regard to the principles of natural justice and the need to ensure that justice is at all times seen to be done;
 - (ii) specifically, to take evidence and otherwise inquire in such manner as he shall think fit whether Leith Ratten is guilty or innocent of murder and, in particular, whether he should now be regarded as guilty beyond reasonable doubt having regard to all relevant matters whether or not admitted or admissible as evidence in court proceedings; and
 - (iii) to advise whether, in all the circumstances, Leith Ratten should now remain in prison.
- 2 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to give Members of the Public Rights of Access to Official Documents of the Government of Victoria and of its Agencies, to amend the *Ombudsman Act 1973* and for other purposes.
- 3 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to establish a Standing Commission on Crimes, to make provision with respect to the Membership, Powers and Duties of the Standing Commission on Crimes and for other purposes.
- 4 The Hon. D. K. HAYWARD—To move, That this House requests the Government forthwith to submit appropriate motions for the appointment of Parliamentary and Statutory committees in accordance with the law and practice of Parliament.

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- 3 ADVISORY COUNCIL FOR INTER-GOVERNMENT RELATIONS REPORT, 1980-81—To be considered.
- 4 UPPER YARRA VALLEY AND DANDENONG RANGES AUTHORITY REPORT, 1978-79—To be considered.
- 5 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(Hon. H. M. Hamilton)—Second reading—Resumption of debate. (Hon. D. E. Kent).
- 6 NATIONAL PARKS ACT—MINISTER'S NOTICE OF CONSENT TO GRANTING OF EXPLORATION LICENCE IN WABONGA PLATEAU STATE PARK DATED 22 APRIL 1982—To be considered.
- 7 CO-OPERATIVE HOUSING SOCIETIES—REGISTRAR'S REPORT, 1979-80—To be considered.
- 8 CO-OPERATIVE SOCIETIES—REGISTRAR'S REPORT, 1979-80—To be considered.
- 9 CLASSIFICATION OF PUBLICATIONS BOARD REPORT, 1980-81—To be considered.

TUESDAY, 29 JUNE
GOVERNMENT BUSINESS

Orders of the Day

- 1 LOCAL GOVERNMENT (BOARD OF REVIEW) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- 2 WEIGHTS AND MEASURES (TIME FOR VERIFICATION) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. R. Lawson).
- 3 BOURKE STREET MALL BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- 4 WATER AND SEWERAGE DISTRICTS (AMENDMENT) BILL—(Hon. D. R. White)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- 5 MELBOURNE AND METROPOLITAN BOARD OF WORKS (OFFICES) BILL—(Hon. D. R. White)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- 6 PIPELINES (AMENDMENT) BILL—(Hon. D. R. White)—Second reading—Resumption of debate. (Hon. D. G. Crozier).
- 7 LOCAL AUTHORITIES SUPERANNUATION (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. H. G. Baylor).
- 8 MELBOURNE CORPORATION (ELECTION OF COUNCIL) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- *9 PUBLIC AUTHORITIES (SINKING FUNDS) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. B. P. Dunn).
- *10 EVIDENCE (COMMISSIONS) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 11 HISTORIC BUILDINGS (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).

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WEDNESDAY, 30 JUNE

At 6.15 p.m.—

- 1 JOINT SITTING IN THE LEGISLATIVE ASSEMBLY CHAMBER—Appointments to Victorian Institute of Marine Sciences, Deakin University, La Trobe University, Monash University and Victoria Institute of Secondary Education Councils.

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WEDNESDAY, 21 JULY
GOVERNMENT BUSINESS

Order of the Day

- 1 LOCAL GOVERNMENT (PECUNIARY INTERESTS OF COUNCILLORS) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. A. J. Hunt).

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, Joan Coxsedge, R. J. Eddy, D. M. Evans, V. T. Hauser, R. J. Long, I. B. Trayling and J. M. Walton.

* * * *

SELECT COMMITTEE

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou, Haddon Storey and J. M. Walton.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 8, 9 and 10

No. 8—Tuesday, 22 June 1982

- 1 The President took the Chair and read the Prayer.
- 2 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR—The Honourable W. A. Landeryou presented Messages from His Excellency the Governor informing the Council—

That he had, on 16 June 1982, reserved for the signification of Her Majesty's pleasure thereon, the undermentioned Bill presented to him by the Clerk of the Parliaments, viz.:

Constitution (Governor's Salary) Bill.

That he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz.:

Stamps (Matrimonial Settlements) Act.
Stamps (First Purchases of Land) Act.
Metropolitan Fire Brigades (Amendment) Act.
Howard Florey Institute of Experimental Physiology and Medicine Act.
Building Societies (Control) Act.
- 3 LOCAL GOVERNMENT (PECUNIARY INTERESTS OF COUNCILLORS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the Provisions of the 'Local Government Act 1958' with respect to the Pecuniary Interests of Councillors, and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
- 4 WEIGHTS AND MEASURES (TIME FOR VERIFICATION) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Weights and Measures Act 1958' with respect to the Time for Verification of certain Weights Measures Weighing Instruments and Measuring Instruments*" and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
- 5 BOURKE STREET MALL BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to provide for the Development of the Bourke Street Mall and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
- 6 MELBOURNE CORPORATION (ELECTION OF COUNCIL) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the Law relating to the city of Melbourne, to amend the 'Melbourne and Geelong Corporations Act 1938', the 'Local Government Act 1958', to repeal the 'Local Government (City of Melbourne) Act 1981' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 7 WATER AND SEWERAGE DISTRICTS (AMENDMENT) BILL—On the motion (by leave without notice) of the Honourable D. R. White, leave was given to bring in a Bill to amend Section 65c of the *Water Act* 1958 and to amend Section 81 of the *Sewerage Districts Act* 1958 and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 8 MELBOURNE AND METROPOLITAN BOARD OF WORKS (OFFICES) BILL—On the motion (by leave without notice) of the Honourable D. R. White, leave was given to bring in a Bill to amend the *Melbourne and Metropolitan Board of Works Act* 1958 with respect to Offices, and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 9 PIPELINES (AMENDMENT) BILL—On the motion (by leave without notice) of the Honourable D. R. White, leave was given to bring in a Bill to amend the *Pipelines Act* 1967 and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 10 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Co-operative Housing Societies—Report of the Registrar for the year 1979–80.

Co-operative Societies—Report of the Registrar for the year 1979–80.

Publications—Report of the State Classification of Publications Board for the year 1980–81.

Statutory Rules under the following Acts of Parliament:

Explosives Act 1960—No. 172.

Industrial Training Act 1975—Nos. 166 and 178.

Legal Profession Practice Act 1958—No. 174.

Local Government Act 1958—No. 179.

Marine Act 1958—No. 177.

Post-Secondary Education Act 1978—No. 173.

Public Service Act 1974—PSD 129.

Securities Industry (Application of Laws) Act 1981—No. 175.

Victorian Brown Coal Council Act 1978—No. 169.

Warehousemen's Liens Act 1958—No. 171.

Water Act 1958—Nos. 170 and 180.

Town and Country Planning Act 1961—

Colac—City of Colac Planning Scheme 1963—Amendment No. 16, 1981.

Eaglehawk—Borough of Eaglehawk Planning Scheme—Amendment No. 3.

Echuca—City of Echuca Planning Scheme—Amendments Nos. 49 and 50, 1981.

Geelong Regional Planning Scheme—Amendments Nos. 21, Part 2A, and 27, 1981.

Horsham—City of Horsham Planning Scheme 1973—Amendment No. 65, 1981.

Melbourne Metropolitan Planning Scheme—Amendments No. 143, Part 2A (with seven maps); No. 159, Part 2 (with map); and No. 211 (with map).

Morwell—Shire of Morwell Planning Scheme 1977—Amendment No. 10, 1981.

Town and Country Planning Act 1961 (*continued*):

Rosedale—Shire of Rosedale Planning Scheme, Part 2—Amendment No. 6 (with seven maps).

Sherbrooke—Shire of Sherbrooke Planning Scheme 1965—Amendment No. 146.

The Honourable Haddon Storey moved, That the reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

11 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of the Order of the Day for the resumption of the debate on the motion for the Address-in-Reply to the Speech of His Excellency the Governor and the proposed amendment thereto be postponed until later this day.

12 SUPPLY (1982–83, No. 1) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable V. T. Hauser reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

13 CONSTITUTION (EXECUTIVE COUNCIL EXPENSES) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Constitution Act 1975' to increase the amount payable for the Clerk and the expenses of the Executive Council*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White (for the Honourable W. A. Landeryou), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

14 APPEAL COSTS FUND (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Appeal Costs Fund Act 1964' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White (for the Honourable W. A. Landeryou), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

15 WEST GATE BRIDGE AUTHORITY (TRANSFER OF FUNCTIONS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to confer certain powers on the Country Roads Board, to amend the 'Country Roads Act 1958', to repeal the 'West Gate Bridge Authority Act 1980' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

16 LOCAL AUTHORITIES SUPERANNUATION (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Local Authorities Superannuation Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 17 PAY-ROLL TAX (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that the Assembly, having considered the Message of the Council suggesting on the consideration of the Bill in Committee that the Assembly make certain amendments in such Bill, have not made certain of the amendments suggested by the Council, have made one of the said amendments, and have made others of the said amendments with modifications, and desiring the concurrence of the Council therein.

Ordered—That the foregoing Message be referred to the Committee of the whole on the Bill.

- 18 CONSTITUTION (EXECUTIVE COUNCIL EXPENSES) BILL—This Bill was, according to Order and after debate, read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and, by leave, read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 19 APPEAL COSTS FUND (AMENDMENT) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 20 WEST GATE BRIDGE AUTHORITY (TRANSFER OF FUNCTIONS) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable A. J. Hunt (for the Honourable D. G. Crozier) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 21 SUPPLY (1982–83, No. 1) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 22 ADJOURNMENT—The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.32 p.m., adjourned until tomorrow.

A. R. B. McDONNELL
Clerk of the Legislative Council

No. 9—Wednesday, 23 June 1982

- 1 The President took the Chair and read the Prayer.
- 2 ENVIRONMENT PROTECTION (LEAD IN PETROL) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to make further provision for reducing Pollution of the Air from Motor Vehicles, to amend the ‘Environment Protection Act 1970’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 3 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Ombudsman—Report for the quarter ended 31 December 1981.

Statutory Rules under the following Acts of Parliament:

Marketing of Primary Products Act 1958—No. 176.

Melbourne and Metropolitan Board of Works Act 1958—No. 182.

- 4 POSTPONEMENT OF NOTICES OF MOTION AND ORDERS OF THE DAY—Ordered—That the consideration of the Order of the Day for the resumption of the debate on the motion for the Address-in-Reply to the Speech of His Excellency the Governor and the proposed amendment thereto, the Notices of Motion and Orders of the Day, General Business, and Orders of the Day, Government Business, Nos. 1 to 9 inclusive, be postponed until later this day.

- 5 PAY-ROLL TAX (AMENDMENT) BILL—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill (including the amendments made by the Assembly on the suggestion of the Council, as modified by the Assembly) without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill (including the amendments made by the Assembly on the suggestion of the Council, as modified by the Assembly) without amendment.

- 6 LOCAL GOVERNMENT (PECUNIARY INTERESTS OF COUNCILLORS) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou moved, That this Bill be now read a second time.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

The Honourable W. A. Landeryou moved, That the debate be adjourned until Tuesday next.

The Honourable D. G. Crozier moved, as an amendment, That “until Tuesday next” be omitted with the view of inserting in place thereof “for 28 days”.

Debate ensued.

Question—That the words proposed to be omitted stand part of the question—put.

The Council divided.

The previous members, whose term of office would have expired on 15 June 1982, were Messrs A. V. Smith, M.P., G. F. Stirling, M.P., and B. J. Evans, M.P.

I would be grateful if arrangements could be made as soon as appropriate for a joint sitting of both Houses of Parliament for the purpose of recommending three members for appointment to the Council of the Victorian Institute of Marine Sciences.

I have also written to the Speaker of the Legislative Assembly in similar vein.

Yours sincerely,

EVAN WALKER
Minister for Conservation

* * * *

(ii) from the Honourable the Minister of Education—

22 June 1982

Dear Mr President,

The statutes relating to the universities and the institute listed below provide for the appointment by the Governor in Council of three Members of the Parliament to each of their governing councils—the Members to be recommended for appointment by a joint sitting of the Legislative Council and the Legislative Assembly conducted in accordance with the rules adopted for the purpose by the members present at the sitting.

I should be grateful if you could arrange for such a joint sitting to recommend Members for appointment to the following vacancies:
Deakin University Council [*Deakin University Act 1974, Section 7 (1) (a)*]

(4 year term ending 31 December 1985)

Aurel Vernon Smith, M.P.

Neil Benjamin Trezise, M.P.

La Trobe University Council [*La Trobe University Act 1964, Section 7 (1) (a)*]

(4 year term ending 18 December 1982)

Dr Ralph William Howard, M.L.C.

Hon. John Cain, M.P.

Monash University Council [*Monash University Act 1958, Section 7 (a) (i)*]

(4 year term ending 11 December 1983)

Thomas Campion Trewin, M.P.

Ian Robert Cathie, M.P.

Victorian Institute of Secondary Education Council [*Victorian Institute of Secondary Education Act 1976, Section 5 (1) (a)*]

(4 year term ending 10 January 1985)

Mrs Pauline Therese Toner, M.P.

Donald James Mackinnon, M.P.

Yours sincerely,

ROBERT CLIVE FORDHAM
Minister of Education

- 9 JOINT SITTING—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to meet the Council for the purpose of sitting and voting together to choose various Members of the Parliament to be recommended for appointment to the Council of the

Victorian Institute of Marine Sciences, the Council of the Deakin University, the Council of the La Trobe University, the Council of the Monash University, and the Council of the Victorian Institute of Secondary Education, and proposing that the place and time of such meeting be the Legislative Assembly Chamber on Wednesday 30 June instant at a quarter past Six o'clock, and desiring the concurrence of the Council.

The Honourable W. A. Landeryou moved, by leave, That this House meet the Legislative Assembly for the purpose of sitting and voting together to recommend Members of the Parliament of Victoria for appointment to the Council of the Victorian Institute of Marine Sciences, the Council of the Deakin University, the Council of the La Trobe University, the Council of the Monash University and the Council of the Victorian Institute of Secondary Education and, as proposed by the Assembly, the place and time of such meeting be the Legislative Assembly Chamber on Wednesday next at 6.15 p.m.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them with the foregoing resolution.

- 10 PUBLIC AUTHORITIES (SINKING FUNDS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to make provision with respect to Sinking Funds of certain Public Authorities, to amend the ‘Grain Elevators Act 1958’, the ‘Melbourne and Metropolitan Board of Works Act 1958’, the ‘Port of Geelong Authority Act 1958’, the ‘Port of Melbourne Authority Act 1958’, the ‘State Electricity Commission Act 1958’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 11 WEIGHTS AND MEASURES (TIME FOR VERIFICATION) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou moved, That this Bill be now read a second time.

The Honourable R. Lawson moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 12 BOURKE STREET MALL BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable B. A. Chamberlain moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 13 WATER AND SEWERAGE DISTRICTS (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable B. A. Chamberlain moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 14 MELBOURNE AND METROPOLITAN BOARD OF WORKS (OFFICES) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 15 PIPELINES (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.
The Honourable D. G. Crozier moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until Tuesday next.
- 16 PUBLIC AUTHORITIES (SINKING FUNDS) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.
The Honourable B. P. Dunn moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until Tuesday next.
- 17 LOCAL AUTHORITIES SUPERANNUATION (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.
The Honourable H. G. Baylor moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until Tuesday next.
- 18 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable H. M. Hamilton moved, That this Bill be now read a second time.
The Honourable D. E. Kent moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until the next day of meeting.
- 19 TRANSPORT REGULATION (TOW TRUCKS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Transport Regulation Act 1958' with respect to the Operation of Tow Trucks in certain Areas and for other purposes*" and desiring the concurrence of the Council therein.
On the motion of the Honourable D. E. Kent (for the Honourable R. A. Mackenzie), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 20 MELBOURNE CORPORATION (ELECTION OF COUNCIL) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou moved, That this Bill be now read a second time.
The Honourable A. J. Hunt moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until Tuesday next.
- 21 EVIDENCE (COMMISSIONS) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou moved, That this Bill be now read a second time.
The Honourable Haddon Storey moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until Tuesday next.
- 22 HAZARDOUS AND INTRACTABLE CHEMICAL WASTES—The Honourable D. M. Evans moved, That this House, concerned at current methods of storage, transport and disposal of hazardous and intractable chemical wastes in Australia,

recommends that a single Authority in Victoria be charged with the responsibility to draw up a register of hazardous or intractable chemical wastes, to control directly or otherwise the handling and disposal of such wastes, and to co-operate or enter into arrangements with the Commonwealth and/or other State governments in carrying out its responsibilities.

Debate ensued.

Question—put and resolved in the affirmative.

- 23 WEST GATE BRIDGE AUTHORITY (TRANSFER OF FUNCTIONS) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 24 ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—The Order of the Day having been read for the resumption of the debate on the question, That the Council agree to the Address to His Excellency the Governor in reply to His Excellency's Opening Speech, and on the amendment of the Honourable A. J. Hunt to add certain words thereto (for Address and amendment see page 15 *ante*)—

Debate resumed.

The Honourable F. J. Granter moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 25 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Victorian Economic Development Corporation Act 1981' to repeal the 'Victorian Economic Development Corporation (Amendment) Act 1981' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable W. A. Landeryou), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 26 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 11 to 13 inclusive, be postponed until later this day.

- 27 MELBOURNE AND METROPOLITAN BOARD OF WORKS (DIFFERENTIAL RATING) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

28 ADJOURNMENT—The Honourable W. A. Landeryou moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.42 p.m., adjourned until tomorrow.

A. R. B. McDONNELL
Clerk of the Legislative Council

No. 10—Thursday, 24 June 1982

1 The President took the Chair and read the Prayer.

2 PAPERS—

ROBOT TECHNOLOGY—The Honourable W. A. Landeryou moved, by leave, That there be laid before this House a copy of a Report by the Executive Director, Centre for Robotics, Chisholm Institute of Technology, upon Robot Technology, with particular reference to Japan, and its implications for Victoria.

Question—put and resolved in the affirmative.

The said report was thereupon presented by the Honourable W. A. Landeryou and ordered to lie on the Table.

The Honourable D. K. Hayward moved, That the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

The following Papers, pursuant to the direction of an Act of Parliament, were laid upon the Table by the Clerk:

Town and Country Planning Act 1961—

Geelong Regional Planning Scheme—Amendments Nos. 34 and 39.

Horsham—City of Horsham Planning Scheme 1973—Amendment No. 67, 1981.

Knox—City of Knox Planning Scheme 1965—Amendment No. 236, 1980.

Maffra—Shire of Maffra Planning Scheme 1965 (Maffra Township)—Amendment No. 20, 1981.

Moe—City of Moe Planning Scheme 1966—Amendment No. 63.

Sebastopol—Borough of Sebastopol Planning Scheme—Amendment No. 21.

Warragul Planning Scheme 1954—Amendment No. 41, 1981.

3 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of the Order of the Day for the resumption of the debate on the motion for the Address-in-Reply to the Speech of His Excellency the Governor and the proposed amendment thereto, and Orders of the Day, Government Business, Nos. 1 to 3 inclusive, be postponed until later this day.

4 PSYCHOLOGICAL PRACTICES (SCIENTOLOGY) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The Deputy President resumed the Chair; and the Honourable V. T. Hauser having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 5 TRANSPORT REGULATION (TOW TRUCKS) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable B. P. Dunn moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 6 HEALTH (PRIVATE HOSPITALS) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 7 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 6, be postponed until later this day.

- 8 RACING (PAYMENT OF DIVIDENDS) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable V. T. Hauser having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 9 ENVIRONMENT PROTECTION (LEAD IN PETROL) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou (for the Honourable Evan Walker) moved, That this Bill be now read a second time.

The Honourable B. A. Chamberlain moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 10 APPRECIATION OF SERVICES—The Honourable W. A. Landeryou moved, That this House place on record its keen appreciation of the services of the retiring Members of the Legislative Council to the Parliament and people of Victoria. And other Honourable Members and the President having addressed the House—The question was put, and unanimously resolved in the affirmative.

- 11 ADJOURNMENT—The Honourable W. A. Landeryou moved, That the Council, at its rising, adjourn until Tuesday next at 2.00 p.m.

Question—put and resolved in the affirmative.

The Honourable W. A. Landeryou moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 5.13 p.m., adjourned until Tuesday next at 2.00 p.m.

A. R. B. McDONNELL
Clerk of the Legislative Council

Mr President takes the Chair at 2.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

Order of the Day (to take precedence)

- 1 ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—*Resumption of debate on motion for Address—and on the amendment of the Hon. A. J. Hunt to add the following words to the proposed Address: “but express our concern at the failure of the Government to inform the people of Victoria fully, truthfully and in advance, of its real intentions, particularly with respect to financial and industrial matters” (Hon. F. J. Granter).*

GOVERNMENT BUSINESS

Orders of the Day

- 1 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION (AMENDMENT) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading.
- 2 HOSPITALS SUPERANNUATION (AMENDMENT) BILL—(Hon. D. R. White)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 3 OPTOMETRISTS REGISTRATION (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 4 LOCAL GOVERNMENT (GENERAL AMENDMENT) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*
- 5 ABATTOIR AND MEAT INSPECTION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—*Resumption of debate. (Hon. D. G. Crozier).*
- 6 SEEDS BILL—(Hon. D. E. Kent)—Second reading—*Resumption of debate. (Hon. D. G. Crozier).*
- 7 MOTOR CAR (BREATH ANALYSING INSTRUMENTS) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—*Resumption of debate. (Hon. N. B. Reid).*
- 8 LOCAL GOVERNMENT (BOARD OF REVIEW) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*
- 9 WEIGHTS AND MEASURES (TIME FOR VERIFICATION) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—*Resumption of debate. (Hon. R. Lawson).*
- 10 BOURKE STREET MALL BILL—(from Assembly—Hon. Evan Walker)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- 11 WATER AND SEWERAGE DISTRICTS (AMENDMENT) BILL—(Hon. D. R. White)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- 12 MELBOURNE AND METROPOLITAN BOARD OF WORKS (OFFICES) BILL—(Hon. D. R. White)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*
- 13 PIPELINES (AMENDMENT) BILL—(Hon. D. R. White)—Second reading—*Resumption of debate. (Hon. D. G. Crozier).*
- 14 LOCAL AUTHORITIES SUPERANNUATION (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate. (Hon. H. G. Baylor).*

* Indicates new entry.

- 15 MELBOURNE CORPORATION (ELECTION OF COUNCIL) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- 16 PUBLIC AUTHORITIES (SINKING FUNDS) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. B. P. Dunn).
- 17 EVIDENCE (COMMISSIONS) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 18 ENVIRONMENT PROTECTION (LEAD IN PETROL) BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- 19 TRANSPORT REGULATION (TOW TRUCKS) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—Resumption of debate. (Hon. B. P. Dunn).
- 20 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 21 HOUSE COMMITTEE—MOTION FOR APPOINTMENT OF MEMBERS (Hon. W. A. Landeryou)—Resumption of debate. (Hon. A. J. Hunt).
- 22 VICTORIAN TOBACCO GROWERS (DISPOSAL OF ASSETS) BILL—(Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. D. G. Crozier).
- 23 HISTORIC BUILDINGS (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- 24 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading.

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. J. V. C. GUEST—To move, That this House is of the opinion that the Government should appoint one of Her Majesty's Counsel or some other suitably qualified person:
 - (i) to inquire into and report on the practices and procedures which apply in cases where a serious question is raised as to the guilt or the nature of the offence of a convicted person and to make recommendations as to the practices and procedures which ought to apply, having particular regard to the principles of natural justice and the need to ensure that justice is at all times seen to be done;
 - (ii) specifically, to take evidence and otherwise inquire in such manner as he shall think fit whether Leith Ratten is guilty or innocent of murder and, in particular, whether he should now be regarded as guilty beyond reasonable doubt having regard to all relevant matters whether or not admitted or admissible as evidence in court proceedings; and
 - (iii) to advise whether, in all the circumstances, Leith Ratten should now remain in prison.
- 2 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to give Members of the Public Rights of Access to Official Documents of the Government of Victoria and of its Agencies, to amend the *Ombudsman Act 1973* and for other purposes.
- 3 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to establish a Standing Commission on Crimes, to make provision with respect to the Membership, Powers and Duties of the Standing Commission on Crimes and for other purposes.

- 4 The Hon. D. K. HAYWARD—To move, That this House requests the Government forthwith to submit appropriate motions for the appointment of Parliamentary and Statutory committees in accordance with the law and practice of Parliament.

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- 3 ADVISORY COUNCIL FOR INTER-GOVERNMENT RELATIONS REPORT, 1980-81—To be considered.
- 4 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate.* (*Hon. D. E. Kent*).
- 5 NATIONAL PARKS ACT—MINISTER'S NOTICE OF CONSENT TO GRANTING OF EXPLORATION LICENCE IN WABONGA PLATEAU STATE PARK DATED 22 APRIL 1982—To be considered.
- 6 CO-OPERATIVE HOUSING SOCIETIES—REGISTRAR'S REPORT, 1979-80—To be considered.
- 7 CO-OPERATIVE SOCIETIES—REGISTRAR'S REPORT, 1979-80—To be considered.
- 8 CLASSIFICATION OF PUBLICATIONS BOARD REPORT, 1980-81—To be considered.
- *9 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.

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WEDNESDAY, 30 JUNE

At 6.15 p.m.—

JOINT SITTING IN THE LEGISLATIVE ASSEMBLY CHAMBER—Appointments to Victorian Institute of Marine Sciences, Deakin University, La Trobe University, Monash University and Victorian Institute of Secondary Education Councils.

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WEDNESDAY, 21 JULY GOVERNMENT BUSINESS

Order of the Day

- 1 LOCAL GOVERNMENT (PECUNIARY INTERESTS OF COUNCILLORS) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. A. J. Hunt*).

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, Joan Coxsedge, D. M. Evans and R. J. Long.

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SELECT COMMITTEE

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—'Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

Mr President takes the Chair at 2.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

Order of the Day (to take precedence)

- 1 ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—*Resumption of debate on motion for Address—and on the amendment of the Hon. A. J. Hunt to add the following words to the proposed Address: “but express our concern at the failure of the Government to inform the people of Victoria fully, truthfully and in advance, of its real intentions, particularly with respect to financial and industrial matters” (Hon. F. J. Granter).*

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. J. V. C. GUEST—To move, That this House is of the opinion that the Government should appoint one of Her Majesty’s Counsel or some other suitably qualified person:
- (i) to inquire into and report on the practices and procedures which apply in cases where a serious question is raised as to the guilt or the nature of the offence of a convicted person and to make recommendations as to the practices and procedures which ought to apply, having particular regard to the principles of natural justice and the need to ensure that justice is at all times seen to be done;
 - (ii) specifically, to take evidence and otherwise inquire in such manner as he shall think fit whether Leith Ratten is guilty or innocent of murder and, in particular, whether he should now be regarded as guilty beyond reasonable doubt having regard to all relevant matters whether or not admitted or admissible as evidence in court proceedings; and
 - (iii) to advise whether, in all the circumstances, Leith Ratten should now remain in prison.
- 2 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to give Members of the Public Rights of Access to Official Documents of the Government of Victoria and of its Agencies, to amend the *Ombudsman Act 1973* and for other purposes.
- 3 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to establish a Standing Commission on Crimes, to make provision with respect to the Membership, Powers and Duties of the Standing Commission on Crimes and for other purposes.
- 4 The Hon. D. K. HAYWARD—To move, That this House requests the Government forthwith to submit appropriate motions for the appointment of Parliamentary and Statutory committees in accordance with the law and practice of Parliament.
- *5 The Hon. A. J. HUNT—To move, That the House deplores and repudiates the deliberate and ongoing campaign of misrepresentation by the Government with respect to the role and actions of the Legislative Council.

* Indicates new entry.

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- 3 ADVISORY COUNCIL FOR INTER-GOVERNMENT RELATIONS REPORT, 1980-81—To be considered.
- 4 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate.* (*Hon. D. E. Kent*).
- 5 CO-OPERATIVE HOUSING SOCIETIES—REGISTRAR'S REPORT, 1979-80—To be considered.
- 6 CO-OPERATIVE SOCIETIES—REGISTRAR'S REPORT, 1979-80—To be considered.
- 7 CLASSIFICATION OF PUBLICATIONS BOARD REPORT, 1980-81—To be considered.
- 8 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- *9 CITY OF RICHMOND—REPORT OF BOARD OF INQUIRY (PART 1) AND RELATED MINISTERIAL STATEMENT—To be considered.
- *10 GRAIN ELEVATORS BOARD REPORT, 1980-81—To be considered.
- *11 GROUNDWATER INVESTIGATION PROGRAMME REPORT, 1981—To be considered.

GOVERNMENT BUSINESS

Orders of the Day

- 1 BOURKE STREET MALL BILL—(*from Assembly—Hon. Evan Walker*)—Second reading—*Resumption of debate.* (*Hon. B. A. Chamberlain*).
- 2 WEIGHTS AND MEASURES (TIME FOR VERIFICATION) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. R. Lawson*).
- 3 ABATTOIR AND MEAT INSPECTION (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate.* (*Hon. D. G. Crozier*).
- 4 SEEDS BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate.* (*Hon. D. G. Crozier*).
- 5 LOCAL GOVERNMENT (GENERAL AMENDMENT) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 6 LOCAL GOVERNMENT (BOARD OF REVIEW) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 7 MELBOURNE AND METROPOLITAN BOARD OF WORKS (OFFICES) BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 8 PIPELINES (AMENDMENT) BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. D. G. Crozier*).
- 9 LOCAL AUTHORITIES SUPERANNUATION (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. H. G. Baylor*).
- 10 MELBOURNE CORPORATION (ELECTION OF COUNCIL) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 11 PUBLIC AUTHORITIES (SINKING FUNDS) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. B. P. Dunn*).
- 12 EVIDENCE (COMMISSIONS) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).

- 13 ENVIRONMENT PROTECTION (LEAD IN PETROL) BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- 14 TRANSPORT REGULATION (TOW TRUCKS) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—Resumption of debate. (Hon. B. P. Dunn).
- *15 BURRUMBEET (RUSSELL RESERVE) LAND BILL—(Hon. R. A. Mackenzie)—Second reading—Resumption of debate. (Hon. W. R. Baxter).
- *16 SUPERANNUATION (AMENDMENT) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. N. B. Reid).
- *17 TRANSPORT REGULATION (VEHICLES) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—Resumption of debate. (Hon. R. Lawson).
- *18 SEWERAGE DISTRICTS (SEWERAGE SCHEMES) BILL—(Hon. D. R. White)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- 19 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 20 HOUSE COMMITTEE—MOTION FOR APPOINTMENT OF MEMBERS (Hon. W. A. Landeryou)—Resumption of debate. (Hon. A. J. Hunt).
- 21 VICTORIAN TOBACCO GROWERS (DISPOSAL OF ASSETS) BILL—(Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. D. G. Crozier).
- 22 HISTORIC BUILDINGS (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- 23 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading.

* * * *

At 6.15 p.m.—

JOINT SITTING IN THE LEGISLATIVE ASSEMBLY CHAMBER—Appointments to Victorian Institute of Marine Sciences, Deakin University, La Trobe University, Monash University and Victorian Institute of Secondary Education Councils.

* * * *

WEDNESDAY, 21 JULY GOVERNMENT BUSINESS

Order of the Day

- 1 LOCAL GOVERNMENT (PECUNIARY INTERESTS OF COUNCILLORS) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. A. J. Hunt).

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, Joan Coxsedg, D. M. Evans and R. J. Long.

* * * *

SELECT COMMITTEE

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

†No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

Mr President takes the Chair at 11.00 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

Order of the Day (to take precedence)

- 1 ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—*Resumption of debate on motion for Address—and on the amendment of the Hon. A. J. Hunt to add the following words to the proposed Address: "but express our concern at the failure of the Government to inform the people of Victoria fully, truthfully and in advance, of its real intentions, particularly with respect to financial and industrial matters" (Hon. F. J. Granter).*

GOVERNMENT BUSINESS

Notice of Motion

- *1 The Hon. W. A. LANDERYOU—To move, That this House grants leave for the Royal Commission into the Australian Meat Industry to adduce the official record of the proceedings in this House in which reference was made to matters relevant to the Inquiry, viz.:

Victorian Parliamentary Debates, Legislative Council, 16 September 1981, pages 476 to 506 inclusive.

Orders of the Day

- *1 BAXTER TECHNICAL SCHOOL LAND BILL—(from Assembly—Hon. Evan Walker)—Second reading.
- *2 PUBLIC ACCOUNT (CASH MANAGEMENT ACCOUNT) BILL—(from Assembly—Hon. D. R. White)—Second reading.
- *3 PARLIAMENTARY COMMITTEES (JOINT INVESTIGATORY COMMITTEES) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading.
- 4 LOCAL GOVERNMENT (GENERAL AMENDMENT) BILL—(from Assembly—Hon. W. A. Landeryou)—To be further considered in Committee.
- *5 WORKERS COMPENSATION (BENEFIT RATES) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- *6 PARLIAMENTARY SUPERANNUATION BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. A. J. Hunt).
- 7 MELBOURNE CORPORATION (ELECTION OF COUNCIL) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. A. J. Hunt).
- 8 EVIDENCE (COMMISSIONS) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 9 LOCAL GOVERNMENT (BOARD OF REVIEW) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. A. J. Hunt).
- 10 ENVIRONMENT PROTECTION (LEAD IN PETROL) BILL—(from Assembly—Hon. Evan Walker)—Second reading—*Resumption of debate.* (Hon. B. A. Chamberlain).
- 11 HOUSE COMMITTEE—MOTION FOR APPOINTMENT OF MEMBERS (Hon. W. A. Landeryou)—*Resumption of debate.* (Hon. A. J. Hunt).

* Indicates new entry.

- 12 SEWERAGE DISTRICTS (SEWERAGE SCHEMES) BILL—(Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. B. A. Chamberlain).
- 13 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 14 VICTORIAN TOBACCO GROWERS (DISPOSAL OF ASSETS) BILL—(Hon. D. E. Kent)—Second reading—*Resumption of debate.* (Hon. D. G. Crozier).
- 15 HISTORIC BUILDINGS (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading—*Resumption of debate.* (Hon. B. A. Chamberlain).
- 16 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading.

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. J. V. C. GUEST—To move, That this House is of the opinion that the Government should appoint one of Her Majesty's Counsel or some other suitably qualified person:
 - (i) to inquire into and report on the practices and procedures which apply in cases where a serious question is raised as to the guilt or the nature of the offence of a convicted person and to make recommendations as to the practices and procedures which ought to apply, having particular regard to the principles of natural justice and the need to ensure that justice is at all times seen to be done;
 - (ii) specifically, to take evidence and otherwise inquire in such manner as he shall think fit whether Leith Ratten is guilty or innocent of murder and, in particular, whether he should now be regarded as guilty beyond reasonable doubt having regard to all relevant matters whether or not admitted or admissible as evidence in court proceedings; and
 - (iii) to advise whether, in all the circumstances, Leith Ratten should now remain in prison.
- 2 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to give Members of the Public Rights of Access to Official Documents of the Government of Victoria and of its Agencies, to amend the *Ombudsman Act 1973* and for other purposes.
- 3 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to establish a Standing Commission on Crimes, to make provision with respect to the Membership, Powers and Duties of the Standing Commission on Crimes and for other purposes.
- 4 The Hon. D. K. HAYWARD—To move, That this House requests the Government forthwith to submit appropriate motions for the appointment of Parliamentary and Statutory committees in accordance with the law and practice of Parliament.

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- 3 ADVISORY COUNCIL FOR INTER-GOVERNMENT RELATIONS REPORT, 1980-81—To be considered.
- 4 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(Hon. P. D. Block)—Second reading—*Resumption of debate.* (Hon. D. E. Kent).
- 5 CO-OPERATIVE HOUSING SOCIETIES—REGISTRAR'S REPORT, 1979-80—To be considered.

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- 6 CO-OPERATIVE SOCIETIES—REGISTRAR'S REPORT, 1979-80—To be considered.
 - 7 CLASSIFICATION OF PUBLICATIONS BOARD REPORT, 1980-81—To be considered.
 - 8 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
 - 9 GRAIN ELEVATORS BOARD REPORT, 1980-81—To be considered.
 - 10 GROUNDWATER INVESTIGATION PROGRAMME REPORT, 1981—To be considered.
 - *11 PUBLIC SERVICE BOARD REPORT, 1980-81—To be considered.
 - *12 YOUTH, SPORT AND RECREATION—DIRECTOR-GENERAL'S REPORT, 1980-81—To be considered.

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TUESDAY, 6 JULY
GOVERNMENT BUSINESS

Order of the Day

- *1 HOSPITAL BENEFITS (LEVY) BILL—(from Assembly—Hon. D. R. White)—
Second reading—Resumption of debate. (Hon. Haddon Storey).

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WEDNESDAY, 21 JULY
GOVERNMENT BUSINESS

Order of the Day

- 1 LOCAL GOVERNMENT (PECUNIARY INTERESTS OF COUNCILLORS) BILL—(from
Assembly—Hon. W. A. Landeryou)—Second reading—Resumption of debate.
(Hon. A. J. Hunt).

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, Joan Coxsedg, D. M. Evans and R. J. Long.

* * * *

SELECT COMMITTEE

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

†No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 11, 12 and 13

No. 11—Tuesday, 29 June 1982

- 1 The President took the Chair and read the Prayer.
- 2 RETURNS TO WRITS—The Clerk announced that twenty-two Writs issued under the hand of His Excellency the Governor on 25 February 1982 for the election of Members to serve for the Legislative Council Provinces had been received from the Official Secretary to His Excellency and by the indorsements on such Writs it appeared that the following Members had been elected in pursuance thereof:

The Honourable Robert Ian Knowles for the Ballarat Province,
 The Honourable Nicholas Bruce Reid for the Bendigo Province,
 The Honourable Judith Lorraine Dixon for the Boronia Province,
 The Honourable Frederick James Granter for the Central Highlands Province,
 The Honourable Malcolm John Sandon for the Chelsea Province,
 The Honourable William Albert Landeryou for the Doutta Galla Province,
 The Honourable Haddon Storey for the East Yarra Province,
 The Honourable David Ernest Henshaw for the Geelong Province,
 The Honourable Barry Alan Murphy for the Gippsland Province,
 The Honourable Geoffrey Phillip Connard for the Higinbotham Province,
 The Honourable Barry Thomas Pullen for the Melbourne Province,
 The Honourable Joan Elizabeth Kirner for the Melbourne West Province,
 The Honourable Caroline Jennifer Hogg for the Melbourne North Province,
 The Honourable James Vincent Chester Guest for the Monash Province,
 The Honourable David Mylor Evans for the North Eastern Province,
 The Honourable Bernard Phillip Dunn for the North Western Province,
 The Honourable Lawrence Alexander McArthur for the Nunawading Province,
 The Honourable Hector Roy Ward for the South Eastern Province,
 The Honourable Michael John Arnold for the Templestowe Province,
 The Honourable James Harley Kennan for the Thomastown Province,
 The Honourable Antonius Peter Van Vliet for the Waverley Province, and
 The Honourable Bruce Anthony Chamberlain for the Western Province.

- 3 DECLARATION OF ALLEGIANCE—The Honourables M. J. Arnold, B. A. Chamberlain, G. P. Connard, J. L. Dixon, B. P. Dunn, D. M. Evans, F. J. Granter, D. E. Henshaw, C. J. Hogg, J. H. Kennan, J. E. Kirner, R. I. Knowles, W. A. Landeryou, L. A. McArthur, B. A. Murphy, B. T. Pullen, N. B. Reid, M. J. Sandon, Haddon Storey and H. R. Ward approached the Table, and took and subscribed the oath or affirmation required by law.

The President attested the Roll.

- 4 CHAIRMAN OF COMMITTEES—The Honourable A. J. Hunt moved, That the Honourable William Montgomery Campbell be appointed Chairman of Committees of the Council.

Question—put and resolved in the affirmative.

- 5 BURRUMBEET (RUSSELL RESERVE) LAND BILL—On the motion (by leave without notice) of the Honourable R. A. Mackenzie, leave was given to bring in a Bill to authorize the Granting of Leases of certain Crown Land in the Parish of Haddon permanently reserved as a Site for Public Purposes and for other

purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 6 SEWERAGE DISTRICTS (SEWERAGE SCHEMES) BILL—On the motion (by leave without notice) of the Honourable D. R. White, leave was given to bring in a Bill to amend the *Sewerage Districts Act 1958* with respect to Schemes for the Construction of Sewers pursuant to section 120A of that Act and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 7 SESSIONAL ORDERS—The Honourable W. A. Landeryou moved, by leave, That so much of the Sessional Orders as provides that no new business be taken after 10 p.m. be suspended until the end of July next.

Debate ensued.

Question—put and resolved in the affirmative.

- 8 PAPERS—

CITY OF RICHMOND—The Honourable W. A. Landeryou presented, by command of His Excellency the Governor, the Report of the Board of Inquiry relating to certain matters within the City of Richmond, Part 1.

Ordered to lie on the Table.

The Honourable A. J. Hunt moved, that the report be taken into consideration later this day.

Question—put and resolved in the affirmative.

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The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Grain Elevators Board—Report for the year ended 31 October 1981.

Groundwater—Report on the Investigation Programme for the year 1981.

Statutory Rules under the following Acts of Parliament:

Dental Technicians Act 1972—No. 190.

Melbourne and Metropolitan Board of Works Act 1958—Nos. 183, 188 and 189.

Public Service Act 1974—PSD Nos. 130 to 133; and 135 to 138.

State Bank Act 1958—Nos. 162 (in lieu of that tabled on 25 May 1982) and 184.

Weights and Measures Act 1958—No. 181.

Wildlife Act 1975—No. 186.

The Honourable Haddon Storey moved, That the reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 9 POSTPONEMENT OF ORDERS OF THE DAY—Ordered, after debate—That the consideration of the Order of the Day for the resumption of the debate on the motion for the Address-in-Reply to the Speech of His Excellency the Governor and the proposed amendment thereto, and Order of the Day, Government Business, No. 1, be postponed until later this day.
- 10 HOSPITALS SUPERANNUATION (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 11 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou moved, That this Bill be now read a second time.

Debate ensued.

The Honourable D. M. Evans moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 12 DECLARATION OF ALLEGIANCE—The Honourable J. V. C. Guest, having been introduced, approached the Table and took and subscribed the oath required by law.

The President attested the Roll.

- 13 ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—The Order of the Day having been read for the resumption of the debate on the question, That the Council agree to the Address to His Excellency the Governor in reply to His Excellency's Opening Speech, and on the amendment of the Honourable A. J. Hunt to add certain words thereto (for Address and amendment see page 15 *ante*)—

Debate resumed.

The Honourable H. R. Ward (for the Honourable F. J. Granter) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 14 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR—The Honourable W. A. Landeryou presented a Message from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz.:

Constitution (Executive Council Expenses) Act.

Appeal Costs Fund (Amendment) Act.

Supply (1982–83, No. 1) Act.

Pay-roll Tax (Amendment) Act.

West Gate Bridge Authority (Transfer of Functions) Act.

Melbourne and Metropolitan Board of Works (Differential Rating) Act.

Psychological Practices (Scientology) Act.

Health (Private Hospitals) Act.

Racing (Payment of Dividends) Act.

- 15 SUPERANNUATION (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Superannuation Act 1958'*" and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 16 TRANSPORT REGULATION (VEHICLES) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Transport Regulation Act 1958' with respect to the Carriage of Goods and Passengers for certain purposes'*" and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 17 CITY OF RICHMOND—The Honourable W. A. Landeryou moved, by leave, That there be laid before this House a copy of the Ministerial statement made in the Legislative Assembly by the Minister for Local Government on the report of the Board of Inquiry into certain matters within the City of Richmond, Part 1.

Debate ensued.

Question—put and resolved in the affirmative.

The said statement was thereupon presented by the Honourable W. A. Landeryou and ordered to lie on the Table.

The Honourable A. J. Hunt moved, That the statement be taken into consideration later this day.

Question—put and resolved in the affirmative.

- 18 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time, and after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time, after debate, and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 19 BURRUMBEET (RUSSELL RESERVE) LAND BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

Debate ensued.

The Honourable W. R. Baxter moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 20 TRANSPORT REGULATION (VEHICLES) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable R. Lawson moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 21 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3 to 10 inclusive, be postponed until later this day.

- 22 WATER AND SEWERAGE DISTRICTS (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 23 OPTOMETRISTS REGISTRATION (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 24 SEWERAGE DISTRICTS (SEWERAGE SCHEMES) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable B. A. Chamberlain moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 25 MOTOR CAR (BREATH ANALYSING INSTRUMENTS) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 26 SUPERANNUATION (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker (for the Honourable W. A. Landeryou) moved, That this Bill be now read a second time.

The Honourable H. R. Ward (for the Honourable N. B. Reid) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 27 ADJOURNMENT—The Honourable W. A. Landeryou moved, That the Council, at its rising, adjourn until tomorrow at 2.00 p.m.

Question—put and resolved in the affirmative.

The Honourable W. A. Landeryou moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.46 p.m., adjourned until tomorrow at 2.00 p.m.

A. R. B. McDONNELL
Clerk of the Legislative Council

No. 12—Wednesday, 30 June 1982

- 1 The President took the Chair and read the Prayer.
- 2 HOSPITAL BENEFITS (LEVY) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to impose a levy on organizations carrying on Hospital Benefits business in Victoria, to make provision to free from Payment of Out-Patient Fees Contributors to Hospital Benefit Funds in Victoria and for other purposes*" and desiring the concurrence of the Council therein.
On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 3 BAXTER TECHNICAL SCHOOL LAND BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to authorize the Minister of Education of the State of Victoria to enter into a Lease and Licence with the Commonwealth of Australia with respect to the use for Defence and other purposes of certain Lands in the City of Frankston, to expend moneys on the construction of Buildings and the provision of facilities in connexion with the Lease and Licence, and for other purposes*" and desiring the concurrence of the Council therein.
On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 4 MESSAGES FROM THE ASSEMBLY—The President announced the receipt of Messages from the Assembly returning the following Bills and acquainting the Council that they have agreed to the amendments made in such Bills by the Council:
Victorian Economic Development Corporation (Amendment) Bill.
Motor Car (Breath Analysing Instruments) Bill.
- 5 VICTORIAN ARTS CENTRE (GUARANTEES) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend Section 7 of the 'Victorian Arts Centre Act 1979'*" and desiring the concurrence of the Council therein.
On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 6 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
Public Service Board—Report for the year 1980–81.
Youth, Sport and Recreation—Report of the Director-General for the year 1980–81.
The Honourable Haddon Storey moved, That the Reports be taken into consideration on the next day of meeting.
Question—put and resolved in the affirmative.
- 7 POSTPONEMENT OF NOTICES OF MOTION AND ORDER OF THE DAY—Ordered—That the consideration of the Order of the Day for the resumption of the debate on the motion for the Address-in-Reply to the Speech of His Excellency the Governor and the proposed amendment thereto, and Notices of Motion, General Business, Nos. 1 to 4 inclusive, be postponed until later this day.
- 8 ROLE AND ACTIONS OF LEGISLATIVE COUNCIL—The Honourable A. J. Hunt moved, That this House deplores and repudiates the deliberate and ongoing campaign of misrepresentation by the Government with respect to the role and actions of the Legislative Council.

Haddon Storey
H. R. Ward
K. I. M. Wright

And so it was resolved in the affirmative.

- 9 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of the Orders of the Day, General Business, be postponed until later this day.
- 10 BOURKE STREET MALL BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative. Bill read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 11 VICTORIAN ARTS CENTRE (GUARANTEES) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.
The Honourable P. D. Block moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until later this day.
- 12 JOINT SITTING—The President announced that the time had arrived for this House to meet with the Assembly in the Assembly Chamber to recommend Members for appointment to the Councils of certain Institutions.
Accordingly, the Council then proceeded to the Assembly Chamber, and having returned—
The President reported that this House met with the Legislative Assembly this day to recommend Members for appointment to the Councils of the Victorian Institute of Marine Sciences, Deakin University, La Trobe University, Monash University and the Victorian Institute of Secondary Education, and that—
Bruce James Evans, Esquire, M.P.,
The Honourable William Vasey Houghton, M.L.C., and
Gordon Francis Stirling, Esquire, M.P.
were chosen to be recommended for appointment to the Council of the Victorian Institute of Marine Sciences;
The Honourable Clive Bubb, M.L.C., and
The Honourable David Ernest Henshaw, M.B.E., M.L.C.
were chosen to be recommended for appointment to the Council of the Deakin University;
Carl William Dunn Kirkwood, Esquire, M.P., and
Donald Neville Saltmarsh, Esquire, M.P.
were chosen to be recommended for appointment to the Council of the La Trobe University;
The Honourable William Robert Baxter, M.L.C., and
Dr Gerard Marshall Vaughan, M.P.
were chosen to be recommended for appointment to the Council of the Monash University; and
The Honourable Joan Elizabeth Kirner, M.L.C., and
John Ingles Richardson, Esquire, M.P.
were chosen to be recommended for appointment to the Council of the Victorian Institute of Secondary Education.
- 13 VICTORIAN ARTS CENTRE (GUARANTEES) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 14 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 2, be postponed until later this day.

- 15 ABATTOIR AND MEAT INSPECTION (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 16 PARLIAMENTARY COMMITTEES (JOINT INVESTIGATORY COMMITTEES) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make Provision with respect to the Establishment, Powers and Functions of certain Joint Investigatory Committees of the Legislative Council and the Legislative Assembly, to repeal the 'Public Works Committee Act 1958', the 'State Development Committee Act 1958', the 'Joint Select Committee (Conservation of Energy Resources) Act 1976' and certain other Acts, to amend the 'Melbourne and Metropolitan Tramways Act 1958', the 'Subordinate Legislation Act 1962', the 'Parliamentary Committees Act 1968', the 'Constitution Act 1975' and certain other Acts and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 17 SEEDS BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 18 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 5 to 13 inclusive, be postponed until later this day.

- 19 TRANSPORT REGULATION (TOW TRUCKS) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 20 BURRUMBEET (RUSSELL RESERVE) LAND BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 21 WEIGHTS AND MEASURES (TIME FOR VERIFICATION) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
Bill read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 22 HOSPITAL BENEFITS (LEVY) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker (for the Honourable D. R. White) moved, That this Bill be now read a second time.
The Honourable Haddon Storey moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until Tuesday next.
- 23 EXEMPTION FROM ATTENDANCE BY MEMBER—The Honourable Evan Walker (for the Honourable W. A. Landeryou) moved, by leave, That the Honourable Antonius Peter Van Vliet be excused from attendance at meetings of the Legislative Council during the current Session on account of ill-health.
Debate ensued.
Question—put and resolved in the affirmative.
- 24 PIPELINES (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
Bill read a second time and, by leave, read a third time and passed.
Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
- 25 MELBOURNE AND METROPOLITAN BOARD OF WORKS (OFFICES) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
- 26 LOCAL GOVERNMENT (CITY OF RICHMOND) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to authorize the Establishment of a Commission to administer the City of Richmond, to dismiss the Council of the City of Richmond from Office, to provide for the restoration of an Elected Council and for other purposes*" and desiring the concurrence of the Council therein.
On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 27 SUPERANNUATION (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 28 LOCAL GOVERNMENT (CITY OF RICHMOND) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 29 WORKERS COMPENSATION (BENEFIT RATES) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend Section 9 of the 'Workers Compensation Act 1958'*" and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 30 PARLIAMENTARY SUPERANNUATION BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend 'The Constitution Act Amendment Act 1958', the 'Parliamentary Contributory Superannuation Act 1962' and the 'Parliamentary Salaries and Superannuation Act 1968' to make Provision with respect to the Superannuation Entitlements of Members of Parliament, former Members, their Widows and Dependants and for other purposes'*" and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 31 LOCAL GOVERNMENT (GENERAL AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The Deputy President resumed the Chair; and the Honourable P. D. Block reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

- 32 DISCHARGE OF ORDER OF THE DAY—The Honourable W. A. Landeryou moved, by leave, That the Order of the Day, General Business, for the consideration of the Report of the Board of Inquiry into the City of Richmond (Part 1) and the related Ministerial statement, be read and discharged.

Question—put and resolved in the affirmative.

- 33 WORKERS COMPENSATION (BENEFIT RATES) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou moved, That this Bill be now read a second time.

The Honourable B. A. Chamberlain (for the Honourable Haddon Storey) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered, after debate—That the debate be adjourned until later this day.

- 34 PARLIAMENTARY SUPERANNUATION BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou moved, That this Bill be now read a second time.

The Honourable H. R. Ward (for the Honourable A. J. Hunt) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 35 PUBLIC AUTHORITIES (SINKING FUNDS) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 36 LOCAL AUTHORITIES SUPERANNUATION (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 37 TRANSPORT REGULATION (VEHICLES) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time, and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 38 PUBLIC ACCOUNT (CASH MANAGEMENT ACCOUNT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Public Account Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 39 ADJOURNMENT—The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.56 p.m. adjourned until tomorrow.

A. R. B. McDONNELL
Clerk of the Legislative Council

No. 13—Thursday, 1 July 1982

- 1 The President took the Chair and read the Prayer.

- 2 TOWN AND COUNTRY PLANNING (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Town and Country Planning Act 1961' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 3 STATE EMPLOYEES RETIREMENT BENEFITS (SCHOOL COUNCIL EMPLOYEES) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘State Employees Retirement Benefits Act 1979’ with respect to past Service of Employees of School Councils and other matters*” and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 4 CONSTITUTIONAL CONVENTION—The President announced the receipt of a Message from the Assembly transmitting a Resolution concerning delegates to the proposed Constitutional Convention, adopted this day by the Assembly, and desiring the concurrence of the Council therein.

Ordered—That the Resolution be taken into consideration later this day.

- 5 PAPERS—

FEDERATED SHIP PAINTERS AND DOCKERS UNION—The Honourable W. A. Landeryou presented, by command of His Excellency the Governor, a copy of Interim Report No. 3 of the Royal Commission on the Activities of the Federated Ship Painters and Dockers Union.

Ordered to lie on the Table.

The Honourable Haddon Storey moved, That the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * * *

DRUG TRAFFICKING—The Honourable W. A. Landeryou presented, by command of His Excellency the Governor, a copy of Interim Report No. 2 of the Royal Commission of Inquiry into Drug Trafficking (Passports).

Ordered to lie on the Table.

The Honourable Haddon Storey moved, That the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * * *

The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:

Victorian Film Corporation—Report for the year 1980–81.

- 6 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of the Order of the Day for the resumption of the debate on the motion for the Address-in-Reply to the Speech of His Excellency the Governor and the proposed amendment thereto be postponed until later this day.

- 7 ROYAL COMMISSION INTO THE AUSTRALIAN MEAT INDUSTRY—ADDUCTION OF OFFICIAL RECORDS—The Honourable W. A. Landeryou moved, That this House grants leave for the Royal Commission into the Australian Meat Industry to adduce the official record of the proceedings in this House in which reference was made to matters relevant to the Inquiry, viz.:

Victorian Parliamentary Debates, Legislative Council, 16 September 1981, pages 476 to 506 inclusive.

Debate ensued.

Question—put and resolved in the affirmative.

- 8 TOWN AND COUNTRY PLANNING (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable D. G. Crozier (for the Honourable B. A. Chamberlain) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered, after debate—That the debate be adjourned until later this day.

- 9 STATE EMPLOYEES RETIREMENT BENEFITS (SCHOOL COUNCIL EMPLOYEES) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 10 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 1, be postponed until later this day.

- 11 PUBLIC ACCOUNT (CASH MANAGEMENT ACCOUNT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable P. D. Block moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 12 CONSTITUTIONAL CONVENTION—The Order of the Day was read for the consideration of the following Resolution of the Assembly:

That the Joint Resolution of the Legislative Council and the Legislative Assembly concerning the Constitutional Convention adopted on 3 May 1972 be amended as follows:

Omit paragraph 1 and insert the following paragraph:

“1. That for the purposes of the proposed Convention—

(a) twelve Members of the Parliament of Victoria be appointed as Delegates to the proposed Convention to review the operation of the Constitution of the Commonwealth of Australia and to propose such amendments to that Constitution as they think fit;

(b) the four Members appointed by the Legislative Council shall be The Honourable _____, The Honourable _____, The Honourable _____, and The Honourable _____;

(c) the eight Members appointed by the Legislative Assembly shall be The Honourable John Cain, The Honourable C. T. Edmunds, The Honourable R. C. Fordham, E. J. Hann, Esquire, R. H. Miller, Esquire, The Honourable R. R. C. Maclellan, Peter Ross-Edwards, Esquire, and the Honourable L. H. S. Thompson, C.M.G.”

Omit paragraphs 3 and 4 and insert the following paragraphs:

“3. That the Honourable John Cain be Leader of the delegation and that the Honourable L. H. S. Thompson, C.M.G. be Deputy-Leader.

4. That where, because of illness or other cause, a Delegate is unable to attend a meeting of the proposed Convention—

(i) if the Delegate is a Member of the Legislative Council, the Leader may appoint an alternate Member being either The Honourable _____, The Honourable _____, or The Honourable _____; and

(ii) if the Delegate is a Member of the Legislative Assembly, the Leader may appoint an alternate Member being either B. J. Evans, Esquire, L. J. Hill, Esquire, The Honourable L. S. Lieberman, The Honourable J. H. Ramsay, The Honourable F. N. Wilkes, or J. T. Wilton, Esquire—

and the Member so appointed shall be a Member of the Delegation for that meeting.”

The Honourable W. A. Landeryou moved, That this House concur with the Assembly in adopting the Resolution and that—

(i) the first of the blanks therein be filled by the insertion of “A. J. Hunt, W. A. Landeryou, Haddon Storey and Evan Walker”; and

(ii) the second of the blanks therein be filled by the insertion of “B. P. Dunn, J. V. C. Guest and J. H. Kennan”.

Debate ensued.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have concurred with the Assembly in amending the Joint Resolution of the Legislative Council and the Legislative Assembly concerning the Constitutional Convention adopted on 3 May 1972, and have filled the blanks therein.

13 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3 and 4, be postponed until later this day.

14 WORKERS COMPENSATION (BENEFIT RATES) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

15 PARLIAMENTARY SUPERANNUATION BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

16 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 7 to 9 inclusive, be postponed until later this day.

17 ENVIRONMENT PROTECTION (LEAD IN PETROL) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable B. T. Pullen moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 18 AUSTRALIAN BUILDING CONSTRUCTION EMPLOYEES AND BUILDERS LABOURERS FEDERATION—The Honourable W. A. Landeryou made a Ministerial Statement regarding the presentation of the report of the Royal Commission into the activities of the Australian Building Construction Employees and Builders Labourers' Federation.

* * * * *

The Honourable W. A. Landeryou presented, by command of His Excellency the Governor, a copy of the report of the Commissioner appointed to inquire into activities of the Australian Building Construction Employees and Builders Labourers' Federation.

Ordered to lie on the Table and to be printed.

The Honourable A. J. Hunt moved, That the report and Ministerial statement be taken into consideration later this day.

Question—put and resolved in the affirmative.

- 19 ENVIRONMENT PROTECTION (LEAD IN PETROL) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time.

The Honourable Evan Walker moved, That the Bill be now committed.

The Honourable D. G. Crozier moved, as an amendment, That the following be added to the motion:

“to a select committee of six members for investigation and report by 30 September 1982 on the question of the permissible lead content prescribed in section 42A (3) (b) of the Principal Act proposed to be inserted by clause 2 of the Bill, the Committee to have power to send for persons, papers and records; three to be the quorum”.

Debate ensued.

Question—That the words proposed to be added be so added—put and negatived.

Bill committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 20 BAXTER TECHNICAL SCHOOL LAND BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.
- Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 21 PARLIAMENTARY COMMITTEES (JOINT INVESTIGATORY COMMITTEES) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou moved, That this Bill be now read a second time.

The Honourable J. V. C. Guest moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered, after debate—That the debate be adjourned until later this day.

22. SALINITY COMMITTEE—The President announced the receipt of a Message from the Assembly transmitting a Resolution concerning the appointment of a Joint Select Committee upon Salinity, and desiring the concurrence of the Council therein.

Ordered—That the Resolution be taken into consideration later this day.

23. MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—The President announced the receipt of a Message from the Assembly transmitting a Resolution concerning the appointment of a Joint Select Committee upon the Mortuary Industry and Cemeteries Administration and desiring the concurrence of the Council therein.

Ordered—That the Resolution be taken into consideration later this day.

24. MELBOURNE CORPORATION (ELECTION OF COUNCIL) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and passed.

Question—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment—proposed.

The Honourable A. J. Hunt moved, as an amendment, That the words “and that the Council requests the Government to consider an appropriate amendment to Clause 11 prior to the next Session of Parliament to make provision for an alternative oath or affirmation with respect to allegiance to Her Majesty and to observance of duties as a councillor” be added to the Message.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment, and conveying the foregoing resolution.

25. CO-OPERATIVE HOUSING SOCIETIES AND CO-OPERATION (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Co-operative Housing Societies Act 1958’ and the ‘Co-operation Act 1981’ with respect to the Execution of Guarantees and the Entering Into of Agreements by the Treasurer of Victoria and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

26. INDUSTRIAL AND PROVIDENT SOCIETIES (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Industrial and Provident Societies Act 1958’*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

27. LOTTERIES GAMING AND BETTING (ADVERTISEMENTS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend section 40 of the ‘Lotteries Gaming and Betting Act 1966’ to further*

restrict the publication of information concerning betting odds" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 28 ORDER OF THE COUNCIL RESCINDED—The Honourable W. A. Landeryou moved, by leave, That the Order of the Council appointing Tuesday, 6 July, for the resumption of debate on the second reading of the Hospital Benefits (Levy) Bill be read and rescinded, and that the resumption of the debate on the second reading of the Bill be taken forthwith.

Question—put and resolved in the affirmative.

- 29 HOSPITAL BENEFITS (LEVY) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time, and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell reported that the Committee had made progress in the Bill, and asked leave to sit again, having agreed to the following resolution:

That it be a suggestion to the Assembly that they make the following amendments in the Bill, viz.:

1 Clause 1, line 8, omit "1 July" and insert "1 August".

2 Clause 1, line 8, insert the following sub-clause to follow sub-clause (2):

"() No monthly levy shall be payable in relation to any month following the month ending 30 July, 1983."

3 Clause 2, page 2, lines 33–40, omit all words on these lines and insert "not greater than 40 cents."

On the motion of the Honourable D. R. White, the Council adopted the resolution reported from the Committee of the whole.

Ordered—That the Bill be returned to the Assembly with a Message suggesting that the Assembly amend the same as set forth in the foregoing resolution.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 30 PARLIAMENTARY COMMITTEES (JOINT INVESTIGATORY COMMITTEES) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time, and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

And having continued to sit until after 12 midnight—

FRIDAY, 2 JULY 1982

The President resumed the Chair; and the Honourable W. M. Campbell reported that the Committee had made progress in the Bill, and asked leave to sit again, having agreed to the following resolution:

That it be a suggestion to the Assembly that they make the following amendment in the Bill, viz.:

Clause 7, line 2, omit "10" and insert "5".

On the motion of the Honourable W. A. Landeryou, the Council adopted the resolution reported from the Committee of the whole.

Ordered—That the Bill be returned to the Assembly with a Message suggesting that the Assembly amend the same as set forth in the foregoing resolution.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 31 HOSPITAL BENEFITS (LEVY) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that the Assembly, having considered the Message of the Council suggesting on the consideration of the Bill in Committee that the Assembly make amendments in such Bill, have made the suggested amendments and desire the concurrence of the Council therein.

Ordered—That the foregoing Message be referred to the Committee of the whole on the Bill.

- 32 MESSAGES FROM THE ASSEMBLY—The President announced the receipt of Messages from the Assembly returning the following Bills and acquainting the Council That they have agreed to the same without amendment:

Melbourne and Metropolitan Board of Works (Offices) Bill.

Water and Sewerage Districts (Amendment) Bill.

Hospitals Superannuation (Amendment) Bill.

Abattoir and Meat Inspection (Amendment) Bill.

Environment Protection (Penalties) Bill.

Companies (Consequential Amendments) Bill.

Pipelines (Amendment) Bill.

- 33 HOSPITAL BENEFITS (LEVY) BILL—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill, including the amendments made by the Assembly which were suggested by the Council, without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill, including the amendments made by the Assembly which were suggested by the Council, without amendment.

- 34 JOINT INVESTIGATORY COMMITTEES—The Honourable W. A. Landeryou moved, by leave, That, contingent upon the enactment and coming into operation, this Session, of legislation to establish Joint Investigatory Committees:

(a) The Honourables P. D. Block, B. P. Dunn, G. A. Sgro, D. K. Hayward and A. J. Hunt be members of the Economic and Budget Review Committee;

(b) The Honourables Joan Coxsedg, J. H. Kennan, N. B. Reid and Haddon Storey be members of the Legal and Constitutional Committee;

(c) The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen be members of the Natural Resources and Environment Committee;

(d) The Honourables M. J. Arnold, B. A. Chamberlain, D. M. Evans, J. V. C. Guest and M. J. Sandon be members of the Public Bodies Review Committee; and

(e) The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright be members of the Social Development Committee.

Question—put and resolved in the affirmative.

35 SALINITY COMMITTEE—The Order of the Day was read for the consideration of the following Resolution of the Assembly:

- 1 That a Joint Select Committee be appointed to inquire into and report upon the salinity of land and water with particular reference to—
 - (a) the social, environmental and economic effects of—
 - (i) dry land salinity;
 - (ii) salinity associated with irrigation; and
 - (iii) increased salinity in rivers and streams as a result of factors within Victorian control;
 - (b) opportunities for co-operative efforts in salinity control involving other State Governments and the Australian Government;
 - (c) methods of meeting the costs of salinity control; and
 - (d) administrative and other arrangements for salinity control, including integration with other aspects of land and water management.
- 2 That, in respect of the terms of reference, the Committee shall give priority to an inquiry into the Barr Creek catchment and the Mineral Reserve basin and Lake Tyrrell schemes and is required to report thereon to the Houses within 6 months.
- 3 That, subject to paragraph 2, the Committee shall give priority to such investigations referred to it by resolution of the Legislative Council and the Legislative Assembly.
- 4 That the Committee consist of six Members, comprising not more than four Members of the Legislative Council nor more than four Members of the Legislative Assembly.
- 5 That four members of the Committee constitute a quorum of the Committee but a quorum of the Committee shall not consist exclusively of Members of the Legislative Council or Members of the Legislative Assembly.
- 6 That the Committee shall elect one of its members to be Chairman who, in the event of an equality of votes, shall also have a casting vote.
- 7 That the Committee may elect a Deputy Chairman who shall exercise all the powers and perform the duties of the Chairman at any time when the Chairman is not present at a meeting of the Committee.
- 8 That the Committee may sit and transact business during any adjournment or recess of the Houses in the period for which it holds office but the Committee shall not sit during the sittings of either House of Parliament except by leave of that House.
- 9 That the Committee may sit at such times and in such places in Victoria or elsewhere as seems most convenient for the proper and speedy despatch of business.
- 10 That the Committee may send for persons papers and records and report the minutes of evidence from time to time.
- 11 That the Committee have power to authorize publication of any evidence given before it and any document presented to it.
- 12 That, contingent upon the enactment of the Parliamentary Committees (Joint Investigatory Committees) Bill, the Committee be a Committee to which section 51A of the *Parliamentary Committees Act* 1968 applies.
- 13 That the foregoing provisions of this resolution, so far as they are inconsistent with the Standing Orders and practices of the Houses, shall have effect notwithstanding anything contained in the Standing Orders.

The Honourable W. A. Landeryou moved, That the Council concur with the Resolution of the Assembly—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

36 MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—The Order of the Day was read for the consideration of the following Resolution of the Assembly:

- 1 That a Joint Select Committee be appointed to inquire into and report upon all aspects of the mortuary industry and related industries in Victoria, including both private and Government operations, together with any aspect of cemeteries administration, funding or provision of land encompassed by the *Cemeteries Act* 1958, the *Trustee Act* 1958, or any other provision relating thereto.
- 2 That the Committee shall give priority to such investigations referred to it by resolution of the Legislative Council and the Legislative Assembly.
- 3 That the Committee be required to present its final report to the Parliament no later than 31 December 1983.
- 4 That the Committee consist of six Members, comprising not more than four Members of the Legislative Council nor more than four Members of the Legislative Assembly.
- 5 That four members of the Committee constitute a quorum of the Committee but a quorum of the Committee shall not consist exclusively of Members of the Legislative Council or Members of the Legislative Assembly.
- 6 That the Committee shall elect one of its members to be Chairman who, in the event of an equality of votes, shall also have a casting vote.
- 7 That the Committee may elect a Deputy Chairman who shall exercise all the powers and perform the duties of the Chairman at any time when the Chairman is not present at a meeting of the Committee.
- 8 That the Committee may sit and transact business during any adjournment or recess of the Houses in the period for which it holds office but the Committee shall not sit during the sittings of either House of Parliament except by leave of that House.
- 9 That the Committee may sit at such times and in such places in Victoria or elsewhere as seems most convenient for the proper and speedy despatch of business.
- 10 That the Committee may send for persons papers records and report the minutes of evidence from time to time.
- 11 That the Committee have power to authorize publication of any evidence given before it and any document presented to it.
- 12 That, contingent upon the enactment of the Parliamentary Committees (Joint Investigatory Committees) Bill, the Committee be a Committee to which section 51A of the *Parliamentary Committees Act* 1968 applies.
- 13 That the foregoing provisions of this resolution, so far as they are inconsistent with the Standing Orders and practices of the Houses, shall have effect notwithstanding anything contained in the Standing Orders.

The Honourable W. A. Landeryou moved, That the Council concur with the Resolution of the Assembly—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 37 SALINITY COMMITTEE—The Honourable W. A. Landeryou moved, by leave, That the Honourables L. A. McArthur and J. W. S. Radford be members of the Salinity Committee.
Question—put and resolved in the affirmative.
- 38 MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—The Honourable W. A. Landeryou moved, by leave, That the Honourables C. J. Kennedy and R. Lawson be members of the Mortuary Industry and Cemeteries Administration Committee.
Question—put and resolved in the affirmative.
- 39 INDUSTRIAL AND PROVIDENT SOCIETIES (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.
The Honourable N. B. Reid moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered, after debate—That the debate be adjourned until later this day.
- 40 CO-OPERATIVE HOUSING SOCIETIES AND CO-OPERATION (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.
The Honourable N. B. Reid moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until later this day.
- 41 LOTTERIES GAMING AND BETTING (ADVERTISEMENTS) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. E. Kent moved, That this Bill be now read a second time.
The Honourable P. D. Block moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until later this day.
- 42 LOCAL GOVERNMENT (BOARD OF REVIEW) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—
Debate resumed.
The Honourable A. J. Hunt moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put.
The Council divided.

AYES, 17

The Hon. H. G. Baylor
P. D. Block
C. Bubb
W. M. Campbell
G. P. Connard (*Teller*)
D. G. Crozier (*Teller*)
F. J. Granter
J. V. C. Guest
D. K. Hayward
W. V. Houghton
A. J. Hunt
R. I. Knowles
R. Lawson
J. W. S. Radford

NOES, 21

The Hon. M. J. Arnold
W. R. Baxter
G. A. S. Butler
Joan Cocksedge
J. L. Dixon
B. P. Dunn
D. M. Evans (*Teller*)
D. E. Henshaw (*Teller*)
C. J. Hogg
J. H. Kennan
D. E. Kent
J. E. Kirner
W. A. Landeryou
R. A. Mackenzie

N. B. Reid
Haddon Storey
H. R. Ward

L. A. McArthur
B. A. Murphy
B. T. Pullen
M. J. Sandon
Evan Walker
D. R. White
K. I. M. Wright

And so it passed in the negative.

Debate continued.

Question—That this Bill be now read a second time—put and resolved in the affirmative.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 43 PETROLEUM (SUBMERGED LANDS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make provision with respect to the Exploration for and the Exploitation of the Petroleum Resources, and certain other Resources, of certain Submerged Lands adjacent to the Coasts of Victoria, to amend the 'Petroleum Act 1958' and the 'Acts Interpretation Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 44 PARLIAMENTARY COMMITTEES (JOINT INVESTIGATORY COMMITTEES) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that the Assembly, having considered the Message of the Council suggesting on the consideration of the Bill in Committee that the Assembly make an amendment in such Bill, have made the suggested amendment and desire the concurrence of the Council therein.

Ordered—That the foregoing Message be now referred to the Committee of the whole on the Bill.

The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable P. D. Block having reported that the Committee had agreed to the Bill, including the amendment made by the Assembly which was suggested by the Council, without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill, including the amendment made by the Assembly which was suggested by the Council, without amendment.

- 45 PETROLEUM (SUBMERGED LANDS) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 46 PUBLIC ACCOUNT (CASH MANAGEMENT ACCOUNT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.
- House in Committee.
- The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
- Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 47 LOCAL GOVERNMENT (GENERAL AMENDMENT) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.
- House in Committee.
- The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
- Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 48 EVIDENCE (COMMISSIONS) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
- Bill read a second time and, by leave, read a third time and passed.
- Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 49 TOWN AND COUNTRY PLANNING (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put forward was resolved in the affirmative.
- Bill read a second time and, by leave, read a third time and passed.
- Ordered —That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 50 LOCAL GOVERNMENT (BOARD OF REVIEW) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendments made in such Bill by the Council.
- 51 HOUSE COMMITTEE—The Order of the Day was read for the resumption of the debate on the question, That the Honourables H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and I. B. Trayling be members of the House Committee.
- Leave having been granted for the Honourable W. A. Landeryou to amend his motion by the omission of “I. B. Trayling” and the insertion of “M. J. Sandon”—
- Question—put and resolved in the affirmative.
- 52 LIBRARY COMMITTEE—The Honourable W. A. Landeryou moved, by leave, That the Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro be members of the Joint Committee to manage the Library.
- Question—put and resolved in the affirmative.

- 53 PRINTING COMMITTEE—The Honourable W. A. Landeryou moved by leave, That the Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright be members of the Printing Committee; three to be the quorum.

Question—put and resolved in the affirmative.

- 54 AUSTRALIAN BUILDING CONSTRUCTION EMPLOYEES AND BUILDERS LABOURERS' FEDERATION—The Order of the Day having been read for the consideration of the Report of the Royal Commission into the activities of the Australian Building Construction Employees and Builders Labourers' Federation and the related Ministerial statement—

The Honourable Haddon Storey moved, That the Council take note of the report and statement.

Debate ensued.

The Honourable H. R. Ward moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 55 LOTTERIES GAMING AND BETTING (ADVERTISEMENTS) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 56 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until a day and hour to be fixed by the President, which time of meeting shall be notified to each Honourable Member by telegram or letter.

Question—put and resolved in the affirmative.

And then the Council, at 5.22 a.m., adjourned until a day and hour to be fixed by the President, which time of meeting shall be notified to each Honourable Member by telegram or letter.

A. R. B. McDONNELL
Clerk of the Legislative Council

Mr President takes the Chair at 5.00 p.m

LEGISLATIVE COUNCIL OF VICTORIA

Order of the Day (to take precedence)

- 1 ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—*Resumption of debate on motion for Address—and on the amendment of the Hon. A. J. Hunt to add the following words to the proposed Address: “but express our concern at the failure of the Government to inform the people of Victoria fully, truthfully and in advance, of its real intentions, particularly with respect to financial and industrial matters” (Hon. F. J. Granter).*

GOVERNMENT BUSINESS

Orders of the Day

- *1 CO-OPERATIVE HOUSING SOCIETIES AND CO-OPERATION (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate. (Hon. N. B. Reid).*
- *2 INDUSTRIAL AND PROVIDENT SOCIETIES (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading—*Resumption of debate. (Hon. N. B. Reid).*
- 3 LOCAL GOVERNMENT (PECUNIARY INTERESTS OF COUNCILLORS) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*
- 4 SEWERAGE DISTRICTS (SEWERAGE SCHEMES) BILL—(Hon. D. R. White)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- 5 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 6 VICTORIAN TOBACCO GROWERS (DISPOSAL OF ASSETS) BILL—(Hon. D. E. Kent)—Second reading—*Resumption of debate. (Hon. D. G. Crozier).*
- 7 HISTORIC BUILDINGS (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- 8 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading.

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. J. V. C. GUEST—To move, That this House is of the opinion that the Government should appoint one of Her Majesty's Counsel or some other suitably qualified person:
 - (i) to inquire into and report on the practices and procedures which apply in cases where a serious question is raised as to the guilt or the nature of the offence of a convicted person and to make recommendations as to the practices and procedures which ought to apply, having particular regard to the principles of natural justice and the need to ensure that justice is at all times seen to be done;
 - (ii) specifically, to take evidence and otherwise inquire in such manner as he shall think fit whether Leith Ratten is guilty or innocent of

* Indicates new entry.

murder and, in particular, whether he should now be regarded as guilty beyond reasonable doubt having regard to all relevant matters whether or not admitted or admissible as evidence in court proceedings; and

- (iii) to advise whether, in all the circumstances, Leith Ratten should now remain in prison.
- 2 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to give Members of the Public Rights of Access to Official Documents of the Government of Victoria and of its Agencies, to amend the *Ombudsman Act 1973* and for other purposes.
- 3 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to establish a Standing Commission on Crimes, to make provision with respect to the Membership, Powers and Duties of the Standing Commission on Crimes and for other purposes.

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- 3 ADVISORY COUNCIL FOR INTER-GOVERNMENT RELATIONS REPORT, 1980–81—To be considered.
- 4 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate.* (*Hon. D. E. Kent*).
- 5 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 6 GRAIN ELEVATORS BOARD REPORT, 1980–81—To be considered.
- 7 GROUNDWATER INVESTIGATION PROGRAMME REPORT, 1981—To be considered.
- 8 PUBLIC SERVICE BOARD REPORT, 1980–81—To be considered.
- 9 YOUTH, SPORT AND RECREATION—DIRECTOR-GENERAL'S REPORT, 1980–81—To be considered.
- *10 FEDERATED SHIP PAINTERS AND DOCKERS UNION—INTERIM REPORT OF ROYAL COMMISSION (No. 3)—To be considered.
- *11 DRUG TRAFFICKING—INTERIM REPORT OF ROYAL COMMISSION (No. 2)—PASSPORTS—To be considered.
- *12 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. H. R. Ward*).

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, Joan Coxsedg, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

*ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourable P. D. Block, B. P. Dunn, G. A. Sgro, D. K. Hayward and A. J. Hunt.

*HOUSE (JOINT)—The Honourables H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

*LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, J. H. Kennan, N. B. Reid and Haddon Storey.

*LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

*MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

*NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

*PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

*PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, B. A. Chamberlain, D. M. Evans, J. V. C. Guest and M. J. Sandon.

*SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

*SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

Mr President takes the Chair at 2.00 p.m

LEGISLATIVE COUNCIL OF VICTORIA

Order of the Day (to take precedence)

- 1 ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—*Resumption of debate on motion for Address—and on the amendment of the Hon. A. J. Hunt to add the following words to the proposed Address: “but express our concern at the failure of the Government to inform the people of Victoria fully, truthfully and in advance, of its real intentions, particularly with respect to financial and industrial matters” (Hon. F. J. Granter).*

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. J. V. C. GUEST—To move, That this House is of the opinion that the Government should appoint one of Her Majesty’s Counsel or some other suitably qualified person:
 - (i) to inquire into and report on the practices and procedures which apply in cases where a serious question is raised as to the guilt or the nature of the offence of a convicted person and to make recommendations as to the practices and procedures which ought to apply, having particular regard to the principles of natural justice and the need to ensure that justice is at all times seen to be done;
 - (ii) specifically, to take evidence and otherwise inquire in such manner as he shall think fit whether Leith Ratten is guilty or innocent of murder and, in particular, whether he should now be regarded as guilty beyond reasonable doubt having regard to all relevant matters whether or not admitted or admissible as evidence in court proceedings; and
 - (iii) to advise whether, in all the circumstances, Leith Ratten should now remain in prison.
- 2 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to give Members of the Public Rights of Access to Official Documents of the Government of Victoria and of its Agencies, to amend the *Ombudsman Act 1973* and for other purposes.
- 3 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to establish a Standing Commission on Crimes, to make provision with respect to the Membership, Powers and Duties of the Standing Commission on Crimes and for other purposes.

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- 3 ADVISORY COUNCIL FOR INTER-GOVERNMENT RELATIONS REPORT, 1980–81—To be considered.

* Indicates new entry.

- 4 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(Hon. P. D. Block)—
Second reading—*Resumption of debate.* (Hon. D. E. Kent).
- 5 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 6 GRAIN ELEVATORS BOARD REPORT, 1980–81—To be considered.
- 7 GROUNDWATER INVESTIGATION PROGRAMME REPORT, 1981—To be considered.
- 8 PUBLIC SERVICE BOARD REPORT, 1980–81—To be considered.
- 9 YOUTH, SPORT AND RECREATION—DIRECTOR-GENERAL'S REPORT, 1980–81—To
be considered.
- 10 FEDERATED SHIP PAINTERS AND DOCKERS UNION—INTERIM REPORT OF ROYAL
COMMISSION (No. 3)—To be considered.
- 11 DRUG TRAFFICKING—INTERIM REPORT OF ROYAL COMMISSION (No. 2)—PASSPORTS
—To be considered.
- 12 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL
COMMISSION AND RELATED MINISTERIAL STATEMENT—(Hon. Haddon Storey)
—*Resumption of debate.* (Hon. H. R. Ward).

GOVERNMENT BUSINESS

Orders of the Day

- *1 DOMICILE (AMENDMENT) BILL—(from Assembly—Hon. W. A. Landeryou)—
Second reading.
- *2 STATUTE LAW REVISION (REPEALS) BILL—(from Assembly—Hon. W. A.
Landeryou)—Second reading.
- *3 STATUTE LAW REVISION (REPEALS) BILL—RESOLUTION OF THE ASSEMBLY TO
REFER TO LEGAL AND CONSTITUTIONAL COMMITTEE—To be considered.
- 4 CO-OPERATIVE HOUSING SOCIETIES AND CO-OPERATION (AMENDMENT) BILL—(from
Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.*
(Hon. N. B. Reid).
- 5 INDUSTRIAL AND PROVIDENT SOCIETIES (AMENDMENT) BILL—(from Assembly—
Hon. Evan Walker)—Second reading—*Resumption of debate.* (Hon. N. B.
Reid).
- 6 LOCAL GOVERNMENT (PECUNIARY INTERESTS OF COUNCILLORS) BILL—(from
Assembly—Hon. W. A. Landeryou)—Second reading—*Resumption of debate.*
(Hon. A. J. Hunt).
- 7 SEWERAGE DISTRICTS (SEWERAGE SCHEMES) BILL—(Hon. D. R. White)—Second
reading—*Resumption of debate.* (Hon. B. A. Chamberlain).
- 8 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading
—*Resumption of debate.* (Hon. Haddon Storey).
- 9 VICTORIAN TOBACCO GROWERS (DISPOSAL OF ASSETS) BILL—(Hon. D. E. Kent)—
Second reading—*Resumption of debate.* (Hon. D. G. Crozier).
- 10 HISTORIC BUILDINGS (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)
—Second reading—*Resumption of debate.* (Hon. B. A. Chamberlain).
- 11 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading.

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, Joan Coxsedg, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables P. D. Block, B. P. Dunn, G. A. Sgro, D. K. Hayward and A. J. Hunt.

HOUSE (JOINT)—The Honourables H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, J. H. Kennan, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, B. A. Chamberlain, D. M. Evans, J. V. C. Guest and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

* * * *

SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 14 and 15

No. 14—Tuesday, 14 September 1982

1 The Council met in accordance with adjournment, the President, pursuant to resolution, having fixed this day at 5.00 p.m. as the time of meeting.

2 The President took the Chair and read the Prayer.

3 CONDOLENCE MOTIONS—

THE LATE HONOURABLE JOHN JOSEPH GINIFER—The Honourable W. A. Landeryou moved, That this House place on record its deep regret at the death, on 9 July 1982, of the Honourable John Joseph Ginifer, a former Member of the Legislative Assembly, and its keen appreciation of the long and valuable services rendered by him to the Parliament and the people of Victoria as Member for the electoral district of Grant from 1966 to 1967, the electoral district of Deer Park from 1967 to 1976 and the electoral district of Keilor from 1976 to 1982, and as a Minister of the Crown in 1982.

* * *

THE LATE HONOURABLE DUDLEY JOSEPH WALTERS—The Honourable W. A. Landeryou moved, That this House place on record its deep regret at the death, on 2 August 1982, of the Honourable Dudley Joseph Walters, a former Member of this House, and its keen appreciation of the long and valuable services rendered by him to the Parliament and the people of Victoria as a Member for the Northern Province from 1946 to 1964 and as Chairman of Committees from 1952 to 1958.

* * *

THE LATE HONOURABLE SAMUEL MERRIFIELD—The Honourable W. A. Landeryou moved, That this House place on record its deep regret at the death, on 24 August 1982, of the Honourable Samuel Merrifield, a former Member of both this House and the Legislative Assembly, and its keen appreciation of the long and valuable services rendered by him to the Parliament and the people of Victoria as Member of the Legislative Assembly for the electoral district of Essendon from 1943 to 1945 and for the electoral district of Moonee Ponds from 1945 to 1955, as a Member of the Legislative Council for the Doutta Galla Province from 1958 to 1970 and as a Minister of the Crown from 1952 to 1955.

* * *

And other Honourable Members having addressed the House—

The questions were put and, Honourable Members signifying their assent by rising in their places, unanimously resolved in the affirmative.

4 ADJOURNMENT—The Honourable W. A. Landeryou moved, That, as a further mark of respect to the memory of the late Honourables John Joseph Ginifer, Dudley Joseph Walters and Samuel Merrifield, the House do now adjourn until 8.00 p.m. this day.

Question—put and resolved in the affirmative.

And then the Council, at 6.02 p.m., adjourned until 8.00 p.m. this day.

- 1 The President took the Chair.
- 2 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR—The Honourable W. A. Landeryou presented Messages from His Excellency the Governor informing the Council:

That Her Majesty the Queen had, on 30 July 1982, given the Royal Assent to the Bill entitled the "Constitution (Governor's Salary) Act 1982", and that he had by Proclamation published in the *Victoria Government Gazette* of 1 September 1982 signified Her Majesty's Assent to the same.

That he had, on the dates mentioned hereunder, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments:

On 6 July 1982:

Optometrists Registration (Amendment) Act.
Motor Car (Breath Analysing Instruments) Act.
Victorian Arts Centre (Guarantees) Act.
Transport Regulation (Tow Trucks) Act.
Superannuation (Amendment) Act.
Local Government (City of Richmond) Act.
Victorian Economic Development Corporation (Amendment) Act.
Public Authorities (Sinking Funds) Act.
Workers Compensation (Benefit Rates) Act.
Transport Regulation (Vehicles) Act.
Weights and Measures (Time for Verification) Act.

On 13 July 1982:

Bourke Street Mall Act.
Local Authorities Superannuation (Amendment) Act.
State Employees Retirement Benefits (School Council Employees) Act.
Parliamentary Superannuation Act.
Melbourne and Metropolitan Board of Works (Offices) Act.
Water and Sewerage Districts (Amendment) Act.
Hospitals Superannuation (Amendment) Act.
Abattoir and Meat Inspection (Amendment) Act.
Environment Protection (Penalties) Act.
Baxter Technical School Land Act.
Environment Protection (Lead in Petrol) Act.
Companies (Consequential Amendments) Act.
Pipelines (Amendment) Act.
Melbourne Corporation (Election of Council) Act.
Hospital Benefits (Levy) Act.
Parliamentary Committees (Joint Investigatory Committees) Act.
Evidence (Commissions) Act.
Town and Country Planning (Amendment) Act.
Lotteries Gaming and Betting (Advertisements) Act.
Local Government (Board of Review) Act.
Public Account (Cash Management Account) Act.
Local Government (General Amendment) Act.

On 20 July 1982:

Petroleum (Submerged Lands) Act.

On 14 September 1982:

Burrumbeet (Russell Reserve) Land Act.
Seeds Act.

- 3 MESSAGES FROM THE ASSEMBLY—The President announced the receipt of Messages from the Assembly returning the following Bills and acquainting the Council that they have agreed to the same without amendment:

Seeds Bill.

Burrumbeet (Russell Reserve) Land Bill.

- 4 DOMICILE (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Domicile Act 1978’ in relation to the Domicile of certain Children and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 5 STATUTE LAW REVISION (REPEALS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to revise the Statute Law of Victoria by Repealing spent Acts and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 6 STATUTE LAW REVISION (REPEALS) BILL—The President announced the receipt of a Message from the Assembly acquainting the Council of its Resolution to refer the proposals contained in the Statute Law Revision (Repeals) Bill to the Legal and Constitutional Committee for inquiry, consideration and report, and desiring the concurrence of the Council therein.

Ordered—That the Resolution be taken into consideration on the next day of meeting.

- 7 TITLE OF “HONOURABLE”—The President announced that advice had been received from the Honourable the Premier intimating that Her Majesty the Queen had been pleased to approve the retention of the title “Honourable” by Mr Randolph John Eddy, Mr Harold Murray Hamilton, E.D., Mr Vernon Thomas Hauser, Mr Herbert Arthur Thomas, Mr Ivan Barry Trayling and Mr John Malcolm Walton, who had each served as a Member of the Legislative Council for a continuous period of not less than ten years.

- 8 URGENCY—MOTION UNDER STANDING ORDER NO. 68A—The Honourable B. P. Dunn moved, That the Council take note of the disastrous drought affecting all Victorians.

Debate ensued.

And the Council having continued to sit until after 12 midnight—

WEDNESDAY, 15 SEPTEMBER 1982

Debate continued.

Question—put and resolved in the affirmative.

- 9 ADJOURNMENT—The Honourable W. A. Landeryou moved, That the Council, at its rising, adjourn until this day at 2.00 p.m.

Question—put and resolved in the affirmative.

The Honourable W. A. Landeryou moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 1.44 a.m., adjourned until this day at 2.00 p.m.

A. R. B. McDONNELL
Clerk of the Legislative Council

No. 15—Wednesday, 15 September 1982

- 1 The President took the Chair and read the Prayer.
- 2 MINISTERIAL STATEMENT—INDUSTRIAL RELATIONS—The Honourable W. A. Landeryou made a Ministerial Statement on industrial relations.
The Honourable D. K. Hayward moved, That the statement be taken into consideration later this day.
Question—put and resolved in the affirmative.

- 3 PETITION—S.E.C. OFFICE, RED CLIFFS—The Honourable K. I. M. Wright presented a Petition from certain citizens of Red Cliffs and district praying that the House call upon the Minister for Minerals and Energy to ensure that the State Electricity Commission does not proceed with the closure of its office at Red Cliffs.

Ordered to lie on the Table.

- 4 PAPERS—

FEDERATED SHIP PAINTERS AND DOCKERS UNION—The Honourable W. A. Landeryou presented, by command of His Excellency the Governor, a copy of Volume 1 of Interim Report No. 4 of the Royal Commission on the Activities of the Federated Ship Painters and Dockers Union.

Ordered to lie on the Table.

The Honourable J. H. Kennan moved, That the report be taken into consideration later this day.

Question—put and resolved in the affirmative.

* * * *

The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Albury–Wodonga (Victoria) Corporation—Report and accounts for the year 1980–81.

Country Fire Authority—Report for the year 1980–81.

Dental Technicians Act 1972—

Report and accounts of the Advanced Dental Technicians Qualifications Board for the year 1980–81.

Report and accounts of the Dental Technicians Licensing Committee for the year 1980–81.

Education—

Report of the Minister of Education and the Minister of Educational Services for the year 1980–81.

Statement of guarantees executed by the Treasurer in respect of educational institutions for the year 1981–82.

Education Act 1958—Resumption of land at Beaufort—Certificate of the Minister of Education.

Fairfield Hospital—Report for the year 1981–82.

Medical Board—Report for the year 1980–81.

Melbourne University—Financial statements for the year 1980.

Members of Parliament (Register of Interests) Act 1978—Cumulative summary of returns—September 1982.

Motor Car Traders Committee—Report for the year 1981.

Ombudsman—Report for the quarter ended 31 March 1982.

Parliamentary Officers Act 1975—Statements of appointments, alterations of classifications, and of persons temporarily employed in the Parliamentary departments for the year 1981–82 (ten papers).

Police Service Board—Determinations Nos. 371 to 377.

Poultry Farmer Licensing Committee—Report for the year ended 28 February 1982.

Railways Board—Reports for the quarters ended 30 June, 30 September and 31 December 1981; and 31 March 1982.

Registration of Births Deaths and Marriages Act 1959—General abstract of births, still-births, deaths and marriages in Victoria during the years 1979, 1980 and 1981.

State Employees Retirement Benefits Board—Report for the year 1980–81 (*in lieu of the report tabled on 8 December 1981*).

Statutory Rules under the following Acts of Parliament:

Abattoir and Meat Inspection Act 1973—No. 255.

Agricultural Chemicals Act 1958—No. 293.

Agricultural Colleges Act 1958—No. 284.

Building Control Act 1981—Nos. 223 and 225 to 228.

Business Names Act 1962—No. 165.

Chiropodists Act 1968—No. 252.

Chiropractors and Osteopaths Act 1978—No. 245.

Closer Settlement Act 1938—No. 285.

Companies (Acquisition of Shares) (Application of Laws) Act 1981—No. 203.

Companies (Application of Laws) Act 1981—Nos. 197 to 200.

Country Fire Authority Act 1958—Nos. 185, 191 and 238.

Country Roads Act 1958—No. 280.

Dentists Act 1972—No. 246.

Dental Technicians Act 1972—Nos. 214, 247 and 248.

Education Act 1958—No. 254.

Education Service Act 1981—Nos. 204, 272 and 273.

Health Act 1958—Nos. 221, 222, 233, 243, 244, 251 and 267.

Historic Buildings Act 1981—No. 275.

Industrial Relations Act 1979—No. 266.

Industrial Safety, Health and Welfare Act 1981—Nos. 215 to 220.

Industrial Training Act 1975—No. 253.

Labour and Industry Act 1958—No. 195.

Land Act 1958—No. 286.

Local Government Act 1958—Nos. 192, 224, 265 and 278.

Lotteries Gaming and Betting Act 1966—No. 234.

Marine Act 1958—Nos. 193 and 230.

Marketing of Primary Products Act 1958—No. 296.

Medical Practitioners Act 1970—No. 250.

Melbourne and Metropolitan Board of Works Act 1958—No. 210.

Melbourne Wholesale Fruit and Vegetable Market Trust Act 1977—Nos. 260 and 274.

Motor Car Act 1958—Nos. 229 and 239.

Mount Hotham Alpine Resort Act 1972—No. 283.

National Companies and Securities Commission (State Provisions) Act 1981—No. 202.

National Parks Act 1975—Nos. 257 and 258.

Optometrists Registration Act 1958—No. 294.

Pay-roll Tax Act 1971—No. 208.

Pharmacists Act 1974—No. 249.

Physiotherapists Act 1978—No. 242.

Poisons Act 1962—No. 268.

Statutory Rules under the following Acts of Parliament (*continued*):

- Police Regulation Act 1958—Nos. 194, 240, 256, 288 and 295.
 Port of Portland Authority Act 1958—No. 212.
 Post-Secondary Education Act 1978—No. 287.
 Private Agents Act 1966—No. 291.
 Protection of Animals Act 1966—No. 276.
 Public Authorities Marks Act 1958—No. 187.
 Public Service Act 1974—Nos. 213, 235, 277 and 279; PSD Nos. 125, 127, 134, 139 to 161, 163, and 165 to 177.
 Racing Act 1958—Nos. 232, 269 and 270.
 Railways Act 1958—Nos. 196 and 271.
 Road Traffic Act 1958—No. 289.
 Second-hand Dealers Act 1958—No. 241.
 Securities Industry (Application of Laws) Act 1981—No. 201.
 State Bank Act 1958—No. 231.
 Supreme Court Act 1958—Nos. 209, 236, 262 and 263.
 Supreme Court Act 1958, Companies Act 1961, Securities Industry (Victoria) Code, Companies (Victoria) Code, National Companies and Securities Commission (State Provisions) Act 1981—No. 264.
 Supreme Court Act 1958—Credit Act 1981—No. 261.
 Supreme Court Act 1958—Crown Proceedings Act 1958—No. 237.
 Surveyors Act 1978—No. 281.
 Swan Hill Pioneer Settlement Act 1974—No. 211.
 Tattersall Consultations Act 1958—No. 297.
 Transport Regulation Act 1958—Nos. 290 and 292.
 Wildlife Act 1975—Nos. 205 and 206.
 Workers Compensation Act 1958—No. 207.
- Teaching Service Act 1958—Teaching Service (Classification, Salaries and Allowances) Regulations—Amendments Nos. 604 to 607.
- Third Party Insurance—Report of the Premiums Committee for the year 1980–81.
- Town and Country Planning Act 1961—
- Ararat—City of Ararat Planning Scheme 1953—Amendment No. 30, 1982.
 - Ballaarat—City of Ballaarat Planning Scheme—Amendment No. 67.
 - Beechworth—The United Shire of Beechworth (Township of Beechworth) Planning Scheme (with three maps).
 - Cobram—Shire of Cobram Planning Scheme 1979—Amendment No. 2, 1981 (with map).
 - Cranbourne Planning Scheme 1960—Amendments Nos. 41 and 42.
 - Deakin—Shire of Deakin Planning Scheme 1980 (with seven maps).
 - Flinders—Shire of Flinders Planning Scheme 1962—Amendments No. 137; Nos. 141 and 143, 1981; and Nos. 146 and 152.
 - French Island Planning Scheme—Amendment No. 6.
 - Geelong Regional Planning Scheme—Amendments No. 25 (Part 2), 1981 (with map); No. 33 (Part 1), 1982 (with map); and Nos. 37 (with map), 44 (with map) and 47 (with map).
 - Hastings—Shire of Hastings Planning Scheme—Amendments Nos. 4 and 5.
 - Horsham—City of Horsham Planning Scheme—Amendment No. 71.
 - Knox—City of Knox Planning Scheme 1965—Amendments No. 217, 1979 (with map) and No. 225, 1980.
 - Korumburra—Shire of Korumburra Planning Scheme—Amendment No. 18 (Part A), 1981.
 - Lillydale—Shire of Lillydale Planning Scheme 1958—Amendments Nos. 111A (with map) and 151.

Town and Country Planning Act 1961 (*continued*):

Melbourne Metropolitan Planning Scheme—Amendments Nos. 3, Part 1F (with map); 69, Part 5 (with two maps); 140, Part 2B (with six maps); 155, Part 3A (with seven maps); 157, Part 1 (with thirty maps); 159, Part 3 (with map); 171, Part 1A (with four maps); 176 (with map); 205; 206; 212; 213; and 217 (with map).

Mildura—City of Mildura Planning Scheme—Amendments Nos. 42 to 46, 1981.

Mornington—Shire of Mornington Planning Scheme 1959—Amendments No. 141, 1981; and No. 149.

Newham and Woodend—Shire of Newham and Woodend Planning Scheme 1975—Amendment No. 11, 1980 (with map).

Pakenham—Shire of Pakenham Planning Scheme, Part 1—Amendment No. 8.

Phillip Island Planning Scheme—Amendment No. 11.

Port Fairy Planning Scheme 1959—Amendment No. 16, 1981.

Portland—Town of Portland Planning Scheme—Amendment No. 36, 1981.

Rosedale—Shire of Rosedale Planning Scheme—Amendment No. 24, 1981.

Sebastopol—Borough of Sebastopol Planning Scheme—Amendment No. 24.

Seymour Planning Scheme—Amendment No. 65.

Shepparton—City of Shepparton Planning Scheme 1953—Amendment No. 60.

Sherbrooke—Shire of Sherbrooke Planning Scheme 1979 (with sixteen maps).

Tambo—Shire of Tambo (Lakes Entrance) Planning Scheme—Amendment No. 37.

Traralgon—City of Traralgon Planning Scheme 1957—Amendment No. 30.

Warragul Planning Scheme 1954—Amendment No. 42, 1982.

Woorayl—Shire of Woorayl Planning Scheme—Amendment No. 54.

Trade Unions—Report of the Government Statist for the year 1981.

Victorian Psychological Council—Report and accounts for the year 1981 (two papers).

5 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of the Order of the Day for the resumption of the debate on the motion for the Address-in-Reply to the Speech of His Excellency the Governor and the proposed amendment thereto be postponed until later this day.

6 CASINO INQUIRY—The Honourable P. D. Block moved, by leave, That this House calls upon the Government to reverse its refusal to allow the Casino Inquiry to proceed in the manner sought by its Chairman and recognizes that, if the Board is forced to maintain a choice between its need to travel overseas or its need to bring in expert witnesses from abroad, the value to the community of the ultimate findings of the Board will be seriously undermined.

Debate ensued.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Debate ensued.

Question—put and negatived.

Debate on main question continued.

Question—put and negatived.

7 POSTPONEMENT OF NOTICES OF MOTION AND ORDERS OF THE DAY—Ordered—That the consideration of the Notices of Motion and Orders of the Day, General Business, be postponed until later this day.

- 8 COUNCIL OF LAW REPORTING IN VICTORIA BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same with an amendment and desiring the concurrence of the Council therein.

Ordered—That the amendment be taken into consideration later this day.

- 9 DOMICILE (AMENDMENT) BILL—This Bill was, according to Order and after debate, read a second time.

The Honourable W. A. Landeryou moved, That the Bill be committed to a Committee of the whole later this day.

Question—put and resolved in the affirmative.

- 10 STATUTE LAW REVISION (REPEALS) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou moved, That this Bill be now read a second time.

Debate ensued.

The Honourable W. R. Baxter moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 11 STATUTE LAW REVISION (REPEALS) BILL—The Order of the Day was read for the consideration of the following Resolution of the Assembly:

That the proposals contained in the Statute Law Revision (Repeals) Bill be referred to the Legal and Constitutional Committee for inquiry, consideration and report.

The Honourable W. A. Landeryou moved, That the Council concur with the Resolution of the Assembly.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 12 CO-OPERATIVE HOUSING SOCIETIES AND CO-OPERATION (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable B. A. Chamberlain having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 13 COUNCIL OF LAW REPORTING IN VICTORIA BILL—The Order of the Day having been read for the consideration of the amendment made by the Assembly in this Bill, the said amendment was read and is as follows:

Clause 3, after sub-section (1) insert the following sub-section:

‘(2) At the end of section 10 (3) of the Principal Act there shall be inserted the expression:

“unless the publication—

(a) is for the purpose of, or is associated with, the reporting of news in a newspaper, magazine or similar periodical; or

(b) is for the purpose of, or is associated with, the reporting of news by means of broadcasting or in a cinematograph film.”’.

On the motion of the Honourable Evan Walker, and after debate, the Council agreed to the amendment made by the Assembly, and ordered that a Message be sent to the Assembly acquainting them therewith.

- 14 INDUSTRIAL AND PROVIDENT SOCIETIES (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 15 LOCAL GOVERNMENT (PECUNIARY INTERESTS OF COUNCILLORS) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

- 16 SEWERAGE DISTRICTS (SEWERAGE SCHEMES) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 17 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday next at 5.00 p.m.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.50 p.m., adjourned until Tuesday next at 5.00 p.m.

A. R. B. McDONNELL
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

Order of the Day (to take precedence)

- 1 ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—*Resumption of debate on motion for Address—and on the amendment of the Hon. A. J. Hunt to add the following words to the proposed Address: “but express our concern at the failure of the Government to inform the people of Victoria fully, truthfully and in advance, of its real intentions, particularly with respect to financial and industrial matters” (Hon. F. J. Granter).*

GOVERNMENT BUSINESS

Orders of the Day

- 1 DOMICILE (AMENDMENT) BILL—(from Assembly—Hon. W. A. Landeryou)—To be committed.
- 2 LOCAL GOVERNMENT (PECUNIARY INTERESTS OF COUNCILLORS) BILL—(from Assembly—Hon. W. A. Landeryou)—To be further considered in Committee.
- 3 VICTORIAN TOBACCO GROWERS (DISPOSAL OF ASSETS) BILL—(Hon. D. E. Kent)—Second reading—*Resumption of debate. (Hon. D. G. Crozier).*
- ø4 STATUTE LAW REVISION (REPEALS) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—*Resumption of debate. (Hon. W. R. Baxter).*
- 5 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 6 HISTORIC BUILDINGS (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- 7 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading.

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. J. V. C. GUEST—To move, That this House is of the opinion that the Government should appoint one of Her Majesty's Counsel or some other suitably qualified person:
 - (i) to inquire into and report on the practices and procedures which apply in cases where a serious question is raised as to the guilt or the nature of the offence of a convicted person and to make recommendations as to the practices and procedures which ought to apply, having particular regard to the principles of natural justice and the need to ensure that justice is at all times seen to be done;
 - (ii) specifically, to take evidence and otherwise inquire in such manner as he shall think fit whether Leith Ratten is guilty or innocent of murder and, in particular, whether he should now be regarded as guilty beyond reasonable doubt having regard to all relevant matters

ø Proposals in Bill currently before Legal and Constitutional Committee for examination and report.

* Indicates new entry.

whether or not admitted or admissible as evidence in court proceedings;
and

(iii) to advise whether, in all the circumstances, Leith Ratten should now remain in prison.

- 2 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to give Members of the Public Rights of Access to Official Documents of the Government of Victoria and of its Agencies, to amend the *Ombudsman Act 1973* and for other purposes.
- 3 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to establish a Standing Commission on Crimes, to make provision with respect to the Membership, Powers and Duties of the Standing Commission on Crimes and for other purposes.
- *4 The Hon. H. G. BAYLOR—To move, That this House expresses its concern at the failure of the Government to dissociate itself from the views expressed by the Hon. Joan Coxsege as reported in *Truth* Newspaper of 11 September 1982, in support of the legalization of incest for people over 17 years of age.
- *5 The Hon. B. A. CHAMBERLAIN—To move, That there be laid before this House all reports made to the Minister for Economic Development and to the Treasurer of the probable impact on the Victorian economy of the Government's proposal to re-introduce probate duties into Victoria.
- *6 The Hon. P. D. BLOCK—To move, That there be laid before this House a copy of the document dated September 1982 and entitled "ALP Election Promises: Budget 82/83: What you can expect".

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- 3 ADVISORY COUNCIL FOR INTER-GOVERNMENT RELATIONS REPORT, 1980-81—To be considered.
- 4 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate.* (*Hon. D. E. Kent*).
- 5 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 6 GRAIN ELEVATORS BOARD REPORT, 1980-81—To be considered.
- 7 GROUNDWATER INVESTIGATION PROGRAMME REPORT, 1981—To be considered.
- 8 PUBLIC SERVICE BOARD REPORT, 1980-81—To be considered.
- 9 YOUTH, SPORT AND RECREATION—DIRECTOR-GENERAL'S REPORT, 1980-81—To be considered.
- 10 FEDERATED SHIP PAINTERS AND DOCKERS UNION—INTERIM REPORT OF ROYAL COMMISSION (No. 3)—To be considered.
- 11 DRUG TRAFFICKING—INTERIM REPORT OF ROYAL COMMISSION (No. 2)—PASSPORTS—To be considered.
- 12 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. H. R. Ward*).
- *13 INDUSTRIAL RELATIONS—MINISTERIAL STATEMENT—To be considered.
- *14 FEDERATED SHIP PAINTERS AND DOCKERS UNION—VOLUME 1 OF INTERIM REPORT OF ROYAL COMMISSION (No. 4)—To be considered.

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, Joan Coxsedg, D. M. Evans and R. J. Long.

* * * *

SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables P. D. Block, B. P. Dunn, G. A. Sgro, D. K. Hayward and A. J. Hunt.

HOUSE (JOINT)—The Honourables H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, J. H. Kennan, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, B. A. Chamberlain, D. M. Evans, J. V. C. Guest and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. J. V. C. GUEST—To move, That this House is of the opinion that the Government should appoint one of Her Majesty's Counsel or some other suitably qualified person:
 - (i) to inquire into and report on the practices and procedures which apply in cases where a serious question is raised as to the guilt or the nature of the offence of a convicted person and to make recommendations as to the practices and procedures which ought to apply, having particular regard to the principles of natural justice and the need to ensure that justice is at all times seen to be done;
 - (ii) specifically, to take evidence and otherwise inquire in such manner as he shall think fit whether Leith Ratten is guilty or innocent of murder and, in particular, whether he should now be regarded as guilty beyond reasonable doubt having regard to all relevant matters whether or not admitted or admissible as evidence in court proceedings; and
 - (iii) to advise whether, in all the circumstances, Leith Ratten should now remain in prison.
- 2 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to give Members of the Public Rights of Access to Official Documents of the Government of Victoria and of its Agencies, to amend the *Ombudsman Act 1973* and for other purposes.
- 3 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to establish a Standing Commission on Crimes, to make provision with respect to the Membership, Powers and Duties of the Standing Commission on Crimes and for other purposes.
- 4 The Hon. H. G. BAYLOR—To move, That this House expresses its concern at the failure of the Government to dissociate itself from the views expressed by the Hon. Joan Coxedge as reported in *Truth* Newspaper of 11 September 1982, in support of the legalization of incest for people over 17 years of age.
- 5 The Hon. B. A. CHAMBERLAIN—To move, That there be laid before this House all reports made to the Minister for Economic Development and to the Treasurer of the probable impact on the Victorian economy of the Government's proposal to re-introduce probate duties into Victoria.
- 6 The Hon. P. D. BLOCK—To move, That there be laid before this House a copy of the document dated September 1982 and entitled "ALP Election Promises: Budget 82/83: What you can expect".

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.

* Indicates new entry.

- 3 ADVISORY COUNCIL FOR INTER-GOVERNMENT RELATIONS REPORT, 1980-81—To be considered.
- 4 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate. (Hon. D. E. Kent).*
- 5 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 6 PUBLIC SERVICE BOARD REPORT, 1980-81—To be considered.
- 7 YOUTH, SPORT AND RECREATION—DIRECTOR-GENERAL'S REPORT, 1980-81—To be considered.
- 8 FEDERATED SHIP PAINTERS AND DOCKERS UNION—INTERIM REPORT OF ROYAL COMMISSION (No. 3)—To be considered.
- 9 DRUG TRAFFICKING—INTERIM REPORT OF ROYAL COMMISSION (No. 2)—PASSPORTS—To be considered.
- 10 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate. (Hon. H. R. Ward).*
- 11 INDUSTRIAL RELATIONS—MINISTERIAL STATEMENT—To be considered.
- 12 FEDERATED SHIP PAINTERS AND DOCKERS UNION—VOLUME 1 OF INTERIM REPORT OF ROYAL COMMISSION (No. 4)—To be considered.
- *13 AUSTRALIAN MEAT INDUSTRY—REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—To be considered.
- *14 CITY OF RICHMOND—REPORT OF BOARD OF INQUIRY (PARTS 2 AND 3) AND RELATED MINISTERIAL STATEMENT—To be considered.

GOVERNMENT BUSINESS

Orders of the Day

- *1 HEALTH (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading.
- *2 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—*Resumption of debate on the question—That the Council concur with the resolution of the Assembly That upon the enactment of the Bill, the provisions contained in the Medical Practitioners (Private Hospitals) Bill be referred to the Social Development Committee for inquiry, consideration and report (Hon. W. A. Landeryou)—and on the amendment of the Hon. A. J. Hunt—That all the words after "That" be deleted with the view of inserting in place thereof "this House declines to refer the Medical Practitioners (Private Hospitals) Bill to the Social Development Committee in the form and manner proposed by the Resolution of the Assembly but that the Council would give favourable consideration to a Resolution in usual form to provide for reference of the proposals contained in that Bill to that Committee for inquiry, consideration and report" (Hon. B. P. Dunn).*
- 3 LOCAL GOVERNMENT (PECUNIARY INTERESTS OF COUNCILLORS) BILL—(*from Assembly—Hon. W. A. Landeryou*)—To be further considered in Committee.
- 4 VICTORIAN TOBACCO GROWERS (DISPOSAL OF ASSETS) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate. (Hon. D. G. Crozier).*
- ø5 STATUTE LAW REVISION (REPEALS) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. W. R. Baxter).*
- 6 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

ø Proposals in Bill currently before Legal and Constitutional Committee for examination and report.

- 7 HISTORIC BUILDINGS (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)
—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- 8 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading.

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TUESDAY, 28 SEPTEMBER
GOVERNMENT BUSINESS

Order of the Day

- *1 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Haddon Storey).

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, Joan Coxsedg, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables P. D. Block, B. P. Dunn, G. A. Sgro, D. K. Hayward and A. J. Hunt.

HOUSE (JOINT)—The Honourables H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, J. H. Kennan, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, B. A. Chamberlain, D. M. Evans, J. V. C. Guest and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 16 and 17

No. 16—Tuesday, 21 September 1982

- 1 The President took the Chair and read the Prayer.
- 2 THE LATE HONOURABLE CHARLES SHERWIN GAWITH—The Honourable W. A. Landeryou moved, That this House place on record its deep regret at the death, on 16 September 1982, of the Honourable Charles Sherwin Gawith, a former Member of this House, and its keen appreciation of the long and valuable services rendered by him to the Parliament and the people of Victoria as a Member for the Monash Province from 1955 to 1967.
And other Honourable Members having addressed the House—
The question was put and, Honourable Members signifying their assent by rising in their places, unanimously resolved in the affirmative.
- 3 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR—The Honourable W. A. Landeryou presented a Message from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz.:
Co-operative Housing Societies and Co-operation (Amendment) Act.
Industrial and Provident Societies (Amendment) Act.
Council of Law Reporting in Victoria Act.
- 4 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Medical Practitioners Act 1970' to make provision with respect to Private Hospitals in which a Medical Practitioner has a Notifiable Interest, to amend the 'Health Act 1958', and for other purposes*" and desiring the concurrence of the Council therein.
On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 5 DENTISTS (FEES) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Dentists Act 1972' with respect to Fees and for other purposes*" and desiring the concurrence of the Council therein.
On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 6 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—The President announced the receipt of a Message from the Assembly acquainting the Council of its Resolution to refer the provisions contained in the Medical Practitioners (Private Hospitals) Bill, when enacted, to the Social Development Committee for inquiry, consideration and report, and desiring the concurrence of the Council therein.
Ordered—That the Resolution be taken into consideration later this day.
- 7 MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—The President announced the receipt of a Message from the Assembly acquainting the Council of its Resolution to amend the quorum requirement of the Mortuary Industry and Cemeteries Administration Committee, and desiring the concurrence of the Council.
Ordered—That the Resolution be taken into consideration later this day.

- 8 SALINITY COMMITTEE—The President announced the receipt of a Message from the Assembly acquainting the Council of its Resolution to amend the quorum requirements of the Salinity Committee, and desiring the concurrence of the Council.

Ordered—That the Resolution be taken into consideration later this day.

9 PAPERS—

AUSTRALIAN MEAT INDUSTRY—The Honourable D. E. Kent presented, by command of His Excellency the Governor, the Report of the Royal Commission into the Australian Meat Industry.

Ordered to lie on the Table.

The Honourable D. E. Kent made a Ministerial Statement in connection with the tabling of the Report of the Royal Commission.

The Honourable D. G. Crozier moved, That the Report and the Ministerial statement be taken into consideration on the next day of meeting.

Debate ensued.

Question—put and resolved in the affirmative.

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CITY OF RICHMOND—The Honourable W. A. Landeryou presented, by command of His Excellency the Governor, the Report of the Board of Inquiry relating to certain matters within the City of Richmond (Parts 2 and 3).

Severally ordered to lie on the Table.

The Honourable A. J. Hunt moved, That the Report and the related Ministerial statement made by the Minister for Local Government be taken into consideration on the next day of meeting.

Debate ensued.

Question—put and resolved in the affirmative.

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SUPREME COURT—The Honourable W. A. Landeryou presented, by command of His Excellency the Governor, the Report of the Supreme Court Judges for the year 1981.

Ordered to lie on the Table.

* * * *

The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Planning—Report of the Department of Planning for the period ended 30 June 1981.

Statutory Rules under the following Acts of Parliament:

Boilers and Pressure Vessels Act 1970—Nos. 303 to 305.

Extractive Industries Act 1966—No. 299.

Lifts and Cranes Act 1967—Nos. 300 and 306.

Mines Act 1958—No. 298.

Public Service Act 1974—PSD Nos. 180 to 183.

Scaffolding Act 1971—Nos. 302, 307 and 308.

Sunday Entertainment Act 1967—No. 309.

Town and Country Planning Act 1961—

Hastings—Shire of Hastings Planning Scheme—Amendment No. 2 (three papers with forty-seven maps).

Melbourne Metropolitan Planning Scheme—Amendments No. 71 (with map); No. 160, Part 3A; No. 181, Part 1 (with two maps); and No. 194 (with map).

- 10 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of the Order of the Day for the resumption of the debate on the motion for the Address-in-Reply to the Speech of His Excellency the Governor and the proposed amendment thereto be postponed until later this day.
- 11 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.
- The Honourable A. J. Hunt (for the Honourable Haddon Storey) moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until Tuesday next.
- 12 DENTISTS (FEES) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.
- Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 13 DOMICILE (AMENDMENT) BILL—This Bill was, according to Order, committed to a Committee of the whole.
- House in Committee.
- The President resumed the Chair; and the Honourable B. A. Chamberlain having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.
- Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.
- 14 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—The Order of the Day was read for the consideration of the following Resolution of the Assembly:
- That upon the enactment of the Bill, the provisions contained in the Medical Practitioners (Private Hospitals) Bill be referred to the Social Development Committee for inquiry, consideration and report.
- The Honourable W. A. Landeryou moved, That the Council concur with the Resolution of the Assembly.
- The Honourable A. J. Hunt moved, as an amendment, That all the words after “That” be deleted with the view of inserting in place thereof “this House declines to refer the Medical Practitioners (Private Hospitals) Bill to the Social Development Committee in the form and manner proposed by the Resolution of the Assembly but that the Council would give favourable consideration to a Resolution in usual form to provide for reference of the proposals contained in that Bill to that Committee for inquiry, consideration and report”.
- The Honourable B. P. Dunn moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until later this day.
- 15 HEALTH (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Health Act 1958’*” and desiring the concurrence of the Council therein.
- On the motion of the Honourable W. A. Landeryou (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 16 SALINITY COMMITTEE—The Order of the Day was read for the consideration of the following Resolution of the Assembly:

That the Resolution of the House of 1 July 1982 appointing the Salinity Committee and providing that four Members constitute a quorum of the Committee, be amended so far as to provide that three Members shall constitute the quorum of the Committee.

The Honourable W. A. Landeryou moved, That the Council concur with the Assembly in amending the Resolution of this House of 2 July 1982 so far as to provide that three members shall constitute a quorum of the Committee.

Debate ensued.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 17 MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—The Order of the Day was read for the consideration of the following Resolution of the Assembly:

That the Resolution of the House of 1 July 1982 appointing the Mortuary Industry and Cemeteries Administration Committee and providing that four Members constitute a quorum of the Committee, be amended so far as to provide that three Members shall constitute the quorum of the Committee.

The Honourable W. A. Landeryou moved, That the Council concur with the Assembly in amending the Resolution of this House of 2 July 1982 so far as to provide that three members shall constitute a quorum of the Committee.

Debate ensued.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 18 ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—The Order of the Day having been read for the resumption of the debate on the question, That the Council agree to the Address to His Excellency the Governor in reply to His Excellency's Opening Speech and on the amendment of the Honourable A. J. Hunt to add certain words thereto (for Address and amendment see page 15 *ante*)—

Debate resumed.

Question—That the words proposed to be added be so added—put.

The Council divided.

AYES, 18

The Hon. H. G. Baylor
 P. D. Block
 C. Bubb
 W. M. Campbell
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 F. J. Granter (*Teller*)
 D. K. Hayward (*Teller*)
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward

NOES, 23

The Hon. M. J. Arnold
 W. R. Baxter
 G. A. S. Butler
 Joan Cocksedge
 J. L. Dixon
 B. P. Dunn
 D. M. Evans
 D. E. Henshaw
 C. J. Hogg (*Teller*)
 J. H. Kennan (*Teller*)
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. A. Murphy
 B. T. Pullen

M. J. Sandon
G. A. Sgro
Evan Walker
D. R. White
K. I. M. Wright

And so it passed in the negative.

Question—That the Council agree to the following Address to His Excellency the Governor in reply to His Excellency's Opening Speech:

MAY IT PLEASE YOUR EXCELLENCY—

We, the Legislative Council of Victoria, in Parliament assembled, beg to express our Loyalty to Our Most Gracious Sovereign, and to thank Your Excellency for the gracious Speech which you have been pleased to address to Parliament—put and resolved in the affirmative.

The Honourable W. A. Landeryou moved, That the Address be presented to His Excellency the Governor by the President and such Members of the Council as may wish to accompany him.

Question—put and resolved in the affirmative.

19 ADJOURNMENT—The Honourable W. A. Landeryou moved, That the Council, at its rising, adjourn until tomorrow at 2.30 p.m.

Question—put and resolved in the affirmative.

The Honourable W. A. Landeryou moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.53 p.m., adjourned until tomorrow at 2.30 p.m.

A. R. B. McDONNELL
Clerk of the Legislative Council

No. 17—Wednesday, 22 September 1982

1 The President took the Chair and read the Prayer.

2 PAPER—PULPWOOD HARVESTING, OTWAY RANGES—The Honourable W. A. Landeryou moved, by leave, That there be laid before this House a copy of the Report of the Inter-departmental Task Force on Pulpwood Harvesting for Woodchips in the Otways.

Question—put and resolved in the affirmative.

The said paper was thereupon presented by the Honourable W. A. Landeryou and ordered to lie on the Table.

The Honourable B. A. Chamberlain moved, That the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

3 POSTPONEMENT OF NOTICES OF MOTION AND ORDERS OF THE DAY—Ordered—That the consideration of the Notices of Motion, General Business, and Orders of the Day, General Business, Nos. 1 to 10 inclusive, be postponed until later this day.

4 INDUSTRIAL RELATIONS—The Order of the Day having been read for the consideration of the Ministerial statement on industrial relations—

The Honourable D. K. Hayward moved, That the Council take note of the Ministerial statement.

Debate ensued.

The Honourable C. Bubb moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 5 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, General Business, Nos. 12 and 13, be postponed until later this day.

- 6 DOMICILE (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendments made in such Bill by the Council.

- 7 LOCAL GOVERNMENT DEPARTMENT (DIRECTOR-GENERAL FOR LOCAL GOVERNMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to change the title of the Secretary for Local Government and for that purpose to amend the ‘Local Government Department Act 1958’, the ‘Local Government Act 1958’, the ‘Public Service Act 1974’, the ‘State Co-ordination Council Act 1975’ and the ‘Building Control Act 1981’*” and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, this Bill was, after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 8 CITY OF RICHMOND—The Order of the Day having been read for the consideration of the Report of the Board of Inquiry (Parts 2 and 3) and the related Ministerial statement, the Honourable A. J. Hunt moved, That the Council take note of the report and Ministerial statement.

Debate ensued.

Question—put and resolved in the affirmative.

- 9 ROAD TRAFFIC (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Road Traffic Act 1958’ to increase certain penalties and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 10 ADMINISTRATION AND PROBATE (SURVIVAL OF ACTIONS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend section 29 of the ‘Administration and Probate Act 1958’*” and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie (for the Honourable W. A. Landeryou), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 11 HEALTH (PRIVILEGES) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to clarify and extend privileges and immunities in relation to proceeding before Disciplinary Tribunals under Acts administered by the Minister of Health by amending those Acts, and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 12 HEALTH (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

Debate ensued.

The Honourable B. P. Dunn moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 13 ORDERS OF THE COUNCIL RESCINDED—The Honourable R. A. Mackenzie moved, by leave, That the Orders of the Council appointing the next day of meeting for the second readings of the Road Traffic (Amendment) Bill, the Administration and Probate (Survival of Actions) Bill and the Health (Privileges) Bill be read and rescinded, and that the second readings of the Bills be made Orders of the Day for later this day.

Question—put and resolved in the affirmative.

- 14 HEALTH (PRIVILEGES) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable A. J. Hunt (for the Honourable Haddon Storey) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 15 ADMINISTRATION AND PROBATE (SURVIVAL OF ACTIONS) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou moved, That this Bill be now read a second time.

The Honourable A. J. Hunt (for the Honourable Haddon Storey) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 16 ROAD TRAFFIC (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable N. B. Reid moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 17 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 and 3, be postponed until later this day.

- 18 VICTORIAN TOBACCO GROWERS (DISPOSAL OF ASSETS) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

The President ruled the Bill to be a Private Bill.

The Honourable D. E. Kent moved, That this Bill be dealt with as a Public Bill except in relation to the payment of fees.

Question—put and resolved in the affirmative.

The Honourable D. E. Kent having produced a receipt showing that the sum of \$1000 had been paid into the Treasury for the public uses of the State—

Debate ensued.

Question—That this Bill be now read a second time—put and resolved in the affirmative. Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

19 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday, 5 October at 5.00 p.m.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 5.44 p.m., adjourned until Tuesday, 5 October at 5.00 p.m.

A. R. B. McDONNELL
Clerk of the Legislative Council

Mr President takes the Chair at 5.00 p.m

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- 1 HEALTH (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. B. P. Dunn).
- 2 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—*Resumption of debate on the question*—That the Council concur with the resolution of the Assembly That, upon the enactment of the Bill, the provisions contained in the Medical Practitioners (Private Hospitals) Bill be referred to the Social Development Committee for inquiry, consideration and report (Hon. W. A. Landeryou)—*and on the amendment of the Hon. A. J. Hunt*—That all the words after “That” be deleted with the view of inserting in place thereof “this House declines to refer the Medical Practitioners (Private Hospitals) Bill to the Social Development Committee in the form and manner proposed by the Resolution of the Assembly but that the Council would give favourable consideration to a Resolution in usual form to provide for reference of the proposals contained in that Bill to that Committee for inquiry, consideration and report” (Hon. B. P. Dunn).
- 3 LOCAL GOVERNMENT (PECUNIARY INTERESTS OF COUNCILLORS) BILL—(from Assembly—Hon. W. A. Landeryou)—To be further considered in Committee.
- *4 ROAD TRAFFIC (AMENDMENT) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—*Resumption of debate.* (Hon. N. B. Reid).
- *5 ADMINISTRATION AND PROBATE (SURVIVAL OF ACTIONS) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- *6 HEALTH (PRIVILEGES) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 7 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- ø8 STATUTE LAW REVISION (REPEALS) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. W. R. Baxter).
- 9 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 10 HISTORIC BUILDINGS (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading—*Resumption of debate.* (Hon. B. A. Chamberlain).
- 11 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading.

ø Proposals in Bill currently before Legal and Constitutional Committee for examination and report.

* Indicates new entry.

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. J. V. C. GUEST—To move, That this House is of the opinion that the Government should appoint one of Her Majesty's Counsel or some other suitably qualified person:
 - (i) to inquire into and report on the practices and procedures which apply in cases where a serious question is raised as to the guilt or the nature of the offence of a convicted person and to make recommendations as to the practices and procedures which ought to apply, having particular regard to the principles of natural justice and the need to ensure that justice is at all times seen to be done;
 - (ii) specifically, to take evidence and otherwise inquire in such manner as he shall think fit whether Leith Ratten is guilty or innocent of murder and, in particular, whether he should now be regarded as guilty beyond reasonable doubt having regard to all relevant matters whether or not admitted or admissible as evidence in court proceedings; and
 - (iii) to advise whether, in all the circumstances, Leith Ratten should now remain in prison.
- 2 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to give Members of the Public Rights of Access to Official Documents of the Government of Victoria and of its Agencies, to amend the *Ombudsman Act 1973* and for other purposes.
- 3 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to establish a Standing Commission on Crimes, to make provision with respect to the Membership, Powers and Duties of the Standing Commission on Crimes and for other purposes.
- 4 The Hon. H. G. BAYLOR—To move, That this House expresses its concern at the failure of the Government to dissociate itself from the views expressed by the Hon. Joan Coxedge as reported in *Truth* Newspaper of 11 September 1982, in support of the legalization of incest for people over 17 years of age.
- 5 The Hon. B. A. CHAMBERLAIN—To move, That there be laid before this House all reports made to the Minister for Economic Development and to the Treasurer of the probable impact on the Victorian economy of the Government's proposal to re-introduce probate duties into Victoria.
- 6 The Hon. P. D. BLOCK—To move, That there be laid before this House a copy of the document dated September 1982 and entitled "ALP Election Promises: Budget 82/83: What you can expect".

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- 3 ADVISORY COUNCIL FOR INTER-GOVERNMENT RELATIONS REPORT, 1980-81—To be considered.
- 4 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate.* (*Hon. D. E. Kent*).
- 5 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 6 FEDERATED SHIP PAINTERS AND DOCKERS UNION—INTERIM REPORT OF ROYAL COMMISSION (No. 3)—To be considered.

- 7 DRUG TRAFFICKING—INTERIM REPORT OF ROYAL COMMISSION (No. 2)—PASSPORTS—To be considered.
- 8 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. H. R. Ward*).
- 9 INDUSTRIAL RELATIONS—MOTION TO TAKE NOTE OF MINISTERIAL STATEMENT—(*Hon. D. K. Hayward*)—*Resumption of debate.* (*Hon. C. Bubb*).
- 10 FEDERATED SHIP PAINTERS AND DOCKERS UNION—VOLUME 1 OF INTERIM REPORT OF ROYAL COMMISSION (No. 4)—To be considered.
- 11 AUSTRALIAN MEAT INDUSTRY—REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—To be considered.
- *12 PULPWOOD HARVESTING IN OTWAYS—REPORT OF INTER-DEPARTMENTAL TASK FORCE—To be considered.

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, Joan Coxsedg, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables P. D. Block, B. P. Dunn, G. A. Sgro, D. K. Hayward and A. J. Hunt.

HOUSE (JOINT)—The Honourables H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, J. H. Kennan, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, B. A. Chamberlain, D. M. Evans, J. V. C. Guest and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. J. V. C. GUEST—To move, That this House is of the opinion that the Government should appoint one of Her Majesty's Counsel or some other suitably qualified person:
 - (i) to inquire into and report on the practices and procedures which apply in cases where a serious question is raised as to the guilt or the nature of the offence of a convicted person and to make recommendations as to the practices and procedures which ought to apply, having particular regard to the principles of natural justice and the need to ensure that justice is at all times seen to be done;
 - (ii) specifically, to take evidence and otherwise inquire in such manner as he shall think fit whether Leith Ratten is guilty or innocent of murder and, in particular, whether he should now be regarded as guilty beyond reasonable doubt having regard to all relevant matters whether or not admitted or admissible as evidence in court proceedings; and
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- 3 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to establish a Standing Commission on Crimes, to make provision with respect to the Membership, Powers and Duties of the Standing Commission on Crimes and for other purposes.
- 4 The Hon. H. G. BAYLOR—To move, That this House expresses its concern at the failure of the Government to dissociate itself from the views expressed by the Hon. Joan Coxedge as reported in *Truth* Newspaper of 11 September 1982, in support of the legalization of incest for people over 17 years of age.
- 5 The Hon. B. A. CHAMBERLAIN—To move, That there be laid before this House all reports made to the Minister for Economic Development and to the Treasurer of the probable impact on the Victorian economy of the Government's proposal to re-introduce probate duties into Victoria.
- 6 The Hon. P. D. BLOCK—To move, That there be laid before this House a copy of the document dated September 1982 and entitled "ALP Election Promises: Budget 82/83: What you can expect".

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.

* Indicates new entry.

- 3 ADVISORY COUNCIL FOR INTER-GOVERNMENT RELATIONS REPORT, 1980-81—To be considered.
- 4 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate.* (*Hon. D. E. Kent*).
- 5 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
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- 6 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. H. R. Ward*).
- 7 INDUSTRIAL RELATIONS—MOTION TO TAKE NOTE OF MINISTERIAL STATEMENT—(*Hon. D. K. Hayward*)—*Resumption of debate.* (*Hon. C. Bubb*).
- 8 FEDERATED SHIP PAINTERS AND DOCKERS UNION—VOLUME 1 OF INTERIM REPORT OF ROYAL COMMISSION (No. 4)—To be considered.
- 9 AUSTRALIAN MEAT INDUSTRY—REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—To be considered.
- 10 PULPWOOD HARVESTING IN OTWAYS—REPORT OF INTER-DEPARTMENTAL TASK FORCE—To be considered.

GOVERNMENT BUSINESS

Orders of the Day

- 1 HEALTH (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. B. P. Dunn*).
- 2 STATUTE LAW REVISION BILL—(*Hon. W. A. Landeryou*)—Second reading.
- *3 PUBLIC LANDS AND WORKS (PUBLIC PROJECTS) BILL—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading.
- 4 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—*Resumption of debate on the question*—That the Council concur with the resolution of the Assembly That, upon the enactment of the Bill, the provisions contained in the Medical Practitioners (Private Hospitals) Bill be referred to the Social Development Committee for inquiry, consideration and report (*Hon. W. A. Landeryou*)—*and on the amendment of the Hon. A. J. Hunt*—That all the words after “That” be deleted with the view of inserting in place thereof “this House declines to refer the Medical Practitioners (Private Hospitals) Bill to the Social Development Committee in the form and manner proposed by the Resolution of the Assembly but that the Council would give favourable consideration to a Resolution in usual form to provide for reference of the proposals contained in that Bill to that Committee for inquiry, consideration and report” (*Hon. B. P. Dunn*).
- 5 LOCAL GOVERNMENT (PECUNIARY INTERESTS OF COUNCILLORS) BILL—(*from Assembly—Hon. W. A. Landeryou*)—To be further considered in Committee.
- 6 ROAD TRAFFIC (AMENDMENT) BILL—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate.* (*Hon. N. B. Reid*).
- 7 ADMINISTRATION AND PROBATE (SURVIVAL OF ACTIONS) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).
- 8 HEALTH (PRIVILEGES) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).
- 9 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).

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- ø10 STATUTE LAW REVISION (REPEALS) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. W. R. Baxter).
- 11 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 12 HISTORIC BUILDINGS (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, Joan Coxsedg, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables P. D. Block, B. P. Dunn, G. A. Sgro, D. K. Hayward and A. J. Hunt.

HOUSE (JOINT)—The Honourables H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, J. H. Kennan, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, B. A. Chamberlain, D. M. Evans, J. V. C. Guest and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

* * * *

SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 18 and 19

No. 18—Tuesday, 5 October 1982

- 1 The President took the Chair and read the Prayer.
- 2 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR—The Honourable W. A. Landeryou presented a Message from His Excellency the Governor informing the Council that he had, on 28 September 1982, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz.:

*Dentists (Fees) Act.**Domicile (Amendment) Act.*

- 3 CENSURE—The Honourable P. D. Block moved, by leave, That this House deplores the lack of Ministerial responsibility shown by the Minister for Tourism on the issue of casinos and the Casino Inquiry, as evidenced by his statements at and subsequent to a Melbourne Tourism Authority function last night, and consequently calls upon him to resign.

Debate ensued.

Strangers in the House—The attention of the President having been drawn to the presence of strangers—

Question—That strangers be ordered to withdraw—put and negatived.

Debate continued.

Question—put.

The Council divided.

AYES, 21

The Hon. H. G. Baylor
 P. D. Block
 C. Bubb
 W. M. Campbell
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 J. V. C. Guest (*Teller*)
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 K. I. M. Wright (*Teller*)

NOES, 18

The Hon. M. J. Arnold
 Joan Cocksedge
 J. L. Dixon
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy (*Teller*)
 D. E. Kent
 J. E. Kirner (*Teller*)
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

- 4 PUBLIC LANDS AND WORKS (PUBLIC PROJECTS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to authorize the Minister of Public Works to assist in the implementation of Public Projects to amend the ‘Public Lands and Works Act 1964’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 5 ADJOURNMENT—The Honourable W. A. Landeryou moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.38 p.m., adjourned until tomorrow.

A. R. B. McDONNELL
Clerk of the Legislative Council

No. 19—Wednesday, 6 October 1982

- 1 The President took the Chair and read the Prayer.
- 2 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR—The Honourable W. A. Landeryou presented a Message from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Act presented to him by the Clerk of the Parliaments, viz.:
Local Government Department (Director-General for Local Government) Act.
- 3 ENVIRONMENT PROTECTION (AIR POLLUTION CONTROL) BILL—On the motion (by leave without notice) of the Honourable Evan Walker, leave was given to bring in a Bill to amend the *Environment Protection Act 1970* and for other purposes, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
- 4 FLOOD PLAIN MANAGEMENT BILL—On the motion (by leave without notice) of the Honourable D. R. White, leave was given to bring in a Bill to make further provision with respect to Flood Plain Management, to amend the *Local Government Act 1958*, the *Water Act 1958*, the *Dandenong Valley Authority Act 1963*, the *Drainage of Land Act 1975* and the *Building Control Act 1981* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 5 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Anti-Cancer Council—Report and statement of accounts for the year 1981–82.
 - Community Welfare Services Department—Report for the year 1980–81.
 - Environment Protection Act 1970—
 - Proposed Environment Protection (Audible Intruder Alarm) (Amendment) Regulations.
 - Proposed Environment Protection (Motor Car Noise) (Amendment) Regulations.

Environment Protection Act 1970 (*continued*)—

Proposed Environment Protection (Truck, Omnibus and Motor Cycle Noise) (Amendment) Regulations.

Land Conservation Council—Report for the year 1981–82.

Members of Parliament (Register of Interests) Act 1978—Summary of returns—October 1982.

Physiotherapists Registration Board—Report for the year 1981.

Public Record Office—Report for the year 1981–82.

Railways Board—Report for the year 1981–82.

Statutory Rules under the following Acts of Parliament:

Country Fire Authority Act 1958—No. 313.

Evidence Act 1958—No. 318.

Finance Brokers Act 1969—No. 319.

Fisheries Act 1968—No. 334.

Fuel Prices Regulation Act 1981—No. 336.

Instruments Act 1958—No. 320.

Melbourne Corporation (Election of Council) Act 1982—No. 301.

Money Lenders Act 1958—No. 322.

Poisons Act 1962—No. 316.

Police Offences Act 1958—No. 323.

Port of Melbourne Authority Act 1958—No. 314.

Printers and Newspapers Act 1958—No. 324.

Property Law Act 1958—No. 325.

Religious Successory and Charitable Trusts Act 1958—No. 326.

Sale of Land Act 1962—No. 327.

Status of Children Act 1974—No. 328.

Town and Country Planning Act 1961—No. 311.

Wildlife Act 1975—No. 315.

Teaching Service Act 1958—Teaching Service (Classification, Salaries and Allowances) Regulations—Amendments Nos. 608 to 611.

Town and Country Planning Act 1961—

Bairnsdale—Town of Bairnsdale Planning Scheme—Amendment No. 38.

Camberwell—City of Camberwell Planning Scheme—Amendment No. 54.

Cranbourne—

Cranbourne Planning Scheme 1960—Amendments Nos. 38 and 40, 1981.

Shire of Cranbourne (Western Port) Planning Scheme—Amendment No. 19, 1981.

Croydon—City of Croydon Planning Scheme 1961—Amendment No. 104.

Echuca—City of Echuca Planning Scheme—Amendments No. 51, 1982; and No. 53.

Flinders—Shire of Flinders Planning Scheme 1962—Amendment No. 147.

Geelong Regional Planning Scheme—Amendments Nos. 38, Part 1, and 51.

Hamilton—City of Hamilton Planning Scheme—Amendment No. 15.

Horsham—City of Horsham Planning Scheme 1973—Amendment No. 70, 1982.

Knox—City of Knox Planning Scheme 1965—Amendments No. 228, 1980; and Nos. 243, Part 1, and 243, Part 2, 1981.

Moe—City of Moe Planning Scheme 1966—Amendments No. 62, 1981; and No. 67, 1982.

Port Fairy Planning Scheme—Amendments No. 14, 1981; and No. 20.

Tambo—Shire of Tambo (Lakes Entrance) Planning Scheme—Amendment No. 36.

Youth Parole Board—Report for the year 1980–81.

The Honourable Haddon Storey moved, That the reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

The Honourable A. J. Hunt moved, That the proposed regulations under the Environment Protection Act and the regulations under the Teaching Service Act tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 6 POSTPONEMENT OF NOTICES OF MOTION AND ORDERS OF THE DAY—Ordered—That the consideration of the Notices of Motion and Orders of the Day, General Business, be postponed until later this day.

- 7 HEALTH (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 8 FLOOD PLAIN MANAGEMENT BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 9 STATUTE LAW REVISION BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou moved, That this Bill be now read a second time.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday, 2 November.

- 10 STATUTE LAW REVISION BILL—The Honourable W. A. Landeryou moved, by leave, That the proposals contained in the Statute Law Revision Bill be referred to the Legal and Constitutional Committee for inquiry, consideration and report.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them of the foregoing Resolution and desiring their concurrence therein.

- 11 PUBLIC LANDS AND WORKS (PUBLIC PROJECTS) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou (for the Honourable R. A. Mackenzie) moved, That this Bill be now read a second time.

The Honourable A. J. Hunt (for the Honourable N. B. Reid) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 12 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 4 and 5, be postponed until later this day.

- 13 ROAD TRAFFIC (AMENDMENT) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable N. B. Reid moved, as an amendment, That all the words after "That" be omitted with the view of inserting in place thereof "this House refuses to read this Bill a second time until assurances are given to the House that portion of the revenue gained from the increased penalties will be directed to—(a) driver education and re-education; (b) driver training and re-training; and (c) the rehabilitation of drivers convicted of drink-driving and other driving offences".

Debate ensued.

Question—That the words proposed to be omitted stand part of the question—put and resolved in the affirmative—Amendment negatived.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 14 **MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL**—The Order of the Day having been read for the resumption of the debate on the question, That the Council concur with the resolution of the Assembly That, upon the enactment of the Bill, the provisions contained in the Medical Practitioners (Private Hospitals) Bill be referred to the Social Development Committee for inquiry, consideration and report *and on the amendment of the Honourable A. J. Hunt*—That all the words after "That" be deleted with the view of inserting in place thereof "this House declines to refer the Medical Practitioners (Private Hospitals) Bill to the Social Development Committee in the form and manner proposed by the Resolution of the Assembly but that the Council would give favourable consideration to a Resolution in usual form to provide for reference of the proposals contained in that Bill to that Committee for inquiry, consideration and report"—

Debate resumed.

Leave was granted to the Honourable A. J. Hunt to add the expression "by 1 March 1983" to the proposed amendment.

Question—That the words proposed to be omitted stand part of the question—put and negatived.

Question—That the words proposed to be inserted be so inserted—put and resolved in the affirmative.

Question—That this House declines to refer the Medical Practitioners (Private Hospitals) Bill to the Social Development Committee in the form and manner proposed by the Resolution of the Assembly but that the Council would give favourable consideration to a Resolution in usual form to provide for reference of the proposals contained in that Bill to that Committee for inquiry, consideration and report by 1 March 1983—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 15 **POSTPONEMENT OF ORDER OF THE DAY**—Ordered—That the consideration of Order of the Day, Government Business, No. 7, be postponed until later this day.

- 16 **HEALTH (PRIVILEGES) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time, and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment and desiring their concurrence therein.

- 17 ADMINISTRATION AND PROBATE (SURVIVAL OF ACTIONS) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable Haddon Storey moved, as an amendment, That all the words after “That” be omitted with the view of inserting in place thereof “the Bill be withdrawn and re-drafted in the light of the report of the Sub-committee of the Chief Justice’s Law Reform Committee on Survival of Causes of Action for Personal Injuries dated 2 December 1981 and to ensure that the principles set out in clause 2 (1) of the Bill do not apply to causes of action arising before the date of the second reading of the Bill in the Legislative Assembly”.

The Honourable B. P. Dunn moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 18 LOCAL GOVERNMENT (PECUNIARY INTERESTS OF COUNCILLORS) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The Deputy President resumed the Chair; and the Honourable G. A. S. Butler reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

- 19 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday next at 5.00 p.m.

Debate ensued.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 5.19 p.m., adjourned until Tuesday next at 5.00 p.m.

A. R. B. McDONNELL
Clerk of the Legislative Council

Mr President takes the Chair at 5.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- *1 ENVIRONMENT PROTECTION (AIR POLLUTION CONTROL) BILL—(*Hon. Evan Walker*)—Second reading.
- 2 LOCAL GOVERNMENT (PECUNIARY INTERESTS OF COUNCILLORS) BILL—(*from Assembly—Hon. W. A. Landeryou*)—To be further considered in Committee.
- 3 PUBLIC LANDS AND WORKS (PUBLIC PROJECTS) BILL—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate.* (*Hon. N. B. Reid*).
- *4 FLOOD PLAIN MANAGEMENT BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 5 ADMINISTRATION AND PROBATE (SURVIVAL OF ACTIONS) BILL—(*from Assembly—Hon. W. A. Landeryou*)—*Resumption of debate on the question—That this Bill be now read a second time—and on the amendment of the Hon. Haddon Storey—That all the words after “That” be omitted with the view of inserting in place thereof “the Bill be withdrawn and re-drafted in the light of the report of the Sub-committee of the Chief Justice’s Law Reform Committee on Survival of Causes of Action for Personal Injuries dated 2 December 1981 and to ensure that the principles set out in clause 2 (1) of the Bill do not apply to causes of action arising before the date of the second reading of the Bill in the Legislative Assembly”* (*Hon. B. P. Dunn*).
- 6 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).
- ø7 STATUTE LAW REVISION (REPEALS) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. W. R. Baxter*).
- 8 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).
- 9 HISTORIC BUILDINGS (AMENDMENT) BILL—(*from Assembly—Hon. Evan Walker*)—Second reading—*Resumption of debate.* (*Hon. B. A. Chamberlain*).

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. J. V. C. GUEST—To move, That this House is of the opinion that the Government should appoint one of Her Majesty’s Counsel or some other suitably qualified person:
 - (i) to inquire into and report on the practices and procedures which apply in cases where a serious question is raised as to the guilt or the nature of the offence of a convicted person and to make recommendations as to the practices and procedures which ought to apply, having particular regard to the principles of natural justice and the need to ensure that justice is at all times seen to be done;

* Indicates new entry.

ø Proposals in Bill currently before Legal and Constitutional Committee for examination and report.

- (ii) specifically, to take evidence and otherwise inquire in such manner as he shall think fit whether Leith Ratten is guilty or innocent of murder and, in particular, whether he should now be regarded as guilty beyond reasonable doubt having regard to all relevant matters whether or not admitted or admissible as evidence in court proceedings; and
- (iii) to advise whether, in all the circumstances, Leith Ratten should now remain in prison.
- 2 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to give Members of the Public Rights of Access to Official Documents of the Government of Victoria and of its Agencies, to amend the *Ombudsman Act 1973* and for other purposes.
- 3 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to establish a Standing Commission on Crimes, to make provision with respect to the Membership, Powers and Duties of the Standing Commission on Crimes and for other purposes.
- 4 The Hon. H. G. BAYLOR—To move, That this House expresses its concern at the failure of the Government to dissociate itself from the views expressed by the Hon. Joan Coxsedge as reported in *Truth* Newspaper of 11 September 1982, in support of the legalization of incest for people over 17 years of age.
- 5 The Hon. B. A. CHAMBERLAIN—To move, That there be laid before this House all reports made to the Minister for Economic Development and to the Treasurer of the probable impact on the Victorian economy of the Government's proposal to re-introduce probate duties into Victoria.
- 6 The Hon. P. D. BLOCK—To move, That there be laid before this House a copy of the document dated September 1982 and entitled "ALP Election Promises: Budget 82/83: What you can expect".
- *7 The Hon. D. M. EVANS—To move, That this House notes the intention of the Government, as expressed in the document "Gas Pricing 1982-83, Department of Minerals and Energy—September 1982", to phase in substantial price increases for natural gas to major industrial consumers, and expresses its concern at the depressive effect on Victorian industry of this intention, and the potential for substantial increases in the cost of living.
- *8 The Hon. D. K. HAYWARD—To move, That the Council take note of the decision of the Australian Conciliation and Arbitration Commission in refusing to certify the agreements between the State Electricity Commission of Victoria and the Municipal Officers Association of Australia which provided retrospective pay increases for union members only and calls upon the Victorian Government—
- (a) to ensure that those agreements are immediately re-negotiated to provide that the retrospective benefits envisaged be made available to all relevant employees without discrimination or delay; and
- (b) to ensure in the public interest that similar discriminatory provisions are not included in any future Victorian public sector industrial relations agreement.
- *9 The Hon. B. P. DUNN—To move, That this House deplores the Government's refusal to introduce a slaughter subsidy on drought-affected sheep and calls on the Government to take immediate action to introduce such a scheme.

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.

- 3 ADVISORY COUNCIL FOR INTER-GOVERNMENT RELATIONS REPORT, 1980-81—To be considered.
- 4 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(Hon. P. D. Block)—Second reading—*Resumption of debate.* (Hon. D. E. Kent).
- 5 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 6 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(Hon. Haddon Storey)—*Resumption of debate.* (Hon. H. R. Ward).
- 7 INDUSTRIAL RELATIONS—MOTION TO TAKE NOTE OF MINISTERIAL STATEMENT—(Hon. D. K. Hayward)—*Resumption of debate.* (Hon. C. Bubb).
- 8 FEDERATED SHIP PAINTERS AND DOCKERS UNION—VOLUME 1 OF INTERIM REPORT OF ROYAL COMMISSION (No. 4)—To be considered.
- 9 AUSTRALIAN MEAT INDUSTRY—REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—To be considered.
- 10 PULPWOOD HARVESTING IN OTWAYS—REPORT OF INTER-DEPARTMENTAL TASK FORCE—To be considered.
- *11 ANTI-CANCER COUNCIL REPORT, 1981-82—To be considered.
- *12 COMMUNITY WELFARE SERVICES DEPARTMENT REPORT, 1980-81—To be considered.
- *13 PROPOSED ENVIRONMENT PROTECTION (AUDIBLE INTRUDER ALARM) (AMENDMENT) REGULATIONS—To be considered.
- *14 PROPOSED ENVIRONMENT PROTECTION (MOTOR CAR NOISE) (AMENDMENT) REGULATIONS—To be considered.
- *15 PROPOSED ENVIRONMENT PROTECTION (TRUCK, OMNIBUS AND MOTOR CYCLE NOISE) (AMENDMENT) REGULATIONS—To be considered.
- *16 LAND CONSERVATION COUNCIL REPORT, 1981-82—To be considered.
- *17 PHYSIOTHERAPISTS REGISTRATION BOARD REPORT, 1981—To be considered.
- *18 PUBLIC RECORD OFFICE REPORT, 1981-82—To be considered.
- *19 RAILWAYS BOARD REPORT, 1981-82—To be considered.
- *20 TEACHING SERVICE (CLASSIFICATION, SALARIES AND ALLOWANCES) REGULATIONS—AMENDMENTS NOS. 608 TO 611—To be considered.
- *21 YOUTH PAROLE BOARD REPORT, 1980-81—To be considered.

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TUESDAY, 2 NOVEMBER
GOVERNMENT BUSINESS

Order of the Day

- 1 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. A. J. Hunt).

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, Joan Coxsedg, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables P. D. Block, B. P. Dunn, G. A. Sgro, D. K. Hayward and A. J. Hunt.

HOUSE (JOINT)—The Honourables H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, J. H. Kennan, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, B. A. Chamberlain, D. M. Evans, J. V. C. Guest and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

Mr President takes the Chair at 11:00 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. J. V. C. GUEST—To move, That this House is of the opinion that the Government should appoint one of Her Majesty's Counsel or some other suitably qualified person:
 - (i) to inquire into and report on the practices and procedures which apply in cases where a serious question is raised as to the guilt or the nature of the offence of a convicted person and to make recommendations as to the practices and procedures which ought to apply, having particular regard to the principles of natural justice and the need to ensure that justice is at all times seen to be done;
 - (ii) specifically, to take evidence and otherwise inquire in such manner as he shall think fit whether Leith Ratten is guilty or innocent of murder and, in particular, whether he should now be regarded as guilty beyond reasonable doubt having regard to all relevant matters whether or not admitted or admissible as evidence in court proceedings; and
 - (iii) to advise whether, in all the circumstances, Leith Ratten should now remain in prison.
- 2 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to give Members of the Public Rights of Access to Official Documents of the Government of Victoria and of its Agencies, to amend the *Ombudsman Act 1973* and for other purposes.
- 3 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to establish a Standing Commission on Crimes, to make provision with respect to the Membership, Powers and Duties of the Standing Commission on Crimes and for other purposes.
- 4 The Hon. H. G. BAYLOR—To move, That this House expresses its concern at the failure of the Government to dissociate itself from the views expressed by the Hon. Joan Coxedge as reported in *Truth* Newspaper of 11 September 1982, in support of the legalization of incest for people over 17 years of age.
- 5 The Hon. B. A. CHAMBERLAIN—To move, That there be laid before this House all reports made to the Minister for Economic Development and to the Treasurer of the probable impact on the Victorian economy of the Government's proposal to re-introduce probate duties into Victoria.
- 6 The Hon. P. D. BLOCK—To move, That there be laid before this House a copy of the document dated September 1982 and entitled "ALP Election Promises: Budget 82/83: What you can expect".
- 7 The Hon. D. M. EVANS—To move, That this House notes the intention of the Government, as expressed in the document "Gas Pricing 1982-83, Department of Minerals and Energy—September 1982", to phase in substantial price increases for natural gas to major industrial consumers, and expresses its concern at the depressive effect on Victorian industry of this intention, and the potential for substantial increases in the cost of living.

* Indicates new entry.

- §8 The Hon. D. K. HAYWARD—To move, That the Council take note of the decision of the Australian Conciliation and Arbitration Commission in refusing to certify the agreements between the State Electricity Commission of Victoria and the Municipal Officers Association of Australia which provided retrospective pay increases for union members only and calls upon the Victorian Government to ensure in the public interest that similar discriminatory provisions are not included in any future Victorian public sector industrial relations agreement.
- 9 The Hon. B. P. DUNN—To move, That this House deplores the Government's refusal to introduce a slaughter subsidy on drought-affected sheep and calls on the Government to take immediate action to introduce such a scheme.

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- 3 ADVISORY COUNCIL FOR INTER-GOVERNMENT RELATIONS REPORT, 1980-81—To be considered.
- 4 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate.* (*Hon. D. E. Kent*).
- 5 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 6 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. H. R. Ward*).
- 7 INDUSTRIAL RELATIONS—MOTION TO TAKE NOTE OF MINISTERIAL STATEMENT—(*Hon. D. K. Hayward*)—*Resumption of debate.* (*Hon. C. Bubb*).
- 8 AUSTRALIAN MEAT INDUSTRY—REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—To be considered.
- 9 PULPWOOD HARVESTING IN OTWAYS—REPORT OF INTER-DEPARTMENTAL TASK FORCE—To be considered.
- 10 ANTI-CANCER COUNCIL REPORT, 1981-82—To be considered.
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- 16 PHYSIOTHERAPISTS REGISTRATION BOARD REPORT, 1981—To be considered.
- 17 PUBLIC RECORD OFFICE REPORT, 1981-82—To be considered.
- 18 RAILWAYS BOARD REPORT, 1981-82—To be considered.
- 19 TEACHING SERVICE (CLASSIFICATION, SALARIES AND ALLOWANCES) REGULATIONS—AMENDMENTS NOS. 608 TO 611—To be considered.
- 20 YOUTH PAROLE BOARD REPORT, 1980-81—To be considered.

GOVERNMENT BUSINESS**Orders of the Day**

- 1 ENVIRONMENT PROTECTION (AIR POLLUTION CONTROL) BILL—(Hon. Evan Walker)—Second reading.
- 2 LOCAL GOVERNMENT (PECUNIARY INTERESTS OF COUNCILLORS) BILL—(from Assembly—Hon. W. A. Landeryou)—To be further considered in Committee.
- 3 PUBLIC LANDS AND WORKS (PUBLIC PROJECTS) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—*Resumption of debate.* (Hon. N. B. Reid).
- 4 FLOOD PLAIN MANAGEMENT BILL—(Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. A. J. Hunt).
- 5 ADMINISTRATION AND PROBATE (SURVIVAL OF ACTIONS) BILL—(from Assembly—Hon. W. A. Landeryou)—*Resumption of debate on the question*—That this Bill be now read a second time—and on the amendment of the Hon. Haddon Storey—That all the words after “That” be omitted with the view of inserting in place thereof “the Bill be withdrawn and re-drafted in the light of the report of the Sub-committee of the Chief Justice’s Law Reform Committee on Survival of Causes of Action for Personal Injuries dated 2 December 1981 and to ensure that the principles set out in clause 2 (1) of the Bill do not apply to causes of action arising before the date of the second reading of the Bill in the Legislative Assembly” (Hon. B. P. Dunn).
- †6 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- ø7 STATUTE LAW REVISION (REPEALS) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. W. R. Baxter).
- 8 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 9 HISTORIC BUILDINGS (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading—*Resumption of debate.* (Hon. B. A. Chamberlain).

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TUESDAY, 2 NOVEMBER
GOVERNMENT BUSINESS

Order of the Day

- ø1 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. A. J. Hunt).

A. R. B. McDONNELL

Clerk of the Legislative Council

FRED S. GRIMWADE

President

† Proposals in Bill currently before Social Development Committee for examination and report.

ø Proposals in Bill currently before Legal and Constitutional Committee for examination and report.

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, Joan Coxsedg, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables P. D. Block, B. P. Dunn, G. A. Sgro, D. K. Hayward and A. J. Hunt.

HOUSE (JOINT)—The Honourables H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, J. H. Kennan, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, B. A. Chamberlain, D. M. Evans, J. V. C. Guest and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

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No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 20 and 21

No. 20—Tuesday, 12 October 1982

- 1 The President took the Chair and read the Prayer.
- 2 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR—The Honourable W. A. Landeryou presented a Message from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz.:

Health (Amendment) Act.

Road Traffic (Amendment) Act.

- 3 HEALTH (PRIVILEGES) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendment made in such Bill by the Council.
- 4 STATUTE LAW REVISION BILL—The President announced the receipt of a Message from the Assembly acquainting the Council that they have concurred with the Resolution of the Council to refer the proposals contained in the Statute Law Revision Bill to the Legal and Constitutional Committee for inquiry, consideration and report.
- 5 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—The President announced the receipt of a Message from the Assembly acquainting the Council that they had now agreed to the following Resolution:

That the proposals contained in the Medical Practitioners (Private Hospitals) Bill be referred to the Social Development Committee for inquiry, consideration and report by 1 March 1983—

and desiring the concurrence of the Council.

The Honourable W. A. Landeryou moved, That the Council concur with the Resolution of the Assembly.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 6 ADJOURNMENT—MOTION UNDER STANDING ORDER No. 53—The Honourable B. A. Chamberlain moved, That the Council do now adjourn, and said he proposed to speak to the subject of “The contempt shown by the Government for the ratepayers and residents of the City of Melbourne which places in jeopardy the long-term interests of the City and all who use it”; and six other Honourable Members having risen in their places and required the motion to be proposed—

Debate ensued.

Question—put and negatived.

- 7 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Co-operative Housing Societies—Report of the Registrar for the year 1980–81.

Co-operative Societies—Report of the Registrar for the year 1980–81.

State Bank—Reports, statements, returns, &c., for the year 1981–82.

Statutory Rules under the following Acts of Parliament:

Abattoir and Meat Inspection Act 1973—No. 312.

County Court Act 1958—No. 317.

Statutory Rules under the following Acts of Parliament (*continued*):

Magistrates' Courts Act 1971—No. 321.

Marine Act 1958—Nos. 339 to 343.

Public Service Act 1974—PSD Nos. 185, 187, 188 and 190.

Registration of Births Deaths and Marriages Act 1959—No. 333.

Second-hand Dealers Act 1958—No. 335.

Strata Titles Act 1967—No. 329.

Supreme Court Act 1958—Nos. 330 and 331.

Town and Country Planning Act 1961—

Geelong Regional Planning Scheme, Amendment No. 32, 1981.

Lillydale—Shire of Lillydale Planning Scheme 1958—Amendments No. 103, Part 2, 1978; and No. 141.

Melbourne Metropolitan Planning Scheme—Amendments No. 140, Part 2c (with two maps); No. 173, Part 1A (with forty-five maps); and No. 218 (with map).

Pakenham—Shire of Pakenham Planning Scheme, Part 1—Amendment No. 9.

Portland—Shire of Portland (Heywood Township) Planning Scheme 1976—Amendment No. 6, 1981.

Woorayl—Shire of Woorayl Planning Scheme—Amendment No. 58.

8 ADJOURNMENT—The Honourable R. A. Mackenzie moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.40 p.m., adjourned until tomorrow.

A. R. B McDONNELL
Clerk of the Legislative Council

No. 21—Wednesday, 13 October 1982

1 The President took the Chair and read the Prayer.

2 MILDURA IRRIGATION AND WATER TRUSTS (AMENDMENT) BILL—On the motion (by leave without notice) of the Honourable D. R. White, leave was given to bring in a Bill to amend the *Mildura Irrigation and Water Trusts Act 1958* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

3 HUMAN TISSUE BILL—On the motion (by leave without notice) of the Honourable D. R. White, leave was given to bring in a Bill to make provision for and in relation to the Removal of Human Tissue for Transplantation, for Post-mortem Examinations, for the Definition of Death, for the Registration of Schools of Anatomy, to repeal certain Acts and enactments and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

4 PETITION—PULPWOOD HARVESTING, OTWAY RANGES—The Honourable D. E. Henshaw presented a Petition from certain citizens of Victoria praying that a full Environmental Effects Statement be made on and a full inquiry be held into proposed pulpwood harvesting in the Otway Ranges.

Ordered to lie on the Table.

5 PAPER—POLICE—The Honourable R. A. Mackenzie presented, by command of His Excellency the Governor, the Report of the Victoria Police Force for the year 1981,

Ordered to lie on the Table.

The Honourable A. J. Hunt moved, That the Report be taken into consideration later this day.

Question—put and resolved in the affirmative.

- 6 POSTPONEMENT OF NOTICES OF MOTION AND ORDERS OF THE DAY—Ordered—That the consideration of the Notices of Motion and Orders of the Day, General Business, be postponed until later this day.

- 7 ENVIRONMENT PROTECTION (AIR POLLUTION CONTROL) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable B. A. Chamberlain moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Wednesday, 27 October.

- 8 MILDURA IRRIGATION AND WATER TRUSTS (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable B. A. Chamberlain moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Wednesday next.

- 9 HUMAN TISSUE BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday, 16 November.

- 10 LOCAL GOVERNMENT (PECUNIARY INTERESTS OF COUNCILLORS) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable G. A. S. Butler having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 11 SHEEP SLAUGHTER SUBSIDY—The Honourable B. P. Dunn moved, That this House deplores the Government's refusal to introduce a slaughter subsidy on drought-affected sheep and calls on the Government to take immediate action to introduce such a scheme.

Debate ensued.

Question—put and resolved in the affirmative.

- 12 DISCRIMINATORY INDUSTRIAL AGREEMENTS—The Honourable D. K. Hayward moved, That the Council take note of the decision of the Australian Conciliation and Arbitration Commission in refusing to certify the agreements between the State Electricity Commission of Victoria and the Municipal Officers Association of Australia which provided retrospective pay increases for union members only, and calls upon the Victorian Government to ensure in the public interest that similar discriminatory provisions are not included in any future Victorian public sector industrial relations agreement.

The Honourable W. A. Landeryou moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 13 PUBLIC LANDS AND WORKS (PUBLIC PROJECTS) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 14 ADJOURNMENT—The Honourable W. A. Landeryou moved, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

The Honourable W. A. Landeryou moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 6.37 p.m., adjourned until Tuesday next.

A. R. B. McDONNELL
Clerk of the Legislative Council

Mr President takes the Chair at 3.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- 1 FLOOD PLAIN MANAGEMENT BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*
- 2 ADMINISTRATION AND PROBATE (SURVIVAL OF ACTIONS) BILL—(*from Assembly—Hon. W. A. Landeryou*)—*Resumption of debate on the question—That this Bill be now read a second time—and on the amendment of the Hon. Haddon Storey—That all the words after “That” be omitted with the view of inserting in place thereof “the Bill be withdrawn and re-drafted in the light of the report of the Sub-committee of the Chief Justice’s Law Reform Committee on Survival of Causes of Action for Personal Injuries dated 2 December 1981 and to ensure that the principles set out in clause 2 (1) of the Bill do not apply to causes of action arising before the date of the second reading of the Bill in the Legislative Assembly” (Hon. B. P. Dunn).*
- †3 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- ø4 STATUTE LAW REVISION (REPEALS) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. W. R. Baxter).*
- 5 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 6 HISTORIC BUILDINGS (AMENDMENT) BILL—(*from Assembly—Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. J. V. C. GUEST—To move, That this House is of the opinion that the Government should appoint one of Her Majesty’s Counsel or some other suitably qualified person:
 - (i) to inquire into and report on the practices and procedures which apply in cases where a serious question is raised as to the guilt or the nature of the offence of a convicted person and to make recommendations as to the practices and procedures which ought to apply, having particular regard to the principles of natural justice and the need to ensure that justice is at all times seen to be done;
 - (ii) specifically, to take evidence and otherwise inquire in such manner as he shall think fit whether Leith Ratten is guilty or innocent of murder and, in particular, whether he should now be regarded as

* Indicates new entry.

† Proposals in Bill currently before Social Development Committee for examination and report.

ø Proposals in Bill currently before Legal and Constitutional Committee for examination and report.

guilty beyond reasonable doubt having regard to all relevant matters whether or not admitted or admissible as evidence in court proceedings; and

(iii) to advise whether, in all the circumstances, Leith Ratten should now remain in prison.

- 2 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to give Members of the Public Rights of Access to Official Documents of the Government of Victoria and of its Agencies, to amend the *Ombudsman Act 1973* and for other purposes.
- 3 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to establish a Standing Commission on Crimes, to make provision with respect to the Membership, Powers and Duties of the Standing Commission on Crimes and for other purposes.
- 4 The Hon. H. G. BAYLOR—To move, That this House expresses its concern at the failure of the Government to dissociate itself from the views expressed by the Hon. Joan Coxside as reported in *Truth* Newspaper of 11 September 1982, in support of the legalization of incest for people over 17 years of age.
- 5 The Hon. B. A. CHAMBERLAIN—To move, That there be laid before this House all reports made to the Minister for Economic Development and to the Treasurer of the probable impact on the Victorian economy of the Government's proposal to re-introduce probate duties into Victoria.
- 6 The Hon. P. D. BLOCK—To move, That there be laid before this House a copy of the document dated September 1982 and entitled "ALP Election Promises: Budget 82/83: What you can expect".
- 7 The Hon. D. M. EVANS—To move, That this House notes the intention of the Government, as expressed in the document "Gas Pricing 1982-83, Department of Minerals and Energy—September 1982", to phase in substantial price increases for natural gas to major industrial consumers, and expresses its concern at the depressive effect on Victorian industry of this intention, and the potential for substantial increases in the cost of living.

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- 3 ADVISORY COUNCIL FOR INTER-GOVERNMENT RELATIONS REPORT, 1980-81—To be considered.
- 4 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate.* (*Hon. D. E. Kent*).
- 5 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 6 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. H. R. Ward*).
- 7 INDUSTRIAL RELATIONS—MOTION TO TAKE NOTE OF MINISTERIAL STATEMENT—(*Hon. D. K. Hayward*)—*Resumption of debate.* (*Hon. C. Bubb*).
- 8 PULPWOOD HARVESTING IN OTWAYS—REPORT OF INTER-DEPARTMENTAL TASK FORCE—To be considered.
- 9 ANTI-CANCER COUNCIL REPORT, 1981-82—To be considered.
- 10 COMMUNITY WELFARE SERVICES DEPARTMENT REPORT, 1980-81—To be considered.
- 11 PROPOSED ENVIRONMENT PROTECTION (AUDIBLE INTRUDER ALARM) (AMENDMENT) REGULATIONS—To be considered.

- 12 PROPOSED ENVIRONMENT PROTECTION (MOTOR CAR NOISE) (AMENDMENT) REGULATIONS—To be considered.
- 13 PROPOSED ENVIRONMENT PROTECTION (TRUCK, OMNIBUS AND MOTOR CYCLE NOISE) (AMENDMENT) REGULATIONS—To be considered.
- 14 LAND CONSERVATION COUNCIL REPORT, 1981–82—To be considered.
- 15 PHYSIOTHERAPISTS REGISTRATION BOARD REPORT, 1981—To be considered.
- 16 PUBLIC RECORD OFFICE REPORT, 1981–82—To be considered.
- 17 RAILWAYS BOARD REPORT, 1981–82—To be considered.
- 18 TEACHING SERVICE (CLASSIFICATION, SALARIES AND ALLOWANCES) REGULATIONS—AMENDMENTS NOS. 608 TO 611—To be considered.
- 19 YOUTH PAROLE BOARD REPORT, 1980–81—To be considered.
- *20 POLICE FORCE REPORT, 1981—To be considered.
- *21 DISCRIMINATORY INDUSTRIAL AGREEMENTS—MOTION TO NOTE REFUSAL OF ARBITRATION COMMISSION TO CERTIFY, AND CALLING FOR EXCLUSION OF SIMILAR PROVISIONS FROM FUTURE PUBLIC SECTOR AGREEMENTS (*Hon. D. K. Hayward*)—*Resumption of debate. (Hon. W. A. Landeryou).*

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WEDNESDAY, 20 OCTOBER GOVERNMENT BUSINESS

Order of the Day

- *1 MILDURA IRRIGATION AND WATER TRUSTS (AMENDMENT) BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*

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WEDNESDAY, 27 OCTOBER GOVERNMENT BUSINESS

Order of the Day

- 1 ENVIRONMENT PROTECTION (AIR POLLUTION CONTROL) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*

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TUESDAY, 2 NOVEMBER GOVERNMENT BUSINESS

Order of the Day

- ø1 STATUTE LAW REVISION BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*

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TUESDAY, 16 NOVEMBER GOVERNMENT BUSINESS

Order of the Day

- *1 HUMAN TISSUE BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, Joan Coxsedg, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

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LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, J. H. Kennan, N. B. Reid and Haddon Storey.

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NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

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SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. J. V. C. GUEST—To move, That this House is of the opinion that the Government should appoint one of Her Majesty's Counsel or some other suitably qualified person:
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 - (iii) to advise whether, in all the circumstances, Leith Ratten should now remain in prison.
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- 3 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to establish a Standing Commission on Crimes, to make provision with respect to the Membership, Powers and Duties of the Standing Commission on Crimes and for other purposes.
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- 5 The Hon. B. A. CHAMBERLAIN—To move, That there be laid before this House all reports made to the Minister for Economic Development and to the Treasurer of the probable impact on the Victorian economy of the Government's proposal to re-introduce probate duties into Victoria.
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Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- 3 ADVISORY COUNCIL FOR INTER-GOVERNMENT RELATIONS REPORT, 1980–81—To be considered.
- 4 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate.* (*Hon. D. E. Kent*).
- 5 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 6 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. H. R. Ward*).
- 7 INDUSTRIAL RELATIONS—MOTION TO TAKE NOTE OF MINISTERIAL STATEMENT—(*Hon. D. K. Hayward*)—*Resumption of debate.* (*Hon. C. Bubb*).
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- 21 DISCRIMINATORY INDUSTRIAL AGREEMENTS—MOTION TO NOTE REFUSAL OF ARBITRATION COMMISSION TO CERTIFY, AND CALLING FOR EXCLUSION OF SIMILAR PROVISIONS FROM FUTURE PUBLIC SECTOR AGREEMENTS (*Hon. D. K. Hayward*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).

GOVERNMENT BUSINESS

Orders of the Day

- 1 FLOOD PLAIN MANAGEMENT BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 2 MILDURA IRRIGATION AND WATER TRUSTS (AMENDMENT) BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. B. A. Chamberlain*).
- 3 ADMINISTRATION AND PROBATE (SURVIVAL OF ACTIONS) BILL—(*from Assembly—Hon. W. A. Landeryou*)—*Resumption of debate on the question—That this Bill be now read a second time—and on the amendment of the Hon. Haddon Storey—That all the words after “That” be omitted with the view of inserting in place thereof “the Bill be withdrawn and re-drafted in the light of the*

report of the Sub-committee of the Chief Justice's Law Reform Committee on Survival of Causes of Action for Personal Injuries dated 2 December 1981 and to ensure that the principles set out in clause 2 (1) of the Bill do not apply to causes of action arising before the date of the second reading of the Bill in the Legislative Assembly" (Hon. B. P. Dunn).

†4 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Haddon Storey).

ø5 STATUTE LAW REVISION (REPEALS) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. W. R. Baxter).

6 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. Haddon Storey).

7 HISTORIC BUILDINGS (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).

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WEDNESDAY, 27 OCTOBER GOVERNMENT BUSINESS

Order of the Day

1 ENVIRONMENT PROTECTION (AIR POLLUTION CONTROL) BILL—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).

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TUESDAY, 2 NOVEMBER GOVERNMENT BUSINESS

Order of the Day

ø1 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. A. J. Hunt).

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TUESDAY, 16 NOVEMBER GOVERNMENT BUSINESS

Order of the Day

*1 HUMAN TISSUE BILL—(Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Haddon Storey).

A. R. B. McDONNELL

Clerk of the Legislative Council

FRED S. GRIMWADE

President

† Proposals in Bill currently before Social Development Committee for examination and report.

ø Proposals in Bill currently before Legal and Constitutional Committee for examination and report.

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, Joan Coxsedge, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables P. D. Block, B. P. Dunn, G. A. Sgro, D. K. Hayward and A. J. Hunt.

HOUSE (JOINT)—The Honourables H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, J. H. Kennan, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, B. A. Chamberlain, D. M. Evans, J. V. C. Guest and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

* * * *

SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 22 and 23

No. 22—Tuesday, 19 October 1982

- 1 The President took the Chair and read the Prayer.
- 2 THE LATE HONOURABLE ANTONIUS PETER VAN VLIET—The Honourable W. A. Landeryou moved, That this House place on record its deep regret at the untimely death, on 16 October 1982, of the Honourable Antonius Peter Van Vliet, one of the Members for the Waverley Province.

And other Honourable Members having addressed the House—

The question was put and, Honourable Members signifying their assent by rising in their places, unanimously resolved in the affirmative.

- 3 ADJOURNMENT—The Honourable W. A. Landeryou moved, That, out of respect to the memory of the late Honourable Antonius Peter Van Vliet, the House do now adjourn until tomorrow at 12.00 noon.

Question—put and resolved in the affirmative.

And then the Council, at 3.40 p.m., adjourned until tomorrow at 12.00 noon.

A. R. B. McDONNELL
Clerk of the Legislative Council

No. 23—Wednesday, 20 October 1982

- 1 The President took the Chair and read the Prayer.
- 2 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR—The Honourable W. A. Landeryou presented a Message from His Excellency the Governor informing the Council that he had, on 19 October, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz.:

Health (Privileges) Act.

Public Lands and Works (Public Projects) Act.

- 3 LOCAL GOVERNMENT (PECUNIARY INTERESTS OF COUNCILLORS) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendments made in such Bill by the Council.

- 4 ETHNIC AFFAIRS COMMISSION BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to establish an Ethnic Affairs Commission, to repeal the 'Ministry of Immigration and Ethnic Affairs Act 1976' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. E. Kent, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 5 POUNDS (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Pounds Act*

1958' and for other purposes" and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 6 RESIDENTIAL TENANCIES (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Residential Tenancies Act 1980' and the 'Landlord and Tenant Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 7 VETERINARY SURGEONS (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Veterinary Surgeons Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. E. Kent, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 8 ECONOMIC AND BUDGET REVIEW COMMITTEE—The Honourable A. J. Hunt moved, by leave, That the Honourable P. D. Block be discharged from attendance upon the Economic and Budget Review Committee and that the Honourable J. V. C. Guest be added to such Committee.

Question—put and resolved in the affirmative.

- 9 PUBLIC BODIES REVIEW COMMITTEE—The Honourable A. J. Hunt moved, by leave, That the Honourable J. V. C. Guest be discharged from attendance upon the Public Bodies Review Committee and that the Honourable C. Bubb be added to such Committee.

Question—put and resolved in the affirmative.

- 10 DISCHARGE OF ORDERS OF THE DAY—The Honourable A. J. Hunt moved, by leave, That Orders of the Day, General Business, Nos. 3, 9, 10, 15, 16, 18 and 19, be read and discharged.

Question—put and resolved in the affirmative.

- 11 REVOCATION AND EXCISION OF CROWN RESERVATIONS BILL—On the motion (by leave without notice) of the Honourable R. A. Mackenzie, leave was given to bring in a Bill to revoke the Permanent Reservations of certain Lands and for Purposes connected therewith, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 12 WRONGS (DEPENDANTS) BILL—On the motion (by leave without notice) of the Honourable W. A. Landeryou, leave was given to bring in a Bill to amend the *Wrongs Act 1958* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 13 PETITION—PROPOSED CEMETERY, LILYDALE—The Honourable J. L. Dixon presented a Petition from certain citizens of Victoria praying that no cemetery be established at the corner of Victoria and Nelson Roads, Lilydale.

Ordered to lie on the Table.

- 14 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Dietitians Registration Board—Report for the year 1981–82.

Education Act 1958—Resumption of lands at Prahran—Certificates of the Minister of Education (three papers).

Historic Buildings Preservation Council—Report for the year 1981–82.

Industrial Training Commission—Report for the year 1980–81.

Planning Appeals Board—Report for the period ended 30 June 1982.

Police Service Board—Determinations Nos. 378 to 380.

Statutory Rules under the following Acts of Parliament:

Abattoir and Meat Inspection Act 1973—Nos. 354 and 357.

Cluster Titles Act 1974—No. 363.

Education Service Act 1981—No. 359.

Farm Produce Merchants and Commission Agents Act 1965—No. 350.

Government Employee Housing Authority Act 1981—No. 361.

Marine Act 1958—No. 338.

Marketing of Primary Products Act 1958—Nos. 346 and 347.

Milk and Dairy Supervision Act 1958—No. 355.

Parliamentary Salaries and Superannuation Act 1968—No. 362.

Poisons Act 1962—No. 345.

Police Regulation Act 1958—No. 367.

Port of Melbourne Authority Act 1958—No. 360.

Protection of Animals Act 1966—No. 358.

Public Service Act 1974—No. 337; PSD Nos. 189, 191, 194 and 197.

Racing Act 1958—No. 366.

Second-hand Dealers Act 1958—Nos. 364 and 365.

Seeds Act 1971—No. 349.

Stock (Artificial Breeding) Act 1962—Nos. 351 to 353.

Stock Diseases Act 1968—No. 356.

Transfer of Land Act 1958—No. 332.

Valuation of Land Act 1960—No. 344.

Vegetation and Vine Diseases Act 1958—No. 348.

Town and Country Planning Act 1961—Melbourne Metropolitan Planning Scheme—Amendments No. 94 (with map); No. 160, Part 2A (with eight maps); No. 182, Part 1 (with five maps); No. 198 (with two maps); and No. 219 (with map).

Victorian College of the Arts—Report, together with statutes approved by the Governor in Council, for the year 1981 (eighteen papers).

15 POSTPONEMENT OF NOTICE OF MOTION AND ORDERS OF THE DAY—Ordered—That the consideration of the Notice of Motion and Orders of the Day, General Business, be postponed until later this day.

16 RESIDENTIAL TENANCIES (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

17 POUNDS (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou moved, That this Bill be now read a second time.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

18 REVOCATION AND EXCISION OF CROWN RESERVATIONS BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable B. A. Chamberlain moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.
 Ordered—That the debate be adjourned until Wednesday next.

- 19 ETHNIC AFFAIRS COMMISSION BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. E. Kent moved, That this Bill be now read a second time.

The Honourable N. B. Reid moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 20 NATURAL GAS PRICING POLICY—The Honourable D. M. Evans moved, That this House notes the intention of the Government, as expressed in the document “Gas Pricing 1982–83, Department of Minerals and Energy—September 1982”, to phase in substantial price increases for natural gas to major industrial consumers, and expresses its concern at the depressive effect on Victorian industry of this intention, and the potential for substantial increases in the cost of living.

Debate ensued.

Question—put.

The Council divided.

AYES, 18

The Hon. C. Bubb
 W. M. Campbell
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans (*Teller*)
 F. J. Granter
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. J. Long (*Teller*)
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward
 K. I. M. Wright

NOES, 16

The Hon. M. J. Arnold
 G. A. S. Butler
 Joan Cocksedge
 J. L. Dixon
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur (*Teller*)
 B. A. Murphy (*Teller*)
 M. J. Sandon
 G. A. Sgro
 D. R. White

And so it was resolved in the affirmative.

- 21 RESIDENTIAL TENANCIES (AMENDMENT) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable Haddon Storey moved, as an amendment, That all the words after “That” be omitted with the view of inserting in place thereof “this House defers the reading of this Bill a second time until a clear and unequivocal undertaking shall have been given to the House by the Government that the Government will purchase each and any prescribed premises subject to the provisions of the Bill at full normal market value upon request by the owner and will, pending such purchase, make up to the landlord in each case the difference between the rent actually paid by the tenant and the fair market rent for the premises”.

Debate ensued.

Question—That the words proposed to be omitted stand part of the question—put and resolved in the affirmative—Amendment negatived.

Bill read a second time and, by leave, read a third time, after debate, and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

22 ADJOURNMENT—The Honourable W. A. Landeryou moved, That the Council, at its rising, adjourn until Wednesday, 3 November at 2.00 p.m.

Question—put and resolved in the affirmative.

The Honourable W. A. Landeryou moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 6.44 p.m., adjourned until Wednesday, 3 November at 2.00 p.m.

A. R. B. McDONNELL
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- 3 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate.* (*Hon. D. E. Kent*).
- 4 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 5 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. H. R. Ward*).
- 6 INDUSTRIAL RELATIONS—MOTION TO TAKE NOTE OF MINISTERIAL STATEMENT—(*Hon. D. K. Hayward*)—*Resumption of debate.* (*Hon. C. Bubb*).
- 7 PULPWOOD HARVESTING IN OTWAYS—REPORT OF INTER-DEPARTMENTAL TASK FORCE—To be considered.
- 8 PROPOSED ENVIRONMENT PROTECTION (AUDIBLE INTRUDER ALARM) (AMENDMENT) REGULATIONS—To be considered.
- 9 PROPOSED ENVIRONMENT PROTECTION (MOTOR CAR NOISE) (AMENDMENT) REGULATIONS—To be considered.
- 10 PROPOSED ENVIRONMENT PROTECTION (TRUCK, OMNIBUS AND MOTOR CYCLE NOISE) (AMENDMENT) REGULATIONS—To be considered.
- 11 LAND CONSERVATION COUNCIL REPORT, 1981–82—To be considered.
- 12 RAILWAYS BOARD REPORT, 1981–82—To be considered.
- 13 POLICE FORCE REPORT, 1981—To be considered.
- 14 DISCRIMINATORY INDUSTRIAL AGREEMENTS—MOTION TO NOTE REFUSAL OF ARBITRATION COMMISSION TO CERTIFY, AND CALLING FOR EXCLUSION OF SIMILAR PROVISIONS FROM FUTURE PUBLIC SECTOR AGREEMENTS (*Hon. D. K. Hayward*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).

GOVERNMENT BUSINESS

Orders of the Day

- *1 WRONGS (DEPENDANTS) BILL—(*Hon. W. A. Landeryou*)—Second reading.
- *2 VETERINARY SURGEONS (AMENDMENT) BILL—(*from Assembly—Hon. D. E. Kent*)—Second reading.
- 3 FLOOD PLAIN MANAGEMENT BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 4 MILDURA IRRIGATION AND WATER TRUSTS (AMENDMENT) BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. B. A. Chamberlain*).
- 5 ADMINISTRATION AND PROBATE (SURVIVAL OF ACTIONS) BILL—(*from Assembly—Hon. W. A. Landeryou*)—*Resumption of debate on the question—That this Bill be now read a second time—and on the amendment of the Hon. Haddon*

* Indicates new entry.

Storey—That all the words after “That” be omitted with the view of inserting in place thereof “the Bill be withdrawn and re-drafted in the light of the report of the Sub-committee of the Chief Justice’s Law Reform Committee on Survival of Causes of Action for Personal Injuries dated 2 December 1981 and to ensure that the principles set out in clause 2 (1) of the Bill do not apply to causes of action arising before the date of the second reading of the Bill in the Legislative Assembly” (*Hon. B. P. Dunn*).

- 6 ENVIRONMENT PROTECTION (AIR POLLUTION CONTROL) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate*. (*Hon. B. A. Chamberlain*).
- *7 POUNDS (AMENDMENT) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading—*Resumption of debate*. (*Hon. A. J. Hunt*).
- *8 ETHNIC AFFAIRS COMMISSION BILL—(*from Assembly—Hon. D. E. Kent*)—Second reading—*Resumption of debate*. (*Hon. N. B. Reid*).
- *9 REVOCATION AND EXCISION OF CROWN RESERVATIONS BILL—(*Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate*. (*Hon. B. A. Chamberlain*).
- †10 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate*. (*Hon. Haddon Storey*).
- ø11 STATUTE LAW REVISION (REPEALS) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading—*Resumption of debate*. (*Hon. W. R. Baxter*).
- ø12 STATUTE LAW REVISION BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate*. (*Hon. A. J. Hunt*).
- 13 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate*. (*Hon. Haddon Storey*).
- 14 HISTORIC BUILDINGS (AMENDMENT) BILL—(*from Assembly—Hon. Evan Walker*)—Second reading—*Resumption of debate*. (*Hon. B. A. Chamberlain*).

* * * *

TUESDAY, 16 NOVEMBER GOVERNMENT BUSINESS

Order of the Day

- 1 HUMAN TISSUE BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate*. (*Hon. Haddon Storey*).

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

† Proposals in Bill currently before Social Development Committee for examination and report.

ø Proposals in Bill currently before Legal and Constitutional Committee for examination and report.

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, Joan Coxsedg, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

*ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables B. P. Dunn, J. V. C. Guest, D. K. Hayward, A. J. Hunt and G. A. Sgro.

HOUSE (JOINT)—The Honourables H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, J. H. Kennan, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

*PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

* * * *

SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

Mr President takes the Chair at 11.00 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- *1 CLOSER SETTLEMENT (WINDING-UP) BILL—(*Hon. R. A. Mackenzie*)—Second reading.
- *2 CONSTITUTION (LOCAL GOVERNMENT) BILL—(*Hon. W. A. Landeryou*)—Second reading.
- *3 LOCAL GOVERNMENT (MUNICIPAL COUNCIL ELECTIONS) BILL—(*Hon. W. A. Landeryou*)—Second reading.
- 4 FLOOD PLAIN MANAGEMENT BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*
- 5 ADMINISTRATION AND PROBATE (SURVIVAL OF ACTIONS) BILL—(*from Assembly—Hon. W. A. Landeryou*)—*Resumption of debate on the question—That this Bill be now read a second time—and on the amendment of the Hon. Haddon Storey—That all the words after “That” be omitted with the view of inserting in place thereof “the Bill be withdrawn and re-drafted in the light of the report of the Sub-committee of the Chief Justice’s Law Reform Committee on Survival of Causes of Action for Personal Injuries dated 2 December 1981 and to ensure that the principles set out in clause 2 (1) of the Bill do not apply to causes of action arising before the date of the second reading of the Bill in the Legislative Assembly” (Hon. B. P. Dunn).*
- 6 ENVIRONMENT PROTECTION (AIR POLLUTION CONTROL) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- †7 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- ø8 STATUTE LAW REVISION (REPEALS) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. W. R. Baxter).*
- ø9 STATUTE LAW REVISION BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*
- 10 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 11 HISTORIC BUILDINGS (AMENDMENT) BILL—(*from Assembly—Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*

GENERAL BUSINESS

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.

* Indicates new entry.

† Proposals in Bill currently before Social Development Committee for examination and report.

ø Proposals in Bill currently before Legal and Constitutional Committee for examination and report.

- 3 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—*Second reading—Resumption of debate. (Hon. D. E. Kent).*
- 4 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 5 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate. (Hon. H. R. Ward).*
- 6 PULPWOOD HARVESTING IN OTWAYS—REPORT OF INTER-DEPARTMENTAL TASK FORCE—To be considered.
- 7 POLICE FORCE REPORT, 1981—To be considered.
- 8 DISCRIMINATORY INDUSTRIAL AGREEMENTS—MOTION TO NOTE REFUSAL OF ARBITRATION COMMISSION TO CERTIFY, AND CALLING FOR EXCLUSION OF SIMILAR PROVISIONS FROM FUTURE PUBLIC SECTOR AGREEMENTS (*Hon. D. K. Hayward*)—*Resumption of debate. (Hon. W. A. Landeryou).*
- *9 STRATA TITLES ACT REVIEW COMMITTEE REPORTS—To be considered.
- *10 COUNCIL OF ADULT EDUCATION REPORT, 1981-82—To be considered.
- *11 EDUCATION ACT—MINISTER'S CERTIFICATE AS TO RESUMPTION OF LAND AT ELTHAM NORTH—To be considered.
- *12 ENVIRONMENT PROTECTION AUTHORITY REPORT, 1981-82—To be considered.
- *13 ESTATE AGENTS BOARD REPORT, 1981-82—To be considered.
- *14 FORESTS COMMISSION REPORT, 1981-82—To be considered.
- *15 FRIENDLY SOCIETIES AND BENEFIT ASSOCIATIONS—GOVERNMENT STATIST'S REPORT, 1981-82—To be considered.
- *16 GAS AND FUEL CORPORATION REPORT, 1981-82—To be considered.
- *17 LA TROBE UNIVERSITY COUNCIL REPORT AND STATUTES, 1981—To be considered.
- *18 LEGAL AID COMMISSION REPORT, 1981-82—To be considered.
- *19 MELBOURNE UNDERGROUND RAIL LOOP AUTHORITY REPORT, 1981-82—To be considered.
- *20 PHARMACY BOARD REPORT, 1981—To be considered.
- *21 TAXATION ANALYSIS—LAND TAX, 1981 AND PROBATE AND GIFT DUTY, 1981-82—To be considered.
- *22 UPPER YARRA VALLEY AND DANDENONG RANGES AUTHORITY REPORT, 1979-80—To be considered.
- *23 VICTORIA GRANTS COMMISSION REPORT, 1981-82—To be considered.
- *24 VICTORIAN BROWN COAL COUNCIL REPORT, 1981-82—To be considered.
- *25 ZOOLOGICAL BOARD REPORTS, 1980-81 AND 1981-82—To be considered.

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TUESDAY, 9 NOVEMBER GOVERNMENT BUSINESS

Orders of the Day

- 1 WRONGS (DEPENDANTS) BILL—(*Hon. W. A. Landeryou*)—*Second reading—Resumption of debate. (Hon. Haddon Storey).*
- 2 VETERINARY SURGEONS (AMENDMENT) BILL—(*from Assembly—Hon. D. E. Kent*)—*Second reading—Resumption of debate. (Hon. D. G. Crozier).*

GENERAL BUSINESS

Order of the Day

- 1 INDUSTRIAL RELATIONS—MOTION TO TAKE NOTE OF MINISTERIAL STATEMENT—(*Hon. D. K. Hayward*)—*Resumption of debate. (Hon. L. A. McArthur).*

TUESDAY, 16 NOVEMBER
GOVERNMENT BUSINESS

Order of the Day

- 1 HUMAN TISSUE BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, Joan Coxsedg, D. M. Evans and R. J. Long.

* * * *

SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables B. P. Dunn, J. V. C. Guest, D. K. Hayward, A. J. Hunt and G. A. Sgro.

HOUSE (JOINT)—The Honourables H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, J. H. Kennan, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 24 and 25

No. 24—Wednesday, 3 November 1982

- 1 The President took the Chair and read the Prayer.
- 2 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR—The Honourable W. A. Landeryou presented a Message from His Excellency the Governor informing the Council that he had, on 26 October 1982, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz.:
Residential Tenancies (Amendment) Act.
Local Government (Pecuniary Interests of Councillors) Act.
- 3 THE LATE ROBERT HARRIS SUGGETT, ESQUIRE—The Honourable W. A. Landeryou moved, That this House expresses its sincere sorrow at the death, on 28 October 1982, of Robert Harris Suggett, Esquire, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Assembly for the electoral district of Moorabbin from 1955 to 1967 and the electoral district of Bentleigh from 1967 to 1979.
 And other Honourable Members having addressed the House—
 The question was put and, Honourable Members signifying their assent by rising in their places, unanimously resolved in the affirmative.
- 4 CLOSER SETTLEMENT (WINDING-UP) BILL—On the motion (by leave without notice) of the Honourable R. A. Mackenzie, leave was given to bring in a Bill to repeal the *Closer Settlement Act* 1938, to make certain consequential Repeals and Amendments and for Purposes connected therewith, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 5 CONSTITUTION (LOCAL GOVERNMENT) BILL—On the motion (by leave without notice) of the Honourable W. A. Landeryou, leave was given to bring in a Bill to amend Part IIA. of the *Constitution Act* 1975 with respect to Municipal Council Elections, to amend the *Melbourne Corporation (Election of Council) Act* 1982 and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 6 LOCAL GOVERNMENT (MUNICIPAL COUNCIL ELECTIONS) BILL—On the motion (by leave without notice) of the Honourable W. A. Landeryou, leave was given to bring in a Bill to amend the *Local Government Act* 1958 with respect to Municipal Council Elections, to amend the *Melbourne Corporation (Election of Council) Act* 1982 and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 7 PAPERS—
 STRATA TITLES—The Honourable Evan Walker moved, by leave, That there be laid before this House copies of the Reports of the Strata Titles Act Review Committee dated October 1978, February 1979, May 1981 and October 1981.
 Question—put and resolved in the affirmative.

The said Reports were thereupon presented by the Honourable Evan Walker and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the Reports be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

PUBLIC BODIES REVIEW COMMITTEE—WATER MANAGEMENT—The Honourable B. A. Chamberlain presented a Report from the Public Bodies Review Committee on Future Structures for Water Management—Final Report on Implementation Issues arising from Regional and Local Structures for Urban Services, together with Appendices, Extract from the Proceedings of the Committee, a Minority Report and Minutes of Evidence.

Ordered to lie on the Table, and the Report, Appendices, Extract from the Proceedings of the Committee and Minority Report to be printed.

* * * *

The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Education—Report of the Council of Adult Education for the year 1981–82.
Education Act 1958—Resumption of land at Eltham North—Certificate of the Minister of Education.

Environment Protection Authority—Report for the year 1981–82.

Estate Agents Board—Report and accounts for the year 1981–82.

Forests Commission—Report for the year 1981–82.

Friendly Societies and Benefit Associations—Report of the Government Statist for the year 1981–82.

Gas and Fuel Corporation—Report for the year 1981–82.

La Trobe University—Report of the Council, together with statutes approved by the Governor in Council, for the year 1981 (eleven papers).

Legal Aid Commission—Report for the year 1981–82.

Melbourne Underground Rail Loop Authority—Report for the year 1981–82.

Pharmacy Board—Report for the year 1981.

Statutory Rules under the following Acts of Parliament:

County Court Act 1958—No. 372.

Health Act 1958—No. 373.

Public Service Act 1974—PSD No. 198.

Racing Act 1958—No. 371.

Taxation—Analysis of operations of Land Tax for the assessment year 1981, and Probate Duty and Gift Duty for the year 1981–82.

Town and Country Planning Act 1961—

Bass—Shire of Bass Planning Scheme—Amendment No. 4 (with five maps).

Croydon—City of Croydon Planning Scheme 1961—Amendment No. 97.

Geelong Regional Planning Scheme—Amendments No. 20, Part 2, 1981; and No. 52.

Melbourne Metropolitan Planning Scheme—Amendments No. 143, Part 2B; No. 156, Part 2 (with eight maps); No. 157, Part 2A; No. 184, Part 1 (with three maps); and No. 221.

Mornington—Shire of Mornington Planning Scheme 1959—Amendments Nos. 144 and 147.

Ocean Road (Shire of Otway) Planning Scheme—Amendment No. 22.

Pakenham—Shire of Pakenham Planning Scheme, Part 1—Amendment No. 12.

Phillip Island Planning Scheme—Amendments Nos. 13 and 14.

Port Fairy Planning Scheme 1959—Amendment No. 17, 1981.

Portland—Town of Portland Planning Scheme—Amendment No. 39, 1982.

Town and Country Planning Act 1961 (*continued*)—

South Gippsland—Shire of South Gippsland Planning Scheme—Amendment No. 52, 1981.

Werribee—Shire of Werribee Planning Scheme—Amendment No. 76.

Upper Yarra Valley and Dandenong Ranges Authority—Report for the year ended 30 September 1980.

Victoria Grants Commission—Report for the year ended 31 August 1982.

Victorian Brown Coal Council—Report for the year 1981–82.

Zoological Parks and Gardens Act 1967—Reports of the Board of the Royal Melbourne Zoological Gardens, the Sir Colin Mackenzie Fauna Park and Werribee Zoological Park for the years 1980–81 and 1981–82.

The Honourable Haddon Storey moved, That the Papers tabled by the Clerk, other than Statutory Rules and amendments to Planning Schemes under the *Town and Country Planning Act 1961*, be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 8 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, General Business, Nos. 1 to 5 inclusive, be postponed until later this day.

- 9 INDUSTRIAL RELATIONS—The Order of the Day having been read for the resumption of the debate on the question, That the Council take note of the Ministerial statement on Industrial Relations—

Debate resumed.

The Honourable M. A. Sandon (for the Honourable L. A. McArthur) moved, That the debate be now adjourned.

Question—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 10 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, General Business, Nos. 7 to 14 inclusive, be postponed until later this day.

- 11 WRONGS (DEPENDANTS) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou moved, That this Bill be now read a second time.

The Honourable A. J. Hunt (for the Honourable Haddon Storey) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 12 VETERINARY SURGEONS (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie (for the Honourable D. E. Kent) moved, That this Bill be now read a second time.

The Honourable A. J. Hunt (for the Honourable D. G. Crozier) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 13 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 3, be postponed until later this day.

- 14 MILDURA IRRIGATION AND WATER TRUSTS (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill

be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The Deputy President resumed the Chair; and the Honourable B. A. Chamberlain having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 15 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 5 and 6, be postponed until later this day.
- 16 POUNDS (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The Deputy President resumed the Chair; and the Honourable D. M. Evans having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments and desiring their concurrence therein.

- 17 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 8, be postponed until later this day.
- 18 REVOCATION AND EXCISION OF CROWN RESERVATIONS BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 19 ETHNIC AFFAIRS COMMISSION BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 20 EDUCATION SERVICE (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Education Service Act 1981', the 'Constitution Act 1975', 'The Constitution Act Amendment Act 1958' and the 'Teaching Service Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou (for the Honourable Evan Walker), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, this Bill was, after debate, read a second time and, by leave, read a third time, after debate, and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

21 ADJOURNMENT—The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 9.31 p.m., adjourned until tomorrow.

A. R. B. McDONNELL
Clerk of the Legislative Council

No. 25—Thursday, 4 November 1982

1 The President took the Chair and read the Prayer.

2 APPROPRIATION (1982–83, No. 1) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to appropriate certain Sums out of the Consolidated Fund for the Service of the Financial Year 1982–83 and to appropriate the Supplies granted in this Session of Parliament and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

3 PAPERS—The following Papers, pursuant to the direction of an Act of Parliament, were laid upon the Table by the Clerk:

Statutory Rules under the following Acts of Parliament:

Abattoir and Meat Inspection Act 1973—No. 383.

Country Fire Authority Act 1958—No. 385.

Country Roads Act 1958—No. 387.

Health Act 1958—Nos. 368 and 380.

Magistrates’ Courts Act 1971—No. 374.

Motor Boating Act 1961—No. 375.

National Parks Act 1975—No. 378.

Penalties and Sentences Act 1981—No. 370.

Planning Appeals Board Act 1980—No. 384.

Port of Geelong Authority Act 1958—No. 386.

Port of Portland Authority Act 1958—No. 376.

Public Service Act 1974—No. 369; PSD Nos. 196 and 199 to 203.

Road Traffic Act 1958—No. 381.

Soil Conservation and Land Utilization Act 1958—No. 379.

Supreme Court Act 1958—No. 377.

Weights and Measures Act 1958—No. 382.

- 4 CLOSER SETTLEMENT (WINDING-UP) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable R. I. Knowles moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 5 APPROPRIATION (1982–83, No. 1) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

Debate ensued.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

And then the Council, at 3.45 p.m., adjourned until Tuesday next.

A. R. B. McDONNELL
Clerk of the Legislative Council

Mr President takes the Chair at 3.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- 1 CONSTITUTION (LOCAL GOVERNMENT) BILL—(*Hon. W. A. Landeryou*)—Second reading.
- 2 LOCAL GOVERNMENT (MUNICIPAL COUNCIL ELECTIONS) BILL—(*Hon. W. A. Landeryou*)—Second reading.
- 3 FLOOD PLAIN MANAGEMENT BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. A. J. Hunt*).
- *4 APPROPRIATION (1982–83, No. 1) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 5 CLOSER SETTLEMENT (WINDING-UP) BILL—(*Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate.* (*Hon. R. I. Knowles*).
- 6 ADMINISTRATION AND PROBATE (SURVIVAL OF ACTIONS) BILL—(*from Assembly—Hon. W. A. Landeryou*)—*Resumption of debate on the question—That this Bill be now read a second time—and on the amendment of the Hon. Haddon Storey—That all the words after “That” be omitted with the view of inserting in place thereof “the Bill be withdrawn and re-drafted in the light of the report of the Sub-committee of the Chief Justice’s Law Reform Committee on Survival of Causes of Action for Personal Injuries dated 2 December 1981 and to ensure that the principles set out in clause 2 (1) of the Bill do not apply to causes of action arising before the date of the second reading of the Bill in the Legislative Assembly”* (*Hon. B. P. Dunn*).
- 7 ENVIRONMENT PROTECTION (AIR POLLUTION CONTROL) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate.* (*Hon. B. A. Chamberlain*).
- 8 WRONGS (DEPENDANTS) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).
- 9 VETERINARY SURGEONS (AMENDMENT) BILL—(*from Assembly—Hon. D. E. Kent*)—Second reading—*Resumption of debate.* (*Hon. D. G. Crozier*).
- †10 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).
- ∅11 STATUTE LAW REVISION (REPEALS) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. W. R. Baxter*).
- ∅12 STATUTE LAW REVISION BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 13 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).
- 14 HISTORIC BUILDINGS (AMENDMENT) BILL—(*from Assembly—Hon. Evan Walker*)—Second reading—*Resumption of debate.* (*Hon. B. A. Chamberlain*).

* Indicates new entry.

† Proposals in Bill currently before Social Development Committee for examination and report.

∅ Proposals in Bill currently before Legal and Constitutional Committee for examination and report.

GENERAL BUSINESS

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- 3 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate.* (*Hon. D. E. Kent*).
- 4 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 5 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. H. R. Ward*).
- 6 PULPWOOD HARVESTING IN OTWAYS—REPORT OF INTER-DEPARTMENTAL TASK FORCE—To be considered.
- 7 POLICE FORCE REPORT, 1981—To be considered.
- 8 DISCRIMINATORY INDUSTRIAL AGREEMENTS—MOTION TO NOTE REFUSAL OF ARBITRATION COMMISSION TO CERTIFY, AND CALLING FOR EXCLUSION OF SIMILAR PROVISIONS FROM FUTURE PUBLIC SECTOR AGREEMENTS (*Hon. D. K. Hayward*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 9 STRATA TITLES ACT REVIEW COMMITTEE REPORTS—To be considered.
- 10 COUNCIL OF ADULT EDUCATION REPORT, 1981-82—To be considered.
- 11 EDUCATION ACT—MINISTER'S CERTIFICATE AS TO RESUMPTION OF LAND AT ELTHAM NORTH—To be considered.
- 12 ENVIRONMENT PROTECTION AUTHORITY REPORT, 1981-82—To be considered.
- 13 ESTATE AGENTS BOARD REPORT, 1981-82—To be considered.
- 14 FORESTS COMMISSION REPORT, 1981-82—To be considered.
- 15 FRIENDLY SOCIETIES AND BENEFIT ASSOCIATIONS—GOVERNMENT STATIST'S REPORT, 1981-82—To be considered.
- 16 GAS AND FUEL CORPORATION REPORT, 1981-82—To be considered.
- 17 LA TROBE UNIVERSITY COUNCIL REPORT AND STATUTES, 1981—To be considered.
- 18 LEGAL AID COMMISSION REPORT, 1981-82—To be considered.
- 19 MELBOURNE UNDERGROUND RAIL LOOP AUTHORITY REPORT, 1981-82—To be considered.
- 20 PHARMACY BOARD REPORT, 1981—To be considered.
- 21 TAXATION ANALYSIS—LAND TAX, 1981 AND PROBATE AND GIFT DUTY, 1981-82—To be considered.
- 22 UPPER YARRA VALLEY AND DANDENONG RANGES AUTHORITY REPORT, 1979-80—To be considered.
- 23 VICTORIA GRANTS COMMISSION REPORT, 1981-82—To be considered.
- 24 VICTORIAN BROWN COAL COUNCIL REPORT, 1981-82—To be considered.
- 25 ZOOLOGICAL BOARD REPORTS, 1980-81 AND 1981-82—To be considered.
- 26 INDUSTRIAL RELATIONS—MOTION TO TAKE NOTE OF MINISTERIAL STATEMENT—(*Hon. D. K. Hayward*)—*Resumption of debate.* (*Hon. L. A. McArthur*).

THURSDAY, 11 NOVEMBER

*At 11.45 a.m. (at Government House):

PRESENTATION OF ADDRESS-IN-REPLY TO HIS EXCELLENCY THE GOVERNOR'S
OPENING SPEECH.

**TUESDAY, 16 NOVEMBER
GOVERNMENT BUSINESS****Order of the Day**

- 1 HUMAN TISSUE BILL—(Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).

A. R. B. McDONNELL*Clerk of the Legislative Council***FRED S. GRIMWADE***President*

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, Joan Coxsedge, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables B. P. Dunn, J. V. C. Guest, D. K. Hayward, A. J. Hunt and G. A. Sgro.

HOUSE (JOINT)—The Honourables H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, J. H. Kennan, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

* * * *

SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.
Wednesday—11.00 a.m.
Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.
Wednesday—Private Members' business.
No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

Mr President takes the Chair at 2.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- 3 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate.* (*Hon. D. E. Kent*).
- 4 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 5 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. H. R. Ward*).
- 6 PULPWOOD HARVESTING IN OTWAYS—REPORT OF INTER-DEPARTMENTAL TASK FORCE—To be considered.
- 7 DISCRIMINATORY INDUSTRIAL AGREEMENTS—MOTION TO NOTE REFUSAL OF ARBITRATION COMMISSION TO CERTIFY, AND CALLING FOR EXCLUSION OF SIMILAR PROVISIONS FROM FUTURE PUBLIC SECTOR AGREEMENTS (*Hon. D. K. Hayward*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 8 STRATA TITLES ACT REVIEW COMMITTEE REPORTS—To be considered.
- 9 COUNCIL OF ADULT EDUCATION REPORT, 1981-82—To be considered.
- 10 EDUCATION ACT—MINISTER'S CERTIFICATE AS TO RESUMPTION OF LAND AT ELTHAM NORTH—To be considered.
- 11 ENVIRONMENT PROTECTION AUTHORITY REPORT, 1981-82—To be considered.
- 12 ESTATE AGENTS BOARD REPORT, 1981-82—To be considered.
- 13 FORESTS COMMISSION REPORT, 1981-82—To be considered.
- 14 FRIENDLY SOCIETIES AND BENEFIT ASSOCIATIONS—GOVERNMENT STATIST'S REPORT, 1981-82—To be considered.
- 15 GAS AND FUEL CORPORATION REPORT, 1981-82—To be considered.
- 16 LA TROBE UNIVERSITY COUNCIL REPORT AND STATUTES, 1981—To be considered.
- 17 LEGAL AID COMMISSION REPORT, 1981-82—To be considered.
- 18 MELBOURNE UNDERGROUND RAIL LOOP AUTHORITY REPORT, 1981-82—To be considered.
- 19 PHARMACY BOARD REPORT, 1981—To be considered.
- 20 TAXATION ANALYSIS—LAND TAX, 1981 AND PROBATE AND GIFT DUTY, 1981-82—To be considered.
- 21 UPPER YARRA VALLEY AND DANDENONG RANGES AUTHORITY REPORT, 1979-80—To be considered.
- 22 VICTORIA GRANTS COMMISSION REPORT, 1981-82—To be considered.
- 23 VICTORIAN BROWN COAL COUNCIL REPORT, 1981-82—To be considered.
- 24 ZOOLOGICAL BOARD REPORTS, 1980-81 AND 1981-82—To be considered.

* Indicates new entry.

- 25 INDUSTRIAL RELATIONS—MOTION TO TAKE NOTE OF MINISTERIAL STATEMENT—
(Hon. D. K. Hayward)—*Resumption of debate.* (Hon. L. A. McArthur).
- *26 DEPARTMENTAL FINANCIAL STATEMENTS, 1981–82—To be considered.
- *27 TOTALIZATOR AGENCY BOARD REPORT, 1981–82—To be considered.

GOVERNMENT BUSINESS

Orders of the Day

- *1 MOTOR CAR (REGISTRATION AND DRIVERS' LICENCES) BILL—(from Assembly—
Hon. R. A. Mackenzie)—Second reading.
- *2 ABORIGINAL LANDS (ABORIGINES' ADVANCEMENT LEAGUE, WATT STREET,
NORTHCOTE) BILL—(from Assembly—Hon. Evan Walker)—Second reading.
- 3 FLOOD PLAIN MANAGEMENT BILL—(Hon. D. R. White)—Second reading—
Resumption of debate. (Hon. A. J. Hunt).
- 4 VETERINARY SURGEONS (AMENDMENT) BILL—(from Assembly—Hon. D. E.
Kent)—Second reading—*Resumption of debate.* (Hon. D. G. Crozier).
- 5 APPROPRIATION (1982–83, No. 1) BILL—(from Assembly—Hon. D. R. White)—
To be further considered in Committee.
- *6 WORKS AND SERVICES APPROPRIATION BILL—(from Assembly—Hon. D. R. White)
—Second reading—*Resumption of debate.* (Hon. A. J. Hunt).
- 7 ADMINISTRATION AND PROBATE (SURVIVAL OF ACTIONS) BILL—(From Assembly—
Hon. W. A. Landeryou)—*Resumption of debate on the question*—That this
Bill be now read a second time—and on the amendment of the Hon. Haddon
Storey—That all the words after "That" be omitted with the view of inserting
in place thereof "the Bill be withdrawn and re-drafted in the light of the
report of the Sub-committee of the Chief Justice's Law Reform Committee
on Survival of Causes of Action for Personal Injuries dated 2 December
1981 and to ensure that the principles set out in clause 2 (1) of the Bill do
not apply to causes of action arising before the date of the second reading
of the Bill in the Legislative Assembly" (Hon. B. P. Dunn).
- 8 WRONGS (DEPENDANTS) BILL—(Hon. W. A. Landeryou)—Second reading—
Resumption of debate. (Hon. Haddon Storey).
- †9 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon.
D. R. White)—Second reading—*Resumption of debate.* (Hon. Haddon
Storey).
- ø10 STATUTE LAW REVISION (REPEALS) BILL—(from Assembly—Hon. W. A.
Landeryou)—Second reading—*Resumption of debate.* (Hon. W. R. Baxter).
- ø11 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading—
Resumption of debate. (Hon. A. J. Hunt).
- 12 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading
—*Resumption of debate.* (Hon. Haddon Storey).
- 13 HISTORIC BUILDINGS (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)
—Second reading—*Resumption of debate.* (Hon. B. A. Chamberlain).

THURSDAY, 11 NOVEMBER

At 11.45 a.m. (at Government House):

PRESENTATION OF ADDRESS-IN-REPLY TO HIS EXCELLENCY THE GOVERNOR'S
OPENING SPEECH.

† Proposals in Bill currently before Social Development Committee for examination and report.

ø Proposals in Bill currently before Legal and Constitutional Committee for examination and report.

**TUESDAY, 16 NOVEMBER
GOVERNMENT BUSINESS**

Orders of the Day

- 1 HUMAN TISSUE BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. Haddon Storey)*.
- *2 MINISTRY OF TRANSPORT (AMENDMENT) BILL—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate. (Hon. R. J. Long)*.

* * * *

**WEDNESDAY, 23 FEBRUARY 1983
GOVERNMENT BUSINESS**

Orders of the Day

- §1 CONSTITUTION (LOCAL GOVERNMENT) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt)*.
- §2 LOCAL GOVERNMENT (MUNICIPAL COUNCIL ELECTIONS) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt)*.

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, Joan Coxsedge, D. M. Evans and R. J. Long.

* * * *

SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables B. P. Dunn, J. V. C. Guest, D. K. Hayward, A. J. Hunt and G. A. Sgro.

HOUSE (JOINT)—The Honourables H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, J. H. Kennan, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

Mr President takes the Chair at 2.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- 1 MOTOR CAR (REGISTRATION AND DRIVERS' LICENCES) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading.
- *2 MOTOR CAR (PENALTIES) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading.
- 3 ABORIGINAL LANDS (ABORIGINES' ADVANCEMENT LEAGUE, WATT STREET, NORTHCOTE) BILL—(from Assembly—Hon. Evan Walker)—Second reading.
- *4 GEELONG PERFORMING ARTS CENTRE TRUST (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading.
- *5 LAND (AMENDMENT) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading.
- 6 APPROPRIATION (1982-83, No. 1) BILL—(from Assembly—Hon. D. R. White)—To be further considered in Committee.
- 7 VETERINARY SURGEONS (AMENDMENT) BILL—(from Assembly—Hon. D. E. Kent)—Second reading—*Resumption of debate.* (Hon. D. G. Crozier).
- 8 FLOOD PLAIN MANAGEMENT BILL—(Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. A. J. Hunt).
- 9 WORKS AND SERVICES APPROPRIATION BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. A. J. Hunt).
- 10 ADMINISTRATION AND PROBATE (SURVIVAL OF ACTIONS) BILL—(from Assembly—Hon. W. A. Landeryou)—*Resumption of debate on the question*—That this Bill be now read a second time—and on the amendment of the Hon. Haddon Storey—That all the words after "That" be omitted with the view of inserting in place thereof "the Bill be withdrawn and re-drafted in the light of the report of the Sub-committee of the Chief Justice's Law Reform Committee on Survival of Causes of Action for Personal Injuries dated 2 December 1981 and to ensure that the principles set out in clause 2 (1) of the Bill do not apply to causes of action arising before the date of the second reading of the Bill in the Legislative Assembly" (Hon. B. P. Dunn).
- 11 WRONGS (DEPENDANTS) BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- †12 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- ∅13 STATUTE LAW REVISION (REPEALS) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. W. R. Baxter).
- ∅14 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. A. J. Hunt).

* Indicates new entry.

† Proposals in Bill currently before Social Development Committee for examination and report.

∅ Proposals in Bill currently before Legal and Constitutional Committee for examination and report.

- 15 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 16 HISTORIC BUILDINGS (AMENDMENT) BILL—(*from Assembly—Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*

GENERAL BUSINESS

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- 3 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate. (Hon. D. E. Kent).*
- 4 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 5 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate. (Hon. H. R. Ward).*
- 6 PULPWOOD HARVESTING IN OTWAYS—REPORT OF INTER-DEPARTMENTAL TASK FORCE—To be considered.
- 7 DISCRIMINATORY INDUSTRIAL AGREEMENTS—MOTION TO NOTE REFUSAL OF ARBITRATION COMMISSION TO CERTIFY, AND CALLING FOR EXCLUSION OF SIMILAR PROVISIONS FROM FUTURE PUBLIC SECTOR AGREEMENTS (*Hon. D. K. Hayward*)—*Resumption of debate. (Hon. W. A. Landeryou).*
- 8 STRATA TITLES ACT REVIEW COMMITTEE REPORTS—To be considered.
- 9 COUNCIL OF ADULT EDUCATION REPORT, 1981-82—To be considered.
- 10 EDUCATION ACT—MINISTER'S CERTIFICATE AS TO RESUMPTION OF LAND AT ELTHAM NORTH—To be considered.
- 11 ENVIRONMENT PROTECTION AUTHORITY REPORT, 1981-82—To be considered.
- 12 ESTATE AGENTS BOARD REPORT, 1981-82—To be considered.
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- 14 FRIENDLY SOCIETIES AND BENEFIT ASSOCIATIONS—GOVERNMENT STATIST'S REPORT, 1981-82—To be considered.
- 15 GAS AND FUEL CORPORATION REPORT, 1981-82—To be considered.
- 16 LA TROBE UNIVERSITY COUNCIL REPORT AND STATUTES, 1981—To be considered.
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- 20 TAXATION ANALYSIS—LAND TAX, 1981 AND PROBATE AND GIFT DUTY, 1981-82—To be considered.
- 21 UPPER YARRA VALLEY AND DANDENONG RANGES AUTHORITY REPORT, 1979-80—To be considered.
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- 23 VICTORIAN BROWN COAL COUNCIL REPORT, 1981-82—To be considered.
- 24 ZOOLOGICAL BOARD REPORTS, 1980-81 AND 1981-82—To be considered.
- 25 INDUSTRIAL RELATIONS—MOTION TO TAKE NOTE OF MINISTERIAL STATEMENT—(*Hon. D. K. Hayward*)—*Resumption of debate. (Hon. L. A. McArthur).*
- 26 DEPARTMENTAL FINANCIAL STATEMENTS, 1981-82—To be considered.
- 27 TOTALIZATOR AGENCY BOARD REPORT, 1981-82—To be considered.
- *28 OPTOMETRISTS REGISTRATION BOARD REPORT, 1980-81—To be considered

**TUESDAY, 16 NOVEMBER
GOVERNMENT BUSINESS**

Orders of the Day

- 1 HUMAN TISSUE BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 2 MINISTRY OF TRANSPORT (AMENDMENT) BILL—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate. (Hon. R. J. Long).*

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**WEDNESDAY, 23 FEBRUARY 1983
GOVERNMENT BUSINESS**

Orders of the Day

- §1 CONSTITUTION (LOCAL GOVERNMENT) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*
- §2 LOCAL GOVERNMENT (MUNICIPAL COUNCIL ELECTIONS) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, Joan Coxsedg, D. M. Evans and R. J. Long.

* * * *

SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables B. P. Dunn, J. V. C. Guest, D. K. Hayward, A. J. Hunt and G. A. Sgro.

HOUSE (JOINT)—The Honourables H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, J. H. Kennan, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

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Wednesday—11.00 a.m.

Thursday—11.00 a.m.

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Tuesday and Thursday—Government business.

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No new business shall be taken after 10.00 p.m.

* * * *

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LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 26, 27 and 28

No. 26—Tuesday, 9 November 1982

- 1 The President took the Chair and read the Prayer.
- 2 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR—The Honourable W. A. Landeryou presented a Message from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz.:

Education Service (Amendment) Act.

Ethnic Affairs Commission Act.

- 3 WORKS AND SERVICES APPROPRIATION BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act with respect to the Appropriation of Moneys out of the Works and Services Account for certain Works and Purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 4 PAPERS—

DEPARTMENTAL FINANCES—The Honourable D. R. White moved, by leave, That there be laid before this House a copy of the document "Departmental Financial Statements for the Year ended 30 June 1982".

Question—put and resolved in the affirmative.

The said paper was thereupon presented by the Honourable D. R. White and ordered to lie on the Table.

The Honourable A. J. Hunt moved, That the paper be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:

Totalizator Agency Board—Report and accounts for the year ended 31 July 1982.

The Honourable A. J. Hunt moved, That the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 5 WORKS AND SERVICES APPROPRIATION BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 16 CONSTITUTION (LOCAL GOVERNMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou moved, That this Bill be now read a second time.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Debate ensued.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the question for the determination of the date of resumption of the debate be considered later this day.

- 17 LOCAL GOVERNMENT (MUNICIPAL COUNCIL ELECTIONS) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou moved, That this Bill be now read a second time.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Debate ensued.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the question for the determination of the date of resumption of the debate be considered later this day.

- 18 CONSTITUTION (LOCAL GOVERNMENT) BILL AND LOCAL GOVERNMENT (MUNICIPAL COUNCIL ELECTIONS) BILL—COGNATE DEBATE—The Honourable W. A. Landeryou moved, by leave, That this House authorizes and requires the Honourable the President to permit concurrent consideration and debate on the questions, That the Constitution (Local Government) Bill and the Local Government (Municipal Council Elections) Bill be now read a second time.

Question—put and resolved in the affirmative.

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The Honourable W. A. Landeryou moved, That the cognate debate be adjourned until Tuesday next.

Debate ensued.

Leave was granted for the Honourable W. A. Landeryou to amend his motion by omitting “until Tuesday next” and inserting in place thereof “for three weeks”.

The Honourable K. I. M. Wright moved, as an amendment, That the words “for three weeks” be omitted with the view of inserting in place thereof “Wednesday, 23 February 1983”.

Question—That the words proposed to be omitted stand part of the question—put.

The Council divided.

AYES, 18

The Hon. M. J. Arnold (*Teller*)
 G. A. S. Butler
 Joan Coxsedge
 J. L. Dixon
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. A. Murphy
 B. T. Pullen

NOES, 20

The Hon. W. R. Baxter
 P. D. Block
 C. Bubb
 W. M. Campbell
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson (*Teller*)

M. J. Sandon
G. A. Sgro (*Teller*)
Evan Walker
D. R. White

R. J. Long
J. W. S. Radford (*Teller*)
N. B. Reid
Haddon Storey
H. R. Ward
K. I. M. Wright

And so it passed in the negative.

Question—That the expression proposed to be inserted be so inserted—put.

The Council divided.

AYES, 20

The Hon. W. R. Baxter
P. D. Block
C. Bubb
W. M. Campbell
D. G. Crozier
B. P. Dunn
D. M. Evans
F. J. Granter
J. V. C. Guest
D. K. Hayward
W. V. Houghton
A. J. Hunt
R. I. Knowles
R. Lawson
R. J. Long
J. W. S. Radford
N. B. Reid (*Teller*)
Haddon Storey
H. R. Ward
K. I. M. Wright (*Teller*)

NOES, 18

The Hon. M. J. Arnold
G. A. S. Butler
Joan Coxsedg (*Teller*)
J. L. Dixon (*Teller*)
D. E. Henshaw
C. J. Hogg
J. H. Kennan
D. E. Kent
J. E. Kirner
W. A. Landeryou
R. A. Mackenzie
L. A. McArthur
B. A. Murphy
B. T. Pullen
M. J. Sandon
G. A. Sgro
Evan Walker
D. R. White

And so it was resolved in the affirmative.

Question—That the cognate debate be adjourned until Wednesday, 23 February 1983—put.

The Council divided.

AYES, 20

The Hon. W. R. Baxter
P. D. Block (*Teller*)
C. Bubb
W. M. Campbell
D. G. Crozier
B. P. Dunn
D. M. Evans (*Teller*)
F. J. Granter
J. V. C. Guest
D. K. Hayward
W. V. Houghton
A. J. Hunt
R. I. Knowles
R. Lawson
R. J. Long
J. W. S. Radford
N. B. Reid

NOES, 18

The Hon. M. J. Arnold
G. A. S. Butler (*Teller*)
Joan Coxsedg
J. L. Dixon
D. E. Henshaw (*Teller*)
C. J. Hogg
J. H. Kennan
D. E. Kent
J. E. Kirner
W. A. Landeryou
R. A. Mackenzie
L. A. McArthur
B. A. Murphy
B. T. Pullen
M. J. Sandon
G. A. Sgro
Evan Walker

Haddon Storey
H. R. Ward
K. I. M. Wright

D. R. White

And so it was resolved in the affirmative.

- 19 APPROPRIATION (1982-83, No. 1) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable R. J. Long moved, That the debate be now adjourned.

Debate ensued.

Question—put and negatived.

And the Council having continued to sit until after 12 midnight—

WEDNESDAY, 10 NOVEMBER

Debate continued.

Question—put and resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair, and the Honourable W. M. Campbell reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

- 20 MOTOR CAR (REGISTRATION AND DRIVERS' LICENCES) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Motor Car Act 1958' with respect to Registration and Drivers' Licences, to amend the 'Motor Car (Drivers' Licences) Act 1981' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable R. A. Mackenzie), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 21 ABORIGINAL LANDS (ABORIGINES' ADVANCEMENT LEAGUE) (WATT STREET, NORTHCOTE) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make provision with respect to a Crown Grant of land at Watt Street, Northcote in the Parish of Jika Jika*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable W. A. Landeryou), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 22 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until this day at 2.00 p.m.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 1.32 a.m., adjourned until this day at 2.00 p.m.

A. R. B. McDONNELL
Clerk of the Legislative Council

No. 27—Wednesday, 10 November 1982

- 1 The President took the Chair and read the Prayer.
- 2 PAPER—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:
 Optometrists Registration Board—Report for the year 1980–81.
 The Honourable A. J. Hunt moved, That the report be taken into consideration on the next day of meeting.
 Question—put and resolved in the affirmative.
- 3 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of the Orders of the Day, General Business, and Orders of the Day, Government Business, Nos. 1 to 4 inclusive, be postponed until later this day.
- 4 APPROPRIATION (1982–83, No. 1) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.
 House in Committee.
 The President resumed the Chair; and the Honourable W. M. Campbell reported that the Committee had made progress in the Bill, and asked leave to sit again.
 Resolved—That the Council will, later this day, again resolve itself into the said Committee.
 [By leave, Questions without Notice pursuant to Standing Order 71A were taken.]
- 5 APPROPRIATION (1982–83, No. 1) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.
 House in Committee.
 The President resumed the Chair; and the Honourable W. M. Campbell reported that the Committee had made progress in the Bill, and asked leave to sit again.
 Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.
- 6 MOTOR CAR (PENALTIES) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the Penalties fixed under the ‘Motor Car Act 1958’ for Offences against that Act and Regulations made under that Act*” and desiring the concurrence of the Council therein.
 On the motion of the Honourable D. R. White (for the Honourable R. A. Mackenzie), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
- 7 GEELONG PERFORMING ARTS CENTRE TRUST (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act with respect to the Functions of the Geelong Performing Arts Centre Trust, to amend the ‘Geelong Performing Arts Centre Trust Act 1980’ and for other purposes*” and desiring the concurrence of the Council therein.
 On the motion of the Honourable D. R. White (for the Honourable Evan Walker), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
- 8 LAND (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Land Act 1958’*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White (for the Honourable R. A. Mackenzie), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 9 POUNDS (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendments made in such Bill by the Council.
- 10 MESSAGES FROM THE ASSEMBLY—The President announced the receipt of Messages from the Assembly returning the following Bills and acquainting the Council that they have agreed to the same without amendment:
 Victorian Tobacco Growers (Disposal of Assets) Bill.
 Sewerage Districts (Sewerage Schemes) Bill.
- 11 ADJOURNMENT—The Honourable D. R. White moved, That the Council, at its rising, adjourn until tomorrow at 2.00 p.m.
 Question—put and resolved in the affirmative.

And then the Council, at 10.13 p.m., adjourned until tomorrow at 2.00 p.m.

A. R. B. McDONNELL
Clerk of the Legislative Council

No. 28—Thursday, 11 November 1982

- 1 The President took the Chair and read the Prayer.
- 2 PRESENTATION OF ADDRESS TO HIS EXCELLENCY THE GOVERNOR—The President reported that, accompanied by Honourable Members, he had this day waited upon His Excellency the Governor and had presented to him the Address of the Legislative Council, adopted on 21 September 1982 in reply to His Excellency the Governor's speech at the Opening of Parliament, and that His Excellency the Governor had been pleased to make the following reply:
 MR PRESIDENT AND HONOURABLE MEMBERS OF THE LEGISLATIVE COUNCIL:
 In the name and on behalf of Her Majesty The Queen I thank you for your expressions of loyalty to our Most Gracious Sovereign contained in the address you have just presented to me.
 I fully rely on your wisdom in deliberating upon the important measures to be brought under your consideration and I earnestly hope that the results of your labours will be conducive to the advancement and prosperity of this State.
- 3 PETITION—SUNDAY LIQUOR TRADING—The Honourable R. Lawson presented a Petition from certain citizens of Victoria praying that action be taken to prevent the extension of hotel trading hours on Sundays.
 Ordered to lie on the Table.
- 4 MOTOR CAR (REGISTRATION AND DRIVERS' LICENCES) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou (for the Honourable R. A. Mackenzie) moved, That this Bill be now read a second time.
 The Honourable N. B. Reid moved, That the debate be now adjourned.
 Question—That the debate be now adjourned—put and resolved in the affirmative.
 Ordered—That the debate be adjourned until the next day of meeting.

- 5 MOTOR CAR (PENALTIES) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable N. B. Reid moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 6 ABORIGINAL LANDS (ABORIGINES' ADVANCEMENT LEAGUE) (WATT STREET, NORTHCOTE) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou moved, That this Bill be now read a second time.

The Honourable B. A. Chamberlain moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 7 GEELONG PERFORMING ARTS CENTRE TRUST (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie (for the Honourable Evan Walker) moved, That this Bill be now read a second time.

The Honourable J. V. C. Guest moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 8 LAND (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable R. I. Knowles moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 9 APPROPRIATION (1982-83, No. 1) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 10 PIPELINES (FEES) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Pipelines Act 1967' with respect to Pipeline Operation Fees and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

11 ADJOURNMENT—The Honourable W. A. Landeryou moved, That the Council, at its rising, adjourn until Tuesday next at 5.00 p.m.

Question—put and resolved in the affirmative.

The Honourable W. A. Landeryou moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 5.27 p.m., adjourned until Tuesday next at 5.00 p.m.

A. R. B. McDONNELL
Clerk of the Legislative Council

Mr President takes the Chair at 5.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- *1 PIPELINES (FEES) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. A. J. Hunt).
- 2 MINISTRY OF TRANSPORT (AMENDMENT) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—*Resumption of debate.* (Hon. R. J. Long).
- 3 MOTOR CAR (PENALTIES) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—*Resumption of debate.* (Hon. N. B. Reid).
- 4 GEELONG PERFORMING ARTS CENTRE TRUST (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading—*Resumption of debate.* (Hon. J. V. C. Guest).
- 5 LAND (AMENDMENT) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—*Resumption of debate.* (Hon. R. I. Knowles).
- 6 ABORIGINAL LANDS (ABORIGINES' ADVANCEMENT LEAGUE) (WATT STREET, NORTHCOTE) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. B. A. Chamberlain).
- 7 VETERINARY SURGEONS (AMENDMENT) BILL—(from Assembly—Hon. D. E. Kent)—Second reading—*Resumption of debate.* (Hon. D. G. Crozier).
- 8 MOTOR CAR (REGISTRATION AND DRIVERS' LICENCES) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—*Resumption of debate.* (Hon. N. B. Reid).
- 9 WORKS AND SERVICES APPROPRIATION BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. A. J. Hunt).
- 10 FLOOD PLAIN MANAGEMENT BILL—(Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. A. J. Hunt).
- 11 ADMINISTRATION AND PROBATE (SURVIVAL OF ACTIONS) BILL—(from Assembly—Hon. W. A. Landeryou)—*Resumption of debate on the question*—That this Bill be now read a second time—and on the amendment of the Hon. Haddon Storey—That all the words after "That" be omitted with the view of inserting in place thereof "the Bill be withdrawn and re-drafted in the light of the report of the Sub-committee of the Chief Justice's Law Reform Committee on Survival of Causes of Action for Personal Injuries dated 2 December 1981 and to ensure that the principles set out in clause 2 (1) of the Bill do not apply to causes of action arising before the date of the second reading of the Bill in the Legislative Assembly" (Hon. B. P. Dunn).
- 12 WRONGS (DEPENDANTS) BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 13 HUMAN TISSUE BILL—(Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- †14 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).

* Indicates new entry.

† Proposals in Bill currently before Social Development Committee for examination and report.

- ø15 STATUTE LAW REVISION (REPEALS) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. W. R. Baxter).
- ø16 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- 17 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 18 HISTORIC BUILDINGS (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).

GENERAL BUSINESS

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- 3 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(Hon. P. D. Block)—Second reading—Resumption of debate. (Hon. D. E. Kent).
- 4 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 5 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(Hon. Haddon Storey)—Resumption of debate. (Hon. H. R. Ward).
- 6 PULPWOOD HARVESTING IN OTWAYS—REPORT OF INTER-DEPARTMENTAL TASK FORCE—To be considered.
- 7 DISCRIMINATORY INDUSTRIAL AGREEMENTS—MOTION TO NOTE REFUSAL OF ARBITRATION COMMISSION TO CERTIFY, AND CALLING FOR EXCLUSION OF SIMILAR PROVISIONS FROM FUTURE PUBLIC SECTOR AGREEMENTS (Hon. D. K. Hayward)—Resumption of debate. (Hon. W. A. Landeryou).
- 8 SIRATA TITLES ACT REVIEW COMMITTEE REPORTS—To be considered.
- 9 COUNCIL OF ADULT EDUCATION REPORT, 1981–82—To be considered.
- 10 EDUCATION ACT—MINISTER'S CERTIFICATE AS TO RESUMPTION OF LAND AT ELTHAM NORTH—To be considered.
- 11 ENVIRONMENT PROTECTION AUTHORITY REPORT, 1981–82—To be considered.
- 12 ESTATE AGENTS BOARD REPORT, 1981–82—To be considered.
- 13 FORESTS COMMISSION REPORT, 1981–82—To be considered.
- 14 FRIENDLY SOCIETIES AND BENEFIT ASSOCIATIONS—GOVERNMENT STATIST'S REPORT, 1981–82—To be considered.
- 15 GAS AND FUEL CORPORATION REPORT, 1981–82—To be considered.
- 16 LA TROBE UNIVERSITY COUNCIL REPORT AND STATUTES, 1981—To be considered.
- 17 LEGAL AID COMMISSION REPORT, 1981–82—To be considered.
- 18 MELBOURNE UNDERGROUND RAIL LOOP AUTHORITY REPORT, 1981–82—To be considered.
- 19 PHARMACY BOARD REPORT, 1981—To be considered.
- 20 TAXATION ANALYSIS—LAND TAX, 1981 AND PROBATE AND GIFT DUTY, 1981–82—To be considered.
- 21 UPPER YARRA VALLEY AND DANDENONG RANGES AUTHORITY REPORT, 1979–80—To be considered.
- 22 VICTORIA GRANTS COMMISSION REPORT, 1981–82—To be considered.
- 23 VICTORIAN BROWN COAL COUNCIL REPORT, 1981–82—To be considered.

ø Proposals in Bill currently before Legal and Constitutional Committee for examination and report.

- 24 ZOOLOGICAL BOARD REPORTS, 1980-81 AND 1981-82—To be considered.
- 25 INDUSTRIAL RELATIONS—MOTION TO TAKE NOTE OF MINISTERIAL STATEMENT—
(*Hon. D. K. Hayward*)—*Resumption of debate.* (*Hon. L. A. McArthur*).
- 26 DEPARTMENTAL FINANCIAL STATEMENTS, 1981-82—To be considered.
- 27 TOTALIZATOR AGENCY BOARD REPORT, 1981-82—To be considered.
- 28 OPTOMETRISTS REGISTRATION BOARD REPORT, 1980-81—To be considered.

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WEDNESDAY, 23 FEBRUARY 1983
GOVERNMENT BUSINESS

Orders of the Day

- §1 CONSTITUTION (LOCAL GOVERNMENT) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. A. J. Hunt*).
- §2 LOCAL GOVERNMENT (MUNICIPAL COUNCIL ELECTIONS) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. A. J. Hunt*).

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, Joan Coxsedg, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables B. P. Dunn, J. V. C. Guest, D. K. Hayward, A. J. Hunt and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, J. H. Kennan, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

Mr. President takes the Chair at 11.00 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

Notice of Motion

- *1 THE HON. A. J. HUNT—To move, That this House calls upon the Governments of the Commonwealth and all States, the leaders of all political parties and leaders of employee and employer organizations to work together in the national interest and the interests of all Australians in the urgent development of policies and measures to alleviate and resolve all aspects of the problem of unemployment.

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- 3 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(Hon. P. D. Block)—Second reading—*Resumption of debate.* (Hon. D. E. Kent).
- 4 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 5 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(Hon. Haddon Storey)—*Resumption of debate.* (Hon. H. R. Ward).
- 6 PULPWOOD HARVESTING IN OTWAYS—REPORT OF INTER-DEPARTMENTAL TASK FORCE—To be considered.
- 7 DISCRIMINATORY INDUSTRIAL AGREEMENTS—MOTION TO NOTE REFUSAL OF ARBITRATION COMMISSION TO CERTIFY, AND CALLING FOR EXCLUSION OF SIMILAR PROVISIONS FROM FUTURE PUBLIC SECTOR AGREEMENTS (Hon. D. K. Hayward)—*Resumption of debate.* (Hon. W. A. Landeryou).
- 8 STRATA TITLES ACT REVIEW COMMITTEE REPORTS—To be considered.
- 9 INDUSTRIAL RELATIONS—MOTION TO TAKE NOTE OF MINISTERIAL STATEMENT—(Hon. D. K. Hayward)—*Resumption of debate.* (Hon. L. A. McArthur).
- 10 DEPARTMENTAL FINANCIAL STATEMENTS, 1981–82—To be considered.
- 11 TOTALIZATOR AGENCY BOARD REPORT, 1981–82—To be considered.
- 12 OPTOMETRISTS REGISTRATION BOARD REPORT, 1980–81—To be considered.

GOVERNMENT BUSINESS

Orders of the Day

- *1 VICTORIAN COLLEGE OF AGRICULTURE AND HORTICULTURE BILL—(from Assembly—Hon. Evan Walker)—Second reading.
- *2 LOCAL GOVERNMENT (HOUSE BUILDERS' LIABILITY) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading. (AMENDMENT)

* Indicates new entry.

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- 3 LAND (AMENDMENT) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—*Resumption of debate.* (Hon. R. I. Knowles).
 - 4 WORKS AND SERVICES APPROPRIATION BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. A. J. Hunt).
 - 5 VETERINARY SURGEONS (AMENDMENT) BILL—(from Assembly—Hon. D. E. Kent)—To be further considered in Committee.
 - 6 MOTOR CAR (REGISTRATION AND DRIVERS' LICENCES) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—*Resumption of debate.* (Hon. N. B. Reid).
 - 7 FLOOD PLAIN MANAGEMENT BILL—(Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. A. J. Hunt).
 - 8 ADMINISTRATION AND PROBATE (SURVIVAL OF ACTIONS) BILL—(from Assembly—Hon. W. A. Landeryou)—*Resumption of debate on the question—That this Bill be now read a second time—and on the amendment of the Hon. Haddon Storey—That all the words after “That” be omitted with the view of inserting in place thereof “the Bill be withdrawn and re-drafted in the light of the report of the Sub-committee of the Chief Justice’s Law Reform Committee on Survival of Causes of Action for Personal Injuries dated 2 December 1981 and to ensure that the principles set out in clause 2 (1) of the Bill do not apply to causes of action arising before the date of the second reading of the Bill in the Legislative Assembly”* (Hon. B. P. Dunn).
 - 9 WRONGS (DEPENDANTS) BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
 - 10 HUMAN TISSUE BILL—(Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
 - † 11 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
 - ∅ 12 STATUTE LAW REVISION (REPEALS) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. W. R. Baxter).
 - ∅ 13 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. A. J. Hunt).
 - 14 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
 - 15 HISTORIC BUILDINGS (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading—*Resumption of debate.* (Hon. B. A. Chamberlain).

∅ Proposals in Bill currently before Legal and Constitutional Committee for examination and report.

† Proposals in Bill currently before Social Development Committee for examination and report.

WEDNESDAY, 23 FEBRUARY 1983
GOVERNMENT BUSINESS

Orders of the Day

- §1 CONSTITUTION (LOCAL GOVERNMENT) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*
- §2 LOCAL GOVERNMENT (MUNICIPAL COUNCIL ELECTIONS) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, Joan Coxsedg, D. M. Evans and R. J. Long.

* * * *

SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables B. P. Dunn, J. V. C. Guest, D. K. Hayward, A. J. Hunt and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, J. H. Kennan, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

QUESTIONS ON NOTICE

On the first sitting day of each week, a complete Notice Paper will be published containing all unanswered Questions. On other days, new Questions only will be included on the Notice Paper.

Questions remaining unanswered

Numbers, 1, 2, 3, 6, 7, 8, 17, 53, 57, 82, 98, 99, 106, 114, 115, 116, 117, 120, 121, 122, 123, 124, 125, 129, 132, 137, 138, 139, 140, 142, 144, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 161, 162, 163, 164, 166, 167, 168, 169, 170, 171, 172 and 173.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 29 and 30

No. 29—Tuesday, 16 November 1982

- 1 The President took the Chair and read the Prayer.
- 2 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR**—The Honourable W. A. Landeryou presented Messages from His Excellency the Governor informing the Council—
That he had, this day, given the Royal Assent to the undermentioned Act presented to him by the Honourable the Speaker of the Legislative Assembly, viz.:
Appropriation (1982–83, No. 1) Act.
That he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz.:
Public Account (Amendment) Act.
Pounds (Amendment) Act.
Victorian Tobacco Growers (Disposal of Assets) Act.
Sewerage Districts (Sewerage Schemes) Act.
- 3 **PAPERS**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
Crimes Compensation Tribunal—Report for the year 1981–82.
Statutory Rules under the following Acts of Parliament:
Building Control Act 1981—No. 408.
Chiropodists Act 1968—No. 394.
Country Fire Authority Act 1958—No. 409.
Dental Technicians Act 1972—No. 406.
Health Act 1958—Nos. 389 to 391, 396, 397, 399 and 407.
Public Service Act 1974—PSD Nos. 204, 206 and 208.
Racing Act 1958—No. 393.
Small Claims Tribunals Act 1973—No. 395.
Supreme Court Act 1958—No. 392.
Vegetation and Vine Diseases Act 1958—No. 401.
Victorian Nursing Council—Report for the year 1981–82.
- 4 **POSTPONEMENT OF ORDER OF THE DAY**—Ordered—That the consideration of Order of the Day, Government Business, No. 1, be postponed until later this day.
- 5 **MINISTRY OF TRANSPORT (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
Bill read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 6 **MOTOR CAR (PENALTIES) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
Bill read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 7 **GEELONG PERFORMING ARTS CENTRE TRUST (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 8 **POSTPONEMENT OF ORDERS OF THE DAY**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 5 and 6, be postponed until later this day.

- 9 **VETERINARY SURGEONS (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

- 10 **LOCAL GOVERNMENT (HOUSE BUILDERS' LIABILITY) (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend Division 1A of Part XLIX. of the 'Local Government Act 1958', to amend the 'Building Control Act 1981' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 11 **PIPELINES (FEES) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time, after debate, and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 12 **ABORIGINAL LANDS (ABORIGINES' ADVANCEMENT LEAGUE) (WATT STREET, NORTHCOTE) BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

And the Deputy President having ruled the Bill to be a Private Bill—

The Honourable W. A. Landeryou moved, That this Bill be dealt with as a Public Bill.

Question—put and resolved in the affirmative.

Question—That this Bill be now read a second time—put and resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable G. A. S. Butler having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 13 VICTORIAN COLLEGE OF AGRICULTURE AND HORTICULTURE BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to provide for the establishment of a post-secondary education institution to be known as the Victorian College of Agriculture and Horticulture and for the transfer to the College of the control and administration of the Agricultural Colleges carried on as State Agricultural Colleges pursuant to the ‘Agricultural Colleges Act 1958’, to repeal the ‘Agricultural Colleges Act 1958’, to amend the ‘Land Act 1958’ and the ‘Post-Secondary Education Remuneration Tribunal Act 1980’, and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 14 ADJOURNMENT—The Honourable W. A. Landeryou moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.29 p.m., adjourned until tomorrow.

A. R. B. McDONNELL
Clerk of the Legislative Council

No. 30—Wednesday, 17 November 1982

- 1 The President took the Chair and read the Prayer.
- 2 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Country Roads Board—Report for the year 1981–82.

Ombudsman—Report for the year 1981–82.

The Honourable A. J. Hunt moved, That the reports be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 3 UNEMPLOYMENT—The Honourable A. J. Hunt moved, That this House calls upon the Governments of the Commonwealth and all States, the leaders of all political parties and leaders of employee and employer organizations to work together in the national interest and the interests of all Australians in the urgent development of policies and measures to alleviate and resolve all aspects of the problem of unemployment.

Debate ensued.

Question—put and resolved in the affirmative.

The Honourable A. J. Hunt moved, That a Message be sent to the Assembly acquainting them of the foregoing Resolution and inviting their endorsement thereof.

Question—put and resolved in the affirmative.

* * * *

The Honourable A. J. Hunt moved, by leave, That the text of the substantive Resolution passed this day by the House in relation to unemployment and

copies of the debate thereon be conveyed by the President to the Prime Minister and his Minister for Employment and Industrial Relations and to all members of the Commonwealth Parliament.

Question—put and resolved in the affirmative.

- 4 ELECTORAL COMMISSION BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same without amendment.
- 5 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of the Orders of the Day, General Business, be postponed until the next day of meeting.
- 6 VICTORIAN COLLEGE OF AGRICULTURE AND HORTICULTURE BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.
The Honourable A. J. Hunt moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until the next day of meeting.
- 7 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 2, be postponed until later this day.
- 8 LAND (AMENDMENT) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—
Debate resumed.
[*The Honourables D. M. Evans, L. A. McArthur and J. W. S. Radford each declared a pecuniary interest and withdrew from the Council Chamber.*]
Question—put and resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honourable W. M. Campbell reported that the Committee had made progress in the Bill, and asked leave to sit again.
Resolved—That the Council will, later this day, again resolve itself into the said Committee.
- 9 WORKS AND SERVICES APPROPRIATION BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 10 SALE OF LAND (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Sale of Land Act 1962', with respect to Contracts for the Sale of Land, to amend the 'Legal Profession Practice Act 1958', the 'Property Law Act 1958', the 'Supreme Court Act 1958', and 'Transfer of Land Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 11 CLOSER SETTLEMENT (WINDING-UP) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same without amendment.
- 12 UNEMPLOYMENT—The President announced the receipt of a Message from the Assembly acquainting the Council that they have endorsed the Resolution of the Legislative Council in relation to unemployment.
- 13 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Wednesday next at 11.00 a.m.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.50 p.m., adjourned until Wednesday next at 11.00 a.m.

A. R. B. McDONNELL
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- 3 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate.* (*Hon. D. E. Kent*).
- 4 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 5 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. H. R. Ward*).
- 6 PULPWOOD HARVESTING IN OTWAYS—REPORT OF INTER-DEPARTMENTAL TASK FORCE—To be considered.
- 7 DISCRIMINATORY INDUSTRIAL AGREEMENTS—MOTION TO NOTE REFUSAL OF ARBITRATION COMMISSION TO CERTIFY, AND CALLING FOR EXCLUSION OF SIMILAR PROVISIONS FROM FUTURE PUBLIC SECTOR AGREEMENTS (*Hon. D. K. Hayward*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 8 STRATA TITLES ACT REVIEW COMMITTEE REPORTS—To be considered.
- 9 INDUSTRIAL RELATIONS—MOTION TO TAKE NOTE OF MINISTERIAL STATEMENT—(*Hon. D. K. Hayward*)—*Resumption of debate.* (*Hon. L. A. McArthur*).
- 10 DEPARTMENTAL FINANCIAL STATEMENTS, 1981–82—To be considered.
- 11 TOTALIZATOR AGENCY BOARD REPORT, 1981–82—To be considered.
- 12 OPTOMETRISTS REGISTRATION BOARD REPORT, 1980–81—To be considered.
- *13 COUNTRY ROADS BOARD REPORT, 1981–82—To be considered.
- *14 OMBUDSMAN'S REPORT, 1981–82—To be considered.

GOVERNMENT BUSINESS

Orders of the Day

- 1 VICTORIAN COLLEGE OF AGRICULTURE AND HORTICULTURE BILL—(*from Assembly—Hon. Evan Walker*)—Second reading—*Resumption of debate.* (*Hon. A. J. Hunt*).
- *2 SALE OF LAND (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading.
- 3 LAND (AMENDMENT) BILL—(*from Assembly—Hon. R. A. Mackenzie*)—To be further considered in Committee.
- 4 MOTOR CAR (REGISTRATION AND DRIVERS' LICENCES) BILL—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate.* (*Hon. N. B. Reid*).

* Indicates new entry.

- 5 ADMINISTRATION AND PROBATE (SURVIVAL OF ACTIONS) BILL—(from Assembly—Hon. W. A. Landeryou)—Resumption of debate on the question—That this Bill be now read a second time—and on the amendment of the Hon. Haddon Storey—That all the words after “That” be omitted with the view of inserting in place thereof “the Bill be withdrawn and re-drafted in the light of the report of the Sub-committee of the Chief Justice’s Law Reform Committee on Survival of Causes of Action for Personal Injuries dated 2 December 1981 and to ensure that the principles set out in clause 2 (1) of the Bill do not apply to causes of action arising before the date of the second reading of the Bill in the Legislative Assembly” (Hon. B. P. Dunn).
- 6 WRONGS (DEPENDANTS) BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 7 LOCAL GOVERNMENT (HOUSE BUILDERS’ LIABILITY) (AMENDMENT) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading.
- 8 VETERINARY SURGEONS (AMENDMENT) BILL—(from Assembly—Hon. D. E. Kent)—To be further considered in Committee.
- 9 HUMAN TISSUE BILL—(Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 10 FLOOD PLAIN MANAGEMENT BILL—(Hon. D. R. White)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- †11 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- ø12 STATUTE LAW REVISION (REPEALS) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. W. R. Baxter).
- ø13 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- 14 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 15 HISTORIC BUILDINGS (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).

* * * *

WEDNESDAY, 23 FEBRUARY 1983

GOVERNMENT BUSINESS

Orders of the Day

- §1 CONSTITUTION (LOCAL GOVERNMENT) BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- §2 LOCAL GOVERNMENT (MUNICIPAL COUNCIL ELECTIONS) BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. A. J. Hunt).

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

† Proposals in Bill currently before Social Development Committee for examination and report.

ø Proposals in Bill currently before Legal and Constitutional Committee for examination and report.

§ Cognate Bills—Second readings to be debated concurrently pursuant to Order of the House on 9 November 1982.

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, Joan Coxsedg, D. M. Evans and R. J. Long.

* * * *

SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables B. P. Dunn, J. V. C. Guest, D. K. Hayward, A. J. Hunt and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, J. H. Kennan, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

No. 31

No. 31—Wednesday, 24 November 1982

- 1 The President took the Chair and read the Prayer.
- 2 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR—The Honourable W. A. Landeryou presented Messages from His Excellency the Governor informing the Council that he had, on 23 November, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz.:
 - Geelong Performing Arts Centre Trust (Amendment) Act.*
 - Aboriginal Lands (Aborigines' Advancement League) (Watt Street, Northcote) Act.*
 - Pipelines (Fees) Act.*
 - Closer Settlement (Winding-up) Act.*
 - Ministry of Transport (Amendment) Act.*
 - Works and Services Appropriation Act.*
 - Electoral Commission Act.*
 - Motor Car (Penalties) Act.*
 - Environment Protection (Air Pollution Control) Act.*

- 3 ENVIRONMENT PROTECTION (AIR POLLUTION CONTROL) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same without amendment.

- 4 TEMPORARY CHAIRMEN OF COMMITTEES—The President laid upon the Table the following Warrant nominating Temporary Chairmen of Committees:

LEGISLATIVE COUNCIL

VICTORIA

Pursuant to the provisions of the Standing Order of the Legislative Council numbered 160, I do hereby nominate—

The Honourable Peter David Block
 The Honourable Glyde Algernon Surtees Butler
 The Honourable Bruce Anthony Chamberlain
 The Honourable David Mylor Evans and
 The Honourable Richard John Long—

to act as Temporary Chairmen of Committees whenever requested to do so by the Chairman of Committees or whenever the Chairman of Committees is absent.

Given under my hand this twenty-fourth day of November, One thousand nine hundred and eighty-two.

FRED S. GRIMWADE
 President of the Legislative Council

- 5 SUSPENSION OF STANDING ORDERS—URGENCY—The Honourable R. J. Long moved, That Standing Orders be suspended on the ground of urgency to the extent necessary to enable him to move forthwith, That this House condemns the Government for its political irresponsibility in postponing water restrictions

in the Melbourne area when it is known that the Upper Yarra Valley Dam will be empty in April 1983 and approximately one million people will be without water if present conditions continue.

Question—put.

The Council divided.

AYES, 22

The Hon. W. R. Baxter
 H. G. Baylor (*Teller*)
 P. D. Block
 C. Bubb (*Teller*)
 W. M. Campbell
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 J. V. C. Guest
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward
 K. I. M. Wright

NOES, 16

The Hon. M. J. Arnold
 G. A. S. Butler
 Joan Cocksedge
 J. L. Dixon
 D. E. Henshaw
 C. J. Hogg (*Teller*)
 J. H. Kennan (*Teller*)
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

- 6 WATER RESTRICTIONS—Pursuant to the foregoing Resolution, the Honourable R. J. Long moved, That this House condemns the Government for its political irresponsibility in postponing water restrictions in the Melbourne area when it is known that the Upper Yarra Valley Dam will be empty in April 1983 and approximately one million people will be without water if present conditions continue.

Debate ensued.

Question—put.

The Council divided.

AYES, 21

The Hon. W. R. Baxter
 H. G. Baylor
 P. D. Block
 C. Bubb
 W. M. Campbell
 B. A. Chamberlain
 (*Teller*)
 G. P. Connard (*Teller*)
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter

NOES, 16

The Hon. M. J. Arnold
 G. A. S. Butler
 Joan Cocksedge
 J. L. Dixon
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur (*Teller*)
 B. A. Murphy (*Teller*)

W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward
 K. I. M. Wright

B. T. Pullen
 M. J. Sandon
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

- 7 URGENCY—MOTION UNDER STANDING ORDER No. 68A—MEAT INDUSTRY—The Honourable B. P. Dunn moved, That the Council take note of the serious effects on the Victorian meat industry resulting from the current dispute involving the Australasian Meat Industry Employees Union and the meatworks proprietors.

Debate ensued.

Question—put and resolved in the affirmative.

- 8 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Adult Parole Board—Report for the year 1980–81.

Child Development and Family Services Council—Report for the year 1981–82.

Correctional Services Council—Report for the year 1981–82.

Hospitals Superannuation Act—Report on second actuarial investigation of Pensions Funds.

Small Business Development Corporation—Report for the year 1981–82.

Statutory Rules under the following Acts of Parliament:

Cemeteries Act 1958—No. 414.

Country Fire Authority Act 1958—No. 420.

Court Security Act 1980—No. 416.

Health Act 1958—Nos. 410 to 413.

Industrial Training Act 1975—Nos. 402 to 404.

Penalties and Sentences Act 1981—No. 398.

Poisons Act 1962—No. 388.

Public Service Act 1974—PSD Nos. 205, 207 and 211.

Superannuation Act 1958—No. 400.

Victorian Solar Energy Council—Report for the year 1981–82.

The Honourable A. J. Hunt moved, That the reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 9 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of the Orders of the Day, General Business, and Order of the Day, Government Business, No. 1, be postponed until later this day.

- 10 SALE OF LAND (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou (for the Honourable D. R. White) moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered, after debate—That the debate be adjourned until Tuesday next.

11 POSTPONEMENT OF ORDERS OF THE DAY—Ordered, after debate—That the consideration of Orders of the Day, Government Business, Nos. 3 to 6 inclusive, be postponed until later this day.

12 LOCAL GOVERNMENT (HOUSE BUILDERS' LIABILITY) (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou moved, That this Bill be now read a second time.
Debate ensued.

The Honourable W. R. Baxter moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

13 MOTOR CAR (REGISTRATION AND DRIVERS' LICENCES) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

14 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 8 and 9, be postponed until later this day.

15 FLOOD PLAIN MANAGEMENT BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable W. R. Baxter moved, as an amendment, That all the words after "That" be omitted with the view of inserting in place thereof "this Bill be not read a second time until the impact the imposition of a one per cent probability flood level will have on development in Victoria is assessed by the Natural Resources and Environment Committee and a report thereon presented to the House".

The Honourable F. J. Granter moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

16 ADJOURNMENT—The Honourable W. A. Landeryou moved, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

The Honourable W. A. Landeryou moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 6.04 p.m., adjourned until Tuesday next.

A. R. B. McDONNELL
Clerk of the Legislative Council

Mr President takes the Chair at 3.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Notices of Motion

- *1 The Hon. W. A. LANDERYOU—To move, That Sessional Orders relating to the Business of the House adopted on 27 April 1982 be suspended until the end of December next.
- *2 The Hon. W. A. LANDERYOU—To move, That he have leave to bring in a Bill to amend the *Liquor Control Act* 1968 with respect to Booth Licences and for other purposes.

Orders of the Day

- 1 VICTORIAN COLLEGE OF AGRICULTURE AND HORTICULTURE BILL—(from Assembly—Hon. Evan Walker)—Second reading—*Resumption of debate.* (Hon. A. J. Hunt).
- 2 LAND (AMENDMENT) BILL—(from Assembly—Hon. R. A. Mackenzie)—To be further considered in Committee.
- 3 SALE OF LAND (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 4 FLOOD PLAIN MANAGEMENT BILL—(Hon. D. R. White)—*Resumption of debate on the question*—That this Bill be now read a second time—and on the amendment of the Hon. W. R. Baxter—That all the words after “That” be omitted with the view of inserting in place thereof “this Bill be not read a second time until the impact the imposition of a one per cent probability flood level will have on development in Victoria is assessed by the Natural Resources and Environment Committee and a report thereon presented to the House”. (Hon. F. J. Granter).
- 5 MOTOR CAR (REGISTRATION AND DRIVERS’ LICENCES) BILL—(from Assembly—Hon. R. A. Mackenzie)—To be further considered in Committee.
- 6 ADMINISTRATION AND PROBATE (SURVIVAL OF ACTIONS) BILL—(from Assembly—Hon. W. A. Landeryou)—*Resumption of debate on the question*—That this Bill be now read a second time—and on the amendment of the Hon. Haddon Storey—That all the words after “That” be omitted with the view of inserting in place thereof “the Bill be withdrawn and re-drafted in the light of the report of the Sub-committee of the Chief Justice’s Law Reform Committee on Survival of Causes of Action for Personal Injuries dated 2 December 1981 and to ensure that the principles set out in clause 2 (1) of the Bill do not apply to causes of action arising before the date of the second reading of the Bill in the Legislative Assembly” (Hon. B. P. Dunn).
- 7 WRONGS (DEPENDANTS) BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 8 LOCAL GOVERNMENT (HOUSE BUILDERS’ LIABILITY) (AMENDMENT) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. W. R. Baxter).
- 9 VETERINARY SURGEONS (AMENDMENT) BILL—(from Assembly—Hon. D. E. Kent)—To be further considered in Committee.

* Indicates new entry.

- 10 HUMAN TISSUE BILL—(Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- †11 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- ø12 STATUTE LAW REVISION (REPEALS) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. W. R. Baxter).
- ø13 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- 14 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 15 HISTORIC BUILDINGS (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).

GENERAL BUSINESS

Notice of Motion

- *1 The Hon. B. A. CHAMBERLAIN—To move, That this House expresses its concern at the haste of the Government in deciding to close fifty country Court Houses on 1 January 1983, without providing opportunity for consultation with local communities, lawyers and the police, and calls on the Government to postpone the implementation of that decision until adequate consultation has occurred.

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- 3 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(Hon. P. D. Block)—Second reading—Resumption of debate. (Hon. D. E. Kent).
- 4 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 5 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(Hon. Haddon Storey)—Resumption of debate. (Hon. H. R. Ward).
- 6 PULPWOOD HARVESTING IN OTWAYS—REPORT OF INTER-DEPARTMENTAL TASK FORCE—To be considered.
- 7 DISCRIMINATORY INDUSTRIAL AGREEMENTS—MOTION TO NOTE REFUSAL OF ARBITRATION COMMISSION TO CERTIFY, AND CALLING FOR EXCLUSION OF SIMILAR PROVISIONS FROM FUTURE PUBLIC SECTOR AGREEMENTS (Hon. D. K. Hayward)—Resumption of debate. (Hon. W. A. Landeryou).
- 8 STRATA TITLES ACT REVIEW COMMITTEE REPORTS—To be considered.
- 9 INDUSTRIAL RELATIONS—MOTION TO TAKE NOTE OF MINISTERIAL STATEMENT—(Hon. D. K. Hayward)—Resumption of debate. (Hon. L. A. McArthur).
- 10 DEPARTMENTAL FINANCIAL STATEMENTS, 1981–82—To be considered.
- 11 OPTOMETRISTS REGISTRATION BOARD REPORT, 1980–81—To be considered.
- 12 COUNTRY ROADS BOARD REPORT, 1981–82—To be considered.
- 13 OMBUDSMAN'S REPORT, 1981–82—To be considered.

† Proposals in Bill currently before Social Development Committee for examination and report.

ø Proposals in Bill currently before Legal and Constitutional Committee for examination and report.

- *14 ADULT PAROLE BOARD REPORT, 1980-81—To be considered.
- *15 CHILD DEVELOPMENT AND FAMILY SERVICES COUNCIL REPORT, 1981-82—To be considered.
- *16 CORRECTIONAL SERVICES COUNCIL REPORT, 1981-82—To be considered.
- *17 HOSPITALS SUPERANNUATION ACT—SECOND ACTUARIAL INVESTIGATION OF PENSIONS FUNDS—To be considered.
- *18 SMALL BUSINESS DEVELOPMENT CORPORATION REPORT, 1981-82—To be considered.
- *19 VICTORIAN SOLAR ENERGY COUNCIL REPORT, 1981-82—To be considered.

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WEDNESDAY, 23 FEBRUARY 1983 GOVERNMENT BUSINESS

Orders of the Day

- §1 CONSTITUTION (LOCAL GOVERNMENT) BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. A. J. Hunt).
- §2 LOCAL GOVERNMENT (MUNICIPAL COUNCIL ELECTIONS) BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. A. J. Hunt).

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

*TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables B. P. Dunn, J. V. C. Guest, D. K. Hayward, A. J. Hunt and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, J. H. Kennan, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. B. A. CHAMBERLAIN—To move, That this House expresses its concern at the haste of the Government in deciding to close fifty country Court Houses on 1 January 1983, without providing opportunity for consultation with local communities, lawyers and the police, and calls on the Government to postpone the implementation of that decision until adequate consultation has occurred.
- *2 The Hon. D. K. HAYWARD—To move, That this House notes with concern the continuing impact of increasing taxes, charges, salaries and wages on the economy and on employment opportunities, and calls upon the Government to freeze all taxes, charges, salaries and wages within its control.
- *3 The Hon. B. A. CHAMBERLAIN—To move, That this House expresses its grave concern at the action of the Minister for Planning in his direction to the Melbourne and Metropolitan Board of Works not to carry out its statutory obligation to enforce the Melbourne Planning Scheme and his condonation of the illegal operation of a motor cycle track in a conservation zone in Loeman's Road, Bulla.

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- 3 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate.* (*Hon. D. E. Kent*).
- 4 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 5 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. H. R. Ward*).
- 6 PULPWOOD HARVESTING IN OTWAYS—REPORT OF INTER-DEPARTMENTAL TASK FORCE—To be considered.
- 7 DISCRIMINATORY INDUSTRIAL AGREEMENTS—MOTION TO NOTE REFUSAL OF ARBITRATION COMMISSION TO CERTIFY, AND CALLING FOR EXCLUSION OF SIMILAR PROVISIONS FROM FUTURE PUBLIC SECTOR AGREEMENTS (*Hon. D. K. Hayward*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 8 STRATA TITLES ACT REVIEW COMMITTEE REPORTS—To be considered.
- 9 INDUSTRIAL RELATIONS—MOTION TO TAKE NOTE OF MINISTERIAL STATEMENT—(*Hon. D. K. Hayward*)—*Resumption of debate.* (*Hon. L. A. McArthur*).
- 10 DEPARTMENTAL FINANCIAL STATEMENTS, 1981-82—To be considered.
- 11 COUNTRY ROADS BOARD REPORT, 1981-82—To be considered.
- 12 OMBUDSMAN'S REPORT, 1981-82—To be considered.
- 13 ADULT PAROLE BOARD REPORT, 1980-81—To be considered.

* Indicates new entry.

- 14 CHILD DEVELOPMENT AND FAMILY SERVICES COUNCIL REPORT, 1981-82—To be considered.
- 15 CORRECTIONAL SERVICES COUNCIL REPORT, 1981-82—To be considered.
- 16 HOSPITALS SUPERANNUATION ACT—SECOND ACTUARIAL INVESTIGATION OF PENSIONS FUNDS—To be considered.
- 17 SMALL BUSINESS DEVELOPMENT CORPORATION REPORT, 1981-82—To be considered.
- 18 VICTORIAN SOLAR ENERGY COUNCIL REPORT, 1981-82—To be considered.
- *19 MINISTRY FOR ECONOMIC DEVELOPMENT REPORT, 1981-82—To be considered.
- *20 EQUAL OPPORTUNITY BOARD REPORT, 1981-82—To be considered.
- *21 HEALTH ADVISORY COUNCIL REPORT, 1981-82—To be considered.
- *22 NATIONAL PARKS ACT—MINISTER'S NOTICE OF CONSENT TO RENEWAL OF EXTRACTIVE INDUSTRY LEASES IN WILSON'S PROMONTORY NATIONAL PARK DATED 29 APRIL 1982—To be considered.
- *23 RURAL FINANCE COMMISSION REPORT, 1981-82—To be considered.
- *24 SCIENCE MUSEUM COUNCIL REPORTS, 1980-81 AND 1981-82—To be considered.
- *25 STATE RIVERS AND WATER SUPPLY COMMISSION REPORT, 1981-82—To be considered.
- *26 MELBOURNE METROPOLITAN PLANNING SCHEME—AMENDMENTS No. 3, PART 1H; No. 104, PART 1A; No. 138, PART 2B; AND No. 157, PART 2B.
- *27 YOUNG FARMERS' FINANCE COUNCIL REPORT, 1981-82—To be considered.

GOVERNMENT BUSINESS

Notice of Motion

- 1 The Hon. W. A. LANDERYOU—To move, That Sessional Orders relating to the Business of the House adopted on 27 April 1982 be suspended until the end of December next.

Orders of the Day

- *1 HOSPITALS AND CHARITIES (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading.
- *2 JUDGES SALARIES BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 3 SALE OF LAND (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 4 ADMINISTRATION AND PROBATE (SURVIVAL OF ACTIONS) BILL—(from Assembly—Hon. W. A. Landeryou)—*Resumption of debate on the question—That this Bill be now read a second time—and on the amendment of the Hon. Haddon Storey—That all the words after "That" be omitted with the view of inserting in place thereof "the Bill be withdrawn and re-drafted in the light of the report of the Sub-committee of the Chief Justice's Law Reform Committee on Survival of Causes of Action for Personal Injuries dated 2 December 1981 and to ensure that the principles set out in clause 2 (1) of the Bill do not apply to causes of action arising before the date of the second reading of the Bill in the Legislative Assembly"* (Hon. B. P. Dunn).
- 5 WRONGS (DEPENDANTS) BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 6 VETERINARY SURGEONS (AMENDMENT) BILL—(from Assembly—Hon. D. E. Kent)—To be further considered in Committee.
- †7 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).

† Proposals in Bill currently before Social Development Committee for examination and report.

- ø8 STATUTE LAW REVISION (REPEALS) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. W. R. Baxter).
- ø9 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- 10 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 11 HISTORIC BUILDINGS (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).

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**TUESDAY, 7 DECEMBER
GOVERNMENT BUSINESS**

Order of the Day

- *1 FILM VICTORIA (RECONSTITUTION) BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. J. V. C. Guest).

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**WEDNESDAY, 23 FEBRUARY 1983
GOVERNMENT BUSINESS**

Orders of the Day

- §1 CONSTITUTION (LOCAL GOVERNMENT) BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- §2 LOCAL GOVERNMENT (MUNICIPAL COUNCIL ELECTIONS) BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. A. J. Hunt).

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

ø Proposals in Bill currently before Legal and Constitutional Committee for examination and report.

§ Cognate Bills—Second readings to be debated concurrently pursuant to Order of the House on 9 November 1982.

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables B. P. Dunn, J. V. C. Guest, D. K. Hayward, A. J. Hunt and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, J. H. Kennan, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

Mr President takes the Chair at 11.00 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Notices of Motion

- 1 The Hon. W. A. LANDERYOU—To move, That Sessional Orders relating to the Business of the House adopted on 27 April 1982 be suspended until the end of December ~~next~~.
- *2 The Hon. D. R. WHITE—To move, That he have leave to bring in a Bill to reconstitute the State Electricity Commission, to amend the *State Electricity Commission Act 1958*, the *Electric Light and Power Act 1958* and for other purposes.

Orders of the Day

- 1 HOSPITALS AND CHARITIES (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading.
- *2 LOTTERIES GAMING AND BETTING (AMENDMENT) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading.
- *3 STATE BANK (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading.
- *4 TRUSTEE (AUTHORIZED INVESTMENTS) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading.
- 5 JUDGES SALARIES BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 6 SALE OF LAND (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 7 ADMINISTRATION AND PRORATE (SURVIVAL OF ACTIONS) BILL—(from Assembly—Hon. W. A. Landeryou)—*Resumption of debate on the question*—That this Bill be now read a second time—and on the amendment of the Hon. Haddon Storey—That all the words after “That” be omitted with the view of inserting in place thereof “the Bill be withdrawn and re-drafted in the light of the report of the Sub-committee of the Chief Justice’s Law Reform Committee on Survival of Causes of Action for Personal Injuries dated 2 December 1981 and to ensure that the principles set out in clause 2 (1) of the Bill do not apply to causes of action arising before the date of the second reading of the Bill in the Legislative Assembly” (Hon. B. P. Dunn).
- 8 WRONGS (DEPENDANTS) BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 9 VETERINARY SURGEONS (AMENDMENT) BILL—(from Assembly—Hon. D. E. Kent)—To be further considered in Committee.
- †10 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).

* Indicates new entry.

† Proposals in Bill currently before Social Development Committee for examination and report.

- ø11 STATUTE LAW REVISION (REPEALS) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. W. R. Baxter).
- ø12 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- 13 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 14 HISTORIC BUILDINGS (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).

GENERAL BUSINESS

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- 3 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(Hon. P. D. Block)—Second reading—Resumption of debate. (Hon. D. E. Kent).
- 4 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 5 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(Hon. Haddon Storey)—Resumption of debate. (Hon. H. R. Ward).
- 6 PULPWOOD HARVESTING IN OTWAYS—REPORT OF INTER-DEPARTMENTAL TASK FORCE—To be considered.
- 7 DISCRIMINATORY INDUSTRIAL AGREEMENTS—MOTION TO NOTE REFUSAL OF ARBITRATION COMMISSION TO CERTIFY, AND CALLING FOR EXCLUSION OF SIMILAR PROVISIONS FROM FUTURE PUBLIC SECTOR AGREEMENTS (Hon. D. K. Hayward)—Resumption of debate. (Hon. W. A. Landeryou).
- 8 STRATA TITLES ACT REVIEW COMMITTEE REPORTS—To be considered.
- 9 INDUSTRIAL RELATIONS—MOTION TO TAKE NOTE OF MINISTERIAL STATEMENT—(Hon. D. K. Hayward)—Resumption of debate. (Hon. L. A. McArthur).
- 10 DEPARTMENTAL FINANCIAL STATEMENTS, 1981–82—To be considered.
- 11 COUNTRY ROADS BOARD REPORT, 1981–82—To be considered.
- 12 OMBUDSMAN'S REPORT, 1981–82—To be considered.
- 13 ADULT PAROLE BOARD REPORT, 1980–81—To be considered.
- 14 CHILD DEVELOPMENT AND FAMILY SERVICES COUNCIL REPORT, 1981–82—To be considered.
- 15 CORRECTIONAL SERVICES COUNCIL REPORT, 1981–82—To be considered.
- 16 HOSPITALS SUPERANNUATION ACT—SECOND ACTUARIAL INVESTIGATION OF PENSIONS FUNDS—To be considered.
- 17 SMALL BUSINESS DEVELOPMENT CORPORATION REPORT, 1981–82—To be considered.
- 18 VICTORIAN SOLAR ENERGY COUNCIL REPORT, 1981–82—To be considered.
- 19 MINISTRY FOR ECONOMIC DEVELOPMENT REPORT, 1981–82—To be considered.
- 20 EQUAL OPPORTUNITY BOARD REPORT, 1981–82—To be considered.
- 21 HEALTH ADVISORY COUNCIL REPORT, 1981–82—To be considered.
- 22 NATIONAL PARKS ACT—MINISTER'S NOTICES OF CONSENT TO RENEWAL OF EXTRACTIVE INDUSTRY LEASES IN WILSON'S PROMONTORY NATIONAL PARK DATED 29 APRIL 1982—To be considered.

ø Proposals in Bill currently before Legal and Constitutional Committee for examination and report.

- 23 RURAL FINANCE COMMISSION REPORT, 1981-82—To be considered.
- 24 SCIENCE MUSEUM COUNCIL REPORTS, 1980-81 AND 1981-82—To be considered.
- 25 STATE RIVERS AND WATER SUPPLY COMMISSION REPORT, 1981-82—To be considered.
- 26 MELBOURNE METROPOLITAN PLANNING SCHEME—AMENDMENTS No. 3, PART 1H; No. 104, PART 1A; No. 138, PART 2B; AND No. 157, PART 2B—To be considered.
- 27 YOUNG FARMERS' FINANCE COUNCIL REPORT, 1981-82—To be considered.
- *28 MINISTRY OF EMPLOYMENT AND TRAINING REPORT, 1981-82—To be considered.
- *29 EGG MARKETING BOARD REPORT, 1981-82—To be considered.
- *30 WAGES AND PRICES FREEZE—MOTION NOTING CONTINUING IMPACT OF INCREASES ON THE ECONOMY AND CALLING UPON GOVERNMENT TO FREEZE ALL TAXES, CHARGES, SALARIES AND WAGES WITHIN ITS CONTROL (*Hon. D. K. Hayward*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).

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TUESDAY, 7 DECEMBER GOVERNMENT BUSINESS

Orders of the Day

- 1 FILM VICTORIA (RECONSTITUTION) BILL—(*from Assembly—Hon. Evan Walker*)—Second reading—*Resumption of debate.* (*Hon. J. V. C. Guest*).
- *2 WHEAT MARKETING (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate.* (*Hon. D. G. Crozier*).
- *3 MELBOURNE AND METROPOLITAN BOARD OF WORKS (ADMINISTRATION) BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. R. J. Long*).
- *4 MILK PASTEURIZATION (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate.* (*Hon. D. G. Crozier*).
- *5 STATE ELECTRICITY COMMISSION (FINANCIAL ARRANGEMENTS) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. D. G. Crozier*).

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WEDNESDAY, 23 FEBRUARY 1983 GOVERNMENT BUSINESS

Orders of the Day

- §1 CONSTITUTION (LOCAL GOVERNMENT) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. A. J. Hunt*).
- §2 LOCAL GOVERNMENT (MUNICIPAL COUNCIL ELECTIONS) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. A. J. Hunt*).

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables B. P. Dunn, J. V. C. Guest, D. K. Hayward, A. J. Hunt and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, J. H. Kennan, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

MINUTES OF THE PROCEEDINGS

Nos. 32, 33 and 34

No. 32—Tuesday, 30 November 1982

- 1 The President took the Chair and read the Prayer.
 - 2 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk.
 - Economic Development—Report and financial statement of the Ministry for Economic Development for the year 1981–82.
 - Equal Opportunity Board—Report for the year 1981–82.
 - Health Advisory Council—Report for the year 1981–82.
 - National Parks Act 1975—Notices of consent to renewal of extractive industry leases in Wilsons Promontory National Park dated 29 April 1982 (three papers).
 - Rural Finance Commission—Report for the year 1981–82.
 - Science Museum Council—Reports and statements of income and expenditure for the years 1980–81 and 1981–82.
 - State Rivers and Water Supply Commission—Report for the year 1981–82 (two papers).
 - Statutory Rules under the following Acts of Parliament:
 - Architects Act 1958—No. 417.
 - Forests Act 1958—No. 415.
 - Liquefied Gases Act 1968—No. 419.
 - Public Service Act 1974—PSD No. 210.
 - Valuation of Land Act 1960—No. 418.
 - Town and Country Planning Act 1961—Melbourne Metropolitan Planning Scheme—Amendments No. 3, Part 1H (with map); No. 104, Part 1A (with map); No. 138, Part 2B (with seven maps); and No. 157, Part 2B (with thirteen maps).
 - Young Farmers' Finance Council—Report for the year 1981–82.
- The Honourable Haddon Storey moved, That the papers tabled by the Clerk, with the exception of the Statutory Rules, be taken into consideration on the next day of meeting.
- Question—put and resolved in the affirmative.
- 3 LIQUOR CONTROL (BOOTH LICENCES) (AMENDMENT) BILL—On the motion of the Honourable W. A. Landeryou, leave was given to bring in a Bill to amend the *Liquor Control Act 1968* with respect to Booth Licences and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
 - 4 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 1, be postponed until later this day.
 - 5 LAND (AMENDMENT) BILL—The Order of the Day was read for the further consideration of this Bill in Committee of the whole.

[The Honourable F. J. Granter declared a pecuniary interest and withdrew from the Council Chamber.]

The President left the Chair.

House in Committee.

The President resumed the Chair, and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 6 JUDGES SALARIES BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Constitution Act 1975' and the 'County Court Act 1958' with respect to the Salaries of Judges of the Supreme Court and the County Court*" and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 7 WERRIBEE SOUTH WATER SUPPLY (VALIDATION) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act relating to the Werribee South Water Supply Scheme and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 8 LIQUOR CONTROL (BOOTH LICENCES) (AMENDMENT) BILL—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 9 JUDGES SALARIES BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou moved, That this Bill be now read a second time.

The Honourable A. J. Hunt (for the Honourable Haddon Storey) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered, after debate—That the debate be adjourned until later this day.

- 10 VICTORIAN COLLEGE OF AGRICULTURE AND HORTICULTURE BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time, after debate, and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 11 FILM VICTORIA (RECONSTITUTION) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Film Victoria Act 1981' with respect to the Constitution, Functions and Powers of Film Victoria, to amend the 'Ministry for the Arts 1972' and the 'Public Service Act 1974' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

12 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 3, be postponed until later this day.

13 FLOOD PLAIN MANAGEMENT BILL—The Order of the Day having been read for the resumption of debate on the question, That this Bill be now read a second time—and on the amendment—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be not read a second time until the impact the imposition of a one per cent probability flood level will have on development in Victoria is assessed by the Natural Resources and Environment Committee and a report thereon presented to the House”—

Debate resumed.

Question—That the words proposed to be omitted stand part of the question—put.
The Council divided.

Ayes, 29

The Hon. M. J. Arnold
H. G. Baylor
G. A. S. Butler
W. M. Campbell
B. A. Chamberlain
G. P. Connard
Joan Cocksedge
D. G. Crozier (*Teller*)
J. L. Dixon
J. V. C. Guest
D. K. Hayward
D. E. Henshaw
C. J. Hogg
W. V. Houghton
A. J. Hunt
J. H. Kennan
D. E. Kent
J. E. Kirner
R. I. Knowles
W. A. Landeryou
R. J. Long
L. A. McArthur
B. A. Murphy
B. T. Pullen (*Teller*)
M. J. Sandon
G. A. Sgro
Haddon Storey
Evan Walker
D. R. White

Noes, 4

The Hon. W. R. Baxter
B. P. Dunn
D. M. Evans (*Teller*)
K. I. M. Wright (*Teller*)

And so it was resolved in the affirmative—Amendment negated.

Question—That this Bill be now read a second time—put and resolved in the affirmative—Bill read second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair, and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

- Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
- 14 WERRIBEE SOUTH WATER SUPPLY (VALIDATION) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.
- Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 15 FILM VICTORIA (RECONSTITUTION) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.
- The Honourable J. V. C. Guest moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until Tuesday next.
- 16 MOTOR CAR (REGISTRATION AND DRIVERS' LICENCES) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the Deputy President left the Chair.
- House in Committee.
- The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.
- Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.
- 17 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 6 and 7, be postponed until later this day.
- 18 LOCAL GOVERNMENT (HOUSE BUILDERS' LIABILITY) (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.
- House in Committee.
- The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
- Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 19 HOSPITALS AND CHARITIES (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Hospitals and Charities Act 1958' with respect to the Payments to be made by or in respect of Patients in Public Hospitals, to make fresh provision with respect to the Allocation of Beds in Public Hospitals, to amend the 'Cancer Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.
- On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 20 SUPERANNUATION (RAILWAY SERVICE EMPLOYÉS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Superannuation Act 1975’ with respect to certain Railway Service Employés*” and desiring the concurrence of the Council therein.
- On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.
- Accordingly, this Bill was read a second time and, by leave, read a third time and passed.
- Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 21 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 9, be postponed until later this day.
- 22 HUMAN TISSUE BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
- Bill read a second time and, by leave, read a third time and passed.
- Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
- 23 ADJOURNMENT—The Honourable Evan Walker moved, That the House do now adjourn.
- Debate ensued.
- Question—put and resolved in the affirmative.
- And then the Council, at 10.23 p.m., adjourned until tomorrow.

A. R. B. McDONNELL
Clerk of the Legislative Council

No. 33—Wednesday, 1 December 1982

- 1 The President took the Chair and read the Prayer.
- 2 LIQUOR CONTROL (BOOTH LICENCES) (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same without amendment.
- 3 STATE BANK (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘State Bank Act 1958’*” and desiring the concurrence of the Council therein.
- On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 4 WHEAT MARKETING (AMENDMENT) BILL—On the motion (by leave without notice) of the Honourable D. E. Kent, leave was given to bring in a Bill to amend the *Wheat Marketing Act 1979* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 5 MELBOURNE AND METROPOLITAN BOARD OF WORKS (ADMINISTRATION) BILL—On the motion (by leave without notice) of the Honourable D. R. White, leave was given to bring in a Bill to amend the *Melbourne and Metropolitan Board of Works Act 1958* the *Town and Country Planning Act 1961* and the *Water Resources Act 1975* with respect to the Administration of the Board, the Penalties payable for Offences against the said Act and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 6 MILK PASTEURIZATION (AMENDMENT) BILL—On the motion (by leave without notice) of the Honourable D. E. Kent, leave was given to bring in a Bill to amend the *Milk Pasteurization Act 1958* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 7 PETITION—SUNDAY LIQUOR TRADING—The Honourable R. Lawson presented a Petition from certain citizens of Victoria praying that action be taken to prevent the extension of hotel trading hours on Sundays.
- Ordered to lie on the Table.
- 8 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
- Employment and Training—Report of the Ministry of Employment and Training for the year 1981–82.
- Victorian Egg Marketing Board—Report for the year 1981–82.
- The Honourable Haddon Storey moved, That the reports be taken into consideration on the next day of meeting.
- Question—put and resolved in the affirmative.
- 9 POSTPONEMENT OF NOTICES OF MOTION—Ordered—That the consideration of Notices of Motion, General Business, Nos. 1 and 2, be postponed until later this day.
- 10 MOTOR CYCLE TRACK, BULLA—The Honourable B. A. Chamberlain moved, That this House expresses its grave concern at the action of the Minister for Planning in his direction to the Melbourne and Metropolitan Board of Works not to carry out its statutory obligation to enforce the Melbourne Planning Scheme and his condonation of the illegal operation of a motor cycle track in a conservation zone in Loeman's Road, Bulla.

Debate ensued.

Question—put.

The Council divided.

AYES, 22

The Hon. W. R. Baxter
 H. G. Baylor
 P. D. Block
 C. Bubb
 W. M. Campbell
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter (*Teller*)
 J. V. C. Guest (*Teller*)
 D. K. Hayward

NOES, 17

The Hon. M. J. Arnold
 G. A. S. Butler
 Joan Coxsedge
 J. L. Dixon
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 B. A. Murphy
 B. T. Pullen

W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 H. R. Ward
 K. I. M. Wright

M. J. Sandon (*Teller*)
 G. A. Sgro (*Teller*)
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

- 11 COUNTRY COURT HOUSE CLOSURES—The Honourable B. A. Chamberlain moved, That this House expresses its concern at the haste of the Government in deciding to close fifty country Court Houses on 1 January 1983, without providing opportunity for consultation with local communities, lawyers and the police, and calls on the Government to postpone the implementation of that decision until adequate consultation has occurred.

Debate ensued.

Question—put.

The Council divided.

AYES, 21

The Hon. W. R. Baxter
 H. G. Baylor
 P. D. Block
 C. Bubb
 W. M. Campbell
 B. A. Chamberlain
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 D. K. Hayward (*Teller*)
 W. V. Houghton (*Teller*)
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward
 K. I. M. Wright

NOES, 17

The Hon. M. J. Arnold (*Teller*)
 G. A. S. Butler (*Teller*)
 Joan Coxsedge
 J. L. Dixon
 C. J. Hogg
 J. H. Kennan
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

- 12 MOTOR CAR (REGISTRATION AND DRIVERS' LICENCES) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendments made in such Bill by the Council.

- 13 STATE ELECTRICITY COMMISSION (FINANCIAL ARRANGEMENTS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'State Electricity Commission Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 14 **LOTTERIES GAMING AND BETTING (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Lotteries Gaming and Betting Act 1966’ with respect to pre-race Betting on the Stawell Easter Gift and for other purposes*” and desiring the concurrence of the Council therein.
- On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 15 **WAGES AND PRICES FREEZE**—The Honourable D. K. Hayward moved, That this House notes with concern the continuing impact of increasing taxes, charges, salaries and wages on the economy and on employment opportunities, and calls upon the Government to freeze all taxes, charges, salaries and wages within its control.
- The Honourable W. A. Landeryou moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until the next day of meeting.
- 16 **POSTPONEMENT OF ORDERS OF THE DAY**—Ordered—That the consideration of the Orders of the Day, General Business, be postponed until the next day of meeting.
- 17 **STATE ELECTRICITY COMMISSION (FINANCIAL ARRANGEMENTS) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie (for the Honourable D. R. White) moved, That this Bill be now read a second time.
- The Honourable H. R. Ward (for the Honourable D. G. Crozier) moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until Tuesday next.
- 18 **MELBOURNE AND METROPOLITAN BOARD OF WORKS (ADMINISTRATION) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.
- The Honourable H. R. Ward (for the Honourable R. J. Long) moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until Tuesday next.
- 19 **WHEAT MARKETING (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. E. Kent moved, That this Bill be now read a second time.
- The Honourable D. G. Crozier moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until Tuesday next.
- 20 **MILK PASTEURIZATION (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. E. Kent moved, That this Bill be now read a second time.
- The Honourable D. G. Crozier moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until Tuesday next.
- 21 **TRUSTEE (AUTHORIZED INVESTMENTS) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to make further provisions with respect to Authorized Trustee Investments and housing loans by trustees and building societies and to amend the ‘Building Societies*”

Act 1976, the *'Public Account Act 1958'* and the *'Trustee Act 1958'* and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable W. A. Landeryou), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

And then the Council, at 6.23 p.m., adjourned until tomorrow.

A. R. B. McDONNELL
Clerk of the Legislative Council

No. 34—Thursday, 2 December 1982

- 1 The President took the Chair and read the Prayer.
- 2 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR—The Honourable W. A. Landeryou presented a Message from His Excellency the Governor informing the Council that he had, on 1 December, given the Royal Assent to the undermentioned Act presented to him by the Clerk of the Parliaments, viz.:
Liquor Control (Booth Licences) (Amendment) Act.

- 3 LAND TAX (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Land Tax Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 4 EQUAL OPPORTUNITY (DISCRIMINATION AGAINST DISABLED PERSONS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend Unlawful certain Kinds of Discrimination on the ground of Impairment, to amend the 'Equal Opportunity Act 1977', and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 5 ORDERS OF THE COUNCIL RESCINDED—The Honourable W. A. Landeryou moved, by leave, That the Orders of the Council appointing Tuesday next for the resumption of debate on the second readings of the Film Victoria (Reconstitution) Bill and the State Electricity Commission (Financial Arrangements) Bill be read and rescinded, and that the resumption of the debate on the second reading on each of those Bills be made an Order of the Day for later this day.

Question—put and resolved in the affirmative.

- 6 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Consumer Affairs—Report of the Director for the year 1981–82.

Geelong Waterworks and Sewerage Trust—Accounts and Statements for the year 1981–82 (two papers).

Government Employee Housing Authority—Report for the year 1981–82.

Land Conservation Council—Final recommendations on the South Gippsland Area District 2.

The Honourable Haddon Storey moved, That the papers tabled by the Clerk be taken into consideration later this day.

Question—put and resolved in the affirmative.

- 7 POSTPONEMENT OF NOTICE OF MOTION—Ordered—That the consideration of Notice of Motion, Government Business, No. 1, be postponed until later this day.
- 8 STATE ELECTRICITY COMMISSION (AMENDMENT) BILL—On the motion of the Honourable D. R. White, leave was given to bring in a Bill to reconstitute the State Electricity Commission, to amend the *State Electricity Commission Act* 1958, the *Electric Light and Power Act* 1958 and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 9 FILM VICTORIA (RECONSTITUTION) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
Bill read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 10 LAND TAX (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.
The Honourable Haddon Storey (for the Honourable A. J. Hunt) moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until later this day.
- 11 STATE ELECTRICITY COMMISSION (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.
The Honourable D. G. Crozier moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until Tuesday next.
- 12 HOSPITALS AND CHARITIES (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.
The Honourable Haddon Storey (for the Honourable J. V. C. Guest) moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until later this day.
- 13 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 2, be postponed until later this day.
- 14 STATE BANK (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.
The Honourable Haddon Storey (for the Honourable A. J. Hunt) moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until later this day.

- 15 STATE ELECTRICITY COMMISSION (FINANCIAL ARRANGEMENTS) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 16 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 4, be postponed until later this day.

- 17 JUDGES SALARIES BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and, by leave, read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 18 SALE OF LAND (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

- 19 ENERGY CONSUMPTION LEVY BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to discourage the excessive Usage of Natural Gas by imposing a Levy on the Consumption of Natural Gas by large Users thereof, to provide for the Assessment and Collection of the Levy, to amend the 'Evidence (Commissions) Act 1982' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 20 PUBLIC ACCOUNT (STATE DEVELOPMENT ACCOUNT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Public Account Act 1958' and the 'Audit Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 21 WATER (PENALTIES AND BORROWING POWERS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Water Act 1958' with respect to the borrowing powers of the State Rivers and Water Supply Commission and with respect to penalties and to amend certain other Enactments with respect to penalties and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker (for the Honourable D. R. White) moved, That this Bill be now read a second time.

The Honourable R. J. Long moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 22 LOTTERIES GAMING AND BETTING (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou moved, That this Bill be now read a second time.

The Honourable R. I. Knowles moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 23 EQUAL OPPORTUNITY (DISCRIMINATION AGAINST DISABLED PERSONS) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou (for the Honourable D. R. White) moved, That this Bill be now read a second time.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 24 ADJOURNMENT—The Honourable W. A. Landeryou moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 6.19 p.m., adjourned until Tuesday next.

A. R. B. McDONNELL
Clerk of the Legislative Council

Mr President takes the Chair at 3.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Notices of Motion

- 1 The Hon. W. A. LANDERYOU—To move, That Sessional Orders relating to the Business of the House adopted on 27 April 1982 be suspended until the end of December.
- *2 The Hon. W. A. LANDERYOU—To move, That the Orders of the Council appointing Wednesday, 23 February 1983, for the resumption of the debate on the second readings of the Constitution (Local Government) Bill and the Local Government (Municipal Council Elections) Bill be read and rescinded, and that the resumption of debate on the second reading of each of those Bills be made an Order of the Day for later this day.

Orders of the Day

- 1 TRUSTEE (AUTHORIZED INVESTMENTS) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading.
- *2 ENERGY CONSUMPTION LEVY BILL—(from Assembly—Hon. D. R. White)—Second reading.
- *3 PUBLIC ACCOUNT (STATE DEVELOPMENT ACCOUNT) BILL—(from Assembly—Hon. D. R. White)—Second reading.
- 4 HOSPITALS AND CHARITIES (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. J. V. C. Guest).
- 5 LOTTERIES GAMING AND BETTING (AMENDMENT) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- *6 STATE ELECTRICITY COMMISSION (AMENDMENT) BILL—(Hon. D. R. White)—Second reading—Resumption of debate. (Hon. D. G. Crozier).
- *7 LAND TAX (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- 8 WHEAT MARKETING (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. D. G. Crozier).
- 9 MELBOURNE AND METROPOLITAN BOARD OF WORKS (ADMINISTRATION) BILL—(Hon. D. R. White)—Second reading—Resumption of debate. (Hon. R. J. Long).
- 10 MILK PASTEURIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. D. G. Crozier).
- 11 SALE OF LAND (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—To be further considered in Committee.
- *12 EQUAL OPPORTUNITY (DISCRIMINATION AGAINST DISABLED PERSONS) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- 13 STATE BANK (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- *14 WATER (PENALTIES AND BORROWING POWERS) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. R. J. Long).

* Indicates new entry.

- 15 ADMINISTRATION AND PROBATE (SURVIVAL OF ACTIONS) BILL—(from Assembly—Hon. W. A. Landeryou)—Resumption of debate on the question—That this Bill be now read a second time—and on the amendment of the Hon. Haddon Storey—That all the words after “That” be omitted with the view of inserting in place thereof “the Bill be withdrawn and re-drafted in the light of the report of the Sub-committee of the Chief Justice’s Law Reform Committee on Survival of Causes of Action for Personal Injuries dated 2 December 1981 and to ensure that the principles set out in clause 2 (1) of the Bill do not apply to causes of action arising before the date of the second reading of the Bill in the Legislative Assembly” (Hon. B. P. Dunn).
- 16 WRONGS (DEPENDANTS) BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 17 VETERINARY SURGEONS (AMENDMENT) BILL—(from Assembly—Hon. D. E. Kent)—To be further considered in Committee.
- †18 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- ø19 STATUTE LAW REVISION (REPEALS) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. W. R. Baxter).
- ø20 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- 21 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 22 HISTORIC BUILDINGS (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).

GENERAL BUSINESS

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- 3 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(Hon. P. D. Block)—Second reading—Resumption of debate. (Hon. D. E. Kent).
- 4 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 5 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(Hon. Haddon Storey)—Resumption of debate. (Hon. H. R. Ward).
- 6 PULPWOOD HARVESTING IN OTWAYS—REPORT OF INTER-DEPARTMENTAL TASK FORCE—To be considered.
- 7 DISCRIMINATORY INDUSTRIAL AGREEMENTS—MOTION TO NOTE REFUSAL OF ARBITRATION COMMISSION TO CERTIFY, AND CALLING FOR EXCLUSION OF SIMILAR PROVISIONS FROM FUTURE PUBLIC SECTOR AGREEMENTS (Hon. D. K. Hayward)—Resumption of debate. (Hon. W. A. Landeryou).
- 8 STRATA TITLES ACT REVIEW COMMITTEE REPORTS—To be considered.
- 9 INDUSTRIAL RELATIONS—MOTION TO TAKE NOTE OF MINISTERIAL STATEMENT—(Hon. D. K. Hayward)—Resumption of debate. (Hon. L. A. McArthur).
- 10 DEPARTMENTAL FINANCIAL STATEMENTS, 1981–82—To be considered.

† Proposals in Bill currently before Social Development Committee for examination and report.

ø Proposals in Bill currently before Legal and Constitutional Committee for examination and report.

- 11 COUNTRY ROADS BOARD REPORT, 1981-82—To be considered.
- 12 OMBUDSMAN'S REPORT, 1981-82—To be considered.
- 13 ADULT PAROLE BOARD REPORT, 1980-81—To be considered.
- 14 CHILD DEVELOPMENT AND FAMILY SERVICES COUNCIL REPORT, 1981-82—To be considered.
- 15 CORRECTIONAL SERVICES COUNCIL REPORT, 1981-82—To be considered.
- 16 HOSPITALS SUPERANNUATION ACT—SECOND ACTUARIAL INVESTIGATION OF PENSIONS FUNDS—To be considered.
- 17 SMALL BUSINESS DEVELOPMENT CORPORATION REPORT, 1981-82—To be considered.
- 18 VICTORIAN SOLAR ENERGY COUNCIL REPORT, 1981-82—To be considered.
- 19 MINISTRY FOR ECONOMIC DEVELOPMENT REPORT, 1981-82—To be considered.
- 20 EQUAL OPPORTUNITY BOARD REPORT, 1981-82—To be considered.
- 21 HEALTH ADVISORY COUNCIL REPORT, 1981-82—To be considered.
- 22 NATIONAL PARKS ACT—MINISTER'S NOTICES OF CONSENT TO RENEWAL OF EXTRACTIVE INDUSTRY LEASES IN WILSON'S PROMONTORY NATIONAL PARK DATED 29 APRIL 1982—To be considered.
- 23 RURAL FINANCE COMMISSION REPORT, 1981-82—To be considered.
- 24 SCIENCE MUSEUM COUNCIL REPORTS, 1980-81 AND 1981-82—To be considered.
- 25 STATE RIVERS AND WATER SUPPLY COMMISSION REPORT, 1981-82—To be considered.
- 26 MELBOURNE METROPOLITAN PLANNING SCHEME—AMENDMENTS No. 3, PART 1H; No. 104, PART 1A; No. 138, PART 2B; AND No. 157, PART 2B—To be considered.
- 27 YOUNG FARMERS' FINANCE COUNCIL REPORT, 1981-82—To be considered.
- 28 MINISTRY OF EMPLOYMENT AND TRAINING REPORT, 1981-82—To be considered.
- 29 EGG MARKETING BOARD REPORT, 1981-82—To be considered.
- 30 WAGES AND PRICES FREEZE—MOTION NOTING CONTINUING IMPACT OF INCREASES ON THE ECONOMY AND CALLING UPON GOVERNMENT TO FREEZE ALL TAXES, CHARGES, SALARIES AND WAGES WITHIN ITS CONTROL (*Hon. D. K. Hayward*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- *31 CONSUMER AFFAIRS DIRECTOR'S REPORT, 1981-82—To be considered.
- *32 GEELONG WATERWORKS AND SEWERAGE TRUST—ACCOUNTS, 1981-82—To be considered.
- *33 GOVERNMENT EMPLOYEE HOUSING AUTHORITY REPORT, 1981-82—To be considered.
- *34 LAND CONSERVATION COUNCIL FINAL RECOMMENDATIONS—SOUTH GIPPSLAND AREA DISTRICT 2—To be considered.

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WEDNESDAY, 23 FEBRUARY 1983

GOVERNMENT BUSINESS

Orders of the Day

- §1 CONSTITUTION (LOCAL GOVERNMENT) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. A. J. Hunt*).
- §2 LOCAL GOVERNMENT (MUNICIPAL COUNCIL ELECTIONS) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. A. J. Hunt*).

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

§ Cognate Bills—Second readings to be debated concurrently pursuant to Order of the House on 9 November 1982.

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables B. P. Dunn, J. V. C. Guest, D. K. Hayward, A. J. Hunt and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, J. H. Kennan, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

Mr President takes the Chair at 11.00 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Notice of Motion

- 1 The Hon. W. A. LANDERYOU—To move, That the Orders of the Council appointing Wednesday, 23 February 1983, for the resumption of the debate on the second readings of the Constitution (Local Government) Bill and the Local Government (Municipal Council Elections) Bill be read and rescinded, and that the resumption of debate on the second reading of each of those Bills be made an Order of the Day for later this day.

Orders of the Day

- *1 RIVER MURRAY WATERS BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. R. J. Long).*
- *2 GROUNDWATER (AMENDMENT) BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. R. J. Long).*
- 3 STATE ELECTRICITY COMMISSION (AMENDMENT) BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. D. G. Crozier).*
- 4 MILK PASTEURIZATION (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate. (Hon. D. G. Crozier).*
- 5 HISTORIC BUILDINGS (AMENDMENT) BILL—(*from Assembly—Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- 6 STATUTE LAW REVISION (REPEALS) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. W. R. Baxter).*
- 7 TRUSTEE (AUTHORIZED INVESTMENTS) BILL—(*from Assembly—Hon. W. A. Landeryou*)—To be further considered in Committee.
- 8 WATER (PENALTIES AND BORROWING POWERS) BILL—(*from Assembly—Hon. D. R. White*)—To be further considered in Committee.
- 9 ENERGY CONSUMPTION LEVY BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. D. G. Crozier).*
- 10 SALE OF LAND (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—To be further considered in Committee.
- 11 EQUAL OPPORTUNITY (DISCRIMINATION AGAINST DISABLED PERSONS) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*
- 12 VETERINARY SURGEONS (AMENDMENT) BILL—(*from Assembly—Hon. D. E. Kent*)—To be further considered in Committee.
- †13 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- *14 FARM PRODUCE MERCHANTS AND COMMISSION AGENTS (AMENDMENT) BILL—(*from Assembly—Hon. D. E. Kent*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- *15 FISHERIES (FEES) BILL—(*from Assembly—Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*

* Indicates new entry.

- *16 WILDLIFE (FEES) BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- *17 EDUCATIONAL GRANTS (CONTINUATION) BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- *18 QUEEN VICTORIA MEDICAL CENTRE (GUARANTEES) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. J. V. C. Guest).
- *19 VICTORIAN TOURISM COMMISSION BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading.
- 20 ADMINISTRATION AND PROBATE (SURVIVAL OF ACTIONS) BILL—(from Assembly—Hon. W. A. Landeryou)—Resumption of debate on the question—That this Bill be now read a second time—and on the amendment of the Hon. Haddon Storey—That all the words after “That” be omitted with the view of inserting in place thereof “the Bill be withdrawn and re-drafted in the light of the report of the Sub-committee of the Chief Justice’s Law Reform Committee on Survival of Causes of Action for Personal Injuries dated 2 December 1981 and to ensure that the principles set out in clause 2 (1) of the Bill do not apply to causes of action arising before the date of the second reading of the Bill in the Legislative Assembly” (Hon. B. P. Dunn).
- 21 WRONGS (DEPENDANTS) BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- ø22 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- 23 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. Haddon Storey).

GENERAL BUSINESS

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- 3 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(Hon. P. D. Block)—Second reading—Resumption of debate. (Hon. D. E. Kent).
- 4 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 5 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(Hon. Haddon Storey)—Resumption of debate. (Hon. H. R. Ward).
- 6 PULPWOOD HARVESTING IN OTWAYS—REPORT OF INTER-DEPARTMENTAL TASK FORCE—To be considered.
- 7 DISCRIMINATORY INDUSTRIAL AGREEMENTS—MOTION TO NOTE REFUSAL OF ARBITRATION COMMISSION TO CERTIFY, AND CALLING FOR EXCLUSION OF SIMILAR PROVISIONS FROM FUTURE PUBLIC SECTOR AGREEMENTS (Hon. D. K. Hayward)—Resumption of debate. (Hon. W. A. Landeryou).
- 8 STRATA TITLES ACT REVIEW COMMITTEE REPORTS—To be considered.
- 9 INDUSTRIAL RELATIONS—MOTION TO TAKE NOTE OF MINISTERIAL STATEMENT—(Hon. D. K. Hayward)—Resumption of debate. (Hon. L. A. McArthur).
- 10 DEPARTMENTAL FINANCIAL STATEMENTS, 1981–82—To be considered.

† Proposals in Bill currently before Social Development Committee for examination and report.

ø Proposals in Bill currently before Legal and Constitutional Committee for examination and report.

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- 11 ADULT PAROLE BOARD REPORT, 1980-81—To be considered.
 - 12 CHILD DEVELOPMENT AND FAMILY SERVICES COUNCIL REPORT, 1981-82—To be considered.
 - 13 CORRECTIONAL SERVICES COUNCIL REPORT, 1981-82—To be considered.
 - 14 HOSPITALS SUPERANNUATION ACT—SECOND ACTUARIAL INVESTIGATION OF PENSIONS FUNDS—To be considered.
 - 15 SMALL BUSINESS DEVELOPMENT CORPORATION REPORT, 1981-82—To be considered.
 - 16 VICTORIAN SOLAR ENERGY COUNCIL REPORT, 1981-82—To be considered.
 - 17 MINISTRY FOR ECONOMIC DEVELOPMENT REPORT, 1981-82—To be considered.
 - 18 EQUAL OPPORTUNITY BOARD REPORT, 1981-82—To be considered.
 - 19 HEALTH ADVISORY COUNCIL REPORT, 1981-82—To be considered.
 - 20 NATIONAL PARKS ACT—MINISTER'S NOTICES OF CONSENT TO RENEWAL OF EXTRACTIVE INDUSTRY LEASES IN WILSON'S PROMONTORY NATIONAL PARK DATED 29 APRIL 1982—To be considered.
 - 21 RURAL FINANCE COMMISSION REPORT, 1981-82—To be considered.
 - 22 SCIENCE MUSEUM COUNCIL REPORTS, 1980-81 AND 1981-82—To be considered.
 - 23 STATE RIVERS AND WATER SUPPLY COMMISSION REPORT, 1981-82—To be considered.
 - 24 MELBOURNE METROPOLITAN PLANNING SCHEME—AMENDMENTS No. 3, PART 1H; No. 104, PART 1A; No. 138, PART 2B; AND No. 157, PART 2B—To be considered.
 - 25 YOUNG FARMERS' FINANCE COUNCIL REPORT, 1981-82—To be considered.
 - 26 MINISTRY OF EMPLOYMENT AND TRAINING REPORT, 1981-82—To be considered.
 - 27 EGG MARKETING BOARD REPORT, 1981-82—To be considered.
 - 28 WAGES AND PRICES FREEZE—MOTION NOTING CONTINUING IMPACT OF INCREASES ON THE ECONOMY AND CALLING UPON GOVERNMENT TO FREEZE ALL TAXES, CHARGES, SALARIES AND WAGES WITHIN ITS CONTROL (*Hon. D. K. Hayward*)—*Resumption of debate. (Hon. W. A. Landeryou).*
 - 29 CONSUMER AFFAIRS DIRECTOR'S REPORT, 1981-82—To be considered.
 - 30 GEELONG WATERWORKS AND SEWERAGE TRUST—ACCOUNTS, 1981-82—To be considered.
 - 31 GOVERNMENT EMPLOYEE HOUSING AUTHORITY REPORT, 1981-82—To be considered.
 - 32 LAND CONSERVATION COUNCIL FINAL RECOMMENDATIONS—SOUTH GIPPSLAND AREA DISTRICT 2—To be considered.
 - *33 COUNCIL OF THE ARTS REPORT, 1981-82—To be considered.
 - *34 EQUAL OPPORTUNITY—COMMISSIONER'S REPORT, 1981-82—To be considered.
 - *35 LAW REFORM COMMISSIONER'S REPORT, 1981-82—To be considered.
 - *36 STATE ELECTRICITY COMMISSION REPORT, 1981-82—To be considered.
 - *37 STATE INSURANCE OFFICE ACCOUNTS, 1981-82—To be considered.
 - *38 SWAN HILL PIONEER SETTLEMENT AUTHORITY ACCOUNTS, 1980-81—To be considered.
 - *39 TRANSPORT REGULATION BOARD REPORT, 1981-82—To be considered.
 - *40 VICTORIAN FISHING INDUSTRY COUNCIL REPORT, 1981-82—To be considered.
 - *41 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION QUANTITATIVE GUIDELINES—To be considered.

**TUESDAY, 14 DECEMBER
GOVERNMENT BUSINESS**

Order of the Day

- *1 EGG INDUSTRY STABILIZATION (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate. (Hon. D. G. Crozier).*

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**WEDNESDAY, 23 FEBRUARY 1983
GOVERNMENT BUSINESS**

Orders of the Day

- §1 CONSTITUTION (LOCAL GOVERNMENT) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*
- §2 LOCAL GOVERNMENT (MUNICIPAL COUNCIL ELECTIONS) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables B. P. Dunn, J. V. C. Guest, D. K. Hayward, A. J. Hunt and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, J. H. Kennan, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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‡SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

‡ Suspended until the end of December 1982 by resolution of the Council on 7 December 1982.

Mr President takes the Chair at 11.00 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Notices of Motion

- 1 The Hon. W. A. LANDERYOU—To move, That the Orders of the Council appointing Wednesday, 23 February 1983, for the resumption of the debate on the second readings of the Constitution (Local Government) Bill and the Local Government (Municipal Council Elections) Bill be read and rescinded, and that the resumption of debate on the second reading of each of those Bills be made an Order of the Day for later this day.
- *2 The Hon. D. R. WHITE—To move, That he have leave to bring in a Bill to prohibit in Victoria certain Activities associated with the Nuclear Fuel Cycle, to amend the *State Electricity Commission Act 1958*, the *Electric Light and Power Act 1958*, and the *Mines Act 1958* and for other purposes.

Orders of the Day

- *1 RIVER ENTRANCE DOCKS RAILWAY CONSTRUCTION (AMENDMENT) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading.
- *2 EASTERN RAILWAY CONSTRUCTION (REPEAL) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading.
- *3 RAILWAYS (AMENDMENT) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading.
- *4 PUBLIC ACCOUNT (TRUST FUNDS) BILL—(from Assembly—Hon. D. R. White)—Second reading.
- *5 PAY-ROLL TAX (FURTHER AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading.
- 6 MILK PASTEURIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—*Resumption of debate.* (Hon. D. G. Crozier).
- 7 SALE OF LAND (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—To be further considered in Committee.
- 8 ENERGY CONSUMPTION LEVY BILL—(from Assembly—Hon. D. R. White)—To be further considered in Committee.
- 9 HISTORIC BUILDINGS (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading—*Resumption of debate.* (Hon. B. A. Chamberlain).
- 10 VETERINARY SURGEONS (AMENDMENT) BILL—(from Assembly—Hon. D. E. Kent)—To be further considered in Committee.
- 11 FARM PRODUCE MERCHANTS AND COMMISSION AGENTS (AMENDMENT) BILL—(from Assembly—Hon. D. E. Kent)—Second reading—*Resumption of debate.* (Hon. B. P. Dunn).
- 12 FISHERIES (FEES) BILL—(from Assembly—Hon. Evan Walker)—Second reading—*Resumption of debate.* (Hon. B. A. Chamberlain).
- 13 WILDLIFE (FEES) BILL—(from Assembly—Hon. Evan Walker)—Second reading—*Resumption of debate.* (Hon. B. A. Chamberlain).
- 14 EDUCATIONAL GRANTS (CONTINUATION) BILL—(from Assembly—Hon. Evan Walker)—Second reading—*Resumption of debate.* (Hon. A. J. Hunt).

* Indicates new entry.

- 15 QUEEN VICTORIA MEDICAL CENTRE (GUARANTEES) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. J. V. C. Guest).
- 16 VICTORIAN TOURISM COMMISSION BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. D. G. Crozier).
- 17 ADMINISTRATION AND PROBATE (SURVIVAL OF ACTIONS) BILL—(from Assembly—Hon. W. A. Landeryou)—Resumption of debate on the question—That this Bill be now read a second time—and on the amendment of the Hon. Haddon Storey—That all the words after “That” be omitted with the view of inserting in place thereof “the Bill be withdrawn and re-drafted in the light of the report of the Sub-committee of the Chief Justice’s Law Reform Committee on Survival of Causes of Action for Personal Injuries dated 2 December 1981 and to ensure that the principles set out in clause 2 (1) of the Bill do not apply to causes of action arising before the date of the second reading of the Bill in the Legislative Assembly” (Hon. B. P. Dunn).
- 18 WRONGS (DEPENDANTS) BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- ø19 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- †20 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 21 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. Haddon Storey).

GENERAL BUSINESS

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- 3 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(Hon. P. D. Block)—Second reading—Resumption of debate. (Hon. D. E. Kent).
- 4 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 5 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(Hon. Haddon Storey)—Resumption of debate. (Hon. H. R. Ward).
- 6 PULPWOOD HARVESTING IN OTWAYS—REPORT OF INTER-DEPARTMENTAL TASK FORCE—To be considered.
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- 8 STRATA TITLES ACT REVIEW COMMITTEE REPORTS—To be considered.
- 9 INDUSTRIAL RELATIONS—MOTION TO TAKE NOTE OF MINISTERIAL STATEMENT—(Hon. D. K. Hayward)—Resumption of debate. (Hon. L. A. McArthur).
- 10 DEPARTMENTAL FINANCIAL STATEMENTS, 1981–82—To be considered.

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- 33 TRANSPORT REGULATION BOARD REPORT, 1981-82—To be considered.
- 34 VICTORIAN FISHING INDUSTRY COUNCIL REPORT, 1981-82—To be considered.
- 35 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION QUANTITATIVE GUIDELINES—To be considered.
- *36 INDUSTRIAL INCENTIVES REVIEW COMMITTEE—FIRST REPORT—To be considered.
- *37 CONSUMER AFFAIRS COUNCIL REPORT, 1981-82—To be considered.
- *38 DECENTRALIZED INDUSTRY HOUSING AUTHORITY REPORT, 1981-82—To be considered.
- *39 HOSPITALS SUPERANNUATION FUND FIFTH ACTUARIAL INVESTIGATION—To be considered.
- *40 MELBOURNE AND METROPOLITAN BOARD OF WORKS ACCOUNTS, 1981-82—To be considered.
- *41 POULTRY FARMER LICENSING REVIEW COMMITTEE REPORT, 1981-82—To be considered.

**TUESDAY, 14 DECEMBER
GOVERNMENT BUSINESS**

Order of the Day

- 1 EGG INDUSTRY STABILIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—*Resumption of debate.* (Hon. D. G. Crozier).

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**WEDNESDAY, 23 FEBRUARY 1983
GOVERNMENT BUSINESS**

Orders of the Day

- §1 CONSTITUTION (LOCAL GOVERNMENT) BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. A. J. Hunt).
- §2 LOCAL GOVERNMENT (MUNICIPAL COUNCIL ELECTIONS) BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. A. J. Hunt).

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables B. P. Dunn, J. V. C. Guest, D. K. Hayward, A. J. Hunt and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, J. H. Kennan, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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‡SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

‡ Suspended until the end of December 1982 by resolution of the Council on 7 December 1982.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 35, 36 and 37

No. 35—Tuesday, 7 December 1982

- 1 The President took the Chair and read the Prayer.
- 2 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR—The Honourable W. A. Landeryou presented a Message from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz.:
 - Land (Amendment) Act.*
 - Werribee South Water Supply (Validation) Act.*
 - Superannuation (Railway Service Employés) Act.*
 - Film Victoria (Reconstitution) Act.*
 - State Electricity Commission (Financial Arrangements) Act.*
- 3 FARM PRODUCE MERCHANTS AND COMMISSION AGENTS (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Farm Produce Merchants and Commission Agents Act 1965’*” and desiring the concurrence of the Council therein.
On the motion of the Honourable D. E. Kent, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 4 SESSIONAL ORDERS—BUSINESS OF THE HOUSE—The Honourable W. A. Landeryou moved, by leave—
 - (a) That Sessional Orders relating to the Business of the House adopted on 27 April 1982 be suspended until the end of December; and
 - (b) That until the end of December—
 - (i) the days and hours of meeting of the Council be Tuesday at 3.00 p.m., Wednesday at 11.00 a.m., Thursday at 11.00 a.m. and Friday at 11.00 a.m.; and
 - (ii) Government business shall take precedence of all other business.
 Question—put and resolved in the affirmative.
- 5 PETITION—SUNDAY LIQUOR TRADING—The Honourable R. Lawson presented a Petition from certain citizens of Victoria praying that action be taken to prevent the extension of hotel trading hours on Sundays.
Ordered to lie on the Table.
- 6 EGG INDUSTRY STABILIZATION (AMENDMENT) BILL—On the motion (by leave without notice) of the Honourable D. E. Kent, leave was given to bring in a Bill to amend the *Egg Industry Stabilization Act 1973* to restrict the transfer of licences to individual persons and prevent the accumulation of hen quotas in single holdings and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 7 RIVER MURRAY WATERS BILL—On the motion (by leave without notice) of the Honourable D. R. White, leave was given to bring in a Bill to approve and provide for carrying out an Agreement entered into between the Prime Minister

of the Commonwealth of Australia and the Premiers of the States of New South Wales, Victoria and South Australia respecting the River Murray and other Waters to repeal the *River Murray Waters Act 1915* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 8 GROUNDWATER (AMENDMENT) BILL—On the motion (by leave without notice) of the Honourable D. R. White, leave was given to bring in a Bill to amend the *Groundwater Act 1969* with respect to Mineral Water, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

9 PAPERS—

LEGAL AND CONSTITUTIONAL COMMITTEE—STATUTE LAW REVISION (REPEALS) BILL—The Honourable J. H. Kennan presented a Report from the Legal and Constitutional Committee upon the Statute Law Revision (Repeals) Bill, together with Minutes of Evidence.

Ordered to lie on the Table and the report to be printed.

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The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Arts—Report of the Council of the Arts for the year 1981–82.

Equal Opportunity—Report of the Commissioner for the year 1981–82.

Law Reform Commissioner—Report for the year 1981–82.

State Electricity Commission—Report for the year 1981–82.

State Insurance Office—Statement of accounts for the year 1981–82.

Statutory Rules under the following Acts of Parliament:

Dentists Act 1972—No. 428.

Environment Protection Act 1970—Nos. 424 and 425.

Melbourne and Metropolitan Board of Works Act 1958—No. 421.

Pharmacists Act 1974—No. 427.

Post-Secondary Education Act 1978—No. 426.

Public Service Act 1974—Nos. 422 and 423.

Weights and Measures Act 1958—No. 429.

Swan Hill Pioneer Settlement Authority—Accounts and financial statement for the year 1980–81.

Transport Regulation Board—Report for the year 1981–82.

Victorian Fishing Industry Council—Report for the year 1981–82.

The Honourable Haddon Storey moved, That the papers tabled by the Clerk, with the exception of the Statutory Rules, be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 10 POSTPONEMENT OF NOTICE OF MOTION—Ordered—That the consideration of Notice of Motion, Government Business, No. 2, be postponed until later this day.

- 11 TRUSTEE (AUTHORIZED INVESTMENTS) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 12 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 2, be postponed until later this day.
- 13 PUBLIC ACCOUNT (STATE DEVELOPMENT ACCOUNT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou (for the Honourable D. R. White) moved, That this Bill be now read a second time.
The Honourable A. J. Hunt moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until later this day.
- 14 FARM PRODUCE MERCHANTS AND COMMISSION AGENTS (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. E. Kent moved, That this Bill be now read a second time.
The Honourable B. P. Dunn moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until the next day of meeting.
- 15 GROUNDWATER (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou (for the Honourable D. R. White) moved, That this Bill be now read a second time.
The Honourable R. J. Long moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until the next day of meeting.
- 16 RIVER MURRAY WATERS BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou (for the Honourable D. R. White) moved, That this Bill be now read a second time.
The Honourable R. J. Long moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered, after debate—That the debate be adjourned until the next day of meeting.
- 17 HOSPITALS AND CHARITIES (AMENDMENT) BILL—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment and desiring their concurrence therein.
- 18 JUDGES SALARIES BILL—The President announced the receipt of a Message from the Assembly transmitting a Message from His Excellency the Governor, pursuant to the provisions of Section 14 of the *Constitution Act* 1975, recommending the following amendment which His Excellency desires to be made in this Bill, and acquainting the Council that the Assembly have agreed to such amendment, and desiring the concurrence of the Council therein:
Clause 5, proposed sub-section (3), omit “Chief Justice and the puisne judges” and insert “Chief Judge and the other judges”.

On the motion of the Honourable W. A. Landeryou, the Council agreed to the amendment recommended by His Excellency the Governor and ordered that a Message be sent to the Assembly acquainting them therewith.

- 19 PAPER—ECONOMIC DEVELOPMENT CORPORATION GUIDELINES—The Honourable W. A. Landeryou moved, by leave, That there be laid before this House a copy of the paper “Quantitative Guidelines for the Victorian Economic Development Corporation”.

Question—put and resolved in the affirmative.

The said paper was thereupon presented by the Honourable W. A. Landeryou and ordered to lie on the Table.

The Honourable D. K. Hayward moved, That the paper be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 20 ENERGY CONSUMPTION LEVY BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable D. G. Crozier moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 21 LOTTERIES GAMING AND BETTING (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 22 PUBLIC ACCOUNT (STATE DEVELOPMENT ACCOUNT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 23 FISHERIES (FEES) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Fisheries Act 1968’ with respect to certain fees*” and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou (for the Honourable Evan Walker), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable W. A. Landeryou (for the Honourable Evan Walker) moved, That this Bill be now read a second time.

The Honourable B. A. Chamberlain moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

24 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 6 and 7, be postponed until later this day.

25 WHEAT MARKETING (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

26 ABATTOIR AND MEAT INSPECTION (FURTHER AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Abattoir and Meat Inspection Act 1973'*", to provide for an Additional Member to be appointed to the Victorian Abattoir and Meat Inspection Authority, to make further provision for recovery of Fees for Inspection Services, and for other purposes" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. E. Kent, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

27 WILDLIFE (FEES) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Wildlife Act 1975'* to increase certain fees" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

28 EGG INDUSTRY STABILIZATION (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. E. Kent moved, That this Bill be now read a second time.

The Honourable D. G. Crozier moved, That the debate be now adjourned.

Question—put and resolved in the affirmative.

The Honourable D. E. Kent moved, That the debate be adjourned until the next day of meeting.

Debate ensued.

The Honourable D. G. Crozier moved, as an amendment, That the words "the next day of meeting" be omitted with the view of inserting in place thereof "Tuesday next".

Debate ensued.

Question—That the words proposed to be omitted stand part of the question—put and negatived.

Question—That the words proposed to be inserted be so inserted—put and resolved in the affirmative.

Question—That the debate be adjourned until Tuesday next—put and resolved in the affirmative.

29 WILDLIFE (FEES) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable B. A. Chamberlain moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.
 Ordered—That the debate be adjourned until the next day of meeting.

- 30 ABATTOIR AND MEAT INSPECTION (FURTHER AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White (for the Honourable D. E. Kent) moved, That this Bill be now read a second time.

The Honourable B. A. Chamberlain (for the Honourable D. G. Crozier) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.
 Ordered—That the debate be adjourned until later this day.

- 31 MELBOURNE AND METROPOLITAN BOARD OF WORKS (ADMINISTRATION) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 32 EDUCATIONAL GRANTS (CONTINUATION) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Educational Grants Act 1973'*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 33 LAND TAX (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 34 QUEEN VICTORIA MEDICAL CENTRE (GUARANTEES) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to authorize the Treasurer of Victoria to give certain Guarantees for and in connexion with the construction of a Medical Centre at Clayton to be known as the Queen Victoria Medical Centre*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 35 MELBOURNE AND METROPOLITAN BOARD OF WORKS (ADMINISTRATION) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill with amendments, the House ordered the report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time, after debate, and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

36 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 10 to 12 inclusive, be postponed until later this day.

37 STATE BANK (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

38 WATER (PENALTIES AND BORROWING POWERS) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time, and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell reported that the Committee had made progress in the Bill and asked leave to sit again, having agreed to the following resolution:

That it be a suggestion to the Assembly that they make the following amendment in the Bill, viz.:

Clause 2, line 12, omit "\$150 000 000" and insert "\$50 000 000".

On the motion of the Honourable D. R. White, the Council adopted the resolution reported from the Committee of the whole.

Ordered—That the Bill be returned to the Assembly with a Message suggesting that the Assembly amend the same as set forth in the foregoing resolution.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

39 TRUSTEE (AUTHORIZED INVESTMENTS) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable P. D. Block reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

- 40 ABATTOIR AND MEAT INSPECTION (FURTHER AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

And having continued to sit until after 12 midnight—

WEDNESDAY, 8 DECEMBER

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 41 EDUCATIONAL GRANTS (CONTINUATION) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable Haddon Storey (for the Honourable A. J. Hunt) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 42 QUEEN VICTORIA MEDICAL CENTRE (GUARANTEES) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou (for the Honourable D. R. White) moved, That this Bill be now read a second time.

The Honourable Haddon Storey (for the Honourable J. V. C. Guest) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 43 VICTORIAN TOURISM COMMISSION BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to establish a Victorian Tourism Commission, to repeal the 'Victorian Government Travel Authority Act 1977', to amend the 'Economic Development Act 1981', the 'Motor Boating Act 1961', and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 44 ADJOURNMENT—The Honourable W. A. Landeryou moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 12.44 a.m. adjourned until this day.

A. R. B. McDONNELL
Clerk of the Legislative Council

No. 36—Wednesday, 8 December 1982

- 1 The President took the Chair and read the Prayer.
- 2 LABOUR AND INDUSTRY (SHOPS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Labour and Industry Act 1958’ with respect to Shops and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 3 PUBLIC BODIES REVIEW COMMITTEE—The President announced the receipt of a Message from the Assembly transmitting the following Resolution:

That the State Rivers and Water Supply Commission and each constituted water, sewerage, drainage and river improvement trust or authority (except the Melbourne and Metropolitan Board of Works), Local Governing Bodies constituted under the *Water Act 1958*, the Ballarat Water Commissioners and Sewerage Authority, the Dandenong Valley Authority, the First Mildura Irrigation Trust, the Geelong Waterworks and Sewerage Trust, the Latrobe Valley Water and Sewerage Board, the Mildura Urban Water Trust, the West Moorabool Water Board and the personnel of the State Rivers and Water Supply Commission, be referred to the Public Bodies Review Committee for review—

and desiring the concurrence of the Council therein.

Ordered—That the Message be now taken into consideration.

The Honourable W. A. Landeryou moved, That the Council concur with the Resolution of the Assembly.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

4 PAPER—

INDUSTRIAL INCENTIVES—The Honourable W. A. Landeryou moved, by leave, That there be laid before this House a copy of the First Report of the Industrial Incentives Review Committee.

Question—put and resolved in the affirmative.

The said paper was thereupon presented by the Honourable W. A. Landeryou and ordered to lie on the Table.

The Honourable D. K. Hayward moved, That the report be taken into consideration later this day.

Question—put and resolved in the affirmative.

* * * *

The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Consumer Affairs Council—Report for the year 1981–82.

Decentralized Industry Housing Authority—Report for the year 1981–82.

Hospitals Superannuation Fund—Report on fifth actuarial investigation.

Melbourne and Metropolitan Board of Works—Statement of accounts, together with particulars of rates made, for the year 1981–82.

Poultry Farmer Licensing Review Committee—Report for the year ended 28 February 1982.

The Honourable Haddon Storey moved, That the papers be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 5 POSTPONEMENT OF NOTICE OF MOTION—Ordered—That the consideration of the Notice of Motion, Government Business, be postponed until later this day.
- 6 LABOUR AND INDUSTRY (SHOPS) BILL—This Bill was, according to Order, read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 7 RIVER MURRAY WATERS BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
Bill read a second time and, by leave, read a third time and passed.
Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
- 8 GROUNDWATER (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.
Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
- 9 WHEAT MARKETING (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same without amendment.
- 10 INTERPRETATION BILL—The President announced the receipt of a Message from the Assembly forwarding a fair print of a Bill "*to make fresh provision with respect to the Construction and Operation of, and the Shortening of the Language used in, Acts of Parliament and Subordinate Instruments, to repeal the 'Acts Interpretation Act 1958', to amend the 'Supreme Court Act 1958', the 'Amendments Incorporation Act 1958', the 'Subordinate Legislation Act 1962', the 'Constitution Act 1975', the 'Penalties and Sentences Act 1981' and the 'Petroleum (Submerged Lands) Act 1982' and for other purposes*" and acquainting the Council that, during the consideration of the Bill, the Assembly had agreed to the following Resolution:
That the proposals contained in the Interpretation Bill be referred to the Legal and Constitutional Committee for inquiry, consideration and report—and desiring the concurrence of the Council therein.
Ordered—That the Message be now taken into consideration.
The Honourable W. A. Landeryou moved, That the Council concur with the Resolution of the Assembly.
Question—put and resolved in the affirmative.
Ordered—That a Message be sent to the Assembly acquainting them therewith.
- 11 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3 to 5 inclusive, be postponed until later this day.

- 12 STATUTE LAW REVISION (REPEALS) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 13 TRUSTEE (AUTHORIZED INVESTMENTS) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 14 STATE ELECTRICITY COMMISSION (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to the Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 15 PAY-ROLL TAX (FURTHER AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to further amend the 'Pay-roll Tax Act 1971' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 16 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 8 to 10 inclusive, be postponed until later this day.

- 17 EQUAL OPPORTUNITY (DISCRIMINATION AGAINST DISABLED PERSONS) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable G. A. S. Butler having reported that the Committee had agreed to the Bill with amendments, and had amended the title thereof, which amended title is as follows:—"*An Act to render Unlawful Certain Kinds of Discrimination on the ground of impairment, to amend the 'Equal Opportunity Act 1977', and for other purposes*", the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

18 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 12 to 18 inclusive, be postponed until later this day.

19 VICTORIAN TOURISM COMMISSION BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White (for the Honourable W. A. Landeryou) moved, That this Bill be now read a second time. The Honourable D. G. Crozier moved, That the debate be now adjourned. Question—That the debate be now adjourned—put and resolved in the affirmative. Ordered—That the debate be adjourned until the next day of meeting.

20 WATER (PENALTIES AND BORROWING POWERS) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that the Assembly, having considered the Message of the Council suggesting on the consideration of the Bill in Committee that the Assembly make an amendment in such Bill, have made the suggested amendment and desire the concurrence of the Council therein.

Ordered—That the foregoing Message be referred to the Committee of the whole on the Bill.

The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill, including the amendment made by the Assembly on the suggestion of the Council, without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill, including the amendment made by the Assembly on the suggestion of the Council, without amendment.

21 ENERGY CONSUMPTION LEVY BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

22 PUBLIC ACCOUNT (TRUST FUNDS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to provide for the transfer of moneys in certain Trust Funds in the Public Account to the Consolidated Fund, to repeal certain Acts, to make consequential Amendments to certain other Acts and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

23 RIVER ENTRANCE DOCKS RAILWAY CONSTRUCTION (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'River Entrance Docks Railway Construction Act 1970' to vary the Route of the Line of Railway to be constructed to connect Melbourne with the Docks at the Mouth of the Yarra River, and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

24 EASTERN RAILWAY CONSTRUCTION (REPEAL) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to repeal the 'Eastern Railway Construction Act 1971' and to facilitate the disposal of land acquired for the purposes thereof*" and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

25 RAILWAYS (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Railways Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

26 ADJOURNMENT—The Honourable D. R. White moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 5.57 p.m., adjourned until tomorrow.

A. R. B. McDONNELL
Clerk of the Legislative Council

No. 37—Thursday, 9 December 1982

1 The President took the Chair and read the Prayer.

2 CEMETERIES (AMENDMENT) (COMMENCEMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Cemeteries (Amendment) Act 1980' with respect to the Commencement of that Act and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

3 SALINITY COMMITTEE—The President announced the receipt of a Message from the Assembly acquainting the Council of its Resolution to refer certain matters to the Salinity Committee for inquiry and report, and desiring the concurrence of the Council.

Ordered—That the Resolution be now taken into consideration.

And the said Resolution was read and is as follows:

- 1 That the Joint Select Committee on Salinity inquire into and report by 31 December 1983 upon the undermentioned matters together with any other matters the Committee considers to be relevant thereto:
 - (a) The quantity of water available for use in Northern Victoria and the quantities that are expected to be available following the completion of Dartmouth Reservoir, including water—
 - (i) already allocated; and
 - (ii) available to be allocated.
 - (b) The control of such water and the uses to which it should be allocated so as to best serve conjunctive economic, social and environmental objectives, including—
 - (i) salinity control;
 - (ii) urban water supply;
 - (iii) rural water supply for domestic and stock use;
 - (iv) industrial water supply;
 - (v) irrigation;
 - (vi) recreation, both active and passive;
 - (vii) conservation of native flora and fauna and migratory fauna;
 - (viii) dilution of drainage water or effluents from any of the aforesaid uses, with a view to re-use in Victoria or to the maintenance of satisfactory water quality in the River Murray;
 - (ix) generation of hydro-electric energy; and
 - (x) flood mitigation.
 - (c) With regard to the allocation of water for irrigation, the volume of water which should be allocated to—
 - (i) existing constituted irrigation districts;
 - (ii) lands which might be included in irrigation districts; and
 - (iii) lands irrigated by private diversion.
 - (d) In respect of the Goulburn–Murray Irrigation District the desirability of amending the *Water Act* 1958 in respect of matters affecting the apportionment of water rights including—
 - (i) the adoption of an alternative water right formula of the type contained in Schedule 3B to the Act;
 - (ii) the recognition of holdings created by subdivision since 1 July 1959, and any future subdivisions, for the purpose of applying the abovementioned water right formula; and
 - (iii) the transfer of water rights between holdings; the cancellation and reallocation of unused water rights and the attachment of conditions to any future allocations.
- 2 That all documents, evidence and other matter received by or produced by the former Public Works Committee in relation to the similar reference received by that Committee pursuant to the provisions of the *Public Works Committee Act* 1958 be referred to the Joint Select Committee on Salinity.

The Honourable D. R. White moved, That the Council concur with the Resolution of the Assembly.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

4 PAPERS—

SALINITY COMMITTEE—PROGRESS REPORT—The Honourable J. W. S. Radford presented a Progress Report from the Salinity Committee on the Barr Creek catchment, Mineral Reserve Basin and Lake Tyrrell schemes.

Ordered to lie on the Table and to be printed.

* * * *

The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Explosives—Report of the Chief Inspector for the year 1981.

Inflammable Liquids—Report of the Chief Inspector for the year 1981.

Liquefied Gases—Report of the Chief Inspector for the year 1981.

Minerals and Energy—Report of the Department for the year 1981.

Town and Country Planning Act 1961—

Bairnsdale—Town of Bairnsdale Planning Scheme—Amendment No. 40.

Ballaarat—City of Ballaarat Planning Scheme—Amendment No. 66.

Ballarat—Shire of Ballarat Planning Scheme—Amendment No. 13.

Bass—

Shire of Bass Planning Scheme.

Shire of Bass Planning Scheme—Amendments Nos. 6 and 9.

Cobram—Shire of Cobram Planning Scheme 1979—Amendment No. 4.

Flinders—Shire of Flinders Planning Scheme 1962—Amendments Nos. 153 and 155.

Frankston—City of Frankston Planning Scheme—Amendment No. 33.

Geelong Regional Planning Scheme—Amendments No. 21, Part 2B, 1982; No. 24, Part 2 (1982); and Nos. 54 and 60.

Hastings—Shire of Hastings Planning Scheme—Amendments Nos. 9 and 12.

Horsham—City of Horsham Planning Scheme—Amendment No. 61, 1982.

Kilmore—Shire of Kilmore Planning Scheme 1973—Amendment No. 51, 1981.

Lillydale—Shire of Lillydale Planning Scheme 1958—Amendments No. 128, 1980; and No. 143.

Melbourne Metropolitan Planning Scheme—Amendments No. 142, Part 4 (with map); No. 156, Part 3 (with two maps); No. 172, Part 1 (with forty-two maps); No. 185, Part 1 (with three maps); and No. 220.

Moe—City of Moe Planning Scheme 1966—Amendments Nos. 65 and 66, 1982.

South Gippsland—Shire of South Gippsland Planning Scheme—Amendment No. 48, 1981.

Traralgon—City of Traralgon Planning Scheme 1957—Amendments No. 28, 1981; and No. 33.

Yea—Shire of Yea Planning Scheme—Amendment No. 4.

Victorian Post-Secondary Education Commission—Report for the year 1981–82.

West Moorabool Water Board—Report and statements of accounts for the year 1981–82.

The Honourable D. G. Crozier moved, That the reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 5 POSTPONEMENT OF NOTICE OF MOTION—Ordered—That the consideration of Notice of Motion, Government Business, No. 1, be postponed until later this day.
- 6 NUCLEAR ACTIVITIES (PROHIBITIONS) BILL—On the motion of the Honourable D. R. White, leave was given to bring in a Bill to prohibit in Victoria certain Activities associated with the Nuclear Fuel Cycle, to amend the *State Electricity Commission Act 1958*, the *Electric Light and Power Act 1958*, and the *Mines Act 1958* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 7 RIVER ENTRANCE DOCKS RAILWAY CONSTRUCTION (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.
The Honourable R. J. Long moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered, after debate—That the debate be adjourned until later this day.
- 8 EASTERN RAILWAY CONSTRUCTION (REPEAL) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.
The Honourable R. J. Long moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until later this day.
- 9 RAILWAYS (AMENDMENT) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 10 CEMETERIES (AMENDMENT) (COMMENCEMENT) BILL—This Bill was, according to Order, read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 11 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 4 and 5, be postponed until later this day.
- 12 MILK PASTEURIZATION (AMENDMENT) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—
Debate resumed.
The Honourable R. I. Knowles moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until later this day.
- 13 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 7 to 9 inclusive, be postponed until later this day.
- 14 VETERINARY SURGEONS (AMENDMENT) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.
House in Committee.
The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 15 FARM PRODUCE MERCHANTS AND COMMISSION AGENTS (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 16 EASTERN RAILWAY CONSTRUCTION (REPEAL) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 17 ENERGY CONSUMPTION LEVY BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 18 STATE DEVELOPMENT COMMITTEE—WEBB DOCK—The Honourable W. A. Landeryou moved, by leave, That there be laid before the House a copy of the Report of the State Development Committee on Land Transport to Webb Dock.

Question—put and resolved in the affirmative.

The said report was thereupon presented by the Honourable W. A. Landeryou and ordered to lie on the Table.

The Honourable D. G. Crozier moved, That the report be taken into consideration on the next day of meeting.

Debate ensued.

Question—put and resolved in the affirmative.

- 19 FISHERIES (FEES) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 20 WILDLIFE (FEES) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 21 PAPER—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:

Victorian Government Travel Authority—Report for the year 1981–82.

The Honourable D. G. Crozier moved, That the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 22 NUCLEAR ACTIVITIES (PROHIBITIONS) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable D. G. Crozier moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Wednesday, 23 February 1983.

- 23 EQUAL OPPORTUNITY (DISCRIMINATION AGAINST DISABLED PERSONS) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendments made in such Bill by the Council.

- 24 CONSTITUTION (QUALIFICATION OF ELECTORS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend section 48 of the 'Constitution Act 1975', sections 181, 183 and 187 of 'The Constitution Act Amendment Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White (for the Honourable W. A. Landeryou), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 25 ENERGY CONSUMPTION LEVY BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell reported that the Committee had made progress in the Bill, and asked leave to sit again, having agreed to the following resolution:

That it be a suggestion to the Assembly that they make the following amendments in the Bill, viz.:

Clause 14, page 15, line 3, omit "June" and insert "July".

Clause 24, page 19, line 41, after "person" insert "who was legally bound to pay such levy".

On the motion of the Honourable D. R. White, the Council adopted the resolution reported from the Committee of the whole.

Ordered—That the Bill be returned to the Assembly with a Message suggesting that the Assembly amend the same as set forth in the foregoing resolution.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 26 CONSTITUTION (QUALIFICATION OF ELECTORS) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White (for the Honourable W. A. Landeryou) moved, That this Bill be now read a second time.

Debate ensued.

Question—put and resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 27 EDUCATIONAL GRANTS (CONTINUATION) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time, after debate, and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 28 CONSTRUCTION INDUSTRY (ELECTRICAL AND METAL TRADES) LONG SERVICE LEAVE BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to empower the Building Industry Long Service Leave Board to do all acts and things necessary in contemplation of the extension of the operation of the 'Building Industry Long Service Leave Act 1975' to and in relation to the provision of long service leave for Persons employed in Electrical and Metal Trades Work in the Construction Industry and to empower the payment of moneys out of the Building Industry Long Service Leave Fund for that purpose, and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable W. A. Landeryou), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable Evan Walker (for the Honourable W. A. Landeryou) moved, That this Bill be now read a second time.

The Honourable D. G. Crozier (for the Honourable C. Bubb) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 29 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 15, be postponed until later this day.

- 30 VICTORIAN TOURISM COMMISSION BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The Deputy President resumed the Chair; and the Honourable D. M. Evans having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

31 VETERINARY SURGEONS (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendments made in such Bill by the Council.

32 LOCAL GOVERNMENT ACTS (MISCELLANEOUS AMENDMENTS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make miscellaneous amendments to certain Acts administered by the Minister for Local Government and for that purpose to amend the 'Local Government Act 1958', the 'Local Authorities Superannuation Act 1958', the 'Valuation of Land Act 1960' and the 'Building Control Act 1981' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie (for the Honourable W. A. Landeryou) the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

33 CONSTITUTION (QUALIFICATION OF ELECTORS) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

34 HOSPITALS AND CHARITIES (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have disagreed with the amendment made in such Bill by the Council, and have made amendments in the Bill with which they desire the concurrence of the Council.

Ordered—That the foregoing Message be taken into consideration later this day.

35 MELBOURNE AND METROPOLITAN BOARD OF WORKS (ADMINISTRATION) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same without amendment.

36 QUEEN VICTORIA MEDICAL CENTRE (GUARANTEES) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell reported that the Committee had made progress in the Bill and asked leave to sit again, having agreed to the following resolution:

That it be a suggestion to the Assembly that they make the following amendments in the Bill, viz.:

1 Clause 3, line 1, after "the Treasurer may" insert "with the approval of the Governor in Council".

2 Clause 3, line 26, at the end of the clause insert the following sub-clause:

“() The Treasurer of Victoria shall not execute any guarantee under this Act where such guarantee would involve him in a liability in respect of the principal amount guaranteed which would when added to the total liabilities subsisting in respect of other guarantees of principal executed under this Part would in the aggregate exceed the amount of \$150 000 000”.

On the motion of the Honourable D. R. White, the Council adopted the resolution reported from the Committee of the whole.

Ordered—That the Bill be returned to the Assembly with a Message suggesting that the Assembly amend the same as set forth in the foregoing resolution.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

37 LOCAL GOVERNMENT ACTS (MISCELLANEOUS AMENDMENTS) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker (for the Honourable W. A. Landeryou) moved, That this Bill be now read a second time.

Debate ensued.

The Honourable W. R. Baxter (for the Honourable K. I. M. Wright) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

38 CONSTRUCTION INDUSTRY (ELECTRICAL AND METAL TRADES) LONG SERVICE LEAVE BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

39 HOSPITALS AND CHARITIES (AMENDMENT) BILL—The Order of the Day having been read for the consideration of the amendment made in this Bill by the Council and disagreed with by the Assembly and the amendments made by the Assembly in the Bill, the said amendments were read and are as follows:

Amendment made by the Legislative Council

How dealt with by the Legislative Assembly

Clause 6, lines 39 and 40, omit all words and expressions on these lines.

Disagreed with, but the following amendments made in the Bill:

1 Clause 6, after line 38 insert:

‘(i) after the word “sum” there shall be inserted the expression “as is prescribed or, where there is no such prescribed sum, such sum”;

2 Clause 8, page 4, line 2, omit “sub-section” and insert “sub-sections”.

3 Clause 8, page 4, after line 10 insert:

“(3) A regulation shall not be made under paragraph (g) of sub-section (1) prescribing fees or charges in respect of the provision of maintenance or relief in a class of institution unless the estimated income to be derived from the proposed fees or charges does not exceed the estimated cost of providing such maintenance or relief in that class of institution.”

The Honourable D. R. White moved, That the Council do not insist on their amendment made in this Bill and disagreed with by the Assembly, and that the Council agree to the amendments made by the Assembly in the Bill.

Debate ensued.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them that the Council do not insist on their amendment made in this Bill and disagreed with by the Assembly, and that the Council have agreed to the amendments made by the Assembly in the Bill.

40 ADJOURNMENT—The Honourable Evan Walker moved, by leave, That the Council, at its rising, adjourn until Tuesday next at 2.00 p.m.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 6.19 p.m., adjourned until Tuesday next at 2.00 p.m.

A. R. B. McDONNELL
Clerk of the Legislative Council

Mr President takes the Chair at 2.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Notice of Motion

- 1 The Hon. W. A. LANDERYOU—To move, That the Orders of the Council appointing Wednesday, 23 February 1983, for the resumption of the debate on the second readings of the Constitution (Local Government) Bill and the Local Government (Municipal Council Elections) Bill be read and rescinded, and that the resumption of debate on the second reading of each of those Bills be made an Order of the Day for later this day.

Orders of the Day

- 1 PUBLIC ACCOUNT (TRUST FUNDS) BILL—(from Assembly—Hon. D. R. White)—Second reading.
- 2 PAY-ROLL TAX (FURTHER AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading.
- 3 ENERGY CONSUMPTION LEVY BILL—(from Assembly—Hon. D. R. White)—To be further considered in Committee.
- 4 QUEEN VICTORIA MEDICAL CENTRE (GUARANTEES) BILL—(from Assembly—Hon. D. R. White)—To be further considered in Committee.
- 5 HISTORIC BUILDINGS (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading—*Resumption of debate.* (Hon. B. A. Chamberlain).
- 6 SALE OF LAND (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—To be further considered in Committee.
- 7 RIVER ENTRANCE DOCKS RAILWAY CONSTRUCTION (AMENDMENT) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—*Resumption of debate.* (Hon. R. J. Long).
- 8 EGG INDUSTRY STABILIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—*Resumption of debate.* (Hon. D. G. Crozier).
- *9 LOCAL GOVERNMENT ACTS (MISCELLANEOUS AMENDMENTS) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. K. I. M. Wright).
- 10 MILK PASTEURIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—*Resumption of debate.* (Hon. R. I. Knowles).
- 11 ADMINISTRATION AND PROBATE (SURVIVAL OF ACTIONS) BILL—(from Assembly—Hon. W. A. Landeryou)—*Resumption of debate on the question—That this Bill be now read a second time—and on the amendment of the Hon. Haddon Storey—That all the words after “That” be omitted with the view of inserting in place thereof “the Bill be withdrawn and re-drafted in the light of the report of the Sub-committee of the Chief Justice’s Law Reform Committee on Survival of Causes of Action for Personal Injuries dated 2 December 1981 and to ensure that the principles set out in clause 2 (1) of the Bill do not apply to causes of action arising before the date of the second reading of the Bill in the Legislative Assembly”* (Hon. B. P. Dunn).
- 12 WRONGS (DEPENDANTS) BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).

* Indicates new entry.

- φ13 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. A. J. Hunt).
- †14 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 15 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).

GENERAL BUSINESS

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- 3 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(Hon. P. D. Block)—Second reading—*Resumption of debate.* (Hon. D. E. Kent).
- 4 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 5 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(Hon. Haddon Storey)—*Resumption of debate.* (Hon. H. R. Ward).
- 6 PULPWOOD HARVESTING IN OTWAYS—REPORT OF INTER-DEPARTMENTAL TASK FORCE—To be considered.
- 7 DISCRIMINATORY INDUSTRIAL AGREEMENTS—MOTION TO NOTE REFUSAL OF ARBITRATION COMMISSION TO CERTIFY, AND CALLING FOR EXCLUSION OF SIMILAR PROVISIONS FROM FUTURE PUBLIC SECTOR AGREEMENTS (Hon. D. K. Hayward)—*Resumption of debate.* (Hon. W. A. Landeryou).
- 8 STRATA TITLES ACT REVIEW COMMITTEE REPORTS—To be considered.
- 9 INDUSTRIAL RELATIONS—MOTION TO TAKE NOTE OF MINISTERIAL STATEMENT—(Hon. D. K. Hayward)—*Resumption of debate.* (Hon. L. A. McArthur).
- 10 DEPARTMENTAL FINANCIAL STATEMENTS, 1981-82—To be considered.
- 11 MINISTRY OF EMPLOYMENT AND TRAINING REPORT, 1981-82—To be considered.
- 12 EGG MARKETING BOARD REPORT, 1981-82—To be considered.
- 13 WAGES AND PRICES FREEZE—MOTION NOTING CONTINUING IMPACT OF INCREASES ON THE ECONOMY AND CALLING UPON GOVERNMENT TO FREEZE ALL TAXES, CHARGES, SALARIES AND WAGES WITHIN ITS CONTROL (Hon. D. K. Hayward)—*Resumption of debate.* (Hon. W. A. Landeryou).
- 14 CONSUMER AFFAIRS DIRECTOR'S REPORT, 1981-82—To be considered.
- 15 GEELONG WATERWORKS AND SEWERAGE TRUST—ACCOUNTS, 1981-82—To be considered.
- 16 GOVERNMENT EMPLOYEE HOUSING AUTHORITY REPORT, 1981-82—To be considered.
- 17 LAND CONSERVATION COUNCIL FINAL RECOMMENDATIONS—SOUTH GIPPSLAND AREA DISTRICT 2—To be considered.
- 18 COUNCIL OF THE ARTS REPORT, 1981-82—To be considered.
- 19 EQUAL OPPORTUNITY—COMMISSIONER'S REPORT, 1981-82—To be considered.
- 20 LAW REFORM COMMISSIONER'S REPORT, 1981-82—To be considered.
- 21 STATE ELECTRICITY COMMISSION REPORT, 1981-82—To be considered.

† Proposals in Bill currently before Social Development Committee for examination and report.

φ Proposals in Bill currently before Legal and Constitutional Committee for examination and report.

- 22 STATE INSURANCE OFFICE ACCOUNTS, 1981-82—To be considered.
- 23 SWAN HILL PIONEER SETTLEMENT AUTHORITY ACCOUNTS, 1980-81—To be considered.
- 24 TRANSPORT REGULATION BOARD REPORT, 1981-82—To be considered.
- 25 VICTORIAN FISHING INDUSTRY COUNCIL REPORT, 1981-82—To be considered.
- 26 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION QUANTITATIVE GUIDELINES—To be considered.
- 27 INDUSTRIAL INCENTIVES REVIEW COMMITTEE—FIRST REPORT—To be considered.
- 28 CONSUMER AFFAIRS COUNCIL REPORT, 1981-82—To be considered.
- 29 DECENTRALIZED INDUSTRY HOUSING AUTHORITY REPORT, 1981-82—To be considered.
- 30 HOSPITALS SUPERANNUATION FUND FIFTH ACTUARIAL INVESTIGATION—To be considered.
- 31 MELBOURNE AND METROPOLITAN BOARD OF WORKS ACCOUNTS, 1981-82—To be considered.
- 32 POULTRY FARMER LICENSING REVIEW COMMITTEE REPORT, 1981-82—To be considered.
- *33 EXPLOSIVES—CHIEF INSPECTOR'S REPORT, 1981—To be considered.
- *34 INFLAMMABLE LIQUIDS—CHIEF INSPECTOR'S REPORT, 1981—To be considered.
- *35 LIQUEFIED GASES—CHIEF INSPECTOR'S REPORT, 1981—To be considered.
- *36 DEPARTMENT OF MINERALS AND ENERGY REPORT, 1981—To be considered.
- *37 VICTORIAN POST-SECONDARY EDUCATION COMMISSION REPORT, 1981-82—To be considered.
- *38 WEST MOORABOOL WATER BOARD REPORT, 1981-82—To be considered.
- *39 LAND TRANSPORT TO WEBB DOCK—STATE DEVELOPMENT COMMITTEE REPORT—To be considered.
- *40 VICTORIAN GOVERNMENT TRAVEL AUTHORITY REPORT, 1981-82—To be considered.

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WEDNESDAY, 23 FEBRUARY 1983
GOVERNMENT BUSINESS

Orders of the Day

- §1 CONSTITUTION (LOCAL GOVERNMENT) BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. A. J. Hunt).
- §2 LOCAL GOVERNMENT (MUNICIPAL COUNCIL ELECTIONS) BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. A. J. Hunt).
- *3 NUCLEAR ACTIVITIES (PROHIBITIONS) BILL—(Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. D. G. Crozier).

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

§ Cognate Bills—Second readings to be debated concurrently pursuant to Order of the House on 9 November 1982.

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables B. P. Dunn, J. V. C. Guest, D. K. Hayward, A. J. Hunt and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, J. H. Kennan, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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‡SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

‡ Suspended until the end of December 1982 by resolution of the Council on 7 December 1982.

Mr President takes the Chair at 11.00 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Notice of Motion

- 1 The Hon. W. A. LANDERYOU—To move, That the Orders of the Council appointing Wednesday, 23 February 1983, for the resumption of the debate on the second readings of the Constitution (Local Government) Bill and the Local Government (Municipal Council Elections) Bill be read and rescinded, and that the resumption of debate on the second reading of each of those Bills be made an Order of the Day for later this day.

Orders of the Day

- 1 PAY-ROLL TAX (FURTHER AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—To be further considered in Committee.
- 2 HISTORIC BUILDINGS (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—To be considered in Committee.
- 3 RIVER ENTRANCE DOCKS RAILWAY CONSTRUCTION (AMENDMENT) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—Resumption of debate. (Hon. R. J. Long).
- *4 MELBOURNE COLLEGE OF ADVANCED EDUCATION BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- *5 METROPOLITAN FIRE BRIGADES SUPERANNUATION (ELIGIBILITY) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—Resumption of debate. (Hon. N. B. Reid).
- *6 MINERALS AND ENERGY FEES BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. D. G. Crozier).
- 7 ADMINISTRATION AND PROBATE (SURVIVAL OF ACTIONS) BILL—(from Assembly—Hon. W. A. Landeryou)—Resumption of debate on the question—That this Bill be now read a second time—and on the amendment of the Hon. Haddon Storey—That all the words after “That” be omitted with the view of inserting in place thereof “the Bill be withdrawn and re-drafted in the light of the report of the Sub-committee of the Chief Justice’s Law Reform Committee on Survival of Causes of Action for Personal Injuries dated 2 December 1981 and to ensure that the principles set out in clause 2 (1) of the Bill do not apply to causes of action arising before the date of the second reading of the Bill in the Legislative Assembly” (Hon. B. P. Dunn).
- 8 WRONGS (DEPENDANTS) BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- ø9 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. A. J. Hunt).

* Indicates new entry.

ø Proposals in Bill currently before Legal and Constitutional Committee for examination and report.

- †10 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 11 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).

GENERAL BUSINESS

Notice of Motion

- *1 The Hon. A. J. HUNT—To move, That, contingent upon the Financial Institutions Duty Bill being transmitted by the Legislative Assembly for the concurrence of this House, and in conformity with section 52 of the *Constitution Act 1975* and Joint Standing Order 7A—
- (a) this House consents to the Honourable the Treasurer sitting in this House to explain and discuss the provisions of the Bill during its passage through this House; and
- (b) a Message be sent to the Assembly requesting the Honourable R. A. Jolly, Treasurer, to attend in the Council Chamber for the purpose of explaining and discussing the Bill in the Council and in Committee of the Whole when the Bill is called on for consideration and during that consideration.

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- 3 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(Hon. P. D. Block)—Second reading—*Resumption of debate.* (Hon. D. E. Kent).
- 4 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 5 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(Hon. Haddon Storey)—*Resumption of debate.* (Hon. H. R. Ward).
- 6 PULPWOOD HARVESTING IN OTWAYS—REPORT OF INTER-DEPARTMENTAL TASK FORCE—To be considered.
- 7 DISCRIMINATORY INDUSTRIAL AGREEMENTS—MOTION TO NOTE REFUSAL OF ARBITRATION COMMISSION TO CERTIFY, AND CALLING FOR EXCLUSION OF SIMILAR PROVISIONS FROM FUTURE PUBLIC SECTOR AGREEMENTS (Hon. D. K. Hayward)—*Resumption of debate.* (Hon. W. A. Landeryou).
- 8 STRATA TITLES ACT REVIEW COMMITTEE REPORTS—To be considered.
- 9 INDUSTRIAL RELATIONS—MOTION TO TAKE NOTE OF MINISTERIAL STATEMENT—(Hon. D. K. Hayward)—*Resumption of debate.* (Hon. L. A. McArthur).
- 10 DEPARTMENTAL FINANCIAL STATEMENTS, 1981–82—To be considered.
- 11 WAGES AND PRICES FREEZE—MOTION NOTING CONTINUING IMPACT OF INCREASES ON THE ECONOMY AND CALLING UPON GOVERNMENT TO FREEZE ALL TAXES, CHARGES, SALARIES AND WAGES WITHIN ITS CONTROL (Hon. D. K. Hayward)—*Resumption of debate.* (Hon. W. A. Landeryou).
- 12 CONSUMER AFFAIRS DIRECTOR'S REPORT, 1981–82—To be considered.
- 13 GEELONG WATERWORKS AND SEWERAGE TRUST—ACCOUNTS, 1981–82—To be considered.

† Proposals in Bill currently before Social Development Committee for examination and report.

- 14 GOVERNMENT EMPLOYEE HOUSING AUTHORITY REPORT, 1981-82—To be considered.
- 15 LAND CONSERVATION COUNCIL FINAL RECOMMENDATIONS—SOUTH GIPPSLAND AREA DISTRICT 2—To be considered.
- 16 COUNCIL OF THE ARTS REPORT, 1981-82—To be considered.
- 17 EQUAL OPPORTUNITY—COMMISSIONER'S REPORT, 1981-82—To be considered.
- 18 LAW REFORM COMMISSIONER'S REPORT, 1981-82—To be considered.
- 19 STATE ELECTRICITY COMMISSION REPORT, 1981-82—To be considered.
- 20 STATE INSURANCE OFFICE ACCOUNTS, 1981-82—To be considered.
- 21 SWAN HILL PIONEER SETTLEMENT AUTHORITY ACCOUNTS, 1980-81—To be considered.
- 22 TRANSPORT REGULATION BOARD REPORT, 1981-82—To be considered.
- 23 VICTORIAN FISHING INDUSTRY COUNCIL REPORT, 1981-82—To be considered.
- 24 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION QUANTITATIVE GUIDELINES—To be considered.
- 25 INDUSTRIAL INCENTIVES REVIEW COMMITTEE—FIRST REPORT—To be considered.
- 26 CONSUMER AFFAIRS COUNCIL REPORT, 1981-82—To be considered.
- 27 DECENTRALIZED INDUSTRY HOUSING AUTHORITY REPORT, 1981-82—To be considered.
- 28 HOSPITALS SUPERANNUATION FUND FIFTH ACTUARIAL INVESTIGATION—To be considered.
- 29 MELBOURNE AND METROPOLITAN BOARD OF WORKS ACCOUNTS, 1981-82—To be considered.
- 30 POULTRY FARMER LICENSING REVIEW COMMITTEE REPORT, 1981-82—To be considered.
- 31 EXPLOSIVES—CHIEF INSPECTOR'S REPORT, 1981—To be considered.
- 32 INFLAMMABLE LIQUIDS—CHIEF INSPECTOR'S REPORT, 1981—To be considered.
- 33 LIQUEFIED GASES—CHIEF INSPECTOR'S REPORT, 1981—To be considered.
- 34 DEPARTMENT OF MINERALS AND ENERGY REPORT, 1981—To be considered.
- 35 VICTORIAN POST-SECONDARY EDUCATION COMMISSION REPORT, 1981-82—To be considered.
- 36 WEST MOORABOOL WATER BOARD REPORT, 1981-82—To be considered.
- 37 LAND TRANSPORT TO WEBB DOCK—STATE DEVELOPMENT COMMITTEE REPORT—To be considered.
- 38 VICTORIAN GOVERNMENT TRAVEL AUTHORITY REPORT, 1981-82—To be considered.
- *39 HARNESS RACING BOARD REPORT, 1981-82—To be considered.
- *40 HEALTH COMMISSION REPORT, 1981-82—To be considered.
- *41 HOSPITALS SUPERANNUATION BOARD REPORT, 1981-82—To be considered.
- *42 MINISTRY OF IMMIGRATION AND ETHNIC AFFAIRS REPORT, 1981-82—To be considered.
- *43 LIBRARY COUNCIL, NATIONAL MUSEUM AND SCIENCE MUSEUM BUILDING TRUSTEES REPORTS, 1980-81 AND 1981-82—To be considered.
- *44 MELBOURNE AND METROPOLITAN TRAMWAYS BOARD REPORT, 1981-82—To be considered.
- *45 MELBOURNE UNIVERSITY REPORT, 1981—To be considered.
- *46 MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST REPORT, 1981-82—To be considered.

- *47 NATIONAL COMPANIES AND SECURITIES COMMISSION REPORT, 1981-82—To be considered.
- *48 NATIONAL MUSEUM REPORT, 1981-82—To be considered.
- *49 NATIONAL PARKS—DIRECTOR'S REPORT, 1981-82—To be considered.
- *50 STATE CLASSIFICATION OF PUBLICATIONS BOARD REPORT, 1981-82—To be considered.
- *51 STATE LIBRARY AND NATIONAL MUSEUM BUILDINGS COMMITTEE REPORT, 1981-82—To be considered.
- *52 SOIL CONSERVATION AUTHORITY REPORT, 1981-82—To be considered.
- *53 URBAN LAND AUTHORITY REPORT, 1981-82—To be considered.
- *54 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION REPORT, 1981-82—To be considered.
- *55 VICTORIAN PUBLIC OFFICES CORPORATION REPORT, 1981-82—To be considered.
- *56 HOUSING COMMISSION REPORT, 1981-82—To be considered.

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TUESDAY, 22 FEBRUARY 1983 GOVERNMENT BUSINESS

Order of the Day

- 1 MILK PASTEURIZATION (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate. (Hon. R. I. Knowles).*

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WEDNESDAY, 23 FEBRUARY 1983 GOVERNMENT BUSINESS

Orders of the Day

- §1 CONSTITUTION (LOCAL GOVERNMENT) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*
- §2 LOCAL GOVERNMENT (MUNICIPAL COUNCIL ELECTIONS) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*
- 3 NUCLEAR ACTIVITIES (PROHIBITIONS) BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. D. G. Crozier).*

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

§ Cognate Bills—Second readings to be debated concurrently pursuant to Order of the House on 9 November 1982.

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

* * * *

SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables B. P. Dunn, J. V. C. Guest, D. K. Hayward, A. J. Hunt and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, J. H. Kennan, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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‡SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

‡ Suspended until the end of December 1982 by resolution of the Council on 7 December 1982.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 38 and 39

No. 38—Tuesday, 14 December 1982

- 1 The President took the Chair and read the Prayer.
- 2 RETURN TO WRIT—The President announced that, on 8 November last, he had issued a Writ for the election of a Member to serve for the Waverley Province in the place of the Honourable Antonius Peter Van Vliet, deceased, and that such Writ had been returned to him and by the indorsement thereon it appeared that Brian William Mier had been elected in pursuance thereof.

- 3 DECLARATION OF ALLEGIANCE—The Honourable Brian William Mier, having been introduced, approached the Table and made and subscribed the affirmation required by law.

The President attested the Roll.

- 4 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR—The Honourable W. A. Landeryou presented Messages from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz.:

Motor Car (Registration and Drivers' Licences) Act.

Local Government (House Builders' Liability) (Amendment) Act.

Victorian College of Agriculture and Horticulture Act.

Judges Salaries Act.

Lotteries Gaming and Betting (Amendment) Act.

Public Account (State Development Account) Act.

Trustee (Authorized Investments) Act.

Abattoir and Meat Inspection (Further Amendment) Act.

- 5 DIRECTOR OF PUBLIC PROSECUTIONS BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to provide for the Appointment of a Director of Public Prosecutions, to repeal the 'Courts Administration Act 1975', to amend the 'Crimes Act 1958' and other Acts and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 6 ST. NICHOLAS HOSPITAL (SALE OF LAND) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to provide for the surrender to the Crown of certain land the greater part of which is used for the purposes of the St. Nicholas Hospital, which land is no longer required for the purposes of a Hospital, and to enable the sale thereof*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 7 MELBOURNE COLLEGE OF ADVANCED EDUCATION BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amalgamate the State College of Victoria—Institute of Early Childhood*"

Development and the State College of Victoria at Melbourne, to establish the Melbourne College of Advanced Education and for other purposes" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 8 METROPOLITAN FIRE BRIGADES SUPERANNUATION (ELIGIBILITY) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Metropolitan Fire Brigades Superannuation Act 1976' with respect to the Rights of Fire Board officers over 57 years of age to join the Metropolitan Fire Brigades Superannuation Scheme and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 9 MINERALS AND ENERGY FEES BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Mines Act 1958', the 'Petroleum Act 1958', the 'Explosives Act 1960', the 'Extractive Industries Act 1966', the 'Inflammable Liquids Act 1966' and the 'Liquefied Gases Act 1968' with respect to certain fees and charges and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 10 COUNTRY ROADS (LANDS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Country Roads Act 1958' with respect to Lands, and to authorize the Country Roads Board to take and use Certain Lands being Recreational Lands under the 'Cultural and Recreational Lands Act 1963', and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 11 QUEEN VICTORIA MEDICAL CENTRE (GUARANTEES) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that the Assembly, having considered the Message of the Council suggesting on the consideration of the Bill in Committee that the Assembly make amendments in such Bill, have made the suggested amendments and desire the concurrence of the Council therein.

Ordered—That the foregoing Message be referred to the Committee of the whole on the Bill.

- 12 ENERGY CONSUMPTION LEVY BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that the Assembly, having considered the Message of the Council suggesting on the consideration of the Bill in Committee that the Assembly make amendments in such Bill, have made the suggested amendments and desire the concurrence of the Council therein.

Ordered—That the foregoing Message be referred to the Committee of the whole on the Bill.

13 PAPERS—

PAROLE AND REMISSIONS—The Honourable W. A. Landeryou moved, by leave, That there be laid before this House a copy of the Second Report of the Sentencing Alternatives Committee—Parole and Remissions.

Question—put and resolved in the affirmative.

The said report was thereupon presented by the Honourable W. A. Landeryou and ordered to lie on the Table.

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The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Harness Racing Board—Report and accounts for the year 1981–82.

Health Commission—Report for the year 1981–82.

Hospitals Superannuation Board—Report for the year 1981–82.

Housing Commission—Report for the year 1981–82.

Immigration and Ethnic Affairs—Report of the Ministry for the year 1981–82.

Library Council, National Museum and Science Museum of Victoria—Reports of the Building Trustees, together with statements of receipts and expenditure, for the years 1980–81 and 1981–82.

Melbourne and Metropolitan Tramways Board—Report and accounts for the year 1981–82.

Melbourne University—Report of the Council, together with statutes and regulations allowed by His Excellency the Governor, for the year 1981 (eleven papers).

Melbourne Wholesale Fruit and Vegetable Market Trust—Report and accounts for the year 1981–82.

National Companies and Securities Commission—Report and financial statements for the year 1981–82.

National Museum—Report of the Council for the year 1981–82.

National Parks—Report of the Director for the year 1981–82.

Publications—Report of the State Classification of Publications Board for the year 1981–82.

Soil Conservation Authority—Report for the year 1981–82.

State Library and National Museum Buildings Committee—Report for the year 1981–82.

Statutory Rules under the following Acts of Parliament:

Companies (Application of Laws) Act 1981—No. 435.

Country Fire Authority Act 1958—Nos. 432 and 441.

Environment Protection Act 1970—Nos. 437 to 439.

Industrial Relations Act 1979—No. 446.

Magistrates' Courts Act 1971, Magistrates (Summary Proceedings) Act 1975 and Landlord and Tenant Act 1958—No. 442.

Marine Act 1958—Nos. 431 and 447.

Melbourne and Metropolitan Board of Works Act 1958—Nos. 430 and 434.

Motor Boating Act 1961—No. 444.

Optometrists Registration Act 1958—No. 436.

Penalties and Sentences Act 1981—No. 398.

Statutory Rules under the following Acts of Parliament (*continued*)—

Police Regulation Act 1958—No. 445.

Public Service Act 1974—PSD Nos. 214 to 218, 222 and 223.

Racing Act 1958—No. 440.

Rural Finance and Settlement Commission Act 1961—No. 433.

Weights and Measures Act 1958—No. 429.

Zoological Parks and Gardens Act 1967—No. 443.

Urban Land Authority—Report and accounts for the year 1981–82.

Victorian Economic Development Corporation—Report and accounts for the year 1981–82.

Victorian Public Offices Corporation—Report and accounts for the year 1981–82.

The Honourable Haddon Storey moved, That the Papers tabled by the Clerk, with the exception of the Statutory Rules, be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

14 POSTPONEMENT OF NOTICE OF MOTION—Ordered—That the consideration of the Notice of Motion, Government Business, be postponed until later this day.

15 DIRECTOR OF PUBLIC PROSECUTIONS BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

16 ST. NICHOLAS HOSPITAL (SALE OF LAND) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

17 MINERALS AND ENERGY FEES BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable D. G. Crozier moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

18 PUBLIC ACCOUNT (TRUST FUNDS) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable C. Bubb (for the Honourable P. D. Block) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

19 PAY-ROLL TAX (FURTHER AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable C. Bubb (for the Honourable P. D. Block) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

20 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3 to 5 inclusive, be postponed until later this day.

21 SALE OF LAND (AMENDMENT) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

22 LAND TAX (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Message from His Excellency the Governor, pursuant to the provisions of Section 14 of the *Constitution Act* 1975, recommending the following amendment which His Excellency desires to be made in this Bill, and acquainting the Council that the Assembly have agreed to such amendment, and desiring the concurrence of the Council therein:

Clause 13, omit "\$52.01" and insert "\$152.01".

The Honourable W. A. Landeryou moved, That the Council agree to the amendment recommended by His Excellency the Governor.

Debate ensued.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

23 ENERGY CONSUMPTION LEVY BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill, including the amendments made by the Assembly on the suggestion of the Council, without amendment, the Report was adopted, and the Bill was read a third time and passed.

Question proposed—That the title of the Bill be "A Bill for an Act to discourage the excessive Usage of Natural Gas by imposing a Levy on the Consumption of Natural Gas by large Users thereof, to provide for the Assessment and Collection of the Levy, to amend the *Evidence (Commissions) Act* 1982 and for other purposes".

The Honourable D. G. Crozier moved, as an amendment, That the words "discourage the excessive Usage of Natural Gas by imposing" be omitted with the view of inserting in place thereof "impose".

Debate ensued.

Question—That the words proposed to be omitted stand part of the question—put.

The Council divided.

AYES, 17	NOES, 20
The Hon. G. A. S. Butler (<i>Teller</i>)	The Hon. W. R. Baxter
Joan Cocksedge	H. G. Baylor (<i>Teller</i>)
J. L. Dixon	P. D. Block (<i>Teller</i>)
D. E. Henshaw	C. Bubb
C. J. Hogg	W. M. Campbell
J. H. Kennan	B. A. Chamberlain
C. J. Kennedy	G. P. Connard
D. E. Kent	D. G. Crozier
J. E. Kirner	B. P. Dunn
W. A. Landeryou	D. M. Evans
R. A. Mackenzie	F. J. Granter
L. A. McArthur	D. K. Hayward
B. W. Mier	A. J. Hunt
B. A. Murphy	R. I. Knowles
B. T. Pullen	R. Lawson
G. A. Sgro (<i>Teller</i>)	R. J. Long
D. R. White	J. W. S. Radford
	N. B. Reid
	Haddon Storey
	K. I. M. Wright

And so it passed in the negative.

Question—That the word proposed to be inserted be so inserted—put and resolved in the affirmative.

Question—That the Title of the Bill be “A Bill for an Act to impose a Levy on the Consumption of Natural Gas by large Users thereof, to provide for the Assessment and Collection of the Levy, to amend the *Evidence (Commissions) Act 1982* and for other purposes”—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill, including the amendments made by the Assembly on the suggestion of the Council, with an amendment, and desiring their concurrence therein.

- 24 MELBOURNE COLLEGE OF ADVANCED EDUCATION BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 25 METROPOLITAN FIRE BRIGADES SUPERANNUATION (ELIGIBILITY) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable N. B. Reid moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 26 COUNTRY ROADS (LANDS) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

27 LAND TAX (AMENDMENT) BILL—The Order of the Day having been read for the resumption of the debate on the question, That the Council agree to the amendment recommended by His Excellency the Governor (for amendment see item 22 *ante*)—

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

28 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 7, be postponed until later this day.

29 EGG INDUSTRY STABILIZATION (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

30 PUBLIC ACCOUNT (TRUST FUNDS) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable B. P. Dunn moved, as an amendment, That all the words after “That” be omitted with the view of inserting in place thereof “this House refuses to read this Bill a second time until the provisions contained in the Bill have been referred to and reported upon by the Economic and Budget Review Committee”.

Debate ensued.

Question—That the words proposed to be omitted stand part of the question—put.

The Council divided.

AYES, 38

NOES, 4

The Hon. M. J. Arnold
 H. G. Baylor
 P. D. Block
 C. Bubb
 G. A. S. Butler
 W. M. Campbell
 B. A. Chamberlain
 G. P. Connard
 Joan Coxsedg (*Teller*)
 D. G. Crozier
 J. L. Dixon (*Teller*)
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward
 D. E. Henshaw
 C. J. Hogg

The Hon. W. R. Baxter
 B. P. Dunn
 D. M. Evans (*Teller*)
 K. I. M. Wright (*Teller*)

W. V. Houghton
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. I. Knowles
 W. A. Landeryou
 R. Lawson
 R. J. Long
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 J. W. S. Radford
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 Evan Walker
 H. R. Ward
 D. R. White

And so it was resolved in the affirmative—Amendment negatived.

Question—That this Bill be now read a second time—put and resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 31 PAY-ROLL TAX (FURTHER AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 32 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 9 and 10, be postponed until later this day.

- 33 QUEEN VICTORIA MEDICAL CENTRE (GUARANTEES) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill, including the amendments made by the Assembly on the suggestion of the Council, without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill, including the amendments made by the Assembly on the suggestion of the Council, without amendment.

R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward
 K. I. M. Wright

G. A. Sgro
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

The Honourable D. E. Kent moved, That the debate be adjourned until later this day.

The Honourable R. I. Knowles moved, as an amendment, That the words "later this day" be omitted with the view of inserting in place thereof "Tuesday, 22 February 1983".

Question—That the words proposed to be omitted stand part of the question—put and negatived.

Question—That the expression proposed to be inserted be so inserted—put and resolved in the affirmative.

Question—That the debate be adjourned until Tuesday, 22 February 1983—put and resolved in the affirmative.

- 37 DIRECTOR OF PUBLIC PROSECUTIONS BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment and desiring their concurrence therein.

- 38 ADJOURNMENT—The Honourable W. A. Landeryou moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 2.03 a.m. adjourned until this day.

A. R. B. McDONNELL
 Clerk of the Legislative Council

No. 39—Wednesday, 15 December 1982

- 1 The President took the Chair and read the Prayer.
- 2 FINANCIAL INSTITUTIONS DUTY BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to impose a Duty upon Financial Institutions and other persons in respect of certain Receipts, to provide for the Assessment and Collection of the Duty, to amend the 'Stamps Act 1958' and the 'Evidence (Commissions) Act 1982' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 3 WORKERS COMPENSATION (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Workers Compensation Act 1958’*” and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 4 SUSPENSION OF STANDING AND SESSIONAL ORDERS—URGENCY—The Honourable A. J. Hunt moved, That Standing and Sessional Orders be suspended on the ground of urgency to the extent necessary to enable him to move Notice of Motion, General Business, No. 1, forthwith.

Question—put and negatived.

- 5 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Geelong Performing Arts Centre Trust—Report and accounts for the year 1981–82.

Lands—Report of the Department of Crown Lands and Survey for the year 1981–82.

Railways Board—Reports for the quarters ended 30 June and 30 September 1982.

The Honourable Haddon Storey moved, That the reports be taken into consideration later this day.

Question—put and resolved in the affirmative.

- 6 POSTPONEMENT OF NOTICE OF MOTION—Ordered—That the consideration of the Notice of Motion, Government Business, be postponed until later this day.

- 7 WORKERS COMPENSATION (AMENDMENT) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed. Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 8 PAY-ROLL TAX (FURTHER AMENDMENT) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell reported that the Committee had made progress in the Bill and asked leave to sit again, having agreed to the following resolution:

That it be a suggestion to the Assembly that they make the following amendments in the Bill, viz.:

1. Clause 4, page 6, line 7, omit “and”.
2. Clause 4, page 6, line 9, omit “or after”.
3. Clause 4, page 6, after line 10 insert:

“and

(d) in relation to a motor vehicle purchased or first leased or hired by the employer during any financial year after 30 June 1983—the amount which is equal to the motor vehicle

depreciation limit under section 57AF of the *Income Tax Assessment Act 1936* of the Commonwealth applying in respect of the depreciation of motor vehicles under that Act in that financial year.”

On the motion of the Honourable D. R. White, the Council adopted the resolution reported from the Committee of the whole.

Ordered—That the Bill be returned to the Assembly with a Message suggesting that the Assembly amend the same as set forth in the foregoing resolution.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 9 HISTORIC BUILDINGS (AMENDMENT) BILL—The Order of the Day having been read for the consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell reported that the Committee had agreed to the Bill with amendments and had amended the title thereof, which amended title is as follows:—“*An Act to amend the ‘Historic Buildings Act 1981’, to repeal the ‘Government Buildings Advisory Council Act 1972’, the ‘Government Buildings Advisory Council (Amendment) Act 1981’, the ‘Planning Appeals Board Act 1980’, and for other purposes*”.

The Honourable B. A. Chamberlain moved, That the Bill be recommitted to a Committee of the whole in respect of clause 15.

Question—put and resolved in the affirmative.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 10 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3 to 7 inclusive, be postponed until later this day.

- 11 WRONGS (DEPENDANTS) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 12 WILDLIFE (FEES) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendments made in such Bill by the Council.

- 13 FREEDOM OF INFORMATION BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to give the Members of the Public Rights of Access to Official Documents of the Government of Victoria and of its Agencies and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 14 HISTORIC BUILDINGS (AMENDMENT) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill with a further amendment, the House ordered the Reports to be taken into consideration this day, whereupon the House adopted the Reports, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 15 RIVER ENTRANCE DOCKS RAILWAY CONSTRUCTION (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable G. A. S. Butler having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 16 DISCHARGE OF ORDER OF THE DAY—The Honourable A. J. Hunt moved, by leave, That the Order of the Day, General Business, for the consideration of the Report of the State Development Committee upon Land Transport to Webb Dock be read and discharged.

Question—put and resolved in the affirmative.

- 17 METROPOLITAN FIRE BRIGADES SUPERANNUATION (ELIGIBILITY) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 18 MELBOURNE COLLEGE OF ADVANCED EDUCATION BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable B. P. Dunn moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 19 FISHERIES (FEES) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendments made in such Bill by the Council.

- 20 ENERGY CONSUMPTION LEVY BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendment made in such Bill by the Council.
- 21 REVOCATION AND EXCISION OF CROWN RESERVATIONS BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same without amendment.
- 22 DIRECTOR OF PUBLIC PROSECUTIONS BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendment made in such Bill by the Council.
- 23 MILDURA IRRIGATION AND WATER TRUSTS (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same without amendment.
- 24 PAY-ROLL TAX (FURTHER AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that the Assembly, having considered the Message of the Council suggesting on the consideration of the Bill in Committee that the Assembly make amendments in such Bill, have made the suggested amendments and desire the concurrence of the Council therein.

Ordered—That the foregoing Message be referred to the Committee of the whole on the Bill.

The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill, including the amendments made by the Assembly on the suggestion of the Council, without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill, including the amendments made by the Assembly on the suggestion of the Council, without amendment.

- 25 HUMAN TISSUE BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same with amendments and desiring the concurrence of the Council therein.

Ordered—That the amendments be taken into consideration later this day.

- 26 SALE OF LAND (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to some of the amendments made by the Council, and have disagreed with others of the said amendments.

Ordered—That the foregoing Message be taken into consideration later this day.

- 27 EGG INDUSTRY STABILIZATION (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same without amendment.

- 28 FINANCIAL INSTITUTIONS DUTY BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable P. D. Block moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 29 MELBOURNE COLLEGE OF ADVANCED EDUCATION BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 30 STATE ELECTRICITY COMMISSION (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same without amendment.

- 31 MOTOR CAR (GENERAL AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend generally the 'Motor Car Act 1958'*" and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, this Bill was, after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 32 RIVER MURRAY WATERS BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same without amendment.

- 33 FINANCIAL INSTITUTIONS DUTY BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

And the Council having continued to sit until after 12 midnight—

THURSDAY, 16 DECEMBER

Debate continued.

Question—put and resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell reported that the Committee had made progress in the Bill, and asked leave to sit again, having agreed to the following resolution:

That it be a suggestion to the Assembly that they make the following amendments in the Bill, viz.:

- 1 Clause 7, page 11, line 3, omit "\$100 000" and insert "\$50 000".
- 2 Clause 7, page 11, line 13, omit "\$100 000" and insert "\$50 000".
- 3 Clause 7, page 12, line 10, omit "\$100 000" and insert "\$50 000".
- 4 Clause 7, page 12, line 23, omit "\$100 000" and insert "\$50 000".

5 Clause 25, page 29, after line 10 insert:

“(7) An amount shall not be paid to the credit of a special account kept by a bank in the name of the Law Institute of Victoria unless the amount—

(a) is an amount deposited with the Law Institute of Victoria under section 40 (2A) of the *Legal Profession Practice Act* 1958; or

(b) forms part of the Solicitors’ Guarantee Fund under that Act.

(8) An amount shall not be paid to the credit of a special account kept by a bank in the name of a charitable institution unless the amount is an amount received by the charitable institution wholly and exclusively in furtherance of its objects.”

6 Clause 25, page 29, line 13, omit “(10)” and insert “(12)”.

7 Clause 25, page 29, line 20, omit “or”.

8 Clause 25, page 29, after line 20 insert:

“() there has been a contravention of sub-section (7) by reason of the payment of an amount to the credit of a special account kept in the name of the Law Institute of Victoria;

() there has been a contravention of sub-section (8) by reason of the payment of an amount to the credit of a special account kept in the name of a charitable institution; or”.

9 Clause 25, page 29, line 21, omit “(7)” and insert “(9)”.

10 Clause 25, page 29, line 26, omit “(9)” and insert “(11)”.

11 Clause 25, page 30, after line 2 insert:

“() the Law Institute of Victoria;

() a charitable institution, that is to say—

(i) a public benevolent or a religious institution;

(ii) a public hospital or a hospital that is carried on by an association or other body of persons otherwise than for purposes of profit or gain to the individual members of that association or other body; or

(iii) a primary or secondary school or secondary college that is carried on by an association or other body of persons otherwise than for the purposes of profit or gain to the individual members of that association or other body;”.

12 Clause 32, page 34, after line 26 insert:

“() a special account kept in the name of the Law Institute of Victoria;

() a special account kept in the name of a charitable institution within the meaning of section 25;”.

13 Clause 97, page 69, lines 24 to 26, omit all words and expressions on these lines.

14 Clause 99, page 70, omit “2.50” and insert “2.45”.

15 Clause 99, page 70, omit “2.75” and insert “2.70”.

16 Clause 99, page 70, omit “3.00” and insert “2.95”.

17 Clause 99, sub-clause (1), page 71, omit “3.50” and insert “3.45”.

- 18 Clause 99, sub-clause (1), page 71, omit "3.75" and insert "3.70".
 19 Clause 99, sub-clause (1), page 71, omit "4.25" and insert "4.20".
 20 Clause 99, sub-clause (1), page 71, omit "4.50" and insert "4.45".
 21 Clause 99, sub-clause (2), page 71, omit "2.50" and insert "2.45".
 22 Clause 99, sub-clause (2), page 71, omit "2.75" and insert "2.70".
 23 Clause 99, sub-clause (2), page 71, omit "3.00" and insert "2.95".
 24 Clause 99, sub-clause (2), page 71, omit "3.50" and insert "3.45".
 25 Clause 99, sub-clause (2), page 71, omit "3.75" and insert "3.70".
 26 Clause 99, sub-clause (2), page 72, omit "4.25" and insert "4.20".
 27 Clause 99, sub-clause (2), page 72, omit "4.50" and insert "4.45".
 28 Clause 99, page 72, after sub-clause (2) insert:

() In the Third Schedule to the *Stamps Act* 1958 under the heading "VI.—CONVEYANCE OF REAL PROPERTY AND LAND TRANSFER"—

- (a) for the expression "1.50" (where twice occurring) there shall be substituted the expression "1.45";
 (b) for the expression "1.75" (where twice occurring) there shall be substituted the expression "1.70";
 (c) for the expression "2.00" (where twice occurring) there shall be substituted the expression "1.95";
 (d) for the expression "2.25" (where twice occurring) there shall be substituted the expression "2.20".

- 29 Clause 99, page 72, lines 1 and 2, omit "and (2)" and insert ", (2) and (3)".

On the motion of the Honourable D. R. White, the Council adopted the resolution reported from the Committee of the whole.

Ordered—That the Bill be returned to the Assembly with a Message suggesting that the Assembly amend the same as set forth in the foregoing resolution.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 34 MESSAGES FROM THE ASSEMBLY—The President announced the receipt of Messages from the Assembly returning the following Bills and acquainting the Council that they have agreed to the same without amendment:

Wrongs (Dependants) Bill.

Groundwater (Amendment) Bill.

- 35 MELBOURNE COLLEGE OF ADVANCED EDUCATION BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendments made in such Bill by the Council.

- 36 ADMINISTRATION AND PROBATE (SURVIVAL OF ACTIONS) BILL—The Order of the Day having been read for the resumption of debate on the question, That this Bill be now read a second time—and on the amendment—That all the words after "That" be omitted with the view of inserting in place thereof "the Bill be withdrawn and re-drafted in the light of the report of the Sub-committee of the Chief Justice's Law Reform Committee on Survival of Causes of Action for Personal Injuries dated 2 December 1981 and to ensure that the principles set out in clause 2 (1) of the Bill do not apply to causes of action arising before the date of the second reading of the Bill in the Legislative Assembly"—

Leave was granted for the Honourable Haddon Storey to withdraw his amendment.

Question—That this Bill be now read a second time—put and resolved in the affirmative—Bill read second time and committed to a Committee of the whole. House in Committee.

The President resumed the Chair; and the Honourable B. A. Chamberlain having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 37 **FREEDOM OF INFORMATION BILL**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole. House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell reported that the Committee had agreed to the Bill with amendments.

The Honourable W. A. Landeryou moved, That the Bill be recommitted to a Committee of the whole in respect of clause 22.

Question—put and resolved in the affirmative—The President left the chair. House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill with a further amendment, the House ordered the Reports to be taken into consideration this day, whereupon the House adopted the Reports, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 38 **FLOOD PLAIN MANAGEMENT BILL**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same without amendment.

- 39 **HISTORIC BUILDINGS (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to some of the amendments made by the Council, and have disagreed with another of the said amendments.

Ordered—That the foregoing Message be now taken into consideration.

And the said amendment disagreed with by the Assembly was read and is as follows:

Clause 15, paragraph (c), omit this paragraph.

The Honourable Evan Walker moved, That the Council do not insist on their amendment disagreed with by the Assembly.

Debate ensued.

The Honourable W. A. Landeryou moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 40 **FINANCIAL INSTITUTIONS DUTY BILL**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that the Assembly, having considered the Message of the Council suggesting on the consideration of the Bill in Committee that the Assembly make amendments in such Bill, have made the suggested amendments and desire the concurrence of the Council therein.

Ordered—That the foregoing Message be referred to the Committee of the whole on the Bill.

The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill, including the amendments made by the Assembly on the suggestion of the Council, without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill, including the amendments made by the Assembly on the suggestion of the Council, without amendment.

41 HUMAN TISSUE BILL—The Order of the Day having been read for the consideration of the amendments made by the Assembly in this Bill, the said amendments were read and are as follows:

- 1 Clause 4, lines 1–6, omit sub-clause (1).
- 2 Clause 4, lines 8 and 9, omit “other than a hospital referred to in sub-section (1)”.
- 3 Clause 15, line 14, after “presence;” insert “and”.
- 4 Clause 15, lines 15–26, omit all words and expressions on these lines and insert:

“(b) that he explained to the parent before the consent was given the nature and effect of the removal from the body of that child of the tissue specified in the consent and the nature of the transplantation of that tissue—

and—

(c) that—

- (i) he is satisfied that, at the time consent was given, the child was capable of understanding the nature and effect of the removal of the tissue and the nature of the transplantation;
 - (ii) he explained those matters to the child;
 - (iii) the child understood those matters; and
 - (iv) the child was in agreement with the proposed removal and transplantation of tissue; or
- (d) where the consent relates to the removal of specified regenerative tissue for the purpose of transplantation of the tissue to the body of a brother or sister of the child—that he is satisfied—
- (i) that the brother or sister is likely to die unless the tissue is transplanted to the body of that brother or sister; and
 - (ii) that, at the time the consent was given, the child, by reason of his age, was not capable of understanding the nature and effect of the removal of the tissue and the nature of the transplantation.

On the motion of the Honourable D. R. White, the Council agreed to the amendments made by the Assembly, and ordered that a Message be sent to the Assembly acquainting them therewith.

42 SALE OF LAND (AMENDMENT) BILL—The Order of the Day having been read for the consideration of the amendments made in this Bill by the Council and disagreed with by the Assembly, the said amendments were read and are as follows:

- Clause 3, page 3, line 3, omit “three” and insert “two”.
- Clause 3, page 3, line 36, omit “three” and insert “two”.

The Honourable D. R. White moved, That the Council do not insist on their amendments made in this Bill and disagreed with by the Assembly.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 43 MINERALS AND ENERGY FEES BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 44 FREEDOM OF INFORMATION BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendments made in such Bill by the Council.

- 45 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

National Gallery—Reports of the Council of Trustees, together with financial statements, for the years 1980–81 and 1981–82.

National Museum—Financial statements for the year 1980–81.

Railway Construction and Property Board—Report for the year 1981–82.

Town and Country Planning Act 1961—Melbourne Metropolitan Planning Scheme—Amendment No. 222 (with two maps).

Victorian Dairy Industry Authority—Report and accounts for the year 1980–81.

West Gate Bridge Authority—Report and financial statements for the year 1981–82.

- 46 ADJOURNMENT—The Honourable W. A. Landeryou moved, by leave, That the Council, at its rising, adjourn until a day and hour to be fixed by the President, which time of meeting shall be notified to each Honourable Member by telegram or letter.

Question—put and resolved in the affirmative.

The Honourable W. A. Landeryou moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 4.27 a.m., adjourned until a day and hour to be fixed by the President, which time of meeting shall be notified to each Honourable Member by telegram or letter.

A. R. B. McDONNELL
Clerk of the Legislative Council

Notice Paper No. 39

Tuesday, 15 March 1983

Mr President takes the Chair at 5.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- §1 CONSTITUTION (LOCAL GOVERNMENT) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*
- §2 LOCAL GOVERNMENT (MUNICIPAL COUNCIL ELECTIONS) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*
- †3 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 4 MILK PASTEURIZATION (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate. (Hon. R. I. Knowles).*
- *5 HISTORIC BUILDINGS (AMENDMENT) BILL—Motion to not insist on amendment disagreed with by Assembly (*Hon. Evan Walker*)—*Resumption of debate. (Hon. W. A. Landeryou).*
- 6 NUCLEAR ACTIVITIES (PROHIBITIONS) BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. D. G. Crozier).*
- 7 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- φ8 STATUTE LAW REVISION BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*

GENERAL BUSINESS

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- 3 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate. (Hon. D. E. Kent).*
- 4 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 5 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate. (Hon. H. R. Ward).*

*Indicates new entry.

φ Proposals in Bill currently before Legal and Constitutional Committee for examination and report.

§ Cognate Bills—Second readings to be debated concurrently pursuant to Order of the House on 9 November 1982.

† Proposals in Bill currently before Social Development Committee for examination and report.

- 6 PULPWOOD HARVESTING IN OTWAYS—REPORT OF INTER-DEPARTMENTAL TASK FORCE—To be considered.
- 7 DISCRIMINATORY INDUSTRIAL AGREEMENTS—MOTION TO NOTE REFUSAL OF ARBITRATION COMMISSION TO CERTIFY, AND CALLING FOR EXCLUSION OF SIMILAR PROVISIONS FROM FUTURE PUBLIC SECTOR AGREEMENTS—(*Hon. D. K. Hayward*)—*Resumption of debate. (Hon. W. A. Landeryou).*
- 8 STRATA TITLES ACT REVIEW COMMITTEE REPORTS—To be considered.
- 9 INDUSTRIAL RELATIONS—MOTION TO TAKE NOTE OF MINISTERIAL STATEMENT—(*Hon. D. K. Hayward*)—*Resumption of debate. (Hon. L. A. McArthur).*
- 10 DEPARTMENTAL FINANCIAL STATEMENTS, 1981–82—To be considered.
- 11 WAGES AND PRICES FREEZE—MOTION NOTING CONTINUING IMPACT OF INCREASES ON THE ECONOMY AND CALLING UPON GOVERNMENT TO FREEZE ALL TAXES, CHARGES, SALARIES AND WAGES WITHIN ITS CONTROL—(*Hon. D. K. Hayward*)—*Resumption of debate. (Hon. W. A. Landeryou).*
- 12 COUNCIL OF THE ARTS REPORT, 1981–82—To be considered.
- 13 EQUAL OPPORTUNITY COMMISSIONER'S REPORT, 1981–82—To be considered.
- 14 LAW REFORM COMMISSIONER'S REPORT, 1981–82—To be considered.
- 15 STATE ELECTRICITY COMMISSION REPORT, 1981–82—To be considered.
- 16 STATE INSURANCE OFFICE ACCOUNTS, 1981–82—To be considered.
- 17 SWAN HILL PIONEER SETTLEMENT AUTHORITY ACCOUNTS, 1980–81—To be considered.
- 18 TRANSPORT REGULATION BOARD REPORT, 1981–82—To be considered.
- 19 VICTORIAN FISHING INDUSTRY COUNCIL REPORT, 1981–82—To be considered.
- 20 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION QUANTITATIVE GUIDELINES—To be considered.
- 21 INDUSTRIAL INCENTIVES REVIEW COMMITTEE—FIRST REPORT—To be considered.
- 22 CONSUMER AFFAIRS COUNCIL REPORT, 1981–82—To be considered.
- 23 DECENTRALIZED INDUSTRY HOUSING AUTHORITY REPORT, 1981–82—To be considered.
- 24 HOSPITALS SUPERANNUATION FUND FIFTH ACTUARIAL INVESTIGATION—To be considered.
- 25 MELBOURNE AND METROPOLITAN BOARD OF WORKS ACCOUNTS, 1981–82—To be considered.
- 26 POULTRY FARMER LICENSING REVIEW COMMITTEE REPORT, 1981–82—To be considered.
- 27 EXPLOSIVES—CHIEF INSPECTOR'S REPORT, 1981—To be considered.
- 28 INFLAMMABLE LIQUIDS—CHIEF INSPECTOR'S REPORT, 1981—To be considered.
- 29 LIQUEFIED GASES—CHIEF INSPECTOR'S REPORT, 1981—To be considered.
- 30 DEPARTMENT OF MINERALS AND ENERGY REPORT, 1981—To be considered.
- 31 VICTORIAN POST-SECONDARY EDUCATION COMMISSION REPORT, 1981–82—To be considered.

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- 32 WEST MOORABOOL WATER BOARD REPORT, 1981-82—To be considered.
 - 33 VICTORIAN GOVERNMENT TRAVEL AUTHORITY REPORT, 1981-82—To be considered.
 - 34 HARNESS RACING BOARD REPORT, 1981-82—To be considered.
 - 35 HEALTH COMMISSION REPORT, 1981-82—To be considered.
 - 36 HOSPITALS SUPERANNUATION BOARD REPORT, 1981-82—To be considered.
 - 37 MINISTRY OF IMMIGRATION AND ETHNIC AFFAIRS REPORT, 1981-82—To be considered.
 - 38 LIBRARY COUNCIL, NATIONAL MUSEUM AND SCIENCE MUSEUM BUILDING TRUSTEES REPORTS, 1980-81 AND 1981-82—To be considered.
 - 39 MELBOURNE AND METROPOLITAN TRAMWAYS BOARD REPORT, 1981-82—To be considered.
 - 40 MELBOURNE UNIVERSITY REPORT, 1981—To be considered.
 - 41 MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST REPORT, 1981-82—To be considered.
 - 42 NATIONAL COMPANIES AND SECURITIES COMMISSION REPORT, 1981-82—To be considered.
 - 43 NATIONAL MUSEUM REPORT, 1981-82—To be considered.
 - 44 NATIONAL PARKS—DIRECTOR'S REPORT, 1981-82—To be considered.
 - 45 STATE CLASSIFICATION OF PUBLICATIONS BOARD REPORT, 1981-82—To be considered.
 - 46 STATE LIBRARY AND NATIONAL MUSEUM BUILDINGS COMMITTEE REPORT, 1981-82—To be considered.
 - 47 SOIL CONSERVATION AUTHORITY REPORT, 1981-82—To be considered.
 - 48 URBAN LAND AUTHORITY REPORT, 1981-82—To be considered.
 - 49 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION REPORT, 1981-82—To be considered.
 - 50 VICTORIAN PUBLIC OFFICES CORPORATION REPORT, 1981-82—To be considered.
 - 51 HOUSING COMMISSION REPORT, 1981-82—To be considered.
 - *52 GEELONG PERFORMING ARTS CENTRE TRUST REPORT, 1981-82—To be considered.
 - *53 LANDS DEPARTMENT REPORT, 1981-82—To be considered.
 - *54 RAILWAYS BOARD QUARTERLY REPORTS—JUNE 1982 AND SEPTEMBER 1982—To be considered.

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables B. P. Dunn, J. V. C. Guest, D. K. Hayward, A. J. Hunt and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, J. H. Kennan, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a. m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

Mr. President takes the Chair at 11.00 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

Notices of Motion

- *1 THE HON. D. M. EVANS—To move, That this House resolves that integration of the Country Fire Authority and the Metropolitan Fire Brigades Board should not take place.
- *2 The Hon. W. R. BAXTER—To move, That this House calls for a recommencement of a water storage construction programme and an immediate start of the Wimmera-Mallee water pipeline scheme as appropriate means of alleviating the effects of future droughts on urban and rural communities in Victoria.
- *3 The Hon. A. J. HUNT—To move, That he have leave to bring in a Bill to amend the *Labour and Industry Act 1958* with respect to Trading Hours and for other purposes.

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- 3 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate. (Hon. D. E. Kent).*
- 4 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 5 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate. (Hon. H. R. Ward).*
- 6 PULPWOOD HARVESTING IN OTWAYS—REPORT OF INTER-DEPARTMENTAL TASK FORCE—To be considered.
- 7 DISCRIMINATORY INDUSTRIAL AGREEMENTS—MOTION TO NOTE REFUSAL OF ARBITRATION COMMISSION TO CERTIFY, AND CALLING FOR EXCLUSION OF SIMILAR PROVISIONS FROM FUTURE PUBLIC SECTOR AGREEMENTS—(*Hon. D. K. Hayward*)—*Resumption of debate. (Hon. W. A. Landeryou).*
- 8 STRATA TITLES ACT REVIEW COMMITTEE REPORTS—To be considered.
- 9 INDUSTRIAL RELATIONS—MOTION TO TAKE NOTE OF MINISTERIAL STATEMENT—(*Hon. D. K. Hayward*)—*Resumption of debate. (Hon. L. A. McArthur).*
- 10 DEPARTMENTAL FINANCIAL STATEMENTS, 1981-82—To be considered.
- 11 WAGES AND PRICES FREEZE—MOTION NOTING CONTINUING IMPACT OF INCREASES ON THE ECONOMY AND CALLING UPON GOVERNMENT TO FREEZE ALL TAXES, CHARGES, SALARIES AND WAGES WITHIN ITS CONTROL—(*Hon. D. K. Hayward*)—*Resumption of debate. (Hon. W. A. Landeryou).*

*Indicates new entry.

- 12 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION QUANTITATIVE GUIDELINES—
To be considered.
- 13 INDUSTRIAL INCENTIVES REVIEW COMMITTEE—FIRST REPORT—To be considered.
- 14 CONSUMER AFFAIRS COUNCIL REPORT, 1981-82—To be considered.
- 15 DECENTRALIZED INDUSTRY HOUSING AUTHORITY REPORT, 1981-82—To be
considered.
- 16 HOSPITALS SUPERANNUATION FUND FIFTH ACTUARIAL INVESTIGATION—To be
considered.
- 17 MELBOURNE AND METROPOLITAN BOARD OF WORKS ACCOUNTS, 1981-82—To be
considered.
- 18 POULTRY FARMER LICENSING REVIEW COMMITTEE REPORT, 1981-82—To be
considered.
- 19 EXPLOSIVES—CHIEF INSPECTOR'S REPORT, 1981—To be considered.
- 20 INFLAMMABLE LIQUIDS—CHIEF INSPECTOR'S REPORT, 1981—To be considered.
- 21 LIQUEFIED GASES—CHIEF INSPECTOR'S REPORT, 1981—To be considered.
- 22 DEPARTMENT OF MINERALS AND ENERGY REPORT, 1981—To be considered.
- 23 VICTORIAN POST-SECONDARY EDUCATION COMMISSION REPORT, 1981-82—To be
considered.
- 24 WEST MOORABOOL WATER BOARD REPORT, 1981-82—To be considered.
- 25 VICTORIAN GOVERNMENT TRAVEL AUTHORITY REPORT, 1981-82—To be considered.
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considered.
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To be considered.
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considered.
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considered.
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To be considered.
- 39 SOIL CONSERVATION AUTHORITY REPORT, 1981-82—To be considered.

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- 40 URBAN LAND AUTHORITY REPORT, 1981-82—To be considered.
 - 41 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION REPORT, 1981-82—To be considered.
 - 42 VICTORIAN PUBLIC OFFICES CORPORATION REPORT, 1981-82—To be considered.
 - 43 HOUSING COMMISSION REPORT, 1981-82—To be considered.
 - 44 GEELONG PERFORMING ARTS CENTRE TRUST REPORT, 1981-82—To be considered.
 - 45 LANDS DEPARTMENT REPORT, 1981-82—To be considered.
 - 46 RAILWAYS BOARD QUARTERLY REPORTS—JUNE 1982 AND SEPTEMBER 1982—To be considered.
 - *47 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—SOCIAL DEVELOPMENT COMMITTEE INTERIM REPORT—To be considered.
 - *48 BUILDING INDUSTRY LONG SERVICE LEAVE BOARD REPORT, 1981-82—To be considered.
 - *49 CHIROPRACTORS AND OSTEOPATHS REGISTRATION BOARD REPORT, 1981—To be considered.
 - *50 INSTITUTE OF EDUCATIONAL ADMINISTRATION REPORT, PERIOD ENDED 30 JUNE 1982—To be considered.
 - *51 GREYHOUND RACING CONTROL BOARD REPORT, 1981-82—To be considered.
 - *52 GOVERNMENT BUILDINGS ADVISORY COUNCIL REPORT, 1981-82—To be considered.
 - *53 HAIRDRESSERS REGISTRATION BOARD REPORT, 1982—To be considered.
 - *54 LAND CONSERVATION COUNCIL FINAL RECOMMENDATIONS, GIPPSLAND LAKES HINTERLAND AREA—To be considered.
 - *55 LAND CONSERVATION COUNCIL FINAL RECOMMENDATIONS, SPECIAL INVESTIGATION OF MELBOURNE AREA, HILL END—To be considered.
 - *56 LATROBE VALLEY WATER AND SEWERAGE BOARD REPORT, 1981-1982—To be considered.
 - *57 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—SUMMARY OF RETURNS, MARCH 1983—To be considered.
 - *58 METROPOLITAN FIRE BRIGADES SUPERANNUATION BOARD REPORT, 1981-82—To be considered.
 - *59 NATIONAL PARKS ADVISORY COUNCIL REPORT, 1981-82—To be considered.
 - *60 PORT OF MELBOURNE AUTHORITY ACCOUNTS, 1981-82—To be considered.
 - *61 PORT OF PORTLAND AUTHORITY ACCOUNTS, 1981-82—To be considered.
 - *62 THIRD PARTY INSURANCE PREMIUMS COMMITTEE REPORT, 1981-82—To be considered.
 - *63 VICTORIAN ARTS CENTRE TRUST REPORT, 1981-82—To be considered.
 - *64 VICTORIAN INSTITUTE OF SECONDARY EDUCATION REPORT, 1981—To be considered.
 - *65 EDUCATION ACT CERTIFICATES—RESUMPTION OF LAND AT HAMPTON PARK AND LAKES ENTRANCE—To be considered.
 - *66 POLICE SERVICE BOARD DETERMINATIONS NOS. 381 TO 383—To be considered.

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

GOVERNMENT BUSINESS

Notice of Motion

- *1 The Hon. EVAN WALKER—To move, That he have leave to bring in a Bill to amend the *Town and Country Planning Act 1961*, to amend the *State Co-ordination Council Act 1975*, the *Upper Yarra Valley and Dandenong Rangers Authority Act 1976* and the *Planning Appeals Board Act 1980* and for other purposes.

Orders of the Day

- §1 CONSTITUTION (LOCAL GOVERNMENT) BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. W. R. Baxter)
- §2 LOCAL GOVERNMENT (MUNICIPAL COUNCIL ELECTIONS) BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. W. R. Baxter)
- †3 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 4 MILK PASTEURIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—*Resumption of debate.* (Hon. R. I. Knowles).
- 5 HISTORIC BUILDINGS (AMENDMENT) BILL—Motion to not insist on amendment disagreed with by Assembly (Hon. Evan Walker)—*Resumption of debate.* (Hon. W. A. Landeryou).
- 6 NUCLEAR ACTIVITIES (PROHIBITIONS) BILL—(Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. D. G. Crozier).
- 7 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- φ8 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. A. J. Hunt).

φ Proposals in Bill currently before Legal and Constitutional Committee for examination and report.

§ Cognate Bills—Second readings to be debated concurrently pursuant to Order of the House on 9 November 1982.

† Proposals in Bill currently before Social Development Committee for examination and report.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 40 and 41

No. 40—Tuesday, 15 March 1983

- 1 The Council met in accordance with adjournment, the President, pursuant to resolution, having fixed this day at 5.00 p.m. as the time of meeting.
- 2 The President took the Chair and read the Prayer.
- 3 THE LATE KEVIN FRANCIS KING, ESQUIRE—The Honourable W. A. Landeryou moved, That this House expresses its sincere sorrow at the death, on 28 January 1983, of Kevin Francis King, Esquire, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Assembly for the Electoral District of Springvale from 1979 to 1983.

And other Honourable Members having addressed the House—

The question was put and, Honourable Members signifying their assent by rising in their places, unanimously resolved in the affirmative.

- 4 ADJOURNMENT—The Honourable W. A. Landeryou moved, That, as a further mark of respect to the memory of the late Kevin Francis King, Esquire, the House do now adjourn until 8.00 p.m. this day.

Question—put and resolved in the affirmative.

And then the Council, at 5.17 p.m., adjourned until this day at 8.00 p.m.

* * * *

- 1 The President took the Chair.
- 2 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR—The Honourable W. A. Landeryou presented Messages from His Excellency the Governor informing the Council that he had, on 21 December 1982, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz.:

Labour and Industry (Shops) Act.

Wheat Marketing (Amendment) Act.

Water (Penalties and Borrowing Powers) Act.

Cemeteries (Amendment) (Commencement) Act.

Eastern Railway Construction (Repeal) Act.

Farm Produce Merchants and Commission Agents (Amendment) Act.

Melbourne and Metropolitan Board of Works (Administration) Act.

Construction Industry (Electrical and Metal Trades) Long Service Act.

Constitution (Qualification of Electors) Act.

Railways (Amendment) Act.

Hospitals and Charities (Amendment) Act.

Veterinary Surgeons (Amendment) Act.

Educational Grants (Continuation) Act.

Local Government Acts (Miscellaneous Amendments) Act.

River Entrance Docks Railway Construction (Amendment) Act.

Groundwater (Amendment) Act.

Victorian Tourism Commission Act.

Country Roads (Lands) Act.

Queen Victoria Medical Centre (Guarantees) Act.

Pay-roll Tax (Further Amendment) Act.

Mildura Irrigation and Water Trusts (Amendment) Act.
Metropolitan Fire Brigades Superannuation (Eligibility) Act.
Workers Compensation (Amendment) Act.
St. Nicholas Hospital (Sale of Land) Act.
Land Tax (Amendment) Act.
Equal Opportunity (Discrimination against Disabled Persons) Act.
Flood Plain Management Act.
Fisheries (Fees) Act.
Energy Consumption Levy Act.
Administration and Probate (Survival of Actions) Act.
Director of Public Prosecutions Act.
Melbourne College of Advanced Education Act.
Financial Institutions Duty Act.

- 3 MESSAGES FROM DEPUTY FOR HIS EXCELLENCY THE GOVERNOR—The Honourable W. A. Landeryou presented Messages from the Lieutenant Governor as Deputy for His Excellency the Governor informing the Council that he had, on 5 January 1983, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz.:

Wildlife (Fees) Act.
Motor Car (General Amendment) Act.
State Electricity Commission (Amendment) Act.
Egg Industry Stabilization (Amendment) Act.
Revocation and Excision of Crown Reservations Act.
Wrongs (Dependants) Act.
State Bank (Amendment) Act.
Sale of Land (Amendment) Act.
Freedom of Information Act.
Human Tissue Act.
Public Account (Trust Funds) Act.
River Murray Waters Act.
Statute Law Revision (Repeals) Act.

- 4 CORRECTION OF SHORT TITLES OF BILLS—The Honourable W. A. Landeryou moved, by leave, That the Clerk of the Parliaments be empowered to correct the short titles in Bills which may hereafter pass both Houses during the current Session, by omitting “1982” where occurring and inserting “1983”.

Question—put and resolved in the affirmative.

- 5 PETITIONS—The Honourable H. G. Baylor presented the following Petitions from certain citizens of Victoria:

- (a) praying for the implementation of the recommendation of the Land Conservation Council that a site be allocated in the Gembrook forest area for a public shooting range to be managed by the Sporting Shooters Association of Australia (Victoria); and
- (b) praying that the passage of firearms registration legislation be denied or that such legislation be restricted to the terms of the Government’s election promises and that the commitment to consultation with representatives of shooting organizations be honoured.

Severally ordered to lie on the Table.

- 6 PAPERS—

SOCIAL DEVELOPMENT COMMITTEE—MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—The Honourable C. J. Hogg presented an Interim Report from the Social Development Committee upon the Medical Practitioners (Private Hospitals) Bill.

Ordered to lie on the Table and to be printed.

The Honourable Haddon Storey moved, that the Report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * * *

The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Building Industry Long Service Leave Board—Report for the year 1981–82.

Chiropractors and Osteopaths Registration Board—Report for the year 1981.

Education—Institute of Educational Administration—Report and accounts for the period ended 30 June 1982.

Education Act 1958—Resumption of land at Hampton Park and Lakes Entrance—Certificates of the Minister of Education (two papers).

Government Buildings Advisory Council—Report for the year 1981–82.

Greyhound Racing Control Board—Report and accounts for the year ended 31 July 1982.

Hairdressers Registration Board—Report for the year 1982.

Land Conservation Council—

Final Recommendations to the Minister as to Gippsland Lakes Hinterland Area (two papers).

Final Recommendations to the Minister as to Special Investigation of Melbourne Area, Hill End.

Latrobe Valley Water and Sewerage Board—Report and accounts for the year 1981–82.

Members of Parliament (Register of Interests) Act 1978—Summary of Returns—March 1983.

Metropolitan Fire Brigades Superannuation Board—Report for the year 1981–82.

National Parks Advisory Council—Report for the year 1981–82.

Police Service Board—Determinations Nos. 381 to 383.

Port of Melbourne Authority—Accounts for the year 1981–82.

Port of Portland Authority—Accounts for the year 1981–82.

Statutory Rules under the following Acts of Parliament:

Business Franchise (Tobacco) Act 1974—No. 488/1982.

Companies (Application of Laws) Act 1981—Nos. 459 and 460/1982.

Country Fire Authority Act 1958—No. 491/1982.

Country Roads Act 1958—No. 448/1982.

Education Act 1958—No. 467/1982.

Education Service Act 1981—No. 495/1982 and No. 11/1983.

Energy Consumption Levy Act 1982—No. 492/1982.

Environment Protection Act 1970—No. 470/1982.

Financial Institutions Duty Act 1982—Nos. 14 and 28/1983.

Fisheries Act 1968—No. 23/1983.

Forests Act 1958—No. 22/1983.

Health Act 1958—Nos. 1, 2 and 4/1983.

Historic Shipwrecks Act 1981—No. 451/1982.

Industrial Training Act 1975—Nos. 20 and 21/1983.

Land Tax Act 1958—No. 485/1982.

Legal Profession Practice Act 1958—Nos. 461 and 481/1982; and No. 10/1983.

Local Government Act 1958—Nos. 449, 450 and 493/1982.

Lotteries Gaming and Betting Act 1966—No. 454/1982.

Statutory Rules under the following Acts of Parliament (*continued*):

- Marine Act 1958—Nos. 471 to 475/1982; and No. 7/1983.
 Melbourne and Metropolitan Board of Works Act 1958—Nos. 434 (*in lieu of that tabled on 14 December 1982*), 463 and 494/1982; and Nos. 12 and 31/1983.
 Melbourne Wholesale Fruit and Vegetable Market Trust Act 1977—No. 5/1983.
 Metropolitan Fire Brigades Act 1958—No. 490/1982.
 Mines Act 1958—No. 457/1982.
 Motor Boating Act 1961—Nos. 455, 464 and 468/1982; and No. 3/1983.
 Motor Car Act 1958—No. 9/1983.
 Motor Car Act 1958 and Recreation Vehicles Act 1973—No. 8/1983.
 Nurses Act 1958—Nos. 477 to 479/1982.
 Pay-roll Tax Act 1971—No. 487/1982.
 Physiotherapists Act 1978—No. 484/1982.
 Police Regulation Act 1958—No. 466/1982; and Nos. 15 and 29/1983.
 Port of Portland Authority Act 1958—No. 462/1982.
 Protection of Animals Act 1966—No. 465/1982.
 Public Service Act 1974—No. 476/1982 and No. 19/1983; PSD Nos. 213, 219 to 221, 224 to 242, 244 and 245/1982; and PSD Nos. 2 and 3/1983.
 Racing Act 1958—No. 486/1982; and Nos. 25 and 27/1983.
 Railways Act 1958—No. 30/1983.
 Second-hand Dealers Act 1958—No. 453/1982 and No. 26/1983.
 Stamps Act 1958—No. 489/1982.
 State Bank Act 1958—No. 482/1982 and No. 17/1983.
 State Electricity Commission Act 1958—No. 18/1983.
 Stock Medicines Act 1958—No. 24/1983
 Supreme Court Act 1958—Nos. 377 (*in lieu of that tabled on 4 November 1982*) and 480/1982.
 Surveyors Act 1978—No. 16/1983.
 Tattersall Consultations Act 1958—No. 6/1983.
 Town and Country Planning Act 1961—No. 469/1982.
 Vegetation and Vine Diseases Act 1958—No. 13/1983.
 Water Act 1958—No. 456/1982.
 Wildlife Act 1975—No. 458/1982.
 Workers Compensation Act 1958—Nos. 452 and 483/1982.

Third Party Insurance—Report of the Premiums Committee for the year 1981–82.

Town and Country Planning Act 1961:

- Ballaarat—City of Ballaarat Planning Scheme—Amendment No. 68.
 Bellfield—Lake Bellfield Planning Scheme 1968—Amendment No. 12.
 Bulla—Shire of Bulla Planning Scheme 1959—Amendments No. 85, Part 1; and No. 86, 1981.
 Cobram—Shire of Cobram Planning Scheme 1979—Amendment No. 3, 1982.
 Croydon—City of Croydon Planning Scheme 1961—Amendments Nos. 112 and 115.
 Flinders—Shire of Flinders Planning Scheme 1962—Amendments No. 144, 1981; and No. 149, 1982.
 Geelong Regional Planning Scheme—Amendments No. 30, 1982; No. 42, Part A, 1982; No. 46, 1982; and Nos. 55, 57, 59 and 64.
 Gisborne Shire Planning Scheme—Amendment No. 3.
 Hastings—Shire of Hastings Planning Scheme—Amendment No. 10.
 Horsham—City of Horsham Planning Scheme 1973—Amendments No. 68, 1981; and Nos. 69 and 72/1982.
 Knox—City of Knox Planning Scheme 1965—Amendments No. 230, 1980; and No. 250, 1982.
 Korumburra—Shire of Korumburra Planning Scheme—Amendments No. 18, Part B; and No. 19, 1982.

Town and Country Planning Act 1961 (*continued*):

Lillydale—Shire of Lillydale Planning Scheme 1958—Amendments Nos. 138, and 153 to 155.

Lorne Planning Scheme—Amendments Nos. 3 and 6.

Melbourne Metropolitan Planning Scheme—Amendments No. 115, Part 1C (with map); No. 120, Part 3B (with three maps); No. 130; No. 157, Part 3A (with three maps); No. 170, Part 2A (with four maps); No. 173, Part 2 (with four maps); No. 182, Part 2 (with map); No. 183, Part 1 (with twenty-six maps); No. 186, Part 1 (with two maps); No. 223; No. 238 (with map); No. 240; No. 241 (with map) and No. 242 (with map).

Mildura—City of Mildura Planning Scheme—Amendments Nos. 47, 51, 53 and 55, 1982.

Mornington—Shire of Mornington Planning Scheme 1959—Amendments No. 129A and No. 148, 1982.

Myrtleford—Shire of Myrtleford (Myrtleford Township) Planning Scheme—Amendment No. 8.

Newham and Woodend—Shire of Newham and Woodend Planning Scheme 1975—Amendments Nos. 5 and 12.

Pakenham—Shire of Pakenham Planning Scheme, Part 1—Amendments Nos. 2 and 11.

Port Fairy Planning Scheme 1959—Amendment No. 22, 1982.

Rosedale—Shire of Rosedale Planning Scheme—Amendments Nos. 21, 26 and 27, 1981.

Sebastopol—Borough of Sebastopol Planning Scheme—Amendments Nos. 26 and 28.

Seymour Planning Scheme—Amendments Nos. 60, 71 and 73.

Shepparton—City of Shepparton Planning Scheme 1953—Amendments No. 37 (with two maps); No. 66, 1982; and No. 71.

Sherbrooke—

Shire of Sherbrooke Planning Scheme 1965—Amendments No. 144, 1981; and No. 147, 1982.

Shire of Sherbrooke Planning Scheme 1979 (Rural Areas)—Amendments No. 1, 1981; and Nos. 9 and 10.

Shire of Sherbrooke Planning Scheme 1979 (Urban Areas) (with six maps).

Shire of Sherbrooke Planning Scheme 1979 (Urban Areas)—Amendments Nos. 4 and 9, 1982.

Waratah Bay Planning Scheme—Amendment No. 13, Shire of South Gippsland.

Warragul Planning Scheme 1954—Amendment No. 45, 1982.

Werribee—Shire of Werribee Planning Scheme 1963—Amendment No. 75, 1982.

Victorian Arts Centre Trust—Report for the year 1981–82.

Victorian Institute of Secondary Education—Report for the year 1981.

The Honourable Haddon Storey moved, That the Papers tabled by the Clerk, with the exception of the Statutory Rules and Planning Schemes under the *Town and Country Planning Act 1961*, be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 7 CONSTITUTION (LOCAL GOVERNMENT) BILL AND LOCAL GOVERNMENT (MUNICIPAL COUNCIL ELECTIONS) BILL—The Order of the Day having been read for the resumption of the cognate debate on the questions, That these Bills be now read a second time (pursuant to the order of the Council on 9 November 1982)—

Debate resumed.

The Honourable W. R. Baxter moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 8 CONSTITUTIONAL CONVENTION—The President announced the receipt of a Message from the Assembly acquainting the Council that they had agreed to the following Resolution:

That the Joint Resolution of the Legislative Council and the Legislative Assembly concerning the Constitutional Convention adopted on 3 May 1972 be amended as follows:

In paragraph 1 (c), omit “L. H. S. Thompson, C.M.G.” and insert “J. G. Kennett”.

In paragraph 3, omit “L. H. S. Thompson, C.M.G.” and insert “J. G. Kennett”—

and desiring the concurrence of the Council.

The Honourable W. A. Landeryou moved, That the Council concur with the Assembly in amending the Joint Resolution as set forth in the foregoing Resolution.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 9 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the following Resolution:

That the Joint Resolution of the Legislative Council and the Legislative Assembly referring the proposals contained in the Medical Practitioners (Private Hospitals) Bill to the Social Development Committee be amended as follows:

Omit “1 March 1983” and insert “13 May 1983”—

and desiring the concurrence of the Council.

The Honourable W. A. Landeryou moved, That the Council concur with the Assembly in amending the Joint Resolution as set forth in the foregoing Resolution.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 10 ADJOURNMENT—The Honourable W. A. Landeryou moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.10 pm, adjourned until tomorrow.

A. R. B. McDONNELL
Clerk of the Legislative Council

No. 41—Wednesday, 16 March 1983

- 1 The President took the chair and read the Prayer.

- 2 MOTOR CAR (LEARNER DRIVERS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Motor Car Act 1958’ to extend and improve training of Learner Drivers, to make provision for Learner’s Endorsements, to abolish Motor Cycle Learner’s Permits, and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 3 ASH WEDNESDAY BUSHFIRES—The Honourable W. A. Landeryou moved, by leave, That there be laid before this House copies of—
- (a) a Ministerial statement made in the Legislative Assembly by the Honourable John Cain, M.P., Premier of Victoria, on 16 March 1983;
 - (b) a summary of financial assistance available to bushfire victims as at 15 March 1983; and
 - (c) details of establishment and funding of area committees for bushfire affected communities.

Debate ensued.

Question—put and resolved in the affirmative.

The said papers were thereupon presented by the Honourable W. A. Landeryou and ordered to lie on the Table.

The Honourable W. A. Landeryou moved, That the papers be taken into consideration later this day.

Question—put and resolved in the affirmative.

- 4 INTEGRATION OF FIRE SERVICES—The Honourable D. M. Evans moved, That this House resolves that integration of the Country Fire Authority and the Metropolitan Fire Brigades Board should not take place.

Debate ensued.

The Honourable R. A. Mackenzie moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered, after debate—That the debate be adjourned until the next day of meeting.

- 5 POSTPONEMENT OF NOTICE OF MOTION—Ordered—That the consideration of Notice of Motion, General Business, No. 2, be postponed until later this day.

- 6 LABOUR AND INDUSTRY (TRADING HOURS) BILL—On the motion of the Honourable A. J. Hunt, leave was given to bring in a Bill to amend the *Labour and Industry Act* 1958 with respect to Trading Hours and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

The Order of the Day having been read for the second reading of this Bill, the Honourable A. J. Hunt moved, That this Bill be now read a second time.

The Honourable W. A. Landeryou moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be now adjourned until later this day.

- 7 POSTPONEMENT OF ORDERS OF THE DAY—Ordered, after debate—That the consideration of the Orders of the Day, General Business, be postponed until later this day.

- 8 TOWN AND COUNTRY PLANNING (AMENDMENT) BILL (No. 2)—On the motion of the Honourable Evan Walker, leave was given to bring in a Bill to amend the *Town and Country Planning Act* 1961, to amend the *State Co-ordination Council Act* 1975, the *Upper Yarra Valley and Dandenong Ranges Authority Act* 1976 and the *Planning Appeals Board Act* 1980 and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 9 CONSTITUTION (LOCAL GOVERNMENT) BILL AND LOCAL GOVERNMENT (MUNICIPAL COUNCIL ELECTIONS) BILL—The order of the day having been read for the resumption of the cognate debate on the questions, That these Bills be now read a second time (pursuant to the order of the Council on 9 November 1982)—

Debate resumed.

And the debate being concluded—

- 10 CONSTITUTION (LOCAL GOVERNMENT) BILL—Question—That this Bill be now read a second time—put and resolved in the affirmative—Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council.

The Honourable W. A. Landeryou moved, That the Bill be committed to a Committee of the whole later this day.

Question—put and resolved in the affirmative.

- 11 LOCAL GOVERNMENT (MUNICIPAL COUNCIL ELECTIONS) BILL—Question—That this Bill be now read a second time—put and resolved in the affirmative—Bill read a second time.

The Honourable W. A. Landeryou moved, That the Bill be committed to a Committee of the whole later this day.

Question—put and resolved in the affirmative.

- 12 CONSTITUTION (LOCAL GOVERNMENT) BILL—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 13 LOCAL GOVERNMENT (MUNICIPAL COUNCIL ELECTIONS) BILL—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 14 ADJOURNMENT—The Honourable W. A. Landeryou moved, That the Council, at its rising, adjourn until Tuesday next at 5.00 p.m.

Question—put and resolved in the affirmative.

The Honourable W. A. Landeryou moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.03 p.m., adjourned until Tuesday next at 5.00 p.m.

A. R. B. McDONNELL
Clerk of the Legislative Council

Mr President takes the Chair at 5.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- *1 MOTOR CAR (LEARNER DRIVERS) BILL—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading.
- *2 TOWN AND COUNTRY PLANNING (AMENDMENT) BILL (NO. 2)—(*Hon. Evan Walker*)—Second reading.
- *3 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- †4 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. Haddon Storey)*.
- 5 MILK PASTEURIZATION (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate. (Hon. R. I. Knowles)*.
- 6 HISTORIC BUILDINGS (AMENDMENT) BILL—Motion to not insist on amendment disagreed with by Assembly (*Hon. Evan Walker*)—*Resumption of debate. (Hon. W. A. Landeryou)*.
- 7 NUCLEAR ACTIVITIES (PROHIBITIONS) BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. D. G. Crozier)*.
- 8 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. Haddon Storey)*.
- φ9 STATUTE LAW REVISION BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt)*.

GENERAL BUSINESS

Notice of Motion

- 1 The Hon. W. R. BAXTER—To move, That this House calls for a recommencement of a water storage construction programme and an immediate start of the Wimmera-Mallee water pipeline scheme as appropriate means of alleviating the effects of future droughts on urban and rural communities in Victoria.

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- 3 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate. (Hon. D. E. Kent)*.

**Indicates new entry.*

φProposals in Bill currently before Legal and Constitutional Committee for examination and report.

†Proposals in Bill currently before Social Development Committee for examination and report.

- 4 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 5 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. H. R. Ward*).
- 6 PULPWOOD HARVESTING IN OTWAYS—REPORT OF INTER-DEPARTMENTAL TASK FORCE—To be considered.
- 7 DISCRIMINATORY INDUSTRIAL AGREEMENTS—MOTION TO NOTE REFUSAL OF ARBITRATION COMMISSION TO CERTIFY, AND CALLING FOR EXCLUSION OF SIMILAR PROVISIONS FROM FUTURE PUBLIC SECTOR AGREEMENTS—(*Hon. D. K. Hayward*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 8 STRATA TITLES ACT REVIEW COMMITTEE REPORTS—To be considered.
- 9 INDUSTRIAL RELATIONS—MOTION TO TAKE NOTE OF MINISTERIAL STATEMENT—(*Hon. D. K. Hayward*)—*Resumption of debate.* (*Hon. L. A. McArthur*).
- 10 DEPARTMENTAL FINANCIAL STATEMENTS, 1981–82—To be considered.
- 11 WAGES AND PRICES FREEZE—MOTION NOTING CONTINUING IMPACT OF INCREASES ON THE ECONOMY AND CALLING UPON GOVERNMENT TO FREEZE ALL TAXES, CHARGES, SALARIES AND WAGES WITHIN ITS CONTROL—(*Hon. D. K. Hayward*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 12 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION QUANTITATIVE GUIDELINES—To be considered.
- 13 INDUSTRIAL INCENTIVES REVIEW COMMITTEE—FIRST REPORT—To be considered.
- 14 EXPLOSIVES—CHIEF INSPECTOR'S REPORT, 1981—To be considered.
- 15 INFLAMMABLE LIQUIDS—CHIEF INSPECTOR'S REPORT, 1981—To be considered.
- 16 LIQUEFIED GASES—CHIEF INSPECTOR'S REPORT, 1981—To be considered.
- 17 DEPARTMENT OF MINERALS AND ENERGY REPORT, 1981—To be considered.
- 18 VICTORIAN POST-SECONDARY EDUCATION COMMISSION REPORT, 1981–82—To be considered.
- 19 WEST MOORABOOL WATER BOARD REPORT, 1981–82—To be considered.
- 20 VICTORIAN GOVERNMENT TRAVEL AUTHORITY REPORT, 1981–82—To be considered.
- 21 HARNESS RACING BOARD REPORT, 1981–82—To be considered.
- 22 HEALTH COMMISSION REPORT, 1981–82—To be considered.
- 23 HOSPITALS SUPERANNUATION BOARD REPORT, 1981–82—To be considered.
- 24 MINISTRY OF IMMIGRATION AND ETHNIC AFFAIRS REPORT, 1981–82—To be considered.
- 25 LIBRARY COUNCIL, NATIONAL MUSEUM AND SCIENCE MUSEUM BUILDING TRUSTEES REPORTS, 1980–81 AND 1981–82—To be considered.
- 26 MELBOURNE AND METROPOLITAN TRAMWAYS BOARD REPORT, 1981–82—To be considered.
- 27 MELBOURNE UNIVERSITY REPORT, 1981—To be considered.
- 28 MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST REPORT, 1981–82—To be considered.
- 29 NATIONAL COMPANIES AND SECURITIES COMMISSION REPORT, 1981–82—To be considered.
- 30 NATIONAL MUSEUM REPORT, 1981–82—To be considered.
- 31 NATIONAL PARKS—DIRECTOR'S REPORT, 1981–82—To be considered.
- 32 STATE CLASSIFICATION OF PUBLICATIONS BOARD REPORT, 1981–82—To be considered.
- 33 STATE LIBRARY AND NATIONAL MUSEUM BUILDINGS COMMITTEE REPORT, 1981–82—To be considered.

- 34 SOIL CONSERVATION AUTHORITY REPORT, 1981-82—To be considered.
- 35 URBAN LAND AUTHORITY REPORT, 1981-82—To be considered.
- 36 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION REPORT, 1981-82—To be considered.
- 37 VICTORIAN PUBLIC OFFICES CORPORATION REPORT, 1981-82—To be considered.
- 38 HOUSING COMMISSION REPORT, 1981-82—To be considered.
- 39 GEELONG PERFORMING ARTS CENTRE TRUST REPORT, 1981-82—To be considered.
- 40 LANDS DEPARTMENT REPORT, 1981-82—To be considered.
- 41 RAILWAYS BOARD QUARTERLY REPORTS—JUNE 1982 AND SEPTEMBER 1982—To be considered.
- 42 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—INTERIM REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- 43 BUILDING INDUSTRY LONG SERVICE LEAVE BOARD REPORT, 1981-82—To be considered.
- 44 CHIROPRACTORS AND OSTEOPATHS REGISTRATION BOARD REPORT, 1981—To be considered.
- 45 INSTITUTE OF EDUCATIONAL ADMINISTRATION REPORT, PERIOD ENDED 30 JUNE 1982—To be considered.
- 46 GREYHOUND RACING CONTROL BOARD REPORT, 1981-82—To be considered.
- 47 GOVERNMENT BUILDINGS ADVISORY COUNCIL REPORT, 1981-82—To be considered.
- 48 HAIRDRESSERS REGISTRATION BOARD REPORT, 1982—To be considered.
- 49 LAND CONSERVATION COUNCIL FINAL RECOMMENDATIONS, GIPPSLAND LAKES HINTERLAND AREA—To be considered.
- 50 LAND CONSERVATION COUNCIL FINAL RECOMMENDATIONS, SPECIAL INVESTIGATION OF MELBOURNE AREA, HILL END—To be considered.
- 51 LATROBE VALLEY WATER AND SEWERAGE BOARD REPORT, 1981-82—To be considered.
- 52 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—SUMMARY OF RETURNS, MARCH 1983—To be considered.
- 53 METROPOLITAN FIRE BRIGADES SUPERANNUATION BOARD REPORT, 1981-82—To be considered.
- 54 NATIONAL PARKS ADVISORY COUNCIL REPORT, 1981-82—To be considered.
- 55 PORT OF MELBOURNE AUTHORITY ACCOUNTS, 1981-82—To be considered.
- 56 PORT OF PORTLAND AUTHORITY ACCOUNTS, 1981-82—To be considered.
- 57 THIRD PARTY INSURANCE PREMIUMS COMMITTEE REPORT, 1981-82—To be considered.
- 58 VICTORIAN ARTS CENTRE TRUST REPORT, 1981-82—To be considered.
- 59 VICTORIAN INSTITUTE OF SECONDARY EDUCATION REPORT, 1981—To be considered.
- 60 EDUCATION ACT CERTIFICATES—RESUMPTION OF LAND AT HAMPTON PARK AND LAKES ENTRANCE—To be considered.
- 61 POLICE SERVICE BOARD DETERMINATIONS NOS. 381 TO 383—To be considered.
- *62 FIRE SERVICES—MOTION OPPOSING INTEGRATION—(*Hon. D. M. Evans*)—*Resumption of debate. (Hon. R. A. Mackenzie).*
- *63 LABOUR AND INDUSTRY (TRADING HOURS) AMENDMENT BILL—(*Hon. A. J. Hunt*)—*Second reading—Resumption of debate. (Hon. W. A. Landeryou).*

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

* * * *

SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables B. P. Dunn, J. V. C. Guest, D. K. Hayward, A. J. Hunt and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, J. H. Kennan, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

* * * *

SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

Mr President takes the Chair at 11.00 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

Notice of Motion

- 1 The Hon. W. R. BAXTER—To move, That this House calls for a recommencement of a water storage construction programme and an immediate start of the Wimmera-Mallee water pipeline scheme as appropriate means of alleviating the effects of future droughts on urban and rural communities in Victoria.

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 STATE ELECTRICITY COMMISSION FINANCES—BRIEFING NOTES OF COMMITTEE OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- 3 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate.* (*Hon. D. E. Kent*).
- 4 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 5 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. H. R. Ward*).
- 6 PULPWOOD HARVESTING IN OTWAYS—REPORT OF INTER-DEPARTMENTAL TASK FORCE—To be considered.
- 7 DISCRIMINATORY INDUSTRIAL AGREEMENTS—MOTION TO NOTE REFUSAL OF ARBITRATION COMMISSION TO CERTIFY, AND CALLING FOR EXCLUSION OF SIMILAR PROVISIONS FROM FUTURE PUBLIC SECTOR AGREEMENTS—(*Hon. D. K. Hayward*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 8 STRATA TITLES ACT REVIEW COMMITTEE REPORTS—To be considered.
- 9 INDUSTRIAL RELATIONS—MOTION TO TAKE NOTE OF MINISTERIAL STATEMENT—(*Hon. D. K. Hayward*)—*Resumption of debate.* (*Hon. L. A. McArthur*).
- 10 DEPARTMENTAL FINANCIAL STATEMENTS, 1981-82—To be considered.
- 11 WAGES AND PRICES FREEZE—MOTION NOTING CONTINUING IMPACT OF INCREASES ON THE ECONOMY AND CALLING UPON GOVERNMENT TO FREEZE ALL TAXES, CHARGES, SALARIES AND WAGES WITHIN ITS CONTROL—(*Hon. D. K. Hayward*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 12 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION QUANTITATIVE GUIDELINES—To be considered.
- 13 INDUSTRIAL INCENTIVES REVIEW COMMITTEE—FIRST REPORT—To be considered.

*Indicates new entry.

φProposals in Bill currently before Legal and Constitutional Committee for examination and report.

†Proposals in Bill currently before Social Development Committee for examination and report.

- 14 HARNESS RACING BOARD REPORT, 1981-82—To be considered.
- 15 HEALTH COMMISSION REPORT, 1981-82—To be considered.
- 16 HOSPITALS SUPERANNUATION BOARD REPORT, 1981-82—To be considered.
- 17 MINISTRY OF IMMIGRATION AND ETHNIC AFFAIRS REPORT, 1981-82—To be considered.
- 18 LIBRARY COUNCIL, NATIONAL MUSEUM AND SCIENCE MUSEUM BUILDING TRUSTEES REPORTS, 1980-81 AND 1981-82—To be considered.
- 19 MELBOURNE AND METROPOLITAN TRAMWAYS BOARD REPORT, 1981-82—To be considered.
- 20 MELBOURNE UNIVERSITY REPORT, 1981—To be considered.
- 21 MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST REPORT, 1981-82—To be considered.
- 22 NATIONAL COMPANIES AND SECURITIES COMMISSION REPORT, 1981-82—To be considered.
- 23 NATIONAL MUSEUM REPORT, 1981-82—To be considered.
- 24 NATIONAL PARKS—DIRECTOR'S REPORT, 1981-82—To be considered.
- 25 STATE CLASSIFICATION OF PUBLICATIONS BOARD REPORT, 1981-82—To be considered.
- 26 STATE LIBRARY AND NATIONAL MUSEUM BUILDINGS COMMITTEE REPORT, 1981-82—To be considered.
- 27 SOIL CONSERVATION AUTHORITY REPORT, 1981-82—To be considered.
- 28 URBAN LAND AUTHORITY REPORT, 1981-1982—To be considered.
- 29 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION REPORT, 1981-82—To be considered.
- 30 VICTORIAN PUBLIC OFFICES CORPORATION REPORT, 1981-82—To be considered.
- 31 HOUSING COMMISSION REPORT, 1981-82—To be considered.
- 32 GEELONG PERFORMING ARTS CENTRE TRUST REPORT, 1981-82—To be considered.
- 33 LANDS DEPARTMENT REPORT, 1981-82—To be considered.
- 34 RAILWAYS BOARD QUARTERLY REPORTS—JUNE 1982 AND SEPTEMBER 1982—To be considered.
- 35 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—INTERIM REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- 36 BUILDING INDUSTRY LONG SERVICE LEAVE BOARD REPORT, 1981-82—To be considered.
- 37 CHIROPRACTORS AND OSTEOPATHS REGISTRATION BOARD REPORT, 1981—To be considered.
- 38 INSTITUTE OF EDUCATIONAL ADMINISTRATION REPORT, PERIOD ENDED 30 JUNE 1982—To be considered.
- 39 GREYHOUND RACING CONTROL BOARD REPORT, 1981-82—To be considered.
- 40 GOVERNMENT BUILDINGS ADVISORY COUNCIL REPORT, 1981-82—To be considered.
- 41 HAIRDRESSERS REGISTRATION BOARD REPORT, 1982—To be considered.
- 42 LAND CONSERVATION COUNCIL FINAL RECOMMENDATIONS, GIPPSLAND LAKES HINTERLAND AREA—To be considered.
- 43 LAND CONSERVATION COUNCIL FINAL RECOMMENDATIONS, SPECIAL INVESTIGATION OF MELBOURNE AREA, HILL END—To be considered.
- 44 LATROBE VALLEY WATER AND SEWERAGE BOARD REPORT, 1981-82—To be considered.

- 45 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—SUMMARY OF RETURNS, MARCH 1983—To be considered.
- 46 METROPOLITAN FIRE BRIGADES SUPERANNUATION BOARD REPORT, 1981-82—To be considered.
- 47 NATIONAL PARKS ADVISORY COUNCIL REPORT, 1981-82—To be considered.
- 48 PORT OF MELBOURNE AUTHORITY ACCOUNTS, 1981-82—To be considered.
- 49 PORT OF PORTLAND AUTHORITY ACCOUNTS, 1981-82—To be considered.
- 50 THIRD PARTY INSURANCE PREMIUMS COMMITTEE REPORT, 1981-82—To be considered.
- 51 VICTORIAN ARTS CENTRE TRUST REPORT, 1981-82—To be considered.
- 52 VICTORIAN INSTITUTE OF SECONDARY EDUCATION REPORT, 1981—To be considered.
- 53 EDUCATION ACT CERTIFICATES—RESUMPTION OF LAND AT HAMPTON PARK AND LAKES ENTRANCE—To be considered.
- 54 POLICE SERVICE BOARD DETERMINATIONS NOS. 381 TO 383—To be considered.
- 55 FIRE SERVICES—MOTION OPPOSING INTEGRATION—(*Hon. D. M. Evans*)—*Resumption of debate. (Hon. R. A. Mackenzie)*.
- 56 LABOUR AND INDUSTRY (TRADING HOURS) AMENDMENT BILL—(*Hon. A. J. Hunt*)—Second reading—*Resumption of debate. (Hon. W. A. Landeryou)*.
- *57 VICTORIAN DAIRY INDUSTRY AUTHORITY REVIEW AND RELATED MINISTERIAL STATEMENT—To be considered.
- *58 BUILDING SOCIETIES—REGISTRAR'S REPORT, 1980-81—To be considered.
- *59 EXHIBITION TRUSTEES' REPORT, 1981-82—To be considered.
- *60 METROPOLITAN FIRE BRIGADES BOARD REPORT, 1981-82—To be considered.

GOVERNMENT BUSINESS

Orders of the Day

- *1 MOTOR ACCIDENTS (AMENDMENT) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading.
- 2 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- †3 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. Haddon Storey)*.
- 4 MILK PASTEURIZATION (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate. (Hon. R. I. Knowles)*.
- 5 HISTORIC BUILDINGS (AMENDMENT) BILL—Motion to not insist on amendment disagreed with by Assembly (*Hon. Evan Walker*)—*Resumption of debate. (Hon. W. A. Landeryou)*.
- 6 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. Haddon Storey)*.
- φ7 STATUTE LAW REVISION BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt)*.

* * * *

At 6.00 p.m.—

JOINT SITTING IN THE LEGISLATIVE ASSEMBLY CHAMBER—Appointments to La Trobe University Council.

* * * *

TUESDAY, 29 MARCH
GOVERNMENT BUSINESS

Order of the Day

- 1 MOTOR CAR (LEARNER DRIVERS) BILL—(from Assembly—Hon. R. A. Mackenzie)—
Second reading—Resumption of debate. (Hon. R. J. Long).

* * * *

TUESDAY, 5 APRIL
GOVERNMENT BUSINESS

Order of the Day

- 1 TOWN AND COUNTRY PLANNING (AMENDMENT) BILL (No. 2)—(Hon. Evan Walker)—
Second reading—Resumption of debate. (Hon. B. A. Chamberlain).

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 42 and 43

No. 42—Tuesday, 22 March 1983

- 1 The President took the Chair and read the Prayer.
- 2 LOCAL GOVERNMENT (INVESTMENTS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to provide for the establishment of an Investment Service for Local Government, to amend the ‘Municipal Association Act 1907’ and the ‘Local Government Act 1958’ and for other purposes*” and desiring the concurrence of the Council therein.
On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 3 ADMINISTRATIVE LAW (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Administrative Law Act 1978’ and for other purposes*” and desiring the concurrence of the Council therein.
On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 4 MINERALS AND ENERGY FEES BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendments made in such Bill by the Council.
- 5 LA TROBE UNIVERSITY COUNCIL—The President announced the receipt of the following communication from the Minister of Education:

17 February 1983

Dear Mr President

Section 7 of the *La Trobe University Act 1964* provides that three members of the Council of the University shall be members of the Parliament of Victoria who have been recommended for appointment by a joint sitting of members of the Legislative Council and the Legislative Assembly and conducted in accordance with rules adopted for the purpose by the members present at the sitting.

The three members of Council currently appointed pursuant to this provision are Carl William Kirkwood Esquire, M.P., Milton Stanley Whiting Esquire, M.P., and Donald Neville Saltmarsh Esquire, M.P. The term of office which they have served expired on 18 December 1982.

I should be grateful if you could arrange for a joint sitting of the members of the Legislative Council and the Legislative Assembly to recommend three members for appointment to the Council of the La Trobe University for a four year term of office.

I have addressed a similar letter to the Speaker of the Legislative Assembly.

Yours truly

ROBERT C. FORDHAM
Minister of Education

- 6 JOINT SITTING—The President announced the receipt of a Message from the Assembly acquainting the Council that they had agreed to meet the Council for the purpose of sitting and voting together to choose three Members of the Parliament of Victoria to be recommended for appointment to the Council of La Trobe University, and proposing that the place and time of such meeting be the Legislative Assembly Chamber on Wednesday next at 6.00 p.m., and desiring the concurrence of the Council.

The Honourable W. A. Landeryou moved, by leave, That this House meet the Legislative Assembly for the purpose of sitting and voting together to recommend three Members of the Parliament of Victoria for appointment to the Council of the La Trobe University and, as proposed by the Assembly, the place and time of such meeting be the Legislative Assembly Chamber tomorrow at 6.00 p.m.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them with the foregoing resolution.

- 7 MOTOR ACCIDENTS (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Motor Accidents Act 1973’ to extend the provisions of the Act to motor accidents occurring outside Victoria involving motor cars registered in Victoria; to provide for the entering into of agreements between the Motor Accidents Board and other similar authorities in the Commonwealth of Australia; and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

8 PETITIONS—

FIREARMS—The Honourable B. P. Dunn presented a Petition from certain citizens of Victoria praying that the passage of firearms registration legislation be denied or that such legislation be restricted to the terms of the Government’s election promises and that the commitment to consultation with representatives of shooting organizations be honoured.

Ordered to lie on the Table.

* * * *

FLUORIDATION—The Honourable D. E. Henshaw presented a Petition from the Geelong Association Against Compulsory Fluoridation praying that compulsory fluoridation of water supplies of Geelong in particular and throughout Victoria in general be stopped immediately.

Ordered to lie on the Table.

9 PAPERS—

DAIRY INDUSTRY AUTHORITY—The Honourable D. E. Kent moved, by leave, That there be laid before this House a copy of the Report to the Premier on a review of the Victorian Dairy Industry Authority.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honourable D. E. Kent and ordered to lie on the Table.

The Honourable D. E. Kent made a Ministerial statement in connection with the tabling of the Report.

The Honourable D. G. Crozier moved, That the Report and the Ministerial statement be taken into consideration later this day.

Debate ensued.

Question—put and resolved in the affirmative.

* * * *

The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Building Societies—Report of the Registrar for the year 1980–81.

Exhibition Trustees—Report for the year 1981–82.

Metropolitan Fire Brigades Board—Report for the year 1981–82.

Statutory Rules under the following Acts of Parliament:

Alcoholics and Drug-Dependent Persons Act 1968—No. 405/1982.

Audit Act 1958—No. 42/1983.

Building Control Act 1981—No. 40/1983.

Hospital Benefits (Levy) Act 1982—No. 259/1982.

Industrial Training Act 1975—No. 45/1983.

Marine Act 1958—Nos. 33 and 39/1983.

Melbourne and Metropolitan Board of Works Act 1958—Nos. 31 (*in lieu of that tabled on 15 March 1983*) and 32/1983.

Melbourne Wholesale Fruit and Vegetable Market Trust Act 1977—No. 38/1983.

Motor Car Act 1958—Nos. 36, 41 and 43/1983.

Port of Geelong Authority Act 1958—No. 310/1982.

Public Service Act 1974—No. 37/1983; PSD Nos. 124, 162, 164, 178, 179, 184, 186, 192, 193, 195, 209, 238 and 243/1982; and PSD Nos. 1 and 4/1983.

Racing Act 1958—No. 49/1983.

Superannuation Act 1975—No. 35/1983.

Vegetation and Vine Diseases Act 1958—No. 282/1982.

Weights and Measures Act 1958—No. 34/1983.

Wildlife Act 1975—Nos. 46 and 50/1983.

Town and Country Planning Act 1961—

Alberton—Shire of Alberton (Coastal) Planning Scheme—Amendment No. 21, Part 1.

Bulla—Shire of Bulla Planning Scheme 1959—Amendments No. 88, 1981; and No. 90.

Cranbourne Planning Scheme 1960—Amendment No. 44.

Cranbourne—Shire of Cranbourne (Western Port) Planning Scheme—Amendment No. 21, 1982.

Echuca—City of Echuca Planning Scheme—Amendment No. 52, 1982.

Geelong Regional Planning Scheme (with maps—two papers).

Geelong Regional Planning Scheme—Amendments No. 25, Part 3; and No. 38, Part 2.

Maldon Planning Scheme—Amendment No. 5.

Melbourne Metropolitan Planning Scheme—Amendment No. 247 (with map).

Morwell—Shire of Morwell Planning Scheme 1977—Amendment No. 16, 1981.

Port Fairy Planning Scheme 1959—Amendment No. 23, 1982.

Shepparton—City of Shepparton Planning Scheme 1953—Amendments Nos. 64, Parts 1 and 2, 1982; and No. 72, 1982.

The Honourable Haddon Storey moved, That the reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

10 LOCAL GOVERNMENT (INVESTMENTS) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 11 ADMINISTRATIVE LAW (AMENDMENT) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 12 MOTOR CAR (LEARNER DRIVERS) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.
The Honourable R. J. Long moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until Tuesday next.
- 13 TOWN AND COUNTRY PLANNING (AMENDMENT) BILL (NO. 2)—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.
The Honourable Haddon Storey (for the Honourable B. A. Chamberlain) moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until Tuesday, 5 April.
- 14 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3 to 6 inclusive, be postponed until later this day.
- 15 NUCLEAR ACTIVITIES (PROHIBITIONS) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—
Debate resumed.
Question—put.
The Council divided.

AYES, 34

The Hon. M. J. Arnold
H. G. Baylor
P. D. Block
G. A. S. Butler
W. M. Campbell
B. A. Chamberlain
G. P. Connard
Joan Coxsedge
D. G. Crozier
J. L. Dixon
F. J. Granter
J. V. C. Guest
D. K. Hayward
D. E. Henshaw
C. J. Hogg
J. H. Kennan (*Teller*)
C. J. Kennedy (*Teller*)
D. E. Kent
J. E. Kirner
R. I. Knowles
W. A. Landeryou
R. Lawson
R. A. Mackenzie
L. A. McArthur

NOES, 4

The Hon. W. R. Baxter
B. P. Dunn
D. M. Evans (*Teller*)
K. I. M. Wright (*Teller*)

B. W. Mier
 B. A. Murphy
 B. T. Pullen
 N. B. Reid
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 Evan Walker
 H. R. Ward
 D. R. White

And so it was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

And the Council having continued to sit until after 12 midnight—

WEDNESDAY, 23 MARCH.

16 ADJOURNMENT—The Honourable W. A. Landeryou moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 12.51 a.m., adjourned until this day.

A. R. B. McDONNELL
Clerk of the Legislative Council

No. 43—Wednesday, 23 March 1983

1 The President took the Chair and read the Prayer.

2 DISCHARGE OF ORDERS OF THE DAY—The Honourable A. J. Hunt moved, by leave, That Orders of the Day, General Business, Nos. 2, 6, 8, 10, 14 to 23, 25, 26, 28 to 30, 32 to 39, 44 to 46 and 48 to 54, be read and discharged.

Question—put and resolved in the affirmative.

3 WATER STORAGE PROGRAMME—The Honourable W. R. Baxter moved, That this House calls for a recommencement of a water storage construction programme and an immediate start of the Wimmera-Mallee water pipeline scheme as appropriate means of alleviating the effects of future droughts on urban and rural communities in Victoria.

Debate ensued.

The Honourable D. R. White moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

4 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, General Business, Nos. 1, 3, 4, 5 and 7, be postponed until later this day.

5 INDUSTRIAL RELATIONS—The Order of the Day having been read for the resumption of the debate on the question, That the Council take note of the Ministerial statement on industrial relations—

Debate resumed.

Question—put and resolved in the affirmative.

6 HEALTH (RADIATION SAFETY) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to regulate the keeping and use of radio-active substances and ionizing and non-ionizing radiation apparatus, to provide for protection against the harmful effects of radiation, to establish a Radiation Advisory Committee, a Radiographers and Radiation Technologists Registration Board, to amend the ‘Health Act 1958’ the ‘Nuclear Activities (Prohibitions) Act 1983’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

7 LIMITATION OF ACTIONS (PERSONAL INJURY CLAIMS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to make provision for Extending the Period within which Actions for Damages in respect of Personal Injuries may be brought, to amend the ‘Limitation of Actions Act 1958’, the ‘Administration and Probate Act 1958’ and the ‘Wrongs Act 1958’, and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

8 JOINT SITTING—The President announced that the time had arrived for this House to meet the Assembly in the Assembly Chamber to recommend Members for appointment to the Council of the La Trobe University.

Accordingly, the Council then proceeded to the Assembly Chamber, and having returned—

The President reported that this House met with the Legislative Assembly this day to recommend Members for appointment to the Council of the La Trobe University, and that—

Carl Kirkwood, Esquire, M.P.;

Donald Neville Saltmarsh, Esquire, M.P.; and

Milton Stanley Whiting, Esquire, M.P.

were chosen to be recommended for appointment.

9 ADJOURNMENT—The Honourable D. R. White moved, That the Council, at its rising, adjourn until Tuesday next at 5.00 p.m.

Question—put and resolved in the affirmative.

The Honourable D. R. White moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 6.23 p.m., adjourned until Tuesday next at 5.00 p.m.

A. R. B. McDONNELL
Clerk of the Legislative Council

Mr President takes the Chair at 5.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- 1 MOTOR ACCIDENTS (AMENDMENT) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading.
- *2 HEALTH (RADIATION SAFETY) BILL—(from Assembly—Hon. D. R. White)—Second reading.
- *3 LIMITATION OF ACTIONS (PERSONAL INJURY CLAIMS) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading.
- 4 MOTOR CAR (LEARNER DRIVERS) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—Resumption of debate. (Hon. R. J. Long).
- 5 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- †6 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 7 MILK PASTEURIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- 8 HISTORIC BUILDINGS (AMENDMENT) BILL—Motion to not insist on amendment disagreed with by Assembly (Hon. Evan Walker)—Resumption of debate. (Hon. W. A. Landeryou).
- 9 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- φ10 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. A. J. Hunt).

GENERAL BUSINESS

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(Hon. P. D. Block)—Second reading—Resumption of debate. (Hon. D. E. Kent).
- 3 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 4 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(Hon. Haddon Storey)—Resumption of debate. (Hon. H. R. Ward).

* Indicates new entry.

φ Proposals in Bill currently before Legal and Constitutional Committee for examination and report.

† Proposals in Bill currently before Social Development Committee for examination and report.

- 5 DISCRIMINATORY INDUSTRIAL AGREEMENTS—MOTION TO NOTE REFUSAL OF ARBITRATION COMMISSION TO CERTIFY, AND CALLING FOR EXCLUSION OF SIMILAR PROVISIONS FROM FUTURE PUBLIC SECTOR AGREEMENTS—(Hon. D. K. Hayward)—*Resumption of debate.* (Hon. W. A. Landeryou).
- 6 WAGES AND PRICES FREEZE—MOTION NOTING CONTINUING IMPACT OF INCREASES ON THE ECONOMY AND CALLING UPON GOVERNMENT TO FREEZE ALL TAXES, CHARGES, SALARIES AND WAGES WITHIN ITS CONTROL—(Hon. D. K. Hayward)—*Resumption of debate.* (Hon. W. A. Landeryou).
- 7 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION QUANTITATIVE GUIDELINES—To be considered.
- 8 INDUSTRIAL INCENTIVES REVIEW COMMITTEE—FIRST REPORT—To be considered.
- 9 GOVERNMENT BUILDINGS ADVISORY COUNCIL REPORT, 1981-82—To be considered.
- 10 HAIRDRESSERS REGISTRATION BOARD REPORT, 1982—To be considered.
- 11 LAND CONSERVATION COUNCIL FINAL RECOMMENDATIONS, GIPPSLAND LAKES HINTERLAND AREA—To be considered.
- 12 LAND CONSERVATION COUNCIL FINAL RECOMMENDATIONS, SPECIAL INVESTIGATION OF MELBOURNE AREA, HILL END—To be considered.
- 13 NATIONAL PARKS ADVISORY COUNCIL REPORT, 1981-82—To be considered.
- 14 FIRE SERVICES—MOTION OPPOSING INTEGRATION—(Hon. D. M. Evans)—*Resumption of debate.* (Hon. R. A. Mackenzie).
- 15 LABOUR AND INDUSTRY (TRADING HOURS) AMENDMENT BILL—(Hon. A. J. Hunt)—Second reading—*Resumption of debate.* (Hon. W. A. Landeryou).
- 16 VICTORIAN DAIRY INDUSTRY AUTHORITY REVIEW AND RELATED MINISTERIAL STATEMENT—To be considered.
- 17 BUILDING SOCIETIES—REGISTRAR'S REPORT, 1980-81—To be considered.
- 18 EXHIBITION TRUSTEES' REPORT, 1981-82—To be considered.
- 19 METROPOLITAN FIRE BRIGADES BOARD REPORT, 1981-82—To be considered.
- *20 WATER STORAGE—MOTION CALLING FOR RECOMMENCEMENT OF CONSTRUCTION PROGRAMME AND IMMEDIATE START OF WIMMERA-MALLEE PIPELINE SCHEME—(Hon. W. R. Baxter)—*Resumption of debate.* (Hon. D. R. White).

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TUESDAY, 5 APRIL

GOVERNMENT BUSINESS

Order of the Day

- 1 TOWN AND COUNTRY PLANNING (AMENDMENT) BILL (No. 2)—(Hon. Evan Walker)—Second reading—*Resumption of debate.* (Hon. B. A. Chamberlain).

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

* * * *

SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables B. P. Dunn, J. V. C. Guest, D. K. Hayward, A. J. Hunt and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, J. H. Kennan, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

Notices of Motion

- *1 The Hon. HADDON STOREY—To move, That this House requests the Standing Orders Committee to review and report upon past practices with respect to Ministerial statements and to prepare for consideration by the House recommendations as to guidelines for the future and any necessary amendment to Standing Orders.
- *2 The Hon. K. I. M. WRIGHT—To move, That this House expresses deep concern at the high cost of and anomalies in the system of workers compensation in Victoria, and calls on the Government, as an incentive to employment, to take urgent action to reduce workers compensation costs to employers.

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate.* (*Hon. D. E. Kent*).
- 3 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 4 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. H. R. Ward*).
- 5 DISCRIMINATORY INDUSTRIAL AGREEMENTS—MOTION TO NOTE REFUSAL OF ARBITRATION COMMISSION TO CERTIFY, AND CALLING FOR EXCLUSION OF SIMILAR PROVISIONS FROM FUTURE PUBLIC SECTOR AGREEMENTS—(*Hon. D. K. Hayward*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 6 WAGES AND PRICES FREEZE—MOTION NOTING CONTINUING IMPACT OF INCREASES ON THE ECONOMY AND CALLING UPON GOVERNMENT TO FREEZE ALL TAXES, CHARGES, SALARIES AND WAGES WITHIN ITS CONTROL—(*Hon. D. K. Hayward*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 7 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION QUANTITATIVE GUIDELINES—To be considered.
- 8 INDUSTRIAL INCENTIVES REVIEW COMMITTEE—FIRST REPORT—To be considered.
- 9 GOVERNMENT BUILDINGS ADVISORY COUNCIL REPORT, 1981-82—To be considered.
- 10 HAIRDRESSERS REGISTRATION BOARD REPORT, 1982—To be considered.
- 11 LAND CONSERVATION COUNCIL FINAL RECOMMENDATIONS, GIPPSLAND LAKES HINTERLAND AREA—To be considered.

* *Indicates new entry.*

φ *Proposals in Bill currently before Legal and Constitutional Committee for examination and report.*

† *Proposals in Bill currently before Social Development Committee for examination and report.*

- 12 LAND CONSERVATION COUNCIL FINAL RECOMMENDATIONS, SPECIAL INVESTIGATION OF MELBOURNE AREA, HILL END—To be considered.
- 13 NATIONAL PARKS ADVISORY COUNCIL REPORT, 1981–82—To be considered.
- 14 FIRE SERVICES—MOTION OPPOSING INTEGRATION—(*Hon. D. M. Evans*)—*Resumption of debate. (Hon. R. A. Mackenzie)*.
- 15 LABOUR AND INDUSTRY (TRADING HOURS) AMENDMENT BILL—(*Hon. A. J. Hunt*)—Second reading—*Resumption of debate. (Hon. W. A. Landeryou)*.
- 16 VICTORIAN DAIRY INDUSTRY AUTHORITY REVIEW AND RELATED MINISTERIAL STATEMENT—To be considered.
- 17 BUILDING SOCIETIES—REGISTRAR'S REPORT, 1980–81—To be considered.
- 18 EXHIBITION TRUSTEES' REPORT, 1981–82—To be considered.
- 19 METROPOLITAN FIRE BRIGADES BOARD REPORT, 1981–82—To be considered.
- 20 WATER STORAGE—MOTION CALLING FOR RECOMMENCEMENT OF CONSTRUCTION PROGRAMME AND IMMEDIATE START OF WIMMERA–MALLEE PIPELINE SCHEME—(*Hon. W. R. Baxter*)—*Resumption of debate. (Hon. D. R. White)*.
- *21 FREEWAY SPEED LIMITS—SOCIAL DEVELOPMENT COMMITTEE REPORT—To be considered.
- *22 ADVANCED DENTAL TECHNICIANS QUALIFICATION BOARD REPORT, 1981–82—To be considered.
- *23 EDUCATION ACT CERTIFICATE—RESUMPTION OF LAND AT BRUNSWICK—To be considered.
- *24 PROPOSED ENVIRONMENT PROTECTION (MOTOR CAR NOISE) (AMENDMENT) REGULATIONS—To be considered.
- *25 FILM VICTORIA REPORT, 1981–82—To be considered.
- *26 MOTOR ACCIDENTS BOARD REPORT, 1981–82—To be considered.
- *27 OPTOMETRISTS REGISTRATION BOARD REPORT, 1981–82—To be considered.
- *28 PUBLIC SERVICE DETERMINATION NO. 212/1982—To be considered.
- *29 VICTORIAN NURSING COUNCIL FINANCIAL STATEMENT, 1981–82—To be considered.

GOVERNMENT BUSINESS

Orders of the Day

- 1 HEALTH (RADIATION SAFETY) BILL—(*from Assembly—Hon. D. R. White*)—Second reading.
- 2 MOTOR ACCIDENTS (AMENDMENT) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. C. Bubb)*.
- *3 LAND SETTLEMENT (AMENDMENT) BILL—(*from Assembly—Hon. D. E. Kent*)—Second reading—*Resumption of debate. (Hon. R. I. Knowles)*.
- 4 LIMITATION OF ACTIONS (PERSONAL INJURY CLAIMS) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading.
- 5 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.

- †6 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 7 MILK PASTEURIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- 8 HISTORIC BUILDINGS (AMENDMENT) BILL—Motion to not insist on amendment disagreed with by Assembly (Hon. Evan Walker)—Resumption of debate. (Hon. W. A. Landeryou).
- 9 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- φ10 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. A. J. Hunt).

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TUESDAY, 5 APRIL

GOVERNMENT BUSINESS

Orders of the Day

- 1 TOWN AND COUNTRY PLANNING (AMENDMENT) BILL (No. 2)—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- *2 COMMUNITY WELFARE SERVICES (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading.—Resumption of debate. (Hon. B. A. Chamberlain).

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable W. M. Campbell.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

* * * *

SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables B. P. Dunn, J. V. C. Guest, D. K. Hayward, A. J. Hunt and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, J. H. Kennan, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

MINUTES OF THE PROCEEDINGS

Nos. 44 and 45

No. 44—Tuesday, 29 March 1983

- 1 The President took the Chair and read the Prayer.
- 2 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR—The Honourable W. A. Landeryou presented a Message from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz.:

Minerals and Energy Fees Act.
Administrative Law (Amendment) Act.
Local Government (Investments) Act.

- 3 PRINTING COMMITTEE—The Honourable W. A. Landeryou moved, by leave, That the Printing Committee have power—
- (a) to send for persons, papers and records; and
- (b) to confer with the Printing Committee of the Legislative Assembly and to jointly report thereon to the House.

Question—put and resolved in the affirmative.

4 PETITIONS—

SUNDAY LIQUOR TRADING—The Honourable R. Lawson presented a Petition from certain citizens of Victoria praying that action be taken to prevent the extension of hotel trading hours on Sundays.

Ordered to lie on the Table.

* * * *

FIREARMS—The Honourable K. I. M. Wright presented a Petition from certain citizens of Victoria praying that the passage of firearms registration legislation be denied or that such legislation be restricted to the terms of the Government's election promises and that the commitment to consultation with representatives of shooting organizations be honoured.

Ordered to lie on the Table.

5 PAPERS—

SOCIAL DEVELOPMENT COMMITTEE—FREEWAY SPEED LIMITS—The Honourable H. G. Baylor presented a Report from the Social Development Committee on Freeway Speed Limits, together with an Appendix and Minutes of Evidence.

Ordered to lie on the Table and the report and appendix to be printed.

The Honourable A. J. Hunt moved, That the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Dental Technicians Act 1972—Report of the Advanced Dental Technicians Qualification Board for the year 1981–82.

Education Act 1958—Resumption of land at Brunswick—Certificate of the Minister of Education.

Environment Protection Act 1970—Proposed Environment Protection (Motor Car Noise) (Amendment) Regulations.

Film Victoria—Report for the year 1981–82.

Motor Accidents Board—Report for the year 1981–82.

Optometrists Registration Board—Report for the year 1981–82.

Statutory Rule under the Public Service Act 1974—PSD No. 212/1982.

Victorian Nursing Council—Financial statement for the year 1981–82.

The Honourable A. J. Hunt moved, That the papers tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 6 MOTOR ACCIDENTS (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou moved, That this Bill be now read a second time.

The Honourable C. Bubb moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 7 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 and 3, be postponed until later this day.

- 8 MOTOR CAR (LEARNER DRIVERS) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable W. M. Campbell having reported that the Committee had agreed to the Bill with amendments, and had amended the title thereof, which amended title is as follows:—

“An Act to amend the ‘Motor Car Act 1958’ to extend and improve training of Learner Drivers, to make provision for Learner’s Endorsements, and for other purposes”—

the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 9 LAND SETTLEMENT (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for *“An Act to amend the ‘Land Settlement Act 1959,’ to increase the amount which may be issued and applied for the purposes of that Act and for other purposes”* and desiring the concurrence of the Council therein.

On the motion of the Honourable D. E. Kent, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 10 COMMUNITY WELFARE SERVICES (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for *“An Act to amend the ‘Community Welfare Services Act 1970’, the ‘Children’s Court Act 1973’ and the ‘Community Welfare Services Act 1978’, and for other purposes”* and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable B. A. Chamberlain moved, That the debate be now adjourned.

Question—That the debate be now adjourned— put and resolved in the affirmative.

Ordered—That the debate be adjourned, until Tuesday next.

- 11 LAND SETTLEMENT (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. E. Kent moved, That this Bill be now read a second time.

The Honourable C. Bubb (for the Honourable R. J. Knowles) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 12 ADJOURNMENT—The Honourable W. A. Landeryou moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 9.52 p.m., adjourned until tomorrow.

A. R. B. McDONNELL
Clerk of the Legislative Council

No. 45—Wednesday, 30 March 1983

- 1 The President took the Chair and read the Prayer.
- 2 WATER AND SEWERAGE AUTHORITIES (RESTRUCTURING) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to provide for the Restructuring of Victoria’s Urban Water and Sewerage Authorities, to empower the Creation of Water Boards capable of supplying both Water and Sewerage Services, to enable the Transfer to Municipalities of the Functions of certain Water and Sewerage Authorities, to make consequential Amendments to various Acts and for other purposes*” and desiring the concurrence of the Council therein.
On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 3 POSTPONEMENT OF NOTICES OF MOTION AND ORDERS OF THE DAY—Ordered—That the consideration of the Notices of Motion, General Business, and Orders of the Day, General Business, Nos. 1 to 15 inclusive, be postponed until later this day.
- 4 DAIRY INDUSTRY AUTHORITY—The Order of the Day having been read for the consideration of the Report to the Premier on a review of the Victorian Dairy Industry Authority and the related Ministerial statement—
The Honourable A. J. Hunt moved, That the Council take note of the report and statement.
Debate ensued.

The Honourable B. P. Dunn moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 5 WORKERS COMPENSATION SYSTEM—The Honourable K. I. M. Wright moved, That this House expresses deep concern at the high cost of and anomalies in the system of workers compensation in Victoria, and calls on the Government, as an incentive to employment, to take urgent action to reduce workers compensation costs to employers.

Debate ensued.

Question—put and resolved in the affirmative.

- 6 DAIRY INDUSTRY AUTHORITY—The Order of the Day having been read for the resumption of the debate on the question, That the Council take note of the Report to the Premier on a review of the Victorian Dairy Industry Authority and the related Ministerial statement—

Debate resumed.

Question—put and resolved in the affirmative.

- 7 LEGAL AND CONSTITUTIONAL COMMITTEE—The Honourable W. A. Landeryou moved, by leave, That the Honourable B. W. Mier be a member of the Legal and Constitutional Committee.

Question—put and resolved in the affirmative.

- 8 STANDING ORDERS COMMITTEE—MINISTERIAL STATEMENTS—The Honourable Haddon Storey moved, That this House requests the Standing Orders Committee to review and report upon past practices with respect to Ministerial statements and to prepare for consideration by the House recommendations as to guidelines for the future and any necessary amendment to Standing Orders.

The Honourable W. A. Landeryou moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Wednesday next.

- 9 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, General Business, Nos. 17 to 29 inclusive, be postponed until later this day.

- 10 HEALTH (RADIATION SAFETY) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou (for the Honourable D. R. White) moved, That this Bill be now read a second time.

The Honourable J. V. C. Guest moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 11 MOTOR ACCIDENTS (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

12 ADJOURNMENT—The Honourable W. A. Landeryou moved, That the Council, at its rising, adjourn until Tuesday, 19 April at 5.00 p.m.

Debate ensued.

Question—put and resolved in the affirmative.

The Honourable W. A. Landeryou moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 4.53 p.m., adjourned until Tuesday, 19 April at 5.00 p.m.

A. R. B. McDONNELL
Clerk of the Legislative Council

Mr President takes the Chair at 5.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- 1 WATER AND SEWERAGE AUTHORITIES (RESTRUCTURING) BILL—(from Assembly—Hon. D. R. White)—Second reading.
- 2 LAND SETTLEMENT (AMENDMENT) BILL—(from Assembly—Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- 3 HEALTH (RADIATION SAFETY) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. J. V. C. Guest).
- 4 TOWN AND COUNTRY PLANNING (AMENDMENT) BILL (No. 2)—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- 5 COMMUNITY WELFARE SERVICES (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- 6 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 7 LIMITATION OF ACTIONS (PERSONAL INJURY CLAIMS) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading.
- †8 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- φ9 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- 10 MILK PASTEURIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- 11 HISTORIC BUILDINGS (AMENDMENT) BILL—MOTION TO NOT INSIST ON AMENDMENT DISAGREED WITH BY ASSEMBLY (Hon. Evan Walker)—Resumption of debate. (Hon. W. A. Landeryou).
- 12 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. Haddon Storey).

GENERAL BUSINESS

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(Hon. P. D. Block)—Second reading—Resumption of debate. (Hon. D. E. Kent).
- 3 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.

* Indicates new entry.

φ Proposals in Bill currently before Legal and Constitutional Committee for examination and report.

† Proposals in Bill currently before Social Development Committee for examination and report.

- 4 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(Hon. Haddon Storey)—*Resumption of debate.* (Hon. H. R. Ward).
- 5 DISCRIMINATORY INDUSTRIAL AGREEMENTS—MOTION TO NOTE REFUSAL OF ARBITRATION COMMISSION TO CERTIFY, AND CALLING FOR EXCLUSION OF SIMILAR PROVISIONS FROM FUTURE PUBLIC SECTOR AGREEMENTS—(Hon. D. K. Hayward)—*Resumption of debate.* (Hon. W. A. Landeryou).
- 6 WAGES AND PRICES FREEZE—MOTION NOTING CONTINUING IMPACT OF INCREASES ON THE ECONOMY AND CALLING UPON GOVERNMENT TO FREEZE ALL TAXES, CHARGES, SALARIES AND WAGES WITHIN ITS CONTROL—(Hon. D. K. Hayward)—*Resumption of debate.* (Hon. W. A. Landeryou).
- 7 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION QUANTITATIVE GUIDELINES—To be considered.
- 8 INDUSTRIAL INCENTIVES REVIEW COMMITTEE—FIRST REPORT—To be considered.
- 9 FIRE SERVICES—MOTION OPPOSING INTEGRATION—(Hon. D. M. Evans)—*Resumption of debate.* (Hon. R. A. Mackenzie).
- 10 LABOUR AND INDUSTRY (TRADING HOURS) AMENDMENT BILL—(Hon. A. J. Hunt)—Second reading—*Resumption of debate.* (Hon. W. A. Landeryou).
- 11 BUILDING SOCIETIES—REGISTRAR'S REPORT, 1980-81—To be considered.
- 12 EXHIBITION TRUSTEES' REPORT, 1981-82—To be considered.
- 13 METROPOLITAN FIRE BRIGADES BOARD REPORT, 1981-82—To be considered.
- 14 WATER STORAGE—MOTION CALLING FOR RECOMMENCEMENT OF CONSTRUCTION PROGRAMME AND IMMEDIATE START OF WIMMERA-MALLEE PIPELINE SCHEME—(Hon. W. R. Baxter)—*Resumption of debate.* (Hon. D. R. White).
- 15 FREEWAY SPEED LIMITS—SOCIAL DEVELOPMENT COMMITTEE REPORT—To be considered.
- 16 ADVANCED DENTAL TECHNICIANS QUALIFICATION BOARD REPORT, 1981-82—To be considered.
- 17 EDUCATION ACT CERTIFICATE—RESUMPTION OF LAND AT BRUNSWICK—To be considered.
- 18 PROPOSED ENVIRONMENT PROTECTION (MOTOR CAR NOISE) (AMENDMENT) REGULATIONS—To be considered.
- 19 FILM VICTORIA REPORT, 1981-82—To be considered.
- 20 MOTOR ACCIDENTS BOARD REPORT, 1981-82—To be considered.
- 21 OPTOMETRISTS REGISTRATION BOARD REPORT, 1981-82—To be considered.
- 22 PUBLIC SERVICE DETERMINATION No. 212/1982—To be considered.
- 23 VICTORIAN NURSING COUNCIL FINANCIAL STATEMENT, 1981-82—To be considered.
- *24 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (Hon. Haddon Storey)—*Resumption of debate.* (Hon. W. A. Landeryou).

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

*CHAIRMAN OF COMMITTEES—*Vacant*.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables B. P. Dunn, J. V. C. Guest, D. K. Hayward, A. J. Hunt and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

*LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, J. H. Kennan, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

Mr President takes the Chair at 2.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

Notice of Motion

- *1 The Hon. J. V. C. GUEST—To move, That there be referred to the Social Development Committee for inquiry, consideration and report the question of whether there is need and justification for the law to provide that the Health Commission shall not register any radiation apparatus or sealed radio-active source, within the definitions proposed in the Health (Radiation Safety) Bill, to be used for the diagnosis or therapy of human beings if it considers that the registration would result in more than adequate diagnostic or therapeutic facilities of the type proposed becoming available having regard to the place where it is proposed to be used and, if so, what are the criteria according to which such provision should be administered.

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate.* (*Hon. D. E. Kent*).
- 3 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 4 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. H. R. Ward*).
- 5 DISCRIMINATORY INDUSTRIAL AGREEMENTS—MOTION TO NOTE REFUSAL OF ARBITRATION COMMISSION TO CERTIFY, AND CALLING FOR EXCLUSION OF SIMILAR PROVISIONS FROM FUTURE PUBLIC SECTOR AGREEMENTS—(*Hon. D. K. Hayward*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 6 WAGES AND PRICES FREEZE—MOTION NOTING CONTINUING IMPACT OF INCREASES ON THE ECONOMY AND CALLING UPON GOVERNMENT TO FREEZE ALL TAXES, CHARGES, SALARIES AND WAGES WITHIN ITS CONTROL—(*Hon. D. K. Hayward*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 7 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION QUANTITATIVE GUIDELINES—To be considered.
- 8 INDUSTRIAL INCENTIVES REVIEW COMMITTEE—FIRST REPORT—To be considered.
- 9 FIRE SERVICES—MOTION OPPOSING INTEGRATION—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. R. A. Mackenzie*).
- 10 LABOUR AND INDUSTRY (TRADING HOURS) AMENDMENT BILL—(*Hon. A. J. Hunt*)—Second reading—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 11 BUILDING SOCIETIES—REGISTRAR'S REPORT, 1980-81—To be considered.

* Indicates new entry.

φ Proposals in Bill currently before Legal and Constitutional Committee for examination and report.

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- 12 EXHIBITION TRUSTEES' REPORT, 1981-82—To be considered.
- 13 METROPOLITAN FIRE BRIGADES BOARD REPORT, 1981-82—To be considered.
- 14 WATER STORAGE—MOTION CALLING FOR RECOMMENCEMENT OF CONSTRUCTION PROGRAMME AND IMMEDIATE START OF WIMMERA-MALLEE PIPELINE SCHEME—*(Hon. W. R. Baxter)*—*Resumption of debate. (Hon. D. R. White).*
- 15 FREEWAY SPEED LIMITS—SOCIAL DEVELOPMENT COMMITTEE REPORT—To be considered.
- 16 ADVANCED DENTAL TECHNICIANS QUALIFICATION BOARD REPORT, 1981-82—To be considered.
- 17 EDUCATION ACT CERTIFICATE—RESUMPTION OF LAND AT BRUNSWICK—To be considered.
- 18 PROPOSED ENVIRONMENT PROTECTION (MOTOR CAR NOISE) (AMENDMENT) REGULATIONS—To be considered.
- 19 FILM VICTORIA REPORT, 1981-82—To be considered.
- 20 MOTOR ACCIDENTS BOARD REPORT, 1981-82—To be considered.
- 21 OPTOMETRISTS REGISTRATION BOARD REPORT, 1981-82—To be considered.
- 22 PUBLIC SERVICE DETERMINATION No. 212/1982—To be considered.
- 23 VICTORIAN NURSING COUNCIL FINANCIAL STATEMENT, 1981-82—To be considered.
- 24 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS *(Hon. Haddon Storey)*—*Resumption of debate. (Hon. W. A. Landeryou).*
- *25 DANDENONG VALLEY AUTHORITY REPORT, 1981-82—To be considered.
- *26 LIQUOR CONTROL COMMISSION REPORT, 1981-82—To be considered.
- *27 STATE SUPERANNUATION BOARD REPORT, 1981-82—To be considered.
- *28 VICTORIA LAW FOUNDATION REPORT, 1981-82—To be considered.

GOVERNMENT BUSINESS

Orders of the Day

- *1 COMPANIES (ADMINISTRATION) (AMENDMENT BILL—*from Assembly—Hon. W. A. Landeryou*)—Second reading.
- *2 PUBLIC AUTHORITIES (CONTRIBUTIONS) (AMENDMENT) BILL—*from Assembly—Hon. D. R. White*)—Second reading.
- *3 JURIES (AMENDMENT) BILL—*from Assembly—Hon. W. A. Landeryou*)—Second reading.
- *4 CONSTITUTION (COUNCIL POWERS) BILL—*from Assembly—Hon. W. A. Landeryou*)—Second reading.
- 5 TOWN AND COUNTRY PLANNING (AMENDMENT) BILL (No. 2)—*(Hon. Evan Walker)*—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- 6 LAND SETTLEMENT (AMENDMENT) BILL—*from Assembly—Hon. D. E. Kent*)—Second reading—*Resumption of debate. (Hon. R. I. Knowles).*

- 7 HEALTH (RADIATION SAFETY) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. J. V. C. Guest).
- 8 COMMUNITY WELFARE SERVICES (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- *9 HEALTH (CONSULTATIVE COUNCIL) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. H. G. Baylor).
- *10 HISTORIC BUILDINGS (FURTHER AMENDMENT) BILL—(Hon. Evan Walker)—Second reading.
- 11 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 12 LIMITATION OF ACTIONS (PERSONAL INJURY CLAIMS) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading.
- †13 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- φ14 STATUTE LAW REVISION BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- 15 MILK PASTEURIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- 16 HISTORIC BUILDINGS (AMENDMENT) BILL—MOTION TO NOT INSIST ON AMENDMENT DISAGREED WITH BY ASSEMBLY (Hon. Evan Walker)—Resumption of debate. (Hon. W. A. Landeryou).
- 17 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. Haddon Storey).

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TUESDAY, 26 APRIL

GOVERNMENT BUSINESS

Orders of the Day

- *1 RURAL FINANCE AND SETTLEMENT COMMISSION (PENALTIES) BILL—(from Assembly—Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- 2 WATER AND SEWERAGE AUTHORITIES (RESTRUCTURING) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. R. J. Long).

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

*CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables B. P. Dunn, J. V. C. Guest, D. K. Hayward, A. J. Hunt and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, J. H. Kennan, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 46 and 47

No. 46—Tuesday, 19 April 1983

- 1 The President took the Chair and read the Prayer.
- 2 RESIGNATION OF MEMBER—The President announced that he had received the following communications:

Thursday, 31 March 1983

Dear Mr President,

I enclose copy of a letter of resignation from his seat in the Legislative Council of Victoria for the Province of East Yarra, addressed to and received by me today, from the Honourable William Montgomery Campbell, together with a copy of my acknowledgment to him.

By virtue of Section 30 of the *Constitution Act 1975*, Mr Campbell's seat in the Legislative Council became vacant on 31 March 1983, being the date upon which his letter of resignation addressed to me was received by me.

Yours sincerely,

B. S. MURRAY
Governor

* * * *

Thursday, 31 March 1983

Your Excellency,

It is with much regret that I tender to you my resignation as a Member of the Victorian Legislative Council for the Province of East Yarra, my resignation to be effective as from the above date.

Over the past few years I have, from time to time, been under great emotional stress. This, unfortunately, has caught up with me to the extent that it was necessary for me to seek medical support.

I have been under medical care for the past six weeks, which will unfortunately continue for some time to come.

It is in my and my family's interest that I have made my decision to tender my resignation.

My decision gives me much sadness as my term of office in the Legislative Council has given me great pleasure in helping people and contributing towards the future welfare of the people of this State.

May I thank you, your Excellency, for your past courtesies and wish you and Lady Murray every good wish during the remainder of your term as Governor of Victoria.

Yours very sincerely,

W. M. CAMPBELL, M.L.C.

- 3 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR—The Honourable W. A. Landeryou presented a Message from His Excellency the Governor informing the council that he had, on 12 April, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz.:

Motor Accidents (Amendment) Act.

Motor Car (Learner Drivers) Act.

- 4 MOTOR CAR (LEARNER DRIVERS) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendments made in such Bill by the Council.
- 5 CONSTITUTION (LOCAL GOVERNMENT) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same with amendments and desiring the concurrence of the Council therein.

Ordered—That the amendments be taken into consideration later this day.

- 6 LOCAL GOVERNMENT (MUNICIPAL COUNCIL ELECTIONS) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same with amendments and desiring the concurrence of the Council therein.

Ordered—That the amendments be taken into consideration later this day.

- 7 HEALTH (CONSULTATIVE COUNCIL) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Health Act 1958’ to re-constitute the Consultative Council on Maternal and Perinatal Mortality and Morbidity as the Consultative Council on Obstetric and Paediatric Mortality and Morbidity and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 8 CHAIRMAN OF COMMITTEES—The Honourable B. P. Dunn moved, That the Honourable Kenneth Irving Mackenzie Wright be appointed Chairman of Committees of the Council, which motion was seconded by the Honourable W. R. Baxter.

Debate ensued.

Question—put and resolved in the affirmative.

- 9 PETITIONS—
LIQUOR TRADING HOURS—The Honourable M. J. Arnold presented a Petition from certain citizens of Victoria praying that action be taken to prevent the extension of hotel bar trading hours and that consideration be given to implement the recommendations of the Senate Standing Committee on Social Welfare made in 1977 with regard to alcohol consumption.

Ordered to lie on the Table.

* * * *

FIREARMS—The Honourables R. I. Knowles, H. G. Baylor, C. Bubb and B. A. Chamberlain each presented a Petition from certain citizens of Victoria praying that the passage of firearms registration legislation be denied or that such legislation be restricted to the terms of the Government’s election promises and that the commitment to consultation with representatives of shooting organizations be honoured.

Severally ordered to lie on the table, and that of the Honourable B. A. Chamberlain to be read by the Clerk.

The Clerk read the Petition.

- 10 RURAL FINANCE AND SETTLEMENT COMMISSION (PENALTIES) BILL—On the motion (by leave without notice) of the Honourable W. A. Landeryou (for the Honourable D. E. Kent), leave was given to bring in a Bill to amend the Penalties fixed under the *Rural Finance and Settlement Commission Act 1961* for Offences against that Act, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable W. A. Landeryou (for the Honourable D. E. Kent) moved, That this Bill be now read a second time.

The Honourable R. I. Knowles moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 11 HISTORIC BUILDINGS (FURTHER AMENDMENT) BILL—On the motion (by leave without notice) of the Honourable Evan Walker, leave was given to bring in a Bill to amend the *Historic Buildings Act 1981*, the *Historic Buildings (Amendment) Act 1983* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 12 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Dandenong Valley Authority—Report and statement of accounts for the year ended 30 September 1982.

Environment Protection Act 1970—Proposed Environment Protection (Motor Car Noise) (Amendment) Regulations (*in lieu of those tabled on 29 March 1983*).

Liquor Control Commission—Report and statement of accounts for the year 1981–82.

Police Service Board—Determinations Nos. 384 and 385.

Statutory Rules under the following Acts of Parliament:

Health Act 1958—Nos. 53 and 56.

Hospitals and Charities Act 1958—No. 44.

Penalties and Sentences Act 1981—No. 57.

Poisons Act 1962—No. 54.

Public Service Act 1974—No. 47; PSD Nos. 5 to 14.

State Employees Retirement Benefits Act 1979—No. 48.

West Moorabool Water Board Act 1968—No. 51.

Workers Compensation Act 1958—No. 52.

Superannuation—Report of the State Superannuation Board for the year 1981–82.

Town and Country Planning Act 1961—

Bacchus Marsh Planning Scheme—Amendment No. 19.

Flinders—Shire of Flinders Planning Scheme 1962—Amendment No. 148, 1982.

Geelong Regional Planning Scheme—Amendments No. 26, 1981; and No. 40, Part 1.

Knox—City of Knox Planning Scheme 1965—Amendments No. 249, 1981; and No. 251, 1982.

Melbourne Metropolitan Planning Scheme—Amendments No. 154, Part 2B (with two maps); No. 181, Part 2A; No. 184, Part 2 (with six maps); and No. 249 (with map).

Town and Country Planning Act 1961 (*continued*)—

Sale—City of Sale Planning Scheme 1975—Amendment No. 16, 1982.

Sherbrooke—Shire of Sherbrooke Planning Scheme 1979 (Rural Areas)—
Amendment No. 8.

Victoria Law Foundation—Report for the year ended 30 September 1982.

The Honourable A. J. Hunt moved, That the reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 13 WATER AND SEWERAGE AUTHORITIES (RESTRUCTURING) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable R. J. Long moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 14 HEALTH (CONSULTATIVE COUNCIL) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable H. G. Baylor moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 15 CONSTITUTION (LOCAL GOVERNMENT) BILL—The Order of the Day having been read for the consideration of the amendments made by the Assembly in this Bill, the said amendments were read and are as follows:

1. Clause 1, line 7, omit “1982” and insert “1983”.

2. Clause 2, page 3, lines 15 to 43, omit all words and expressions on these lines and insert:

“(b) is not a person referred to in paragraph (a) and who is—

(i) the owner of any rateable property whether solely or jointly with any other person or persons; or

(ii) the occupier of any rateable property whether solely or jointly with any other person or persons—

shall, subject to sub-section (2) or (3), be entitled to have his name enrolled on the voters’ roll or rolls in respect of that rateable property; or

(c) is not a person whose name is enrolled pursuant to paragraph (a) or (b) and is a person whose principal place of residence has been in Australia for at least six months continuously and in Victoria for at least three months and in the municipal district for at least one month immediately preceding the date of the application for enrolment, shall be entitled to apply to have his name enrolled on the voters’ roll or rolls in respect of his principal place of residence in the municipal district.

(2) For the purpose of sub-section (1) (b) (i) not more than one joint owner shall be entitled to have his name enrolled on the voters’ roll or rolls in respect of any one rateable property.

(3) For the purposes of sub-section (1) (b) (ii) not more than one joint occupier shall be entitled to have his name enrolled on the voters’ roll or rolls in respect of any one rateable property.

(4) Where on the entitlement date—

- (a) a corporation is the owner or occupier of any rateable property in a riding or ward; or
- (b) corporations are joint owners or joint occupiers of any rateable property in a riding or ward—

the corporation or corporations may appoint a person to represent the corporation or corporations (as the case may be) and shall be entitled to have the name of that person enrolled on the voters' roll or rolls in respect of that rateable property.

(5) Where on the entitlement date—

- (a) the joint owners or joint occupiers of any rateable property in a riding or ward consist of a combination of persons and corporations (of at least one person and one corporation); and
- (b) at least one of those persons or corporations does not have any right of entitlement pursuant to sub-section (1) or (4)—

they may appoint a person to represent them and they shall be entitled to have the name of that person enrolled on the voters' roll or rolls in respect of that rateable property.

(6) A person or corporation shall not be entitled to elect which right of entitlement conferred by sub-section (1) (a), (1) (b), (1) (c), (4) or (5) to exercise.

(7) Where on the entitlement date the same joint owners or the same joint occupiers own or occupy more than one rateable property in a riding or ward those joint owners or joint occupiers may exercise a right of entitlement conferred by sub-section (1), (4) or (5) in respect of only one of those rateable properties.”

3. Clause 3, lines 34 to 36, omit all the words and expressions on these lines and insert:

“(c) In sub-section (4) paragraph (e) shall be repealed;”

The Honourable W. A. Landeryou moved, That the Council agree to amendment No. 1 made by the Assembly.

Question—put and resolved in the affirmative. Amendment agreed to with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council.

The Honourable W. A. Landeryou moved, That the Council agree to amendment No. 2 made by the Assembly.

Question—put and resolved in the affirmative. Amendment agreed to with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council.

The Honourable W. A. Landeryou moved, That the Council agree to amendment No. 3 made by the Assembly.

Debate ensued.

The Honourable H. G. Baylor moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

16 **SESSIONAL ORDERS**—The Honourable W. A. Landeryou moved, That so much of Sessional Orders as would prevent new business being taken after 10.00 p.m. today be suspended.

Question—put and resolved in the affirmative.

- 17 PUBLIC AUTHORITIES (CONTRIBUTIONS) (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Public Authorities (Contributions) Act 1966’ with respect to the Payment by Public Authorities of Contributions in aid of the Consolidated Fund, to amend the ‘Port of Melbourne Authority Act 1958’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 18 THE CONSTITUTION ACT AMENDMENT (TEMPORARY PROVISIONS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend ‘The Constitution Act Amendment Act 1958’ with respect to the conduct of the By-elections to be held for the Electoral Districts of Swan Hill and Warrnambool and the Electoral Province of East Yarra, in 1983*” and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 19 COMPANIES (ADMINISTRATION) (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Companies (Administration) Act 1981’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 20 JURIES (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Juries Act 1967’, to entitle the Ombudsman to be excused as of Right from serving as a Juror, to render Officers of the Ombudsman ineligible to serve as Jurors and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 21 CONSTITUTION (LOCAL GOVERNMENT) BILL—The Order of the Day having been read for the resumption of the debate on the question, That the Council agree to Amendment No. 3 made by the Assembly (for amendment, see item 15 *ante*)—

Debate resumed.

And the Council having continued to sit until after 12 midnight—

WEDNESDAY, 20 APRIL

Debate continued.

Question—put and negatived, an absolute majority of the whole number of the Members of the Legislative Council not having been obtained.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to some of the amendments made in such Bill by the Assembly and have disagreed with another of the said amendments.

- 22 CONSTITUTION (COUNCIL POWERS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to limit the Powers of the Legislative Council with respect to Supply Bills, to amend the ‘Constitution Act 1975’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

23 LOCAL GOVERNMENT (MUNICIPAL COUNCIL ELECTIONS) BILL—The Order of the Day having been read for the consideration of the amendments made by the Assembly in this Bill, the said amendments were read and are as follows:

- 1 Clause 1, line 7, omit “1982” and insert “1983”.
- 2 Clause 1, page 2, line 2, omit “1982” and insert “1983”.
- 3 Clause 2, page 2, line 3, after “2.” insert “(1)”.
- 4 Clause 2, page 2, after line 31 insert the following words and expressions:

‘(2) The Principal Act shall be amended as follows:

(a) For section 55 there shall be substituted the following section:

“55. A person elected as a councillor of any municipality may elect to take an oath of allegiance to Her Majesty her heirs and successors and one or more councillors of that municipality are hereby authorized to administer that oath but the capacity of a person to act as a councillor shall not be affected by the election to take or not to take that oath.”;

(b) In section 56 (1) the words “and taken such oath as aforesaid” shall be repealed;

(c) In section 56 (2) (a) (ii) the words “and taken the oath aforesaid” shall be repealed; and

(d) In section 56 (3)—

(i) the words “or taken the oath aforesaid” shall be repealed; and

(ii) the words “and taken such oath” shall be repealed.’

5 Clause 3, page 3, line 36, after “75.” insert “(1)”.

6 Clause 3, page 3, after line 39 insert:

“(2) Subject to this section, for the purposes of section 74B (1) (b) (i) or 74B (1) (b) (ii) of the *Constitution Act 1975* a person who is a joint owner or a joint occupier of a rateable property and whose name appears first—

(a) upon the rate last made;

(b) if there is no rate last made, upon the valuation and return; or

(c) if there is no rate last made and no valuation and return, by alphabetical order—

before the name of any other joint owner or joint occupier of that rateable property shall have his name enrolled on the voters’ roll or rolls.

(3) Notwithstanding sub-section (2), the municipal clerk shall if there is delivered to the office of the council not later than four o’clock in the afternoon on the entitlement date a written request in the prescribed form containing the prescribed particulars enrol on the voters’ roll or rolls the name of the joint owner or joint occupier of the rateable property specified in that request.

(4) A person whose name is enrolled on the voters’ roll or rolls pursuant to sub-section (2) or (3) shall continue to have his name enrolled unless—

(a) that person ceases to be entitled to have his name enrolled pursuant to section 74B (1) (b) (i) or 74B (1) (b) (ii) of the *Constitution Act 1975*; or

- (b) there is delivered to the office of the council not later than four o'clock in the afternoon on the entitlement date a written request in the prescribed form containing the prescribed particulars specifying the name of another joint owner or joint occupier of the rateable property to be enrolled on the voters' roll or rolls."

7 Clause 3, page 4, line 9 to page 5, line 7, omit all words and expressions on these lines and insert:

"77. (1) An application by a corporation or corporations entitled to have the name of a person appointed by the corporation or corporations enrolled on the voters' roll or rolls pursuant to section 74B (4) of the *Constitution Act 1975* shall—

- (a) be in writing;
- (b) be in the prescribed form;
- (c) contain the prescribed particulars; and
- (d) be delivered to the office of the council not later than 4 o'clock in the afternoon on the entitlement date.

(2) An application by persons and corporations entitled to have the name of a person appointed by them enrolled on the voters' roll or rolls pursuant to section 74B (5) of the *Constitution Act 1975* shall—

- (a) be in writing;
- (b) be in the prescribed form;
- (c) contain the prescribed particulars; and
- (d) be delivered to the office of the council not later than 4 o'clock in the afternoon on the entitlement date.

(3) An appointment of a person made for the purposes of sub-section (1) or (2) shall be void if at the time the appointment is made the person appointed—

- (a) has not attained the age of 18 years;
- (b) has not consented in writing to be appointed;
- (c) is for any other reason entitled in his own right to have his name enrolled on the voters' roll or rolls in respect of the ward or riding for which the appointment is made; or
- (d) has pursuant to an appointment made pursuant to sub-section (1) or (2) which is still in force, his name already enrolled on the voters' roll or rolls in respect of the ward or riding for which the appointment is made.

(4) An appointment made for the purposes of sub-section (1) or (2) shall continue in force until—

- (a) the person appointed—
 - (i) dies;
 - (ii) resigns by a document in writing under his hand addressed to the municipal clerk and delivered to the office of the council; or
 - (iii) for any other reason becomes entitled in his own right to have his name enrolled on the voters' roll or rolls in respect of the

riding or ward for which his name is enrolled pursuant to the appointment;

- (b) the appointment is revoked and notice of revocation in the prescribed form is delivered to the office of the council; or
- (c) any person or corporation making the appointment ceases to be the owner or occupier (whether jointly or not) of the rateable property in respect of which the appointment was made.”.

8 Clause 3, page 5, line 28, omit “application for enrolment” and insert “application which is a written request pursuant to section 75”.

9 Clause 3, page 6, line 25, after “80.” insert “(1)”.

10 Clause 3, page 6, after line 34 insert:

“(2) Where the municipal clerk refuses to make an enrolment pursuant to an application for enrolment or an application for enrolment by appointment because the municipal clerk is of the opinion that the applicant is not entitled to enrolment for a reason other than pursuant to section 78 or 79 he shall advise the applicant in writing of his refusal and of the reason for such refusal.”

11 Clause 3, page 7, lines 28 to 40, omit all words and expressions on these lines and insert:

“83 (1) The municipal clerk shall be responsible for the preparation of the voters’ list prepared pursuant to this section and the maintenance of such records as may be required to facilitate the preparation of an accurate and complete voters’ list pursuant to this section.”.

12 Clause 3, page 8, line 3, omit “after the year 1983”.

13 Clause 3, page 8, lines 6 to 13, omit all words and expressions on these lines and insert:

“voters’ roll or rolls pursuant to section 74B (1) (b), 74B (1) (c), 74B (4) or 74B (5) of the *Constitution Act 1975* prepared in accordance with sub-section (3).”.

14 Clause 3, page 8, line 17, omit “appearing on the previous voters’ roll”.

15 Clause 3, page 8, line 18, omit this line and insert:

“(i) appears on the voters’ list prepared pursuant to section 82;”.

16 Clause 3, page 8, line 25, omit “74B (2)” and insert “74B (4) or 74B (5) of the *Constitution Act 1975*”.

17 Clause 3, page 9, line 1, omit “3 (a) (i), 3 (a) (ii)” and insert “(3) (a) (ii)”.

18 Clause 3, page 9, lines 6 and 7, omit “removes the name of any person from” and insert “does not include the name of any person on”.

19 Clause 3, page 9, line 10, omit “been removed from” and insert “not been included on”.

20 Clause 3, page 9, lines 12 to 16, omit all words and expressions on these lines.

21 Clause 3, page 9, lines 25 and 26, omit “until the end of the last day specified in the public notice under sub-section (1)”.

22 Clause 3, page 9, line 36, after “list” insert “prepared pursuant to section 82”.

23 Clause 3, page 9, after line 37 insert:

“(4) Any person may on any of the days specified in the public notice under sub-section (1) object in writing in the prescribed form—

- (a) to the inclusion of the name of another person on the voters’ list prepared pursuant to section 83 on the ground that that person was not on the entitlement date entitled to have his name enrolled on the voters’ roll or rolls; or
- (b) to the omission of his name from the voters’ list prepared pursuant to section 83 on the ground that he was on the entitlement date entitled to have his name enrolled on the voters’ roll or rolls.”.

24 Clause 3, page 10, line 1, omit “(4)” and insert “(5)”.

25 Clause 4, page 12, line 32, omit “Thursday or”.

26 Clause 4, page 12, lines 37 and 38, omit all words and expressions on these lines and insert “Saturday in August in each year”.

27 Clause 4, page 12, line 41, omit “Thursday or”.

28 Clause 4, page 12, after line 43 insert:

“113B. Notwithstanding anything to the contrary in this Act, the council of a municipality may apply to the Minister—

- (a) not later than 90 days before the day on which the annual election of councillors is required to be held pursuant to this Act;
- (b) not later than 30 days before the day on which any election to fill an extraordinary vacancy is required to be held pursuant to this Act; or
- (c) not later than 30 days before the day on which it is proposed to hold a poll of voters pursuant to this Act—

for his consent for the council to hold that annual election, election to fill an extraordinary vacancy or poll of voters (as the case may be) on a day specified in that application which is a day other than the first Saturday in August in each year or a Saturday (as the case may be) and the municipal clerk shall upon the consent of the Minister to the application give public notice in some newspaper generally circulating in the municipal district of the day specified in that application for the holding of that annual election, election to fill an extraordinary vacancy or poll of voters (as the case may be).”.

29 Clause 4, page 12, after line 43 insert:

‘(c) In section 115 the words “on the day appointed” shall be repealed;

30 Clause 4, page 13, line 3, omit “and”.

31 Clause 4, page 13, line 7, omit “Thursday or”.

32 Clause 4, page 13, line 15, omit “Thursday or”.

33 Clause 4, page 13, line 21, at the end of this line insert:

‘; and

(f) In section 133 (1) after the word “day” there shall be inserted the words “being a Saturday”.’.

34 Clause 5, page 13, line 22, omit “section 119” and insert “sections 119 and 120”.

35 Clause 5, page 13, line 23, omit “section” and insert “sections”.

36 Clause 5, page 13, at the end of line 26 insert:

“120. Subject to section 120A and to any regulations made pursuant to section 149, it shall be compulsory for any person whose name is enrolled on the voters’ roll or rolls to vote at every election of councillors in respect of each riding or ward for which his name is enrolled.

120A. Notwithstanding anything to the contrary in this Act, it shall not be compulsory for an owner or occupier of a rateable property whose principal place of residence is outside the riding or ward for which his name is enrolled on the voters’ roll or rolls to vote at an election of councillors in respect of that riding or ward.

120B. Sections 119, 120 and 120A shall apply to the city of Melbourne.”.

37 Clause 7, page 14, line 5, omit “and”.

38 Clause 7, page 14, line 5, after this line insert:

‘(b) For sub-section (2) there shall be substituted the following sub-section:

“(2) Without in any way derogating from the generality of the provisions of sub-section (1), regulations made under sub-section (1) may include any regulations based on the provisions for the time being in force contained in Divisions 15 and 21 of Part V. of *The Constitution Act Amendment Act 1958* and of any regulations made under those Divisions relating to voting by post or compulsory voting at elections for the Legislative Assembly with such alterations and adaptations as in the opinion of the Governor in Council are necessary.”;

(c) Sub-section (2A) shall be repealed;

(d) Sub-sections (3) and (4) shall be repealed;

(e) In sub-section (5) for the words “Any Order or regulation which under this section applies for the time being” there shall be substituted the words “Any regulations which apply”; and’.

39 Clause 10, line 32, omit “9” and insert “8”.

40 Clause 10, page 16, line 6, omit “or” and insert “any”.

41 Clause 10, page 16, line 9, omit “to” (where first occurring).

42 Schedule, page 18, item 14, omit “Thursday or”.

43 Schedule, page 18, item 16, omit “Thursday or”.

44 Schedule, page 19, item 18, omit “Thursday or”.

45 Schedule, page 19, item 19, omit “Thursday or”.

46 Schedule, page 20, item 31, omit “Thursday or”.

47 Schedule, page 20, item 41, omit “Thursday or”.

48 Schedule, page 20, item 43, omit “Thursday or”.

49 Schedule, page 21, item 47, omit “Thursday or”.

50 Schedule, page 21, item 51, omit “Thursday or”.

51 Schedule, page 21, item 52, omit “Thursday or”.

The Honourable W. A. Landeryou moved, That the Council agree to amendments Nos. 1 to 3 made by the Assembly.

Question—put and resolved in the affirmative.

The Honourable W. A. Landeryou moved, That the Council agree to amendment No. 4 made by the Assembly.

Debate ensued.

Question—put.

The Council divided.

AYES, 19

The Hon. M. J. Arnold (*Teller*)
 G. A. S. Butler (*Teller*)
 Joan Coxsedge
 J. L. Dixon
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

NOES, 21

The Hon. W. R. Baxter
 H. G. Baylor (*Teller*)
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans (*Teller*)
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward
 W. V. Houghton
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward
 K. I. M. Wright

And so it passed in the negative.

The Honourable W. A. Landeryou moved, That the Council agree to amendments Nos. 5 to 24 made by the Assembly.

Question—put and resolved in the affirmative.

The Honourable W. A. Landeryou moved, That the Council agree to amendment No. 25 made by the Assembly.

Debate ensued.

Question—put.

The Council divided.

AYES, 36

The Hon. M. J. Arnold
 H. G. Baylor
 P. D. Block (*Teller*)
 C. Bubb
 G. A. S. Butler
 B. A. Chamberlain
 G. P. Connard
 Joan Coxsedge (*Teller*)
 D. G. Crozier

NOES, 4

The Hon. W. R. Baxter (*Teller*)
 B. P. Dunn
 D. M. Evans (*Teller*)
 K. I. M. Wright

J. L. Dixon
 F. J. Granter
 D. K. Hayward
 D. E. Henshaw
 C. J. Hogg
 W. V. Houghton
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. I. Knowles
 W. A. Landeryou
 R. Lawson
 R. J. Long
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 J. W. S. Radford
 N. B. Reid
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 Evan Walker
 H. R. Ward
 D. R. White

And so it was resolved in the affirmative.

The Honourable W. A. Landeryou moved, That the Council agree to amendments Nos. 26 to 51 made by the Assembly.

Question—put and resolved in the affirmative.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to some of the amendments made in such Bill by the Assembly and have disagreed with another of the said amendments.

- 24 THE CONSTITUTION ACT AMENDMENT (TEMPORARY PROVISIONS) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 25 ADJOURNMENT—The Honourable W. A. Landeryou moved, That the Council, at its rising, adjourn until this day at 2.00 p.m.

Question—put and resolved in the affirmative.

The Honourable W. A. Landeryou moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 1.40 a.m., adjourned until this day at 2.00 p.m.

A. R. B. McDONNELL
 Clerk of the Legislative Council

No. 47—Wednesday, 20 April 1983

- 1 The President took the Chair and read the Prayer.
- 2 MESSAGES FROM THE ASSEMBLY—The President announced the receipt of Messages from the Assembly returning the following Bills and acquainting the Council that they do not insist on the amendment in each of those Bills with which the Council have disagreed:

Constitution (Local Government) Bill.
Local Government (Municipal Council Elections) Bill.

- 3 PAPERS—

SHOP TRADING HOURS—The Honourable W. A. Landeryou moved, by leave, That there be laid before this House a copy of the Interim Report of the Ministerial Advisory Committee on Shop Trading Hours.

Debate ensued.

Question—put and resolved in the affirmative.

The said report was thereupon presented by the Honourable W. A. Landeryou and ordered to lie on the Table.

* * * *

The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Legal Profession Practice Act 1958—Report of the Lay Observer to the Solicitors' and Barristers' Disciplinary Tribunals for the year 1982.

State Employees Retirement Benefits Board—Report for the year 1981–82.

The Honourable A. J. Hunt moved, That the interim report on Shop Trading Hours and the reports tabled by the Clerk be taken into consideration later this day.

Debate ensued.

Question—put and resolved in the affirmative.

- 4 POSTPONEMENT OF NOTICE OF MOTION AND ORDERS OF THE DAY—Ordered—That the consideration of the Notice of Motion, General Business, and Orders of the Day, General Business, Nos. 1 to 9 inclusive, be postponed until later this day.

- 5 LABOUR AND INDUSTRY (TRADING HOURS) (AMENDMENT) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

Question—put.

The Council divided.

AYES, 15
The Hon. H. G. Baylor
P. D. Block
C. Bubb (*Teller*)
G. P. Connard (*Teller*)
F. J. Granter
J. V. C. Guest
D. K. Hayward
W. V. Houghton
A. J. Hunt
R. I. Knowles
R. Lawson

NOES, 23
The Hon. M. J. Arnold
W. R. Baxter
G. A. S. Butler
Joan Coxsedge
J. L. Dixon (*Teller*)
B. P. Dunn
D. M. Evans
C. J. Hogg
J. H. Kennan
C. J. Kennedy
D. E. Kent

R. J. Long
J. W. S. Radford
Haddon Storey
H. R. Ward

J. E. Kirner
W. A. Landeryou
R. A. Mackenzie
L. A. McArthur
B. W. Mier
B. A. Murphy
B. T. Pullen
M. J. Sandon
G. A. Sgro (*Teller*)
Evan Walker
D. R. White
K. I. M. Wright

And so it passed in the negative.

- 6 LIQUOR CONTROL (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend sections 5 and 25 of the ‘Liquor Control Act 1968’ and for other purposes*” and desiring the concurrence of the Council therein.
- On the motion of the Honourable D. R. White (for the Honourable W. A. Landeryou), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 7 DECENTRALIZED INDUSTRY INCENTIVE PAYMENTS (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Decentralized Industry Incentive Payments Act 1972’*” and desiring the concurrence of the Council therein.
- On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 8 CHIROPODISTS (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Chiropodists Act 1968’*” and desiring the concurrence of the Council therein.
- On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 9 BUSINESS FRANCHISE ACTS (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Business Franchise (Tobacco) Act 1974’ and the ‘Business Franchise (Petroleum Products) Act 1979’ and for other purposes*” and desiring the concurrence of the Council therein.
- On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 10 SCOUT ASSOCIATION BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to provide for the change of name of the Boy Scouts Association (incorporated by Royal Charter) Victorian Branch (Australia) and of the governing body of that Association, to amend the ‘Boy Scouts Association Act 1932’ and for other purposes*” and desiring the concurrence of the Council therein.
- On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 11 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, General Business, Nos. 11 to 13 inclusive, be postponed until later this day.
- 12 WATER STORAGE—The Order of the Day having been read for the resumption of the debate on the question, That this House calls for a recommencement of a water storage construction programme and an immediate start of the Wimmera-Mallee water pipeline scheme as appropriate means of alleviating the effects of future droughts on urban and rural communities in Victoria—
Debate resumed.
Question—put and resolved in the affirmative.
- 13 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, General Business, Nos. 16 to 28 inclusive, be postponed until later this day.
- 14 CHIROPODISTS (AMENDMENT) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 15 LIQUOR CONTROL (AMENDMENT) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 16 SCOUT ASSOCIATION BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou moved, That this Bill be now read a second time.
And the President having ruled the Bill to be a Private Bill—
The Honourable W. A. Landeryou moved, That this Bill be dealt with as a Public Bill.
Question—put and resolved in the affirmative.
Debate on main question ensued.
Question—That this Bill be now read a second time—put and resolved in the affirmative.
Bill read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 17 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 1, be postponed until later this day.
- 18 PUBLIC AUTHORITIES (CONTRIBUTIONS) (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.
The Honourable H. R. Ward (for the Honourable P. D. Block) moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until the next day of meeting.
- 19 JURIES (AMENDMENT) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 20 CONSTITUTION (COUNCIL POWERS) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou moved, That this Bill be now read a second time.
The Honourable Haddon Storey moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until the next day of meeting.
- 21 COMPANIES (ADMINISTRATION) (AMENDMENT) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 22 DECENTRALIZED INDUSTRY INCENTIVE PAYMENTS (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker (for the Honourable W. A. Landeryou) moved, That this Bill be now read a second time.
Debate ensued.
The Honourable D. M. Evans moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until the next day of meeting.
- 23 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 5 to 8 inclusive, be postponed until later this day.
- 24 HEALTH (CONSULTATIVE COUNCIL) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
Bill read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 25 LAND SETTLEMENT (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
Bill read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 26 COMMUNITY WELFARE SERVICES (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
Bill read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 27 HOSPITAL BENEFITS (LEVY) (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Hospital Benefits (Levy) Act 1982’*” and desiring the concurrence of the Council therein.
On the motion of the Honourable W. A. Landeryou (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable W. A. Landeryou (for the Honourable D. R. White) moved, That this Bill be now read a second time.

The Honourable H. R. Ward (for the Honourable J. V. C. Guest) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

28 ADJOURNMENT—The Honourable W. A. Landeryou moved, That the Council, at its rising, adjourn until Tuesday, 3 May at 5.00 p.m.

Question—put and resolved in the affirmative.

The Honourable W. A. Landeryou moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.32 p.m., adjourned until Tuesday, 3 May at 5.00 p.m.

A. R. B. McDONNELL
Clerk of the Legislative Council

Mr President takes the Chair at 5.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- 1 HISTORIC BUILDINGS (FURTHER AMENDMENT) BILL—(*Hon. Evan Walker*)—Second reading.
- *2 BUSINESS FRANCHISE ACTS (AMENDMENT) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading.
- 3 TOWN AND COUNTRY PLANNING (AMENDMENT) BILL (No. 2)—(*Hon. Evan Walker*)—Second reading—*Resumption of debate.* (*Hon. B. A. Chamberlain*).
- 4 RURAL FINANCE AND SETTLEMENT COMMISSION (PENALTIES) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate.* (*Hon. R. I. Knowles*).
- 5 PUBLIC AUTHORITIES (CONTRIBUTIONS) (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. P. D. Block*).
- 6 CONSTITUTION (COUNCIL POWERS) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading.—*Resumption of debate.* (*Hon. Haddon Storey*).
- 7 HEALTH (RADIATION SAFETY) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. J. V. C. Guest*).
- *8 DECENTRALIZED INDUSTRY INCENTIVE PAYMENTS (AMENDMENT) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. D. M. Evans*).
- *9 HOSPITAL BENEFITS (LEVY) (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. J. V. C. Guest*).
- 10 WATER AND SEWERAGE AUTHORITIES (RESTRUCTURING) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. R. J. Long*).
- 11 HISTORIC BUILDINGS (AMENDMENT) BILL—MOTION TO NOT INSIST ON AMENDMENT DISAGREED WITH BY ASSEMBLY (*Hon. Evan Walker*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 12 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 13 LIMITATION OF ACTIONS (PERSONAL INJURY CLAIMS) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading.
- †14 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).
- φ15 STATUTE LAW REVISION BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 16 MILK PASTEURIZATION (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate.* (*Hon. R. I. Knowles*).
- 17 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).

* Indicates new entry.

φ Proposals in Bill currently before Legal and Constitutional Committee for examination and report.

† Proposals in Bill currently before Social Development Committee for examination and report.

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. J. V. C. GUEST—To move, That there be referred to the Social Development Committee for inquiry, consideration and report the question of whether there is need and justification for the law to provide that the Health Commission shall not register any radiation apparatus or sealed radio-active source, within the definitions proposed in the Health (Radiation Safety) Bill, to be used for the diagnosis or therapy of human beings if it considers that the registration would result in more than adequate diagnostic or therapeutic facilities of the type proposed becoming available having regard to the place where it is proposed to be used and, if so, what are the criteria according to which such provision should be administered.
- *2 The Hon. D. M. Evans—To move, That this House, recognizing the specific health problems posed by Huntington's Disease, both to confirmed sufferers and "at risk" families, recommends increased Government assistance for research, care of sufferers and family support, and the consideration of appropriate changes to adoption legislation.

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate. (Hon. D. E. Kent).*
- 3 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 4 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate. (Hon. H. R. Ward).*
- 5 DISCRIMINATORY INDUSTRIAL AGREEMENTS—MOTION TO NOTE REFUSAL OF ARBITRATION COMMISSION TO CERTIFY, AND CALLING FOR EXCLUSION OF SIMILAR PROVISIONS FROM FUTURE PUBLIC SECTOR AGREEMENTS—(*Hon. D. K. Hayward*)—*Resumption of debate. (Hon. W. A. Landeryou).*
- 6 WAGES AND PRICES FREEZE—MOTION NOTING CONTINUING IMPACT OF INCREASES ON THE ECONOMY AND CALLING UPON GOVERNMENT TO FREEZE ALL TAXES, CHARGES, SALARIES AND WAGES WITHIN ITS CONTROL—(*Hon. D. K. Hayward*)—*Resumption of debate. (Hon. W. A. Landeryou).*
- 7 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION QUANTITATIVE GUIDELINES—To be considered.
- 8 INDUSTRIAL INCENTIVES REVIEW COMMITTEE—FIRST REPORT—To be considered.
- 9 FIRE SERVICES—MOTION OPPOSING INTEGRATION—(*Hon. D. M. Evans*)—*Resumption of debate. (Hon. R. A. Mackenzie).*
- 10 FREEWAY SPEED LIMITS—SOCIAL DEVELOPMENT COMMITTEE REPORT—To be considered.
- 11 ADVANCED DENTAL TECHNICIANS QUALIFICATION BOARD REPORT, 1981-82—To be considered.
- 12 EDUCATION ACT CERTIFICATE—RESUMPTION OF LAND AT BRUNSWICK—To be considered.

- 13 PROPOSED ENVIRONMENT PROTECTION (MOTOR CAR NOISE) (AMENDMENT) REGULATIONS—To be considered.
- 14 FILM VICTORIA REPORT, 1981-82—To be considered.
- 15 MOTOR ACCIDENTS BOARD REPORT, 1981-82—To be considered.
- 16 OPTOMETRISTS REGISTRATION BOARD REPORT, 1981-82—To be considered.
- 17 PUBLIC SERVICE DETERMINATION No. 212/1982—To be considered.
- 18 VICTORIAN NURSING COUNCIL FINANCIAL STATEMENT, 1981-82—To be considered.
- 19 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (*Hon. Haddon Storey*)—*Resumption of debate. (Hon. W. A. Landeryou).*
- 20 DANDENONG VALLEY AUTHORITY REPORT, 1981-82—To be considered.
- 21 LIQUOR CONTROL COMMISSION REPORT, 1981-82—To be considered.
- 22 STATE SUPERANNUATION BOARD REPORT, 1981-82—To be considered.
- 23 VICTORIA LAW FOUNDATION REPORT, 1981-82—To be considered.
- *24 SHOP TRADING HOURS—INTERIM REPORT OF MINISTERIAL ADVISORY COMMITTEE—To be considered.
- *25 SOLICITOR'S AND BARRISTER'S DISCIPLINARY TRIBUNALS—LAY OBSERVER'S REPORT, 1982—To be considered.
- *26 STATE EMPLOYEES RETIREMENT BENEFITS BOARD REPORT, 1981-82—To be considered.

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables B. P. Dunn, J. V. C. Guest, D. K. Hayward, A. J. Hunt and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, J. H. Kennan, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

Mr President takes the Chair at 11.00 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. J. V. C. GUEST—To move, That there be referred to the Social Development Committee for inquiry, consideration and report the question of whether there is need and justification for the law to provide that the Health Commission shall not register any radiation apparatus or sealed radio-active source, within the definitions proposed in the Health (Radiation Safety) Bill, to be used for the diagnosis or therapy of human beings if it considers that the registration would result in more than adequate diagnostic or therapeutic facilities of the type proposed becoming available having regard to the place where it is proposed to be used and, if so, what are the criteria according to which such provision should be administered.
- 2 The Hon. D. M. EVANS—To move, That this House, recognizing the specific health problems posed by Huntington's Disease, both to confirmed sufferers and "at risk" families, recommends increased Government assistance for research, care of sufferers and family support, and the consideration of appropriate changes to adoption legislation.
- *3 The Hon. HADDON STOREY—To move, That he have leave to bring in a Bill to amend the *Constitution Act 1975* with respect to the duration of the Legislative Assembly, the tenure of members of the Legislative Council and the general dissolution of the Legislative Assembly and the Legislative Council and for other purposes.
- *4 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.
- *5 The Hon. J. W. S. RADFORD—To move, That this House condemns the Government's failure to implement a petrol pricing policy which provides equity for motorists throughout the State through uniform prices in both the city and country.

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate.* (*Hon. D. E. Kent*).
- 3 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 4 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. H. R. Ward*).

* Indicates new entry.

φ Proposals in Bill currently before Legal and Constitutional Committee for examination and report.

† Proposals in Bill currently before Social Development Committee for examination and report.

- 5 DISCRIMINATORY INDUSTRIAL AGREEMENTS—MOTION TO NOTE REFUSAL OF ARBITRATION COMMISSION TO CERTIFY, AND CALLING FOR EXCLUSION OF SIMILAR PROVISIONS FROM FUTURE PUBLIC SECTOR AGREEMENTS—(Hon. D. K. Hayward)—*Resumption of debate.* (Hon. W. A. Landeryou).
- 6 WAGES AND PRICES FREEZE—MOTION NOTING CONTINUING IMPACT OF INCREASES ON THE ECONOMY AND CALLING UPON GOVERNMENT TO FREEZE ALL TAXES, CHARGES, SALARIES AND WAGES WITHIN ITS CONTROL—(Hon. D. K. Hayward)—*Resumption of debate.* (Hon. W. A. Landeryou).
- 7 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION QUANTITATIVE GUIDELINES—To be considered.
- 8 INDUSTRIAL INCENTIVES REVIEW COMMITTEE—FIRST REPORT—To be considered.
- 9 FIRE SERVICES—MOTION OPPOSING INTEGRATION—(Hon. D. M. Evans)—*Resumption of debate.* (Hon. R. A. Mackenzie).
- 10 FREEWAY SPEED LIMITS—SOCIAL DEVELOPMENT COMMITTEE REPORT—To be considered.
- 11 ADVANCED DENTAL TECHNICIANS QUALIFICATION BOARD REPORT, 1981-82—To be considered.
- 12 EDUCATION ACT CERTIFICATE—RESUMPTION OF LAND AT BRUNSWICK—To be considered.
- 13 PROPOSED ENVIRONMENT PROTECTION (MOTOR CAR NOISE) (AMENDMENT) REGULATIONS—To be considered.
- 14 FILM VICTORIA REPORT, 1981-82—To be considered.
- 15 MOTOR ACCIDENTS BOARD REPORT, 1981-82—To be considered.
- 16 OPTOMETRISTS REGISTRATION BOARD REPORT, 1981-82—To be considered.
- 17 PUBLIC SERVICE DETERMINATION No. 212/1982—To be considered.
- 18 VICTORIAN NURSING COUNCIL FINANCIAL STATEMENT, 1981-82—To be considered.
- 19 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (Hon. Haddon Storey)—*Resumption of debate.* (Hon. W. A. Landeryou).
- 20 DANDENONG VALLEY AUTHORITY REPORT, 1981-82—To be considered.
- 21 LIQUOR CONTROL COMMISSION REPORT, 1981-82—To be considered.
- 22 STATE SUPERANNUATION BOARD REPORT, 1981-82—To be considered.
- 23 VICTORIA LAW FOUNDATION REPORT, 1981-82—To be considered.
- 24 SHOP TRADING HOURS—INTERIM REPORT OF MINISTERIAL ADVISORY COMMITTEE—To be considered.
- 25 SOLICITOR'S AND BARRISTER'S DISCIPLINARY TRIBUNALS—LAY OBSERVER'S REPORT, 1982—To be considered.
- 26 STATE EMPLOYEES RETIREMENT BENEFITS BOARD REPORT, 1981-82—To be considered.
- *27 INTER-GOVERNMENT RELATIONS—ADVISORY COUNCIL'S REPORT, 1981-82—To be considered.

- *28 FORESTS COMMISSION REVIEW—REPORT, MINISTERIAL RESPONSE TO RECOMMENDATIONS AND MINISTERIAL STATEMENT—To be considered.
- *29 DENTAL BOARD AND SPECIALIST PRACTITIONERS QUALIFICATIONS COMMITTEE REPORTS, 1981-82—To be considered.
- *30 INDUSTRIAL TRAINING COMMISSION REPORT, 1981-82—To be considered.
- *31 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT SUMMARY OF RETURNS, APRIL 1983—To be considered.

GOVERNMENT BUSINESS

Orders of the Day

- 1 TOWN AND COUNTRY PLANNING (AMENDMENT) BILL (No. 2)—(*Hon. Evan Walker*)—Second reading—*Resumption of debate.* (*Hon. B. A. Chamberlain*).
- 2 HOSPITAL BENEFITS (LEVY) (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. J. V. C. Guest*).
- 3 HEALTH (RADIATION SAFETY) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. J. V. C. Guest*).
- *4 MOTOR BOATING (AMENDMENT) BILL—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading.
- 5 BUSINESS FRANCHISE ACTS (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. B. P. Dunn*).
- 6 PUBLIC AUTHORITIES (CONTRIBUTIONS) (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. P. D. Block*).
- 7 WATER AND SEWERAGE AUTHORITIES (RESTRUCTURING) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. R. J. Long*).
- 8 CONSTITUTION (COUNCIL POWERS) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. M. J. Sandon*).
- 9 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 10 LIMITATION OF ACTIONS (PERSONAL INJURY CLAIMS) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading.
- †11 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).
- φ12 STATUTE LAW REVISION BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 13 MILK PASTEURIZATION (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate.* (*Hon. R. I. Knowles*).
- 14 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).

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TUESDAY, 10 MAY
GOVERNMENT BUSINESS

Orders of the Day

- *1 ELECTORAL COMMISSION (AMENDMENT) BILL (*from Assembly—Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*
- *2 CONSTITUTION (ELECTORAL PROVINCES AND DISTRICTS) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- 1 INDUSTRIAL RELATIONS (AMENDMENT) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading.
- 2 STATUTE LAW REVISION BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*
- 3 WATER AND SEWERAGE AUTHORITIES (RESTRUCTURING) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. R. J. Long).*
- 4 MOTOR BOATING (AMENDMENT) BILL—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate. (Hon. N. B. Reid).*
- 5 CONSTITUTION (COUNCIL POWERS) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. M. J. Sandon).*
- 6 HOSPITAL BENEFITS (LEVY) (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—To be further considered in Committee.
- 7 PUBLIC AUTHORITIES (CONTRIBUTIONS) (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—To be further considered in Committee.
- 8 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- †9 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 10 MILK PASTEURIZATION (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate. (Hon. R. I. Knowles).*
- 11 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. D. M. EVANS—To move, That this House, recognizing the specific health problems posed by Huntington's Disease, both to confirmed sufferers and "at risk" families, recommends increased Government assistance for research, care of sufferers and family support, and the consideration of appropriate changes to adoption legislation.
- 2 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.

* *Indicates new entry.*

† *Proposals in Bill currently before Social Development Committee for examination and report.*

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate.* (*Hon. D. E. Kent*).
- 3 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 4 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. H. R. Ward*).
- 5 DISCRIMINATORY INDUSTRIAL AGREEMENTS—MOTION TO NOTE REFUSAL OF ARBITRATION COMMISSION TO CERTIFY, AND CALLING FOR EXCLUSION OF SIMILAR PROVISIONS FROM FUTURE PUBLIC SECTOR AGREEMENTS—(*Hon. D. K. Hayward*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 6 WAGES AND PRICES FREEZE—MOTION NOTING CONTINUING IMPACT OF INCREASES ON THE ECONOMY AND CALLING UPON GOVERNMENT TO FREEZE ALL TAXES, CHARGES, SALARIES AND WAGES WITHIN ITS CONTROL—(*Hon. D. K. Hayward*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 7 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION QUANTITATIVE GUIDELINES—To be considered.
- 8 INDUSTRIAL INCENTIVES REVIEW COMMITTEE—FIRST REPORT—To be considered.
- 9 FIRE SERVICES—MOTION OPPOSING INTEGRATION—(*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. R. A. Mackenzie*).
- 10 FREEWAY SPEED LIMITS—SOCIAL DEVELOPMENT COMMITTEE REPORT—To be considered.
- 11 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 12 DANDENONG VALLEY AUTHORITY REPORT, 1981-82—To be considered.
- 13 LIQUOR CONTROL COMMISSION REPORT, 1981-82—To be considered.
- 14 STATE SUPERANNUATION BOARD REPORT, 1981-82—To be considered.
- 15 VICTORIA LAW FOUNDATION REPORT, 1981-82—To be considered.
- 16 SOLICITOR'S AND BARRISTER'S DISCIPLINARY TRIBUNALS—LAY OBSERVER'S REPORT, 1982—To be considered.
- 17 STATE EMPLOYEES RETIREMENT BENEFITS BOARD REPORT, 1981-82—To be considered.
- 18 INTER-GOVERNMENT RELATIONS—ADVISORY COUNCIL'S REPORT, 1981-82—To be considered.
- 19 FORESTS COMMISSION REVIEW—REPORT, MINISTERIAL RESPONSE TO RECOMMENDATIONS AND MINISTERIAL STATEMENT—To be considered.
- 20 DENTAL BOARD AND SPECIALIST PRACTITIONERS QUALIFICATIONS COMMITTEE REPORTS, 1981-82—To be considered.

- 21 INDUSTRIAL TRAINING COMMISSION REPORT, 1981-82—To be considered.
- 22 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT—SUMMARY OF RETURNS, APRIL 1983—To be considered.
- *23 OMBUDSMAN'S HALF YEARLY REPORT, DECEMBER 1982—To be considered.
- *24 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second Reading—*Resumption of debate.* (*Hon. B. P. Dunn*).
- *25 PETROL PRICING—MOTION CONDEMNING GOVERNMENT'S FAILURE TO IMPLEMENT UNIFORM POLICY—(*Hon. J. W. S. Radford*)—*Resumption of debate.* (*Hon. L. A. McArthur*).

* * * *

TUESDAY, 10 MAY

GOVERNMENT BUSINESS

Orders of the Day

- 1 ELECTORAL COMMISSION (AMENDMENT) BILL (*from Assembly—Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 2 CONSTITUTION (ELECTORAL PROVINCES AND DISTRICTS) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. A. J. Hunt*).

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GENERAL BUSINESS

Order of the Day

- 1 SHOP TRADING HOURS—INTERIM REPORT OF MINISTERIAL ADVISORY COMMITTEE—MOTION TO TAKE NOTE OF REPORT—(*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. S. Butler*).

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WEDNESDAY, 11 MAY

GENERAL BUSINESS

Order of the Day

- 1 MMBW HEAD OFFICE BUILDING—MINISTERIAL STATEMENT AND ACCOMPANYING PAPER—To be considered.

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

* * * *

SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables B. P. Dunn, J. V. C. Guest, D. K. Hayward, A. J. Hunt and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, J. H. Kennan, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

* * * *

SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 48, 49 and 50

No. 48—Tuesday, 3 May 1983

- 1 The President took the Chair and read the Prayer.
- 2 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR—The Honourable W. A. Landeryou presented Messages from His Excellency the Governor informing the Council that he had, on the dates mentioned hereunder, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments and, in his absence, by the Clerk-Assistant of the Legislative Council, viz.:
 - On 21 April 1983—
The Constitution Act Amendment (Temporary Provisions) Act.
 - On 27 April 1983—
Constitution (Local Government) Act.
Local Government (Municipal Council Elections) Act.
Chiropodists (Amendment) Act.
Liquor Control (Amendment) Act.
Land Settlement (Amendment) Act.
- 3 MESSAGE FROM DEPUTY FOR HIS EXCELLENCY THE GOVERNOR—The Honourable W. A. Landeryou presented a Message from the Lieutenant-Governor as Deputy for His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz:
 - Juries (Amendment) Act.*
 - Health (Consultative Council) Act.*
 - Companies (Administration) (Amendment) Act.*
 - Scout Association Act.*
- 4 LOTTERIES GAMING AND BETTING (ADMINISTRATION) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend certain provisions of the 'Lotteries Gaming and Betting Act 1966' with respect to the administration of that Act*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. E. Kent, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 5 PRISONERS (INTERSTATE TRANSFER) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act relating to the Transfer interstate of Prisoners and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 6 COMMUNITY WELFARE SERVICES (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Message from the Lieutenant-Governor as Deputy for His Excellency the Governor, pursuant to the provisions of Section 14 of the *Constitution Act 1975*, recommending the following amendment which he desires to be made in this Bill, and acquainting the Council that the Assembly have agreed to such amendment, and desiring the concurrence of the Council therein:

Clause 13, omit “or in default” and insert “and in default”.

The Honourable W. A. Landeryou moved, That the Council agree to the amendment recommended by the Lieutenant-Governor as Deputy for His Excellency the Governor.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

7 PETITIONS—

EMERGENCY HOUSE, WHITE HILLS—The Honourable N. B. Reid presented a Petition from certain residents of Fifth Avenue, White Hills, praying that an emergency or half-way house in that street be located elsewhere.

Ordered to lie on the Table.

* * * *

FIREARMS—The Honourables N. B. Reid and H. G. Baylor each presented a Petition from certain citizens of Victoria praying that the passage of firearms registration legislation be denied or that such legislation be restricted to the terms of the Government’s election promises and that the commitment to consultation with representatives of shooting organizations be honoured.

Severally ordered to lie on the table.

* * * *

SUNDAY LIQUOR TRADING—The Honourable R. Lawson presented a Petition from certain parishioners of St. Augustine’s Anglican Church, Mentone, praying that action be taken to prevent the extension of hotel trading hours on Sundays.

Ordered to lie on the Table.

- 8 COMMUNITY WELFARE SERVICES (AMENDMENT) BILL—The Order of the Day having been read for the resumption of the debate on the question, That the Council agree to the amendment recommended by the Lieutenant-Governor as Deputy for His Excellency the Governor (for amendment see item 6 *ante*)—

Debate resumed.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

9 PAPERS—

INTER-GOVERNMENT RELATIONS—The Honourable W. A. Landeryou moved, by leave, That there be laid before this House a copy of the Report of the Advisory Council for Inter-Government Relations for the year ended 31 August 1982.

Question—put and resolved in the affirmative.

The said report was thereupon presented by the Honourable W. A. Landeryou and ordered to lie on the Table.

The Honourable A. J. Hunt moved, That the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

FORESTS COMMISSION—The Honourable R. A. Mackenzie moved, by leave, That there be laid before this House a copy of the Report of the Ministerial Review Team on the Forests Commission, together with a copy of the Ministerial response to the recommendations contained therein.

Question—put and resolved in the affirmative.

The said papers were thereupon presented by the Honourable R. A. Mackenzie and ordered to lie on the Table.

The Honourable R. A. Mackenzie made a Ministerial Statement on the Review of the Forests Commission.

The Honourable R. I. Knowles moved, That the report of the Ministerial Review Team, the Ministerial response and the Ministerial Statement be taken into consideration on the next day of meeting.

Debate ensued.

Question—put and resolved in the affirmative.

* * * *

The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Dental Board—Report and Financial Statement, together with Report of Specialist Practitioners Qualifications Committee, for the year ended 30 September 1982 (two papers).

Industrial Training Commission—Report for the year 1981–82.

Members of Parliament (Register of Interests) Act 1978—Summary of Returns—April 1983.

Statutory Rules under the following Acts of Parliament:

Coal Mines Act 1958—No. 61.

Country Fire Authority Act 1958—No. 80.

Fisheries Act 1968—No. 75.

Health Act 1958—Nos. 55 and 76.

Industrial Training Act 1975—Nos. 70 to 72 and 74.

Marine Act 1958—Nos. 39 (*in lieu of that tabled on 22 March 1983*), 59 and 64.

Mines Act 1958—No. 60.

Money Lenders Act 1958—No. 78.

Motor Boating Act 1961—No. 68.

Motor Car Act 1958—Nos. 67, 69 and 79.

Police Regulation Act 1958—No. 63.

Public Service Act 1974—No. 58; PSD Nos. 15 to 21.

Racing Act 1958—No. 65.

Road Traffic Act 1958—No. 66.

D. M. Evans
 D. E. Henshaw (*Teller*)
 C. J. Hogg (*Teller*)
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 G. A. Sgro

D. K. Hayward (*Teller*)
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey

And so it was resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 21 **MOTOR BOATING (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Motor Boating Act 1961’ to make provision for the registration of certain motorized sailing vessels and of air cushion vehicles operating over water, and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 22 **SESSIONAL ORDERS**—The Honourable W. A. Landeryou moved, That so much of Sessional Orders as would prevent new business being taken after 10.00 p.m. today be suspended.

Question—put and resolved in the affirmative.

- 23 **RURAL FINANCE AND SETTLEMENT COMMISSION (PENALTIES) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 24 **DECENTRALIZED INDUSTRY INCENTIVE PAYMENTS (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 25 **HOSPITAL BENEFITS (LEVY) (AMENDMENT) BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable J. V. C. Guest moved, That the debate be now adjourned.

Question—put.

The Council divided.

AYES, 20

The Hon. W. R. Baxter
H. G. Baylor
P. D. Block
C. Bubb
B. A. Chamberlain
G. P. Connard
B. P. Dunn
D. M. Evans
F. J. Granter (*Teller*)
J. V. C. Guest
D. K. Hayward
W. V. Houghton (*Teller*)
A. J. Hunt
R. I. Knowles
R. Lawson
R. J. Long
J. W. S. Radford
N. B. Reid
Haddon Storey
K. I. M. Wright

NOES, 18

The Hon. M. J. Arnold
G. A. S. Butler
Joan Coxsedg
J. L. Dixon
D. E. Henshaw
C. J. Hogg
J. H. Kennan (*Teller*)
C. J. Kennedy (*Teller*)
D. E. Kent
J. E. Kirner
W. A. Landeryou
R. A. Mackenzie
L. A. McArthur
B. W. Mier
B. A. Murphy
B. T. Pullen
G. A. Sgro
D. R. White

And so it was resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 26 CONSTITUTION (COUNCIL POWERS) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable M. J. Sandon moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

And then the Council, at 12 midnight, adjourned until tomorrow.

A. R. B. McDONNELL
Clerk of the Legislative Council

No. 49—Wednesday, 4 May 1983

- 1 The President took the Chair and read the Prayer.
- 2 PETITION—WATER AUTHORITIES' SUBSIDIES—The Honourable F. J. Granter presented a Petition from ratepayers of the Heathcote Waterworks Trust and the Heathcote Sewerage Authority praying for the restoration of the loan interest rate subsidy to those bodies or the introduction of a revenue subsidy as compensation.

Ordered to lie on the Table.

3 PAPERS—

LEGAL AND CONSTITUTIONAL COMMITTEE—STATUTE LAW REVISION BILL—The Honourable J. H. Kennan presented a report from the Legal and Constitutional Committee on the Statute Law Revision Bill, together with an Appendix.

Ordered to lie on the Table and to be printed.

* * * * *

The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:

Ombudsman—Report for the half year ended 31 December 1982.

The Honourable Haddon Storey moved, That the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 4 REGISTRATION OF RADIATION APPARATUS—The Honourable J. V. C. Guest moved, That there be referred to the Social Development Committee for inquiry, consideration and report the question of whether there is need and justification for the law to provide that the Health Commission shall not register any radiation apparatus or sealed radio-active source, within the definitions proposed in the Health (Radiation Safety) Bill, to be used for the diagnosis or therapy of human beings if it considers that the registration would result in more than adequate diagnostic or therapeutic facilities of the type proposed becoming available having regard to the place where it is proposed to be used and, if so, what are the criteria according to which such provision should be administered.

The Honourable D. R. White moved, That the debate be now adjourned and, by leave, that further consideration of this question be taken in conjunction with Order of the Day, Government Business, No. 3.

Question—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 5 POSTPONEMENT OF NOTICES OF MOTION—Ordered—That the consideration of Notices of Motion, General Business, Nos. 2 to 4 inclusive, be postponed until later this day.
- 6 PETROL PRICING POLICY—The Honourable J. W. S. Radford moved, That this House condemns the Government's failure to implement a petrol pricing policy which provides equity for motorists throughout the State through uniform prices in both the city and country.

Debate ensued.

The Honourable L. A. McArthur moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 7 CONSTITUTION (REFORM) BILL—On the motion of the Honourable Haddon Storey, leave was given to bring in a Bill to amend the *Constitution Act* 1975 with respect to the duration of the Legislative Assembly, the tenure of members of the Legislative Council and the general dissolution of the Legislative Assembly and the Legislative Council and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable Haddon Storey moved, That this Bill be now read a second time.

The Honourable B. P. Dunn moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 8 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, General Business, Nos. 1 to 23 inclusive, be postponed until later this day.

- 9 SHOP TRADING HOURS—The Order of the Day having been read for the consideration of the interim report of the Ministerial Advisory Committee—

The Honourable P. D. Block moved, That the Council take note of the report.

The Honourable G. A. S. Butler moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 10 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, General Business, Nos. 25 to 31 inclusive, be postponed until later this day.

- 11 FILM VICTORIA (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Film Victoria Act 1981’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, this Bill was read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 12 MINISTERIAL STATEMENT—M.M.B.W. HEAD OFFICE BUILDING—The Honourable D. R. White made a Ministerial Statement on the Melbourne and Metropolitan Board of Works Head Office building project and moved, by leave, that the document entitled “Paper accompanying the Ministerial Statement” do lie on the Table.

Question—put and resolved in the affirmative.

The said paper was thereupon presented by the Honourable D. R. White and ordered to lie on the Table.

The Honourable R. J. Long moved, That the statement and accompanying paper be taken into consideration on Wednesday next.

Question—put and resolved in the affirmative.

- 13 TOWN AND COUNTRY PLANNING (AMENDMENT) BILL (NO. 2)—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 14 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 and 3, be postponed until later this day.
- 15 MOTOR BOATING (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou (for the Honourable R. A. Mackenzie) moved, That this Bill be now read a second time.

The Honourable A. J. Hunt (for the Honourable N. B. Reid) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 16 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 4 to 9 inclusive, be postponed until later this day.

- 17 LIMITATION OF ACTIONS (PERSONAL INJURY CLAIMS) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 18 INDUSTRIAL RELATIONS (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Industrial Relations Act 1979’*” and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 19 HOSPITAL BENEFITS (LEVY) (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable G. A. S. Butler reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 20 HEALTH (RADIATION SAFETY) BILL—The Order of the Day was read for the resumption of the cognate debate on the questions, That this Bill be now read a second time and (pursuant to the Order of the Council this day) That the desirability of making provision in the law for registration of radiation apparatus be referred to the Social Development Committee for inquiry, consideration and report (for motion see Item 4 *ante*)—

Debate resumed.

And the debate being concluded—

Question—That the Bill be now read a second time—put and resolved in the affirmative.

The Honourable D. R. White moved, That the Bill be committed to a Committee of the whole later this day.

Question—put and resolved in the affirmative.

Question proposed—That there be referred to the Social Development Committee for inquiry, consideration and report the question of whether there is need and justification for the law to provide that the Health Commission shall not register any radiation apparatus or sealed radio-active source, within the definitions proposed in the Health (Radiation Safety) Bill, to be used for the diagnosis or therapy of human beings if it considers that the registration would result in more than adequate diagnostic or therapeutic facilities of the type proposed becoming available having regard to the place where it is proposed to be used and, if so, what are the criteria according to which such provision should be administered.

The Honourable D. R. White moved, as an amendment, That all the words after “That” be omitted with the view of inserting in place thereof “there be referred to the Social Development Committee for inquiry consideration and report the question of whether there is need and justification for the law to provide for the control of the provision of radiation apparatus to be used for the diagnosis or therapy of human beings where it is considered that such provision could result in a more than adequate or inappropriate diagnostic or therapeutic facility becoming available, having regard to the place where it is proposed and, if so, how appropriate existing legislation is, whether additional legislative powers would be required, and what are the criteria according to which such provisions would be administered”.

Question—That the words proposed to be omitted stand part of the question—put and negated.

Question—That the words proposed to be inserted be so inserted—put and resolved in the affirmative.

Question—That the motion, as amended, be agreed to—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them of the foregoing Resolution and desiring their concurrence therein.

- 21 HOSPITAL BENEFITS (LEVY) (AMENDMENT) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill and asked leave to sit again, having agreed to the following resolution:

That it be a suggestion to the Assembly that they make the following amendments in the Bill, viz.:

1. Clause 2, omit this clause.
2. Clause 3, omit this clause.
3. Insert the following new clauses to follow clause 1:

‘A. In section 1 (3) of the Principal Act for the expression “31 July 1983” there shall be substituted the expression “31 March 1984 or the day on which a special impost for or in relation to hospital or medical benefits is first imposed under the law of the Commonwealth for the purpose of implementing the Medicare scheme proposed by the Commonwealth Government (whether the scheme is implemented in that name or another name), whichever date is the earlier”.

B. After section 2 (3) of the Principal Act there shall be inserted the following sub-sections:

“(4) Notwithstanding anything to the contrary in this section, where the Minister is satisfied that an organization in addition to the payment of a monthly levy under this Act has, during the month in respect of which the monthly levy was paid, paid a benefit out of its hospital benefits fund in relation to the provision of an out-patient service by a hospital in another State or Territory to a person who at the time of the out-patient service was a contributor to the organization, he may direct that there shall be refunded to the organization an amount equal to the prescribed rate at the time the out-patient service was provided.

(5) Where the Minister has made a direction under sub-section (4), the amount of the refund shall by force of this sub-section be paid out of the Hospital and Charities Fund.

(6) Sub-section (4) shall not apply to or in relation to any out-patient service provided before 1 August 1983.”’

On the motion of the Honourable D. R. White, the Council adopted the resolution reported from the Committee of the whole.

Ordered—That the Bill be returned to the Assembly with a Message suggesting that the Assembly amend the same as set forth in the foregoing resolution.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 22 TOWN AND COUNTRY PLANNING (AMENDMENT) BILL (No. 2)—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 23 HEALTH (RADIATION SAFETY) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 24 BUSINESS FRANCHISE ACTS (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 25 PUBLIC AUTHORITIES (CONTRIBUTIONS) (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

And having continued to sit until after 12 midnight—

THURSDAY, 5 MAY

The President resumed the Chair, and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill asked leave to sit again, having agreed to the following resolution:

That it be a suggestion to the Assembly that they make the following amendment in the Bill, viz:

Clause 3, line 6, omit “each financial year” and insert “the financial year ending on 30 June 1983”.

On the motion of the Honourable D. R. White, the Council adopted the resolution reported from the Committee of the whole.

Ordered—That the Bill be returned to the Assembly with a Message suggesting that the Assembly amend the same as set forth in the foregoing resolution.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

- 26 ADJOURNMENT—The Honourable W. A. Landeryou moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 12.36 a.m., adjourned until this day.

A. R. B. McDONNELL
Clerk of the Legislative Council

No. 50—Thursday, 5 May 1983

- 1 The President took the Chair and read the Prayer.
- 2 MINISTERIAL STATEMENT—MELBOURNE AIRSHED STUDY—The Honourable Evan Walker made a Ministerial Statement on the Melbourne Airshed Study.

The Honourable B. A. Chamberlain moved, That the statement and the related documents be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 3 PETITIONS—

FIREARMS—The Honourable D. G. Crozier presented a Petition from certain citizens of Victoria praying that the passage of firearms registration legislation be denied or

that such legislation be restricted to the terms of the Government's election promises and that the commitment to consultation with representatives of shooting organizations be honoured.

Ordered to lie on the Table.

* * * *

WOODCHIPPING—OTWAY RANGES—The Honourable D. E. Henshaw presented a Petition from certain citizens of Victoria praying that the present Inter-departmental Task Force on woodchipping proposals in the Otway Ranges be widened to include a full Environmental Effects Statement and a study into the effects of the proposals on the community.

Ordered to lie on the Table.

- 4 PAPERS—The following Papers, pursuant to the direction of an Act of Parliament, were laid upon the Table by the Clerk:
- Town and Country Planning Act 1961—Melbourne Metropolitan Planning Scheme—Amendments No. 3, Part 1J (with map); No. 120, Part 7 (with map); No. 181, Part 3 (with map); No. 187, Part 1 (with twelve maps); No. 187, Part 2 (with two maps); No. 191, Part 1 (with six maps); No. 239 (with map); and No. 251 (with map).
- 5 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 1, be postponed until later this day.
- 6 STATUTE LAW REVISION BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to the Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable R. J. Long having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 7 WATER AND SEWERAGE AUTHORITIES (RESTRUCTURING) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 8 MOTOR BOATING (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 9 WATER AND SEWERAGE AUTHORITIES (RESTRUCTURING) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 10 REGISTRATION OF RADIATION APPARATUS—The President announced the receipt of a Message from the Assembly acquainting the Council that they have concurred with the resolution of the Council that matters relating to the registration of radiation apparatus be referred to the Social Development Committee for inquiry, consideration and report.

- 11 HEALTH (RADIATION SAFETY) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendments made in such Bill by the Council.

- 12 CONSTITUTION (COUNCIL POWERS) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable Joan Coxsedge moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 13 INDUSTRIAL RELATIONS (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou moved, That this Bill be now read a second time.

The Honourable C. Bubb moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 14 PUBLIC AUTHORITIES (CONTRIBUTIONS) (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that the Assembly, having considered the Message of the Council suggesting on the consideration of the Bill in Committee that the Assembly make an amendment in such Bill, have made the suggested amendment with modifications and desire the concurrence of the Council therein.

Ordered—That the foregoing Message be now referred to the Committee of the whole on the Bill.

The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill (including the amendment made by the Assembly on the suggestion of the Council, as modified by the Assembly) without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill (including the amendment made by the Assembly on the suggestion of the Council, as modified by the Assembly) without amendment.

- 15 HOSPITAL BENEFITS (LEVY) (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that the Assembly, having considered the Message of the Council suggesting on the consideration of the Bill in Committee that the Assembly make amendments in such Bill, have made the suggested amendments and desire the concurrence of the Council therein.

Ordered—That the foregoing Message be now referred to the Committee of the whole on the Bill.

The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill, including the amendments made by the Assembly which were suggested by the Council, without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill, including the amendments made by the Assembly which were suggested by the Council, without amendment.

- 16 ADJOURNMENT—The Honourable W. A. Landeryou moved, That the Council, at its rising, adjourn until Tuesday, 24 May at 3.00 p.m.

Question—put and resolved in the affirmative.

The Honourable W. A. Landeryou moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 7.16 p.m., adjourned until Tuesday, 24 May at 3.00 p.m.

A. R. B. McDONNELL
Clerk of the Legislative Council

Mr President takes the Chair at 3.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- 1 CONSTITUTION (COUNCIL POWERS) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. Joan Coxsedge).
- 2 ELECTORAL COMMISSION (AMENDMENT) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- 3 CONSTITUTION (ELECTORAL PROVINCES AND DISTRICTS) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- 4 INDUSTRIAL RELATIONS (AMENDMENT) BILL—(from Assembly—Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. C. Bubb).
- 5 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- †6 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 7 MILK PASTEURIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- 8 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. Haddon Storey).

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. D. M. EVANS—To move, That this House, recognizing the specific health problems posed by Huntington's Disease, both to confirmed sufferers and "at risk" families, recommends increased Government assistance for research, care of sufferers and family support, and the consideration of appropriate changes to adoption legislation.
- 2 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(Hon. P. D. Block)—Second reading—Resumption of debate. (Hon. D. E. Kent).
- 3 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.

* Indicates new entry.

† Proposals in Bill currently before Social Development Committee for examination and report.

- 4 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate. (Hon. H. R. Ward)*.
- 5 DISCRIMINATORY INDUSTRIAL AGREEMENTS—MOTION TO NOTE REFUSAL OF ARBITRATION COMMISSION TO CERTIFY, AND CALLING FOR EXCLUSION OF SIMILAR PROVISIONS FROM FUTURE PUBLIC SECTOR AGREEMENTS—(*Hon. D. K. Hayward*)—*Resumption of debate. (Hon. W. A. Landeryou)*.
- 6 WAGES AND PRICES FREEZE—MOTION NOTING CONTINUING IMPACT OF INCREASES ON THE ECONOMY AND CALLING UPON GOVERNMENT TO FREEZE ALL TAXES, CHARGES, SALARIES AND WAGES WITHIN ITS CONTROL—(*Hon. D. K. Hayward*)—*Resumption of debate. (Hon. W. A. Landeryou)*.
- 7 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION QUANTITATIVE GUIDELINES—To be considered.
- 8 INDUSTRIAL INCENTIVES REVIEW COMMITTEE—FIRST REPORT—To be considered.
- 9 FIRE SERVICES—MOTION OPPOSING INTEGRATION—(*Hon. D. M. Evans*)—*Resumption of debate. (Hon. R. A. Mackenzie)*.
- 10 FREEWAY SPEED LIMITS—SOCIAL DEVELOPMENT COMMITTEE REPORT—To be considered.
- 11 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (*Hon. Haddon Storey*)—*Resumption of debate. (Hon. W. A. Landeryou)*.
- 12 DANDENONG VALLEY AUTHORITY REPORT, 1981-82—To be considered.
- 13 LIQUOR CONTROL COMMISSION REPORT, 1981-82—To be considered.
- 14 STATE SUPERANNUATION BOARD REPORT, 1981-82—To be considered.
- 15 VICTORIA LAW FOUNDATION REPORT, 1981-82—To be considered.
- 16 SOLICITOR'S AND BARRISTER'S DISCIPLINARY TRIBUNALS—LAY OBSERVER'S REPORT, 1982—To be considered.
- 17 STATE EMPLOYEES RETIREMENT BENEFITS BOARD REPORT, 1981-82—To be considered.
- 18 INTER-GOVERNMENT RELATIONS—ADVISORY COUNCIL'S REPORT, 1981-82—To be considered.
- 19 FORESTS COMMISSION REVIEW—REPORT, MINISTERIAL RESPONSE TO RECOMMENDATIONS AND MINISTERIAL STATEMENT—To be considered.
- 20 DENTAL BOARD AND SPECIALIST PRACTITIONERS QUALIFICATIONS COMMITTEE REPORTS, 1981-82—To be considered.
- 21 INDUSTRIAL TRAINING COMMISSION REPORT, 1981-82—To be considered.
- 22 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT—SUMMARY OF RETURNS, APRIL 1983—To be considered.
- 23 OMBUDSMAN'S HALF YEARLY REPORT, DECEMBER 1982—To be considered.
- 24 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn)*.

Tuesday, 24 May 1983

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- 25 PETROL PRICING—MOTION CONDEMNING GOVERNMENT'S FAILURE TO IMPLEMENT UNIFORM POLICY—(*Hon. J. W. S. Radford*)—*Resumption of debate.* (*Hon. L. A. McArthur*).
 - 26 SHOP TRADING HOURS—INTERIM REPORT OF MINISTERIAL ADVISORY COMMITTEE—MOTION TO TAKE NOTE OF REPORT—(*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. S. Butler*).
 - 27 MMBW HEAD OFFICE BUILDING—MINISTERIAL STATEMENT AND ACCOMPANYING PAPER—To be considered.
 - *28 MELBOURNE AIRSHED STUDY—MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables B. P. Dunn, J. V. C. Guest, D. K. Hayward, A. J. Hunt and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, J. H. Kennan, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

Mr. President takes the Chair at 2.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. D. M. EVANS—To move, That this House, recognizing the specific health problems posed by Huntington's Disease, both to confirmed sufferers and "at risk" families, recommends increased Government assistance for research, care of sufferers and family support, and the consideration of appropriate changes to adoption legislation.
- 2 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.
- *3 The Hon. P. D. BLOCK—To move, That this House condemns the Minister for Employment and Training on the grounds that he has misused his Office and powers for Party political purposes, and calls upon him to submit his resignation forthwith.
- *4 The Hon. J. V. C. GUEST—To move, That the following Sessional Order be agreed to by the Council:
 - 1 The following Legislative Estimates and General Purpose Standing Committees of the Council shall be appointed:
 - (a) The Standing Committee on the Economy and Government;
 - (b) The Standing Committee on Education and Employment;
 - (c) The Standing Committee on Law and Local Government;
 - (d) The Standing Committee on the Environment and Transport;
 - (e) The Standing Committee on Primary Industry and Resources; and
 - (f) The Standing Committee on Health and Welfare.
 - 2 Unless otherwise ordered the matters to be inquired into and reported on by the Standing Committees, whether in relation to legislation, regulations, administration, estimates of government expenditure, statutory authorities, petitions or any other activity, institution or circumstance, shall be referred to or otherwise dealt with by the Standing Committee which is appropriate having regard to the allocation of departmental matters to the respective Committees which shall, unless otherwise ordered, be as follows:
 - (a) The Standing Committee on the Economy and Government:
 - Parliament
 - Premier and Cabinet
 - Public Service Board
 - Management and Budget
 - Economic Development
 - Labour and Industry.

* Indicates new entry.

- (b) The Standing Committee on Education and Employment:
 Education
 Educational Services
 Employment and Training
 Arts
 Youth, Sport and Recreation.
- (c) The Standing Committee on Law and Local Government:
 Law
 Local Government
 Police and Emergency Services
 Consumer Affairs.
- (d) The Standing Committee on Environment and Transport:
 Planning
 Conservation
 Transport
 Housing
 Public Works
 Property and Services.
- (e) The Standing Committee on Primary Industry and Resources:
 Agriculture
 Forests
 Lands
 Mines
 Minerals and Energy
 Water Supply
- (f) The Standing Committee on Health and Welfare:
 Health
 Community Welfare Services
 Ethnic Affairs.
- 3 (a) Each Committee shall consist of six members of whom not more than three shall be Government members.
- (b) The member proposing the motion for the appointment of a Committee may nominate the membership of the Committee when moving the motion and in default of such selection the membership of a Committee shall be selected by ballot.
- 4 Members of each Committee shall hold office until the Council otherwise orders or until the expiry by lapse of time of the terms of office of not than two of the Committee members whichever event first occurs.
- 5 A Committee shall have power to appoint sub-committees consisting of three or more of its members or, for the purpose of taking evidence or seeking specific information, of one or more members.
- 6 A member of the House, though not a member of a Standing Committee, may, unless the Committee otherwise orders, participate in its public sessions and question witnesses whether in public or closed session, but shall not vote. For the purposes of this paragraph, a sub-committee may exercise the powers of the Committee subject to any express ruling of the Committee.

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- 7 The quorum of a Committee and, unless the Committee shall nominate a greater number, of a sub-committee, shall be the lowest number which is not less than half the number of the membership of the Committee or sub-committee.
 - 8
 - (a) The membership of a Committee may be added to for the purposes of a particular inquiry, the maximum number of such additional members to be three, except in the case of a review of proposed legislation when not more than six additional members may be appointed.
 - (b) The Council may at any time appoint substitutes for members of a Committee subject to such terms and conditions as are determined by the Council as to the occasion or duration of the substitutions, the members for whom another member may be substituted, or any other matter.
 - 9
 - (a) Each Committee shall appoint a Chairman and Deputy Chairman and for the purposes of references under paragraph 12, a Chairman, who shall not, without the consent of all members of the Committee, be the first-mentioned Chairman of the Standing Committee, and shall be known as Chairman of the Estimates Committee. Unless all members of the Committee consent, the positions of Chairman and Deputy Chairman of a Standing Committee, and the position of Chairman of a Standing Committee and Chairman of the corresponding Estimates Committee, shall not both be held by Government members or non-Government members of the Committee.
 - (b) In the absence of a Chairman and Deputy Chairman appointed pursuant to this paragraph and in default of nomination by the Chairman of a member to act in his place, the Committee shall appoint an Acting Chairman who may exercise all the powers of the Chairman.
 - (c) The Chairman of a sub-committee may be appointed by the Committee or, if the Committee has made no such appointment, by the sub-committee, and, in the absence of the Chairman, an Acting Chairman shall be appointed by the sub-committee who may exercise all the powers of the Chairman.
 - (d) The Chairman of a Committee and of any sub-committee shall have a deliberative vote and, in relation to procedural matters only, a casting vote. A casting vote may be used for the purpose of bringing any report or matter before the Council where the Committee is evenly divided.
 - 10 in addition to its power and duty to consider any matter referred to it on motion by the Council—
 - (a) a Standing Committee may inquire into and report upon any matter consequential upon or connected with any previous inquiry or report;

- (b) a Standing Committee shall consider and report within five sitting days of the Council on any Bill or regulation or any part thereof which any member supported by not less than three other members rising in their places shall request the Committee to consider. Such report may be either a final or preliminary report. Subject to any order of the Council, the Committee may, after notice of its intention has been given to the President, continue with such inquiry and may call for public evidence and submissions;
 - (c) a Standing Committee shall consider and take such action as it thinks fit by way of inquiry or report in respect of all annual or other reports or papers of or from government departments, public authorities and any other persons or bodies for whom a Minister is responsible to the Parliament.
- 11 Subject to any order of the Council, any inquiry or any part of an inquiry may be transferred by resolution of both Committees from one Committee to any other Standing Committee with the consent of the President and all members of the first-mentioned committee. In giving his consent the President shall consider whether the proposed transfer might conveniently be brought before the Council for decision.
- 12 All Bills authorising the expenditure or appropriation of public moneys, including the moneys of commercial enterprises or authorities owned or controlled by the State of Victoria, all Bills authorising the borrowing of money or guaranteeing or providing for the guaranteeing of any pecuniary liability, the annual estimates and all other published estimates of government expenditures shall on motion, or, if no such motion is moved, on the request of any member supported by three other members rising in their places, be referred to the Standing Committee which is appropriate having regard to paragraph 2 of this order, for examination and report.
- 13 In the conduct of business, a Standing Committee—
 - (a) shall give priority to express directions or requests of the Council whether as to the subject-matter of its inquiries, time for reporting or otherwise;
 - (b) shall have regard to the need to conduct and complete inquiries expeditiously;
 - (c) shall seek to avoid duplication of the work of Joint Parliamentary Investigatory Committees (unless the Committee or the Council consider it desirable) and also of any select committee of the Council; and any question arising in connection with any matters specifically referred to such select committee for examination and report may be referred to the House for determination;
 - (d) may, provided a quorum is present, proceed to the dispatch of business notwithstanding that all members have not been appointed and notwithstanding any vacancy;
 - (e) shall be empowered to print from day to day such papers and evidence as may be ordered by it. A daily *Hansard* report of all proceedings shall be made and in the case of such proceedings as shall take place in public shall be published as soon as practicable;

- (f) may sit during any suspension of the House but shall not sit except by special order or, in respect of a sub-committee of not more than two members, the special consent of the President while the House is actually sitting;
- (g) shall have leave to report from time to time its proceedings and the evidence and such recommendations as it thinks fit, and shall in the ordinary course make regular reports as to the progress of its proceedings;
- (h) in the preparation and presentation of its report shall make such provision as is practicable for the inclusion or attachment of any member's reservations, dissent or minority report—

and, for the effective working of the Committees and in order to provide public information about the work of the Council and its Committees—

- (i) a Committee or any sub-committee shall have power to send for and examine persons, papers, objects, and records, to move from place to place, and to meet and transact business in public or private session and notwithstanding any prorogation of the Parliament or dissolution of the Legislative Assembly;
- (j) unless otherwise ordered by the House, all records objects and documents received by a Committee during its inquiry shall remain in the custody of the House after the completion of that Committee's inquiry;
- (k) members of the public and representatives of the news media may attend and report publicly or privately any public session of a Standing Committee unless the Committee otherwise orders.

14 In considering any Bill or matter referred to it under paragraph 12—

- (a) a Standing Committee may subject to any order of the House determine its own procedures, including the order in which it shall examine any proposed expenditures and, consistently with any such determination, the Chairman of any Standing Committee considering estimates of government expenditure shall call on divisions of expenditure in order and declare the proposed expenditure open for examination;
- (b) a Standing Committee may ask for any explanations from Ministers of State in the Legislative Council or the Legislative Assembly, or officers of government departments or public bodies, relating to items of proposed expenditure or any matter dealt with in any Bill or other document which is the subject of the Committee's examination.

15 A Standing Committee shall be provided with all necessary staff, facilities and resources and shall be empowered to appoint persons with specialist knowledge for the purposes of the Committee, with the approval of the President.

16 Notwithstanding any other provisions of this order or of the Standing Orders no motion to read a Bill or to amend such motion, or to consider

or amend a Bill in a Committee of the Whole House, shall be voted on while the Bill is the subject of inquiry by a Standing Committee.

- 17 In the case of any Bill, the member moving the second reading thereof may by leave table his written reasons for proposing the Bill and any explanation thereof, instead of delivering a speech thereon, and such reasons and explanation shall thereupon be circulated to all members and, with the consent of the President, incorporated in *Hansard*.
- 18 In the case of any Bill which has been transmitted from the Legislative Assembly the member moving the second reading shall draw attention to any new matters in the proposed legislation since its second reading in the Legislative Assembly and shall avail himself of the procedure provided in paragraph 17 unless in drawing attention to new matters he shall state his intention not to do so.
- 19 Where a request is made by Message from the Legislative Assembly that a Bill or any part of a Bill which has not yet been passed by that House should be the subject of a public inquiry by or otherwise be reviewed by the Legislative Council or one of its Standing Committees, such Bill and such Message shall, unless the House otherwise orders, be deemed to be referred to the appropriate Committee for report, within two sitting days of such reference, as to the desirability or otherwise of acceding to such request and, unless otherwise ordered, the Committee may proceed after it has so reported to conduct the requested inquiry or review.
- 20 (a) The Standing Committee on Law and Local Government may make inquiry and report, in respect of the clauses of Bills introduced into the Council, and in respect of Acts of the Parliament, whether such Bills or Acts, by express words or otherwise—
 - (i) trespass unduly on personal rights and liberties;
 - (ii) make rights, liberties and/or obligations unduly dependent upon insufficiently defined administrative powers;
 - (iii) make such rights, liberties and/or obligations unduly dependent upon non-reviewable administrative decisions;
 - (iv) inappropriately delegate legislative power; or
 - (v) insufficiently subject the exercise of legislative power to parliamentary scrutiny.
- (b) The Committee, for the purpose of reporting upon the clauses of a Bill when the Bill has been introduced into the Council, may consider any proposed law or other document or information available to it, notwithstanding that such proposed law, document or information has not been presented to the Council.
- (c) Subject to any order of the House and to the provisions of this paragraph, the Committee shall consider and report upon the clauses of any Bill which is referred to it in writing stating their reasons by any four members of the Council.

(d) Where, in accordance with paragraph 10 or otherwise, a Bill has been referred to any other standing committee for consideration and report, the provisions of this paragraph shall apply to that other standing committee in respect of that Bill if the Chairmen of the respective committees so agree.

21 This Order shall take effect according to its terms notwithstanding any provisions of the Standing Orders.

*5 The Hon. J. V. C. GUEST—To move, That the following be adopted as a Standing Order of the Legislative Council:

307A (a) There shall be appointed at the commencement of each Parliament a committee of the House to be called the Staffing and Appropriations Committee consisting of the President, Chairman of Committees, Leader of the Government or his nominee from time to time, Leader of the Opposition or his nominee from time to time, Leader of the Third Party or his nominee from time to time and two other Members.

(b) The Staffing and Appropriations Committee—

(a) shall regularly consider and report to the House on all matters concerning the staffing, accommodation and appropriations for the House and its committees; and

(b) shall be responsible for the preparation of estimates of expenditure and for recommending the appropriation to be advised as necessary for the proper functioning of the House and its committees.

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate.* (*Hon. D. E. Kent*).
- 3 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 4 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. H. R. Ward*).
- 5 DISCRIMINATORY INDUSTRIAL AGREEMENTS—MOTION TO NOTE REFUSAL OF ARBITRATION COMMISSION TO CERTIFY, AND CALLING FOR EXCLUSION OF SIMILAR PROVISIONS FROM FUTURE PUBLIC SECTOR AGREEMENTS—(*Hon. D. K. Hayward*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 6 WAGES AND PRICES FREEZE—MOTION NOTING CONTINUING IMPACT OF INCREASES ON THE ECONOMY AND CALLING UPON GOVERNMENT TO FREEZE ALL TAXES, CHARGES, SALARIES AND WAGES WITHIN ITS CONTROL—(*Hon. D. K. Hayward*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 7 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION QUANTITATIVE GUIDELINES—To be considered.
- 8 INDUSTRIAL INCENTIVES REVIEW COMMITTEE—FIRST REPORT—To be considered.

- 9 FIRE SERVICES—MOTION OPPOSING INTEGRATION—(*Hon. D. M. Evans*)—*Resumption of debate. (Hon. R. A. Mackenzie).*
- 10 FREEWAY SPEED LIMITS—SOCIAL DEVELOPMENT COMMITTEE REPORT—To be considered.
- 11 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (*Hon. Haddon Storey*)—*Resumption of debate. (Hon. W. A. Landeryou).*
- 12 SOLICITOR'S AND BARRISTER'S DISCIPLINARY TRIBUNALS—LAY OBSERVER'S REPORT, 1982—To be considered.
- 13 STATE EMPLOYEES RETIREMENT BENEFITS BOARD REPORT, 1981-82—To be considered.
- 14 INTER-GOVERNMENT RELATIONS—ADVISORY COUNCIL'S REPORT, 1981-82—To be considered.
- 15 FORESTS COMMISSION REVIEW—REPORT, MINISTERIAL RESPONSE TO RECOMMENDATIONS AND MINISTERIAL STATEMENT—To be considered.
- 16 DENTAL BOARD AND SPECIALIST PRACTITIONERS QUALIFICATIONS COMMITTEE REPORTS, 1981-82—To be considered.
- 17 INDUSTRIAL TRAINING COMMISSION REPORT, 1981-82—To be considered.
- 18 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT—SUMMARY OF RETURNS, APRIL 1983—To be considered.
- 19 OMBUDSMAN'S HALF YEARLY REPORT, DECEMBER 1982—To be considered.
- 20 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- 21 PETROL PRICING—MOTION CONDEMNING GOVERNMENT'S FAILURE TO IMPLEMENT UNIFORM POLICY—(*Hon. J. W. S. Radford*)—*Resumption of debate. (Hon. L. A. McArthur).*
- 22 SHOP TRADING HOURS—INTERIM REPORT OF MINISTERIAL ADVISORY COMMITTEE—MOTION TO TAKE NOTE OF REPORT—(*Hon. P. D. Block*)—*Resumption of debate. (Hon. G. A. S. Butler).*
- 23 MMBW HEAD OFFICE BUILDING—MINISTERIAL STATEMENT AND ACCOMPANYING PAPER—To be considered.
- 24 MELBOURNE AIRSHED STUDY—MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- *25 CASINO INQUIRY—REPORT OF BOARD OF INQUIRY AND RELATED MINISTERIAL STATEMENT—To be considered.
- *26 BUILDING SOCIETIES REGISTRAR'S REPORT, 1981-82—To be considered.
- *27 DRIED FRUITS BOARD REPORT, 1982—To be considered.
- *28 COMMUNITY WELFARE SERVICES DEPARTMENT REPORT, 1981-82—To be considered.
- *29 VICTORIAN DAIRY INDUSTRY AUTHORITY REPORT, 1981-82—To be considered.

Wednesday, 25 May 1983

9

GOVERNMENT BUSINESS

Orders of the Day

- *1 FIRE AUTHORITIES BILL—(*Hon. R. A. Mackenzie*)—Second reading.
- *2 ESTATE AGENTS (RECONSTITUTION) BILL—(*Hon. W. A. Landeryou*)—Second reading.
- *3 MANAGEMENT AND BUDGET BILL—(*from Assembly—Hon. D. R. White*)—Second reading.
- 4 CONSTITUTION (COUNCIL POWERS) BILL—(*from Assembly—Hon. W. A. Landeryou*)—To be further considered in Committee.
- *5 RAILWAYS (AMENDMENT) BILL (No. 2)—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate.* (*Hon. P. D. Block*).
- 6 INDUSTRIAL RELATIONS (AMENDMENT) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. M. J. Sandon*).
- 7 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 8 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).
- 9 MILK PASTEURIZATION (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate.* (*Hon. R. I. Knowles*).
- 10 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).

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*At 6.20 p.m.—

JOINT SITTING IN THE LEGISLATIVE ASSEMBLY CHAMBER—Appointment to Victorian Institute of Secondary Education Council.

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TUESDAY, 31 MAY

GOVERNMENT BUSINESS

Orders of the Day

- *1 PIPELINES (AMENDMENT) BILL (No. 2)—(*Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. D. G. Crozier*).
- *2 BARLEY MARKETING (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate.* (*Hon. B. P. Dunn*).
- *3 REVOCATION AND EXCISION OF CROWN RESERVATIONS BILL (No. 2)—(*Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate.* (*Hon. R. I. Knowles*).
- *4 WORKERS COMPENSATION (AMENDMENT) BILL (No. 2)—(*from Assembly—Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. C. Bubb*).

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables B. P. Dunn, J. V. C. Guest, D. K. Hayward, A. J. Hunt and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, J. H. Kennan, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command

Mr. President takes the Chair at 11.00 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- *1 FIRE AUTHORITIES BILL—(*Hon. R. A. Mackenzie*)—Second reading.
- *2 FIREARMS (AMENDMENT) BILL—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading.
- 3 MANAGEMENT AND BUDGET BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. P. D. Block*).
- 4 CONSTITUTION (COUNCIL POWERS) BILL—(*from Assembly—Hon. W. A. Landeryou*)—To be further considered in Committee.
- 5 INDUSTRIAL RELATIONS (AMENDMENT) BILL—(*from Assembly—Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. M. J. Sandon*).
- 6 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 7 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).
- 8 MILK PASTEURIZATION (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate.* (*Hon. R. I. Knowles*).
- 9 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).

GENERAL BUSINESS

Notice of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate.* (*Hon. D. E. Kent*).
- 3 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 4 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. H. R. Ward*).

* Indicates new entry.

- 5 DISCRIMINATORY INDUSTRIAL AGREEMENTS—MOTION TO NOTE REFUSAL OF ARBITRATION COMMISSION TO CERTIFY, AND CALLING FOR EXCLUSION OF SIMILAR PROVISIONS FROM FUTURE PUBLIC SECTOR AGREEMENTS—(*Hon. D. K. Hayward*)—*Resumption of debate. (Hon. W. A. Landeryou).*
- 6 WAGES AND PRICES FREEZE—MOTION NOTING CONTINUING IMPACT OF INCREASES ON THE ECONOMY AND CALLING UPON GOVERNMENT TO FREEZE ALL TAXES, CHARGES, SALARIES AND WAGES WITHIN ITS CONTROL—(*Hon. D. K. Hayward*)—*Resumption of debate. (Hon. W. A. Landeryou).*
- 7 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION QUANTITATIVE GUIDELINES—
To be considered.
- 8 INDUSTRIAL INCENTIVES REVIEW COMMITTEE—FIRST REPORT—To be considered.
- 9 FIRE SERVICES—MOTION OPPOSING INTEGRATION—(*Hon. D. M. Evans*)—*Resumption of debate. (Hon. R. A. Mackenzie).*
- 10 FREEWAY SPEED LIMITS—SOCIAL DEVELOPMENT COMMITTEE REPORT—To be considered.
- 11 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (*Hon. Haddon Storey*)—*Resumption of debate. (Hon. W. A. Landeryou).*
- 12 INTER-GOVERNMENT RELATIONS—ADVISORY COUNCIL'S REPORT, 1981-82—To be considered.
- 13 FORESTS COMMISSION REVIEW—REPORT, MINISTERIAL RESPONSE TO RECOMMENDATIONS AND MINISTERIAL STATEMENT—To be considered.
- 14 DENTAL BOARD AND SPECIALIST PRACTITIONERS QUALIFICATIONS COMMITTEE REPORTS, 1981-82—To be considered.
- 15 INDUSTRIAL TRAINING COMMISSION REPORT, 1981-82—To be considered.
- 16 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT—SUMMARY OF RETURNS, APRIL 1983—To be considered.
- 17 OMBUDSMAN'S HALF YEARLY REPORT, DECEMBER 1982—To be considered.
- 18 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- 19 PETROL PRICING—MOTION CONDEMNING GOVERNMENT'S FAILURE TO IMPLEMENT UNIFORM POLICY—(*Hon. J. W. S. Radford*)—*Resumption of debate. (Hon. L. A. McArthur).*
- 20 SHOP TRADING HOURS—INTERIM REPORT OF MINISTERIAL ADVISORY COMMITTEE—MOTION TO TAKE NOTE OF REPORT—(*Hon. P. D. Block*)—*Resumption of debate. (Hon. G. A. S. Butler).*
- 21 MMBW HEAD OFFICE BUILDING—MINISTERIAL STATEMENT AND ACCOMPANYING PAPER—To be considered.
- 22 MELBOURNE AIRSHED STUDY—MINISTERIAL STATEMENT AND RELATED DOCUMENTS—
To be considered.
- 23 CASINOS—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—To be considered.

- 24 BUILDING SOCIETIES REGISTRAR'S REPORT, 1981-82—To be considered.
- 25 DRIED FRUITS BOARD REPORT, 1982—To be considered.
- 26 COMMUNITY WELFARE SERVICES DEPARTMENT REPORT, 1981-82—To be considered.
- 27 VICTORIAN DAIRY INDUSTRY AUTHORITY REPORT, 1981-82—To be considered.
- *28 MOTOR CAR TRADERS COMMITTEE REPORT, 1982—To be considered.
- *29 HUNTINGTON'S DISEASE—MOTION RECOMMENDING INCREASED GOVERNMENT ASSISTANCE AND CONSIDERATION OF CHANGES TO ADOPTION LEGISLATION (*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. L. A. McArthur*).
- *§30 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- *§31 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).

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TUESDAY, 31 MAY

GOVERNMENT BUSINESS

Orders of the Day

- 1 PIPELINES (AMENDMENT) BILL (No. 2)—(*Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. D. G. Crozier*).
- 2 BARLEY MARKETING (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate.* (*Hon. B. P. Dunn*).
- 3 REVOCATION AND EXCISION OF CROWN RESERVATIONS BILL (No. 2)—(*Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate.* (*Hon. R. I. Knowles*).
- 4 WORKERS COMPENSATION (AMENDMENT) BILL (No. 2)—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. C. Bubb*).
- *5 ESTATE AGENTS (RECONSTITUTION) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables B. P. Dunn, J. V. C. Guest, D. K. Hayward, A. J. Hunt and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, J. H. Kennan, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 51, 52 and 53

No. 51—Tuesday, 24 May 1983

- 1 The President took the Chair and read the Prayer.
- 2 RETURN TO WRIT—The President announced that, on 18 April last, he had issued a Writ for the election of a Member to serve for the East Yarra Province in the place of the Honourable William Montgomery Campbell, resigned, and that such Writ had been returned to him and by the indorsement thereon it appeared that Mark Alexander Birrell had been elected in pursuance thereof.
- 3 DECLARATION OF ALLEGIANCE—The Honourable Mark Alexander Birrell, having been introduced, approached the Table and took and subscribed the Oath required by law.
The President attested the Roll.
- 4 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR—The Honourable W. A. Landeryou presented Messages from His Excellency the Governor informing the Council that he had, on the dates mentioned hereunder, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz:

On 10 May 1983—

Community Welfare Services (Amendment) Act.
Lotteries Gaming and Betting (Administration) Act.
Prisoners (Interstate Transfer) Act.
Decentralized Industry Incentive Payments (Amendment) Act.
Film Victoria (Amendment) Act.
Limitation of Actions (Personal Injury Claims) Act.
Business Franchise Acts (Amendment) Act.
Motor Boating (Amendment) Act.
Public Authorities (Contributions) (Amendment) Act.

On 17 May 1983—

Hospital Benefits (Levy) (Amendment) Act.
Health (Radiation Safety) Act.
Historic Buildings (Amendment) Act.

- 5 PAPER—CASINOS—The Honourable W. A. Landeryou presented, by command of His Excellency the Governor, the Report of the Board of Inquiry into Casinos.
Ordered to lie on the Table.

* * * *

The Honourable W. A. Landeryou moved, by leave, That there be laid before this House a copy of the Ministerial Statement on the Report of the Board of Inquiry made by the Honourable the Premier in the Legislative Assembly this day.

Question—put and resolved in the affirmative.

The said statement was thereupon presented by the Honourable W. A. Landeryou and ordered to lie on the Table.

The Honourable P. D. Block moved, That the Report and the related Ministerial statement be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 6 SUSPENSION OF STANDING ORDER 77—The Honourable W. A. Landeryou moved, by leave, That so much of Standing Order 77 as would require the Honourable J. V. C. Guest to read aloud a Notice of Motion for the appointment of certain Standing Committees of the Legislative Council be suspended.

Question—put and resolved in the affirmative.

- 7 FIRE AUTHORITIES BILL—On the motion (by leave without notice) of the Honourable R. A. Mackenzie, leave was given to bring in a Bill to amend the *Country Fire Authority Act 1958*, the *Metropolitan Fire Brigades Act 1958*, the *Metropolitan Fire Brigades Superannuation Act 1976* and Section 12 of the *Summary Offences Act 1966*, and the said Bill was read a first time and ordered to be printed and to read a second time on the next day of meeting.
- 8 ESTATE AGENTS (RECONSTITUTION) BILL—On the motion (by leave without notice) of the Honourable W. A. Landeryou, leave was given to bring in a Bill to amend the *Estate Agents Act 1980* with respect to the constitution of the Estate Agents Board, the Qualifications for Persons applying for Estate Agents Licences and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 9 WORKERS COMPENSATION (AMENDMENT) BILL (NO.2)—On the motion (by leave without notice) of the Honourable W. A. Landeryou, leave was given to bring in a Bill to amend the *Workers Compensation Act 1958* with respect to the commencement of weekly payments and the arrangements for persons in receipt of weekly payments to return to work and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 10 REVOCATION AND EXCISION OF CROWN RESERVATIONS BILL (NO. 2)—On the motion (by leave without notice) of the Honourable R. A. Mackenzie, leave was given to bring in a Bill to revoke the Permanent Reservations of certain Lands and for other Purposes connected therewith, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 11 BARLEY MARKETING (AMENDMENT) BILL—On the motion (by leave without notice) of the Honourable W. A. Landeryou (for the Honourable D. E. Kent), leave was given to bring in a Bill to amend the *Barley Marketing Act 1958* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 12 PIPELINES (AMENDMENT) BILL (NO. 2)—On the motion (by leave without notice) of the Honourable W. A. Landeryou (for the Honourable D. R. White), leave was given to bring in a Bill to amend the *Pipelines Act 1967* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable W. A. Landeryou (for the Honourable D. R. White) moved, That this Bill be now read a second time.

The Honourable D. G. Crozier moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 13 PETITION—SUNDAY LIQUOR TRADING—The Honourable R. Lawson presented a Petition from certain members of the Bentleigh Parish of the Uniting Church in Australia praying that action be taken to prevent the extension of hotel trading hours on Sundays.

Ordered to lie on the Table.

14 PAPERS—

PUBLIC BODIES REVIEW COMMITTEE—WATER MANAGEMENT—The Honourable B. A. Chamberlain presented a Report from the Public Bodies Review Committee on Future Structures for Water Management—Final Report on the Central and Regional Management of the Water Industry, together with Appendices, Extracts from the Proceedings, a Minority Report and a List of Major Recommendations.

Ordered to lie on the Table and to be printed.

* * * *

SOCIAL DEVELOPMENT COMMITTEE—MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—The Honourable J. L. Dixon presented the Final Report from the Social Development Committee on the Medical Practitioners (Private Hospitals) Bill, together with an Appendix and Minutes of Evidence.

Ordered to lie on the Table, and the Report and Appendix to be printed.

* * * *

The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Building Societies—Report of the Registrar for the year 1981–82.

Community Welfare Services Department—Report for the year 1981–82.

Dried Fruits Board—Report and accounts for the year 1982.

Land Conservation Council—Final recommendations to the Minister as to South-Western Area, District 1, Review.

Police Service Board—Determination No. 386.

Statutory Rules under the following Acts of Parliament:

Companies (Administration) Act 1981—No. 92.

Education Service Act 1981—Nos. 86 to 88.

Estate Agents Act 1980—No. 81.

Evidence Act 1958—No. 93.

Farm Produce Merchants and Commission Agents Act 1965—No. 91.

Financial Institutions Duty Act 1982—No. 84.

Hospitals and Charities Act 1958—No. 95.

Motor Boating Act 1961—No. 83.

Parliamentary Salaries and Superannuation Act 1968—No. 85.

Police Regulation Act 1958—No. 94.

Public Service Act 1974—Nos. 96 and 97; PSD No. 22.

Supreme Court Act 1958—Nos. 89, 90, 98 and 99.

Veterinary Surgeons Act 1958—No. 82.

Town and Country Planning Act 1961—

Ararat—City of Ararat Planning Scheme 1953—Amendment No. 31, 1982.

Bass—Shire of Bass Planning Scheme—Amendment No. 8.

Beechworth—United Shire of Beechworth (Township of Beechworth) Planning Scheme—Amendment No. 1.

Bulla—Shire of Bulla Planning Scheme 1959—Amendment No. 89, 1982.

Cranbourne Planning Scheme 1960—Amendment No. 43, 1982.

Croydon—City of Croydon Planning Scheme 1961—Amendments Nos. 116 and 116A.

Geelong Regional Planning Scheme—Amendments No. 49, Part 2, 1982; No. 56, Parts 1 and 2, 1983; No. 66 and No. 69.

Knox—City of Knox Planning Scheme 1965—Amendment No. 225A.

Melbourne Metropolitan Planning Scheme—Amendments No. 185, Part 2B (with four maps); No. 172, Part 2A (with nine maps); No. 186 Part 2 (with three maps); No. 189 (with four maps); and No. 190, Part 1 (with eleven maps).

Town and Country Planning Act 1961—*continued*

Mildura—City of Mildura Planning Scheme—Amendment No. 50, 1982.

Mornington—Shire of Mornington Planning Scheme 1959—Amendment No. 152.

Morwell—Shire of Morwell Planning Scheme—Amendment No. 18.

Pakenham—Shire of Pakenham Planning Scheme, Part 1—Amendments No. 4 (with eight maps) and No. 10.

Seymour Planning Scheme—Amendment No. 70.

Shepparton—City of Shepparton Planning Scheme 1953—Amendments No. 57, 1981; and No. 69, 1982.

Sherbrooke—Shire of Sherbrooke Planning Scheme 1979 (Rural Areas)—Amendments Nos. 11 and 11A.

South Gippsland—Shire of South Gippsland Planning Scheme—Amendment No. 46, 1980.

Tallangatta Planning Scheme 1956—Amendment No. 6.

Warragul Planning Scheme 1954—Amendments No. 44 and 46, 1982.

Woorayl—Shire of Woorayl Planning Scheme—Amendment No. 56.

Victorian Dairy Industry Authority—Report for the year 1981–82.

The Honourable A. J. Hunt moved, That the reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 15 BARLEY MARKETING (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. E. Kent moved, That this Bill be now read a second time.

The Honourable B. P. Dunn moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 16 REVOCATION AND EXCISION OF CROWN RESERVATIONS BILL (No. 2)—The Order of the Day having been read for the second reading of this Bill, the Honourable D. E. Kent (for the Honourable R. A. Mackenzie) moved, That this Bill be now read a second time.

The Honourable R. I. Knowles moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 17 CONSTITUTION (COUNCIL POWERS) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 18 VICTORIAN INSTITUTE OF SECONDARY EDUCATION—The President announced the receipt of the following communication from the Minister of Education:

Dear Mr President,

23 May, 1983.

Section 5 of the *Victorian Institute of Secondary Education Act 1976* provides that three members of the Council of the Institute shall be members of the Parliament of Victoria who have been recommended for appointment by a joint sitting of Members of the Legislative Council and the Legislative Assembly conducted in accordance with rules adopted for the purpose by the Members present at the sitting.

A vacancy has arisen on the Council of the Institute caused by the resignation of John Ingles Richardson Esq., M.P., who was serving a term of office ending on 10 January 1985.

I should be grateful if you could arrange for a joint sitting of the Members of the Legislative Council and the Legislative Assembly to recommend a Member for appointment to the Council of the Victorian Institute of Secondary Education for the remainder of this term of office.

I have addressed a similiar letter to the Speaker of the Legislative Assembly.

Yours sincerely,

ROBERT C. FORDHAM, M.P.
Minister of Education

- 19 JOINT SITTING—The President announced the recipe of a Message from the Assembly acquainting the Council that they had agreed to meet the Council for the purpose of sitting and voting together to choose a Member of the Parliament of Victoria to be recommended for appointment to the Council of the Victorian Institute of Secondary Education and proposing that the place and time of such meeting be the Legislative Assembly Chamber tomorrow at 6.20 p.m., and desiring the concurrence of the Council.

The Honourable W. A. Landeryou moved, by leave, That this House meet the Legislative Assembly for the purpose of sitting and voting together to choose a Member of the Parliament of Victoria to be recommended for appointment to the Council of the Victorian Institute of Secondary Education and, as proposed by the Assembly, the place and time of such meeting be the Legislative Assembly Chamber tomorrow at 6.20 p.m.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them with the foregoing resolution.

- 20 COGNATE BILLS—The Honourable W. A. Landeryou moved, by leave, That this House authorizes and requires the Honourable the President to permit the second reading debate on the Electoral Commission (Amendment) Bill and the Constitution (Electoral Provinces and Districts) Bill to be taken concurrently.

Question—put and resolved in the affirmative.

- 21 ELECTORAL COMMISSION (AMENDMENT) BILL AND CONSTITUTION (ELECTORAL PROVINCES AND DISTRICTS) BILL—The Order of the Day having been read for the resumption of the cognate debate on the question, That these Bills be now read a second time (pursuant to the order of the Council this day)—

Debate resumed.

And the debate being concluded—

- 22 CONSTITUTION (ELECTORAL PROVINCES AND DISTRICTS) BILL—Question—W. A. Landeryou, That this Bill be now read a second time—put.

The Council divided.

AYES, 23

The Hon. M. J. Arnold (*Teller*)
 W. R. Baxter
 G. A. S. Butler (*Teller*)
 Joan Cocksedge
 J. L. Dixon
 B. P. Dunn
 D. M. Evans
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White
 K. I. M. Wright

NOES, 17

The Hon. H. G. Baylor (*Teller*)
 M. A. Birrell
 P. D. Block (*Teller*)
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 J. V. C. Guest
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read a third time, after debate, and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

23 ELECTORAL COMMISSION (AMENDMENT) BILL—

Question—That this Bill be now read a second time—put and resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

24 SESSIONAL ORDERS—The Honourable W. A. Landeryou moved, That so much of Sessional Orders as would prevent new business being taken after 10.00 p.m. today be suspended.

Question—put and resolved in the affirmative.

25 WATER AND SEWERAGE AUTHORITIES (RESTRUCTURING) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendments made in such Bill by the Council.

26 MANAGEMENT AND BUDGET BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to make provision for and in relation to the Appointment and Powers of the Director-General, Department of Management and Budget and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable W. A. Landeryou (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 27 INDUSTRIAL RELATIONS (AMENDMENT) BILL—The Order of the Day having being read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable M. J. Sandon moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 28 WORKERS COMPENSATION (AMENDMENT) BILL (NO. 2)—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou moved, That this Bill be now read a second time.

The Honourable C. Bubb moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 29 RAILWAYS (AMENDMENT) BILL (NO. 2)—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Railways Act 1958' with regard to the borrowing and leasing powers of the Victorian Railways Board and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable P. D. Block moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 30 ELECTORAL COMMISSION (AMENDMENT) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 31 ADJOURNMENT—The Honourable W. A. Landeryou moved, That the Council, at its rising, adjourn until tomorrow at 2.00 p.m.

Question—put and resolved in the affirmative.

The Honourable W. A. Landeryou moved, That the House do now adjourn.

Debate ensued.

And the Council having continued to sit until after 12 midnight—

WEDNESDAY, 25 MAY

Debate continued.

Question—put and resolved in the affirmative.

And then the Council, at 12.06 a.m., adjourned until this day at 2.00 p.m.

A. R. B. McDONNELL
Clerk of the Legislative Council

No. 52—Wednesday, 25 May 1983

- 1 The President took the Chair and read the Prayer.
- 2 FIREARMS (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Firearms Act 1958’*” and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 3 COUNCIL CHAMBER—The President announced the receipt of a Message from the Assembly acquainting the Council of a proposal to renovate the Legislative Assembly Chamber and the expectation that the Chamber will not be available to them from 20 June until 7 September 1983, and seeking the co-operation of the Council in making available their Chamber as an alternative venue for the sittings of the Assembly during that period.

The Honourable W. A. Landeryou moved, by leave, That this House consent to the request of the Legislative Assembly for the use of the Council Chamber from 20 June to 7 September 1983, in order that renovations proposed for the Assembly Chamber over that period may proceed.

Debate ensued.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 4 PETITIONS—
FIREARMS—The Honourable N. B. Reid presented a Petition from certain citizens of Victoria praying that the passage of firearms registration legislation be denied or that such legislation be restricted to the terms of the Government’s election promises and that the commitment to consultation with representatives of shooting organizations be honoured.

Ordered to lie on the Table.

* * * * *

SUNDAY LIQUOR TRADING—The Honourable R. Lawson presented a Petition from certain citizens of Victoria praying that action be taken to prevent the extension of hotel trading hours on Sundays.

Ordered to lie on the Table.

- 5 PAPER—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:

Motor Car Traders Committee—Report for the year 1982.

The Honourable Haddon Storey moved, That the report be taken into consideration later this day.

Question—put and resolved in the affirmative.

- 6 HUNTINGTON'S DISEASE—The Honourable D. M. Evans moved, That this House, recognizing the specific health problems posed by Huntington's Disease, both to confirmed sufferers and "at risk" families, recommends increased Government assistance for research, care of sufferers and family support, and the consideration of appropriate changes to adoption legislation.

The Honourable C. J. Hogg (for the Honourable L. A. McArthur) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 7 POSTPONEMENT OF NOTICE OF MOTION—Ordered—That the consideration of Notice of Motion, General Business, No. 2, be postponed until later this day.

- 8 MINISTER FOR EMPLOYMENT AND TRAINING—The Honourable P. D. Block moved, That this House condemns the Minister for Employment and Training on the grounds that he has misused his Office and powers for Party political purposes, and calls upon him to submit his resignation forthwith.

Debate ensued.

Question—put.

The Council divided.

AYES, 18

The Hon. H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb (*Teller*)
 B. A. Chamberlain (*Teller*)
 G. P. Connard
 D. G. Crozier
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey

NOES 23

The Hon. M. J. Arnold
 W. R. Baxter
 G. A. S. Butler
 Joan Coxsedg (*Teller*)
 J. L. Dixon (*Teller*)
 B. P. Dunn
 D. M. Evans
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White
 K. I. M. Wright

And so it passed in the negative.

- 9 COGNATE MOTIONS—The Honourable J. V. C. Guest moved, by leave, That this House authorizes and requires the Honourable the President to permit Notices of Motion, General Business, Nos. 4 and 5, to be moved and debated concurrently.

Question—put and resolved in the affirmative.

- 10 LEGISLATIVE COUNCIL COMMITTEES—Pursuant to the foregoing Order of the Council, the Honourable J. V. C. Guest moved—

A. That the following Sessional Order be agreed to by the Council:

- 1 The following Legislative Estimates and General Purpose Standing Committees of the Council shall be appointed:

- (a) The Standing Committee on the Economy and Government;
- (b) The Standing Committee on Education and Employment;
- (c) The Standing Committee on Law and Local Government;
- (d) The Standing Committee on the Environment and Transport;
- (e) The Standing Committee on Primary Industry and Resources; and
- (f) The Standing Committee on Health and Welfare.

- 2 Unless otherwise ordered the matters to be inquired into and reported on by the Standing Committees, whether in relation to legislation, regulations, administration, estimates of government expenditure, statutory authorities, petitions or any other activity, institution or circumstance, shall be referred to or otherwise dealt with by the Standing Committee which is appropriate having regard to the allocation of departmental matters to the respective Committees which shall, unless otherwise ordered, be as follows:

- (a) The Standing Committee on the Economy and Government:

Parliament
Premier and Cabinet
Public Service Board
Management and Budget
Economic Development
Labour and Industry.

- (b) The Standing Committee on Education and Employment:

Education
Educational Services
Employment and Training
Arts
Youth, Sport and Recreation.

- (c) The Standing Committee on Law and Local Government:

Law
Local Government
Police and Emergency Services
Consumer Affairs.

- (d) The Standing Committee on Environment and Transport:

Planning
Conservation
Transport
Housing
Public Works
Property and Services.

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- (e) The Standing Committee on Primary Industry and Resources:
 Agriculture
 Forests
 Lands
 Mines
 Minerals and Energy
 Water Supply.
- (f) The Standing Committee on Health and Welfare:
 Health
 Community Welfare Services
 Ethnic Affairs.
- 3 (a) Each Committee shall consist of six members of whom not more than three shall be Government members.
- (b) The member proposing the motion for the appointment of a Committee may nominate the membership of the Committee when moving the motion and in default of such selection the membership of a Committee shall be selected by ballot.
- 4 Members of each Committee shall hold office until the Council otherwise orders or until the expiry by lapse of time of the terms of office of not less than two of the Committee members whichever event first occurs.
- 5 A Committee shall have power to appoint sub-committees consisting of three or more of its members or, for the purpose of taking evidence or seeking specific information, of one or more members.
- 6 A member of the House, though not a member of a Standing Committee, may, unless the Committee otherwise orders, participate in its public sessions and question witnesses whether in public or closed session, but shall not vote. For the purposes of this paragraph, a sub-committee may exercise the powers of the Committee subject to any express ruling of the Committee.
- 7 The quorum of a Committee and, unless the Committee shall nominate a greater number, of a sub-committee, shall be the lowest number which is not less than half the number of the membership of the Committee or sub-committee.
- 8 (a) The membership of a Committee may be added to for the purposes of a particular inquiry, the maximum number of such additional members to be three, except in the case of a review of proposed legislation when not more than six additional members may be appointed.
- (b) The Council may at any time appoint substitutes for members of a Committee subject to such terms and conditions as are determined by the Council as to the occasion or duration of the substitutions, the members for whom another member may be substituted, or any other matter.
- 9 (a) Each Committee shall appoint a Chairman and Deputy Chairman and for the purposes of references under paragraph 12, a Chairman, who shall not, without the consent of all members of the Committee, be the first-mentioned Chairman of the Standing Committee, and shall be known as Chairman of the Estimates Committee. Unless all members of the Committee consent, the positions of Chairman and Deputy Chairman of a Standing Committee, and the position of Chairman of a Standing Committee and Chairman of the corresponding Estimates Committee, shall not both be held by Government members or non-Government members of the Committee.

- (b) In the absence of a Chairman and Deputy Chairman appointed pursuant to this paragraph and in default of nomination by the Chairman of a member to act in his place, the Committee shall appoint an Acting Chairman who may exercise all the powers of the Chairman.
 - (c) The Chairman of a sub-committee may be appointed by the Committee or, if the Committee has made no such appointment, by the sub-committee, and, in the absence of the Chairman, an Acting Chairman shall be appointed by the sub-committee who may exercise all the powers of the Chairman.
 - (d) The Chairman of a Committee and of any sub-committee shall have a deliberative vote and, in relation to procedural matters only, a casting vote. A casting vote may be used for the purpose of bringing any report or matter before the Council where the Committee is evenly divided.
- 10 In addition to its power and duty to consider any matter referred to it on motion by the Council—
- (a) a Standing Committee may inquire into and report upon any matter consequential upon or connected with any previous inquiry or report;
 - (b) a Standing Committee shall consider and report within five sitting days of the Council on any Bill or regulation or any part thereof which any member supported by not less than three other members rising in their places shall request the Committee to consider. Such report may be either a final or preliminary report. Subject to any order of the Council, the Committee may, after notice of its intention has been given to the President, continue with such inquiry and may call for public evidence and submissions;
 - (c) a Standing Committee shall consider and take such action as it thinks fit by way of inquiry or report in respect of all annual or other reports or papers of or from government departments, public authorities and any other persons or bodies for whom a Minister is responsible to the Parliament.
- 11 Subject to any order of the Council, any inquiry or any part of an inquiry may be transferred by resolution of both Committees from one Committee to any other Standing Committee with the consent of the President and all members of the first-mentioned committee. In giving his consent the President shall consider whether the proposed transfer might conveniently be brought before the Council for decision.
- 12 All Bills authorizing the expenditure or appropriation of public moneys, including the moneys of commercial enterprises or authorities owned or controlled by the State of Victoria, all Bills authorizing the borrowing of money or guaranteeing or providing for the guaranteeing of any pecuniary liability, the annual estimates and all other published estimates of government expenditures shall on motion, or, if no such motion is moved, on the request of any member supported by three other members rising in their places, be referred to the Standing Committee which is appropriate having regard to paragraph 2 of this order, for examination and report.
- 13 In the conduct of business, a Standing Committee—
- (a) shall give priority to express directions or requests of the Council whether as to the subject-matter of its inquiries, time for reporting or otherwise;
 - (b) shall have regard to the need to conduct and complete inquiries expeditiously;

- (c) shall seek to avoid duplication of the work of Joint Parliamentary Investigatory Committees (unless the Committee or the Council consider it desirable) and also of any Select Committee of the Council; and any question arising in connection with any matters specifically referred to such Select Committee for examination and report may be referred to the House for determination;
- (d) may, provided a quorum is present, proceed to the dispatch of business notwithstanding that all members have not been appointed and notwithstanding any vacancy;
- (e) shall be empowered to print from day to day such papers and evidence as may be ordered by it. A daily *Hansard* report of all proceedings shall be made and in the case of such proceedings as shall take place in public shall be published as soon as practicable;
- (f) may sit during any suspension of the House but shall not sit except by special order or, in respect of a sub-committee of not more than two members, the special consent of the President while the House is actually sitting;
- (g) shall have leave to report from time to time its proceedings and the evidence and such recommendations as it thinks fit, and shall in the ordinary course make regular reports as to the progress of its proceedings;
- (h) in the preparation and presentation of its report shall make such provision as is practicable for the inclusion or attachment of any member's reservations, dissent or minority report—

and, for the effective working of the Committees and in order to provide public information about the work of the Council and its Committees—

- (i) a Committee or any sub-committee shall have power to send for and examine persons, papers, objects, and records, to move from place to place, and to meet and transact business in public or private session and notwithstanding any prorogation of the Parliament or dissolution of the Legislative Assembly;
 - (j) unless otherwise ordered by the House, all records objects and documents received by a Committee during its inquiry shall remain in the custody of the House after the completion of that Committee's inquiry;
 - (k) members of the public and representatives of the news media may attend and report publicly or privately any public session of a Standing Committee unless the Committee otherwise orders.
- 14 In considering any Bill or matter referred to it under paragraph 12—
- (a) a Standing Committee may subject to any order of the House determine its own procedures, including the order in which it shall examine any proposed expenditures and, consistently with any such determination, the Chairman of any Standing Committee considering estimates of government expenditure shall call on divisions of expenditure in order and declare the proposed expenditure open for examination.
 - (b) a Standing Committee may ask for any explanations from Ministers of State in the Legislative Council or the Legislative Assembly, or officers of government departments or public bodies, relating to items of proposed expenditure or any matter dealt with in any Bill or other document which is the subject of the Committee's examination.
- 15 A Standing Committee shall be provided with all necessary staff, facilities and resources and shall be empowered to appoint persons with specialist knowledge for the purposes of the Committee, with the approval of the President.

- 16 Notwithstanding any other provisions of this Order or of the Standing Orders no motion to read a Bill or to amend such motion, or to consider or amend a Bill in a Committee of the Whole House, shall be voted on while the Bill is the subject of inquiry by a Standing Committee.
- 17 In the case of any Bill the member moving the second reading thereof may by leave table his written reasons for proposing the Bill and any explanation thereof, instead of delivering a speech thereon, and such reasons and explanation shall thereupon be circulated to all members and, with the consent of the President, incorporated in *Hansard*.
- 18 In the case of any Bill which has been transmitted from the Legislative Assembly the member moving the second reading shall draw attention to any new matters in the proposed legislation since its second reading in the Legislative Assembly and shall avail himself of the procedure provided in paragraph 17 unless in drawing attention to new matters he shall state his intention not to do so.
- 19 Where a request is made by Message from the Legislative Assembly that a Bill or any part of a Bill which has not yet been passed by that House should be the subject of a public inquiry by or otherwise be reviewed by the Legislative Council or one of its Standing Committees, such Bill and such Message shall, unless the House otherwise orders, be deemed to be referred to the appropriate Committee for report, within two sitting days of such reference, as to the desirability or otherwise of acceding to such request and, unless otherwise ordered, the Committee may proceed after it has so reported to conduct the requested inquiry or review.
- 20 (a) The Standing Committee on Law and Local Government may make inquiry and report, in respect of the clauses of Bills introduced into the Council, and in respect of Acts of the Parliament, whether such Bills or Acts, by express words or otherwise—
 - (i) trespass unduly on personal rights and liberties;
 - (ii) make rights, liberties and/or obligations unduly dependent upon insufficiently defined administrative powers;
 - (iii) make such rights, liberties and/or obligations unduly dependent upon non-reviewable administrative decisions;
 - (iv) inappropriately delegate legislative power; or
 - (v) insufficiently subject the exercise of legislative power to parliamentary scrutiny.
- (b) The Committee, for the purpose of reporting upon the clauses of a Bill when the Bill has been introduced into the Council, may consider any proposed law or other document or information available to it, notwithstanding that such proposed law, document or information has not been presented to the Council.
- (c) Subject to any order of the House and to the provisions of this paragraph, the Committee shall consider and report upon the clauses of any Bill which is referred to it in writing stating their reasons by any four members of the Council.
- (d) Where, in accordance with paragraph 10 or otherwise, a Bill has been referred to any other Standing Committee for consideration and report, the provisions of this paragraph shall apply to that other Standing Committee in respect of that Bill if the Chairmen of the respective Committees so agree.

21 This Order shall take effect according to its terms notwithstanding any provisions of the Standing Orders.
and, leave having been granted to move Notice of Motion, General Business, No. 5, in an amended form—

B That the following be adopted as a Standing Order of the Legislative Council:

307A. (1) There shall be appointed at the commencement of each Parliament a Committee of the House to be called the Staffing and Appropriations Committee consisting of the President, Chairman of Committees, Leader of the Government or his nominee from time to time, Leader of the Opposition or his nominee from time to time, Leader of the Third Party or his nominee from time to time and two other Members.

(2) The President shall be the Chairman of the Committee and the Chairman of Committees shall be Deputy Chairman. In the absence of the Chairman and Deputy Chairman the Committee may appoint an Acting Chairman.

(3) The quorum of the Committee shall be three.

(4) The Staffing and Appropriations Committee:

(a) shall regularly consider and report to the Council on all matters concerning the staffing, accommodation and appropriations for the Council and its committees; and

(b) shall be responsible for the preparation of estimates of expenditure and for recommending the appropriation to be advised by the President as necessary for the proper functioning of the Council and its committees.

Debate ensued.

Interruption—

- 11 JOINT SITTING—The President announced that the time had arrived for this House to meet the Assembly in the Assembly Chamber for the purpose of sitting and voting together to recommend a Member for appointment to the Council of the Victorian Institute of Secondary Education.

Accordingly, the Council then proceeded to the Assembly Chamber, and having returned—

The Deputy President reported that this House met the Assembly this day to recommend a Member for appointment to the Council of the Victorian Institute of Secondary Education, and that the Honourable Walter Jona, M.P. was chosen to be recommended for appointment.

- 12 LEGISLATIVE COUNCIL COMMITTEES—

Debate continued.

The Honourable W. A. Landeryou (for the Honourable M. J. Arnold) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered, after debate—That the debate be adjourned until later this day.

- 13 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of the Orders of the Day, General Business, and Order of the Day, Government Business, No. 1, be postponed until later this day.

- 14 ESTATE AGENTS (RECONSTITUTION) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou moved, That this Bill be now read a second time.

The Honourable A. J. Hunt (for the Honourable Haddon Storey) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered, after debate—That the debate be adjourned until Tuesday next.

- 15 ESTATE AGENTS BOARD—The Honourable W. A. Landeryou moved, by leave, That there be laid before this House a copy of the Management Review of the office of the Estate Agents Board by the Public Service Board of Victoria dated December 1982.

Question—put and resolved in the affirmative.

The said paper was thereupon presented by the Honourable W. A. Landeryou and ordered to lie on the Table.

- 16 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3 and 4, be postponed until later this day.

- 17 RAILWAYS (AMENDMENT) BILL (NO. 2)—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 18 MANAGEMENT AND BUDGET BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable W. A. Landeryou (for the Honourable D. R. White) moved, That this Bill be now read a second time.

The Honourable P. D. Block moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 19 ADJOURNMENT—The Honourable W. A. Landeryou moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 9.54 p.m., adjourned until tomorrow.

A. R. B. McDONNELL
Clerk of the Legislative Council

No. 53—Thursday, 26 May 1983

- 1 The President took the Chair and read the Prayer.

- 2 LIQUOR CONTROL BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Liquor Control Act 1968’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

3 COUNCIL CHAMBER—The President announced the receipt of a Message from the Assembly expressing their appreciation of the generous action of the Legislative Council in consenting to the use of the Council Chamber from 20 June to 7 September, 1983.

4 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Industrial Relations Commission—Report of the President for the year ended 31 October 1982.

Statutory Rules under the following Acts of Parliament:

Police Regulation Act 1958—No. 101.

Public Service Act 1974—PSD Nos. 23 to 30.

Warehousemen's Liens Act 1958—No. 103.

Youth, Sport and Recreation—Report of the Director-General for the year 1981–82.

The Honourable A. J. Hunt moved, That the papers be taken into consideration later this day.

Question—put and resolved in the affirmative.

5 FIRE AUTHORITIES BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable N. B. Reid moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

6 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 2, be postponed until later this day.

7 MANAGEMENT AND BUDGET BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

8 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 4, be postponed until later this day.

9 INDUSTRIAL RELATIONS (AMENDMENT) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable M. J. Arnold moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 10 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 6 to 9 inclusive, and Orders of the Day, General Business, Nos. 1 to 8 inclusive, be postponed until later this day.
- 11 INTEGRATION OF FIRE SERVICES—The Order of the Day having been read for the resumption of the debate on the question, That this House resolves that integration of the Country Fire Authority and the Metropolitan Fire Brigades Board should not take place—

Debate resumed.

The Honourable R. A. Mackenzie moved, as an amendment, That all the words after “resolves” be omitted with the view of inserting in place thereof “that no decision should be reached on integration of the management structures and administration of services sections of the Country Fire Authority and the Metropolitan Fire Brigades Board until the time allowed for public comment has expired, a final report has been prepared by the Management Consultancy Division of the Public Service Board and that report has been made available to the Parliament”.

Debate ensued.

Question—That the words proposed to be omitted stand part of the question—put.

The Council divided.

AYES, 21	NOES, 18
The Hon. W. R. Baxter	The Hon. M. J. Arnold
H. G. Baylor	G. A. S. Butler
M. A. Birrell	Joan Coxedge
P. D. Block	J. L. Dixon
C. Bubb	D. E. Henshaw (<i>Teller</i>)
B. A. Chamberlain	C. J. Hogg (<i>Teller</i>)
D. G. Crozier	J. H. Kennan
B. P. Dunn	C. J. Kennedy
D. M. Evans (<i>Teller</i>)	D. E. Kent
F. J. Granter	J. E. Kirner
J. V. C. Guest	W. A. Landeryou
D. K. Hayward	R. A. Mackenzie
W. V. Houghton	B. A. Murphy
A. J. Hunt	B. T. Pullen
R. I. Knowles (<i>Teller</i>)	M. J. Sandon
R. Lawson	G. A. Sgro
R. J. Long	Evan Walker
J. W. S. Radford	D. R. White
N. B. Reid	
Haddon Storey	
K. I. M. Wright	

And so it was resolved in the affirmative—Amendment negatived.

Question—That this House resolves that integration of the Country Fire Authority and the Metropolitan Fire Brigades Board should not take place—put and resolved in the affirmative.

- 12 LIQUOR CONTROL BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable C. Bubb moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 13 FIREARMS (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable N. B. Reid moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 14 CONSTITUTION (COUNCIL POWERS) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 15 ELECTORAL COMMISSION (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendments made in such Bill by the Council.

- 16 INDUSTRIAL RELATIONS (AMENDMENT) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

Question—put.

The Council divided.

AYES, 35

The Hon. M. J. Arnold
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 G. A. S. Butler
 B. A. Chamberlain
 Joan Coxsedge
 D. G. Crozier
 J. L. Dixon
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward
 D. E. Henshaw
 C. J. Hogg
 W. V. Houghton
 A. J. Hunt
 J. H. Kennan (*Teller*)
 C. J. Kennedy (*Teller*)
 D. E. Kent
 J. E. Kirner

NOES, 4

The Hon. W. R. Baxter (*Teller*)
 B. P. Dunn
 D. M. Evans (*Teller*)
 K. I. M. Wright

R. I. Knowles
 W. A. Landeryou
 R. Lawson
 R. J. Long
 R. A. Mackenzie
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 J. W. S. Radford
 N. B. Reid
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 Evan Walker

And so it was resolved in the affirmative—Bill read a second time.

The Honourable W. A. Landeryou moved, That the Bill be committed to a Committee of the whole later this day.

Question—put and resolved in the affirmative.

- 17 CONSTITUTION (COUNCIL POWERS) BILL—The President announced that, when seeking the opinion of the House on the third reading of this Bill, the Chair ought to have demanded an absolute majority of the whole number of the Members of the Council to declare themselves in favour of that motion, in conformity with section 18 of the *Constitution Act 1975* (No. 8750).

The Honourable W. A. Landeryou moved, by leave, That the resolution of the House carrying the third reading of the Constitution (Council Powers) Bill be read and rescinded, and that the House request and authorize the President to re-state the question.

Question—put and resolved in the affirmative.

Question—That the Bill be now read a third time—put and resolved in the affirmative with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council.

Bill read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to they same with amendments, and desiring their concurrence therein.

- 18 INDUSTRIAL RELATIONS (AMENDMENT) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed in the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 19 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday next at 5.00 p.m.

Debate ensued.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.08 p.m., adjourned until Tuesday next at 5.00 p.m.

A. R. B. McDONNELL
Clerk of the Legislative Council

Mr President takes the Chair at 5.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- 1 PIPELINES (AMENDMENT) BILL (No. 2)—(*Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. D. G. Crozier).*
- 2 BARLEY MARKETING (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- 3 REVOCATION AND EXCISION OF CROWN RESERVATIONS BILL (No. 2)—(*Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate. (Hon. R. I. Knowles).*
- 4 WORKERS COMPENSATION (AMENDMENT) BILL (No. 2)—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. C. Bubb).*
- 5 ESTATE AGENTS (RECONSTITUTION) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 6 FIRE AUTHORITIES BILL—(*Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate. (Hon. N. B. Reid).*
- 7 FIREARMS (AMENDMENT) BILL—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate. (Hon. N. B. Reid).*
- *8 LIQUOR CONTROL BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. C. Bubb).*
- 9 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 10 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 11 MILK PASTEURIZATION (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate. (Hon. R. I. Knowles).*
- 12 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. W. A. Landeryou*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

GENERAL BUSINESS

Notice of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate. (Hon. D. E. Kent).*
- 3 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.

* Indicates new entry.

- 4 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate. (Hon. H. R. Ward)*.
- 5 DISCRIMINATORY INDUSTRIAL AGREEMENTS—MOTION TO NOTE REFUSAL OF ARBITRATION COMMISSION TO CERTIFY, AND CALLING FOR EXCLUSION OF SIMILAR PROVISIONS FROM FUTURE PUBLIC SECTOR AGREEMENTS—(*Hon. D. K. Hayward*)—*Resumption of debate. (Hon. W. A. Landeryou)*.
- 6 WAGES AND PRICES FREEZE—MOTION NOTING CONTINUING IMPACT OF INCREASES ON THE ECONOMY AND CALLING UPON GOVERNMENT TO FREEZE ALL TAXES, CHARGES, SALARIES AND WAGES WITHIN ITS CONTROL—(*Hon. D. K. Hayward*)—*Resumption of debate. (Hon. W. A. Landeryou)*.
- 7 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION QUANTITATIVE GUIDELINES—To be considered.
- 8 INDUSTRIAL INCENTIVES REVIEW COMMITTEE—FIRST REPORT—To be considered.
- 9 FREEWAY SPEED LIMITS—SOCIAL DEVELOPMENT COMMITTEE REPORT—To be considered.
- 10 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (*Hon. Haddon Storey*)—*Resumption of debate. (Hon. W. A. Landeryou)*.
- 11 INTER-GOVERNMENT RELATIONS—ADVISORY COUNCIL'S REPORT, 1981-82—To be considered.
- 12 FORESTS COMMISSION REVIEW—REPORT, MINISTERIAL RESPONSE TO RECOMMENDATIONS AND MINISTERIAL STATEMENT—To be considered.
- 13 OMBUDSMAN'S HALF YEARLY REPORT, DECEMBER 1982—To be considered.
- 14 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn)*.
- 15 PETROL PRICING—MOTION CONDEMNING GOVERNMENT'S FAILURE TO IMPLEMENT UNIFORM POLICY—(*Hon. J. W. S. Radford*)—*Resumption of debate. (Hon. L. A. McArthur)*.
- 16 SHOP TRADING HOURS—INTERIM REPORT OF MINISTERIAL ADVISORY COMMITTEE—MOTION TO TAKE NOTE OF REPORT—(*Hon. P. D. Block*)—*Resumption of debate. (Hon. G. A. S. Butler)*.
- 17 MMBW HEAD OFFICE BUILDING—MINISTERIAL STATEMENT AND ACCOMPANYING PAPER—To be considered.
- 18 MELBOURNE AIRSHED STUDY—MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 19 CASINOS—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—To be considered.
- 20 BUILDING SOCIETIES REGISTRAR'S REPORT, 1981-82—To be considered.
- 21 DRIED FRUITS BOARD REPORT, 1982—To be considered.
- 22 COMMUNITY WELFARE SERVICES DEPARTMENT REPORT, 1981-82—To be considered.
- 23 VICTORIAN DAIRY INDUSTRY AUTHORITY REPORT, 1981-82—To be considered.
- 24 MOTOR CAR TRADERS COMMITTEE REPORT, 1982—To be considered.

- 25 HUNTINGTON'S DISEASE—MOTION RECOMMENDING INCREASED GOVERNMENT ASSISTANCE AND CONSIDERATION OF CHANGES TO ADOPTION LEGISLATION (*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. L. A. McArthur*).
- φ26 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- φ27 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- *28 INDUSTRIAL RELATIONS COMMISSION—PRESIDENT'S REPORT, 1981-82—To be considered.
- *29 POLICE (CHARGES, EXPENSES AND ALLOWANCES) (PROVISION OF AFFIDAVITS) REGULATIONS 1983 (S.R. No. 101/1983)—To be considered.
- *30 PUBLIC SERVICE DETERMINATIONS Nos. 23 TO 30/1983—To be considered.
- *31 WAREHOUSEMEN'S LIENS (AMENDMENT) REGULATIONS 1983 (S.R. No. 103/1983)—To be considered.
- *32 YOUTH, SPORT AND RECREATION—DIRECTOR-GENERAL'S REPORT, 1981-82—To be considered.

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

TO BE DEBATED CONCURRENTLY PURSUANT TO ORDER OF THE COUNCIL ON 25 MAY 1983.

φ *Cognate Motions—To be debated concurrently pursuant to Order of the Council on 25 May 1983.*

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

* * * *

SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables B. P. Dunn, J. V. C. Guest, D. K. Hayward, A. J. Hunt and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, J. H. Kennan, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

* * * *

SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

Mr President takes the Chair at 11.00 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

Notice of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.

Orders of the Day

- 1 ROLE OF UPPER HOUSES—INTERIM REPORT OF STATUTE LAW REVISION COMMITTEE—To be considered.
- 2 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(Hon. P. D. Block)—Second reading—*Resumption of debate.* (Hon. D. E. Kent).
- 3 ROBOT TECHNOLOGY—REPORT ON IMPLICATIONS FOR VICTORIA—To be considered.
- 4 BUILDERS LABOURERS FEDERATION—MOTION TO TAKE NOTE OF REPORT OF ROYAL COMMISSION AND RELATED MINISTERIAL STATEMENT—(Hon. Haddon Storey)—*Resumption of debate.* (Hon. H. R. Ward).
- 5 DISCRIMINATORY INDUSTRIAL AGREEMENTS—MOTION TO NOTE REFUSAL OF ARBITRATION COMMISSION TO CERTIFY, AND CALLING FOR EXCLUSION OF SIMILAR PROVISIONS FROM FUTURE PUBLIC SECTOR AGREEMENTS—(Hon. D. K. Hayward)—*Resumption of debate.* (Hon. W. A. Landeryou).
- 6 WAGES AND PRICES FREEZE—MOTION NOTING CONTINUING IMPACT OF INCREASES ON THE ECONOMY AND CALLING UPON GOVERNMENT TO FREEZE ALL TAXES, CHARGES, SALARIES AND WAGES WITHIN ITS CONTROL—(Hon. D. K. Hayward)—*Resumption of debate.* (Hon. W. A. Landeryou).
- 7 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION QUANTITATIVE GUIDELINES—To be considered.
- 8 INDUSTRIAL INCENTIVES REVIEW COMMITTEE—FIRST REPORT—To be considered.
- 9 FREEWAY SPEED LIMITS—SOCIAL DEVELOPMENT COMMITTEE REPORT—To be considered.
- 10 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (Hon. Haddon Storey)—*Resumption of debate.* (Hon. W. A. Landeryou).
- 11 INTER-GOVERNMENT RELATIONS—ADVISORY COUNCIL'S REPORT, 1981-82—To be considered.
- 12 FORESTS COMMISSION REVIEW—REPORT, MINISTERIAL RESPONSE TO RECOMMENDATIONS AND MINISTERIAL STATEMENT—To be considered.
- 13 CONSTITUTION (REFORM) BILL—(Hon. Haddon Storey)—Second reading—*Resumption of debate.* (Hon. B. P. Dunn).
- 14 PETROL PRICING—MOTION CONDEMNING GOVERNMENT'S FAILURE TO IMPLEMENT UNIFORM POLICY—(Hon. J. W. S. Radford)—*Resumption of debate.* (Hon. L. A. McArthur).
- 15 SHOP TRADING HOURS—INTERIM REPORT OF MINISTERIAL ADVISORY COMMITTEE—MOTION TO TAKE NOTE OF REPORT—(Hon. P. D. Block)—*Resumption of debate.* (Hon. G. A. S. Butler).

* Indicates new entry.

- 16 MMBW HEAD OFFICE BUILDING—MINISTERIAL STATEMENT AND ACCOMPANYING PAPER—To be considered.
- 17 MELBOURNE AIRSHED STUDY—MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 18 CASINOS—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—To be considered.
- 19 BUILDING SOCIETIES REGISTRAR'S REPORT, 1981-82—To be considered.
- 20 DRIED FRUITS BOARD REPORT, 1982—To be considered.
- 21 COMMUNITY WELFARE SERVICES DEPARTMENT REPORT, 1981-82—To be considered.
- 22 VICTORIAN DAIRY INDUSTRY AUTHORITY REPORT, 1981-82—To be considered.
- 23 MOTOR CAR TRADERS COMMITTEE REPORT, 1982—To be considered.
- 24 HUNTINGTON'S DISEASE—MOTION RECOMMENDING INCREASED GOVERNMENT ASSISTANCE AND CONSIDERATION OF CHANGES TO ADOPTION LEGISLATION (*Hon. D. M. Evans*)—*Resumption of debate. (Hon. L. A. McArthur).*
- φ25 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. M. J. Arnold).*
- φ26 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. M. J. Arnold).*
- 27 INDUSTRIAL RELATIONS COMMISSION—PRESIDENT'S REPORT, 1981-82—To be considered.
- 28 POLICE (CHARGES, EXPENSES AND ALLOWANCES) (PROVISION OF AFFIDAVITS) REGULATIONS 1983 (S.R. No. 101/1983)—To be considered.
- 29 PUBLIC SERVICE DETERMINATIONS NOS. 23 TO 30 /1983—To be considered.
- 30 WAREHOUSEMEN'S LIENS (AMENDMENT) REGULATIONS 1983 (S.R. No. 103/1983)—To be considered.
- 31 YOUTH, SPORT AND RECREATION—DIRECTOR-GENERAL'S REPORT, 1981-82—To be considered.
- *32 DRUG TRAFFICKING—REPORT OF ROYAL COMMISSION AND PREMIER'S MINISTERIAL STATEMENT—To be considered.
- *33 COUNTRY FIRE AUTHORITY REPORT, 1981-82—To be considered.
- *34 PUBLIC SERVICE BOARD REPORT, 1981-82—To be considered.
- *35 RIVER MURRAY COMMISSION REPORT—1981-82—To be considered.

GOVERNMENT BUSINESS

Orders of the Day

- *1 MUSEUMS BILL—(*from Assembly—Hon. Evan Walker*)—Second reading.

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- *§2 SUPPLY (1983-84, No. 1) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. P. D. Block).
- *§3 WORKS AND SERVICES (SUPPLY 1983-84) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. P. D. Block).
- 4 FIRE AUTHORITIES BILL—(Hon. R. A. Mackenzie)—Second reading—*Resumption of debate.* (Hon. N. B. Reid).
- 5 FIREARMS (AMENDMENT) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—*Resumption of debate.* (Hon. N. B. Reid).
- 6 LIQUOR CONTROL BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. C. Bubb).
- *7 ROAD TRAFFIC (AMENDMENT) BILL (NO. 2)—(from Assembly—Hon. R. A. Mackenzie)—Second reading—*Resumption of debate.* (Hon. R. J. Long).
- 8 WORKERS COMPENSATION (AMENDMENT) BILL (NO. 2)—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. W. R. Baxter).
- 9 PIPELINES (AMENDMENT) BILL (NO. 2)—(Hon. D. R. White)—To be further considered in Committee.
- 10 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 11 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 12 MILK PASTEURIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—*Resumption of debate.* (Hon. R. I. Knowles).
- 13 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables B. P. Dunn, J. V. C. Guest, D. K. Hayward, A. J. Hunt and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, J. H. Kennan, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

*SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

Mr President takes the Chair at 11.00 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Notice of Motion

- *1 The Hon. EVAN WALKER—to move, That so much of the Sessional Orders as requires that no business be taken after 10.00 p.m. and that General Business shall take precedence of Government Business on Wednesdays be suspended until the end of June and that until the end of June, unless otherwise ordered by the House, new business may be taken at any hour and Government Business shall take precedence of all other business.

Orders of the Day

- *1 TRANSPORT BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading.
- *2 MINES (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading.
- *3 RACING (AMENDMENT) BILL—(from Assembly—Hon. D. E. Kent)—Second reading.
- 4 SUPPLY (1983—84, No. 1) BILL—(from Assembly—Hon. D. R. White)—To be further considered in Committee.
- 5 LIQUOR CONTROL BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. C. Bubb).
- 6 WORKERS COMPENSATION (AMENDMENT) BILL (No. 2)—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. W. R. Baxter).
- 7 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 8 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 9 MILK PASTEURIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—*Resumption of debate.* (Hon. R. I. Knowles).
- 10 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).

GENERAL BUSINESS

Notice of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.

Orders of the Day

- 1 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(Hon. P. D. Block)—Second reading—*Resumption of debate.* (Hon. D. E. Kent).
- 2 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (Hon. Haddon Storey)—*Resumption of debate.* (Hon. W. A. Landeryou).

* Indicates new entry.

- 3 FORESTS COMMISSION REVIEW—REPORT, MINISTERIAL RESPONSE TO RECOMMENDATIONS AND MINISTERIAL STATEMENT—To be considered.
- 4 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate.* (*Hon. B. P. Dunn*).
- 5 MMBW HEAD OFFICE BUILDING—MINISTERIAL STATEMENT AND ACCOMPANYING PAPER—To be considered.
- 6 MELBOURNE AIRSHED STUDY—MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 7 CASINOS—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—To be considered.
- 8 HUNTINGTON'S DISEASE—MOTION RECOMMENDING INCREASED GOVERNMENT ASSISTANCE AND CONSIDERATION OF CHANGES TO ADOPTION LEGISLATION (*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. L. A. McArthur*).
- φ9 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- φ10 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- 11 DRUG TRAFFICKING—REPORT OF ROYAL COMMISSION AND PREMIER'S MINISTERIAL STATEMENT—To be considered.
- 12 RIVER MURRAY COMMISSION REPORT—1981-82—To be considered.
- *13 AUDIT ACT REVIEW—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- *14 POULTRY FARMER LICENSING COMMITTEE REPORT, 1982-83—To be considered.

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF PROCEEDINGS

Nos. 54, 55 and 56

No. 54—Tuesday, 31 May 1983

- 1 The President took the Chair and read the Prayer.
- 2 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR—The Honourable W. A. Landeryou presented a Message from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz.:
 - Railways (Amendment) Act.*
 - Constitution (Electoral Provinces and Districts) Act.*
 - Management and Budget Act.*
 - Electoral Commission (Amendment) Act.*
- 3 SUPPLY (1983–84, No. 1) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to make Interim Provision for the Appropriation of Moneys out of the Consolidated Fund for the Service of the Financial Year 1983–84*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 4 WORKS AND SERVICES (SUPPLY 1983–84) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to make interim provision for the Appropriation of Moneys out of the Works and Services Account for certain Works and Purposes for the financial year 1983–84 and to make provision for the Appropriation of Moneys out of that Account to enable certain expenditure made under the Authority of Section 16 of the ‘Public Account Act 1958’ to be repaid in accordance with the requirements of that Section*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 5 ROAD TRAFFIC (AMENDMENT) BILL (No. 2)—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Road Traffic Act 1958’ to provide for the incorporation of the Road Safety and Traffic Authority, to authorize that Authority to borrow moneys and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 6 GEELONG WATERWORKS AND SEWERAGE (BELLARINE WATER SUPPLY) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to provide for the transfer of the Bellarine Water Supply System to the Geelong Waterworks and Sewerage Trust, to amend the ‘Geelong Waterworks and Sewerage Act 1958’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 7 MUSEUMS BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to constitute the Museums Advisory Board and the Council of the Museum of Victoria, to abolish certain other Bodies and for that purpose to amend and repeal Various Acts and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 8 STATUTE LAW REVISION BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same without amendment.

- 9 PETITIONS—

SUNDAY LIQUOR TRADING—The Honorable R. Lawson presented a Petition from certain citizens of Victoria praying that action be taken to prevent the extension of hotel trading hours on Sundays.

Ordered to lie on the Table.

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LIQUOR TRADING HOURS—The Honourable W. V. Houghton presented a Petition from certain citizens of Victoria praying that action be taken to prevent the extension of hotel bar trading hours and that consideration be given to implementing the recommendations of the Senate Standing Committee on Social Welfare made in 1977 with regard to alcohol consumption.

Ordered to lie on the Table.

- 10 PAPERS—

DRUG TRAFFICKING—The Honourable W. A. Landeryou presented, by command of His Excellency the Governor, the Report of the Royal Commission of Inquiry into Drug Trafficking.

Ordered to lie on the Table.

* * * *

The Honourable W. A. Landeryou moved, by leave, That there be laid before this House a copy of a Ministerial statement made by the Honourable the Premier in the Assembly this day regarding the Royal Commission into Drug Trafficking.

Question—put and resolved in the affirmative.

The said statement was thereupon presented by the Honourable W. A. Landeryou and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the Report and the related Ministerial statement be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Country Fire Authority—Report for the year 1981–82.

Public Service Board—Report for the year 1981–82.

River Murray Commission—Report for the year 1981–82.

Town and Country Planning Act 1961—Melbourne Metropolitan Planning Scheme—Amendment No. 185, Part 2A (with six maps).

The Honourable A. J. Hunt moved, That the reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 11 SUPPLY (1983–84, No. 1) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable P. D. Block moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 12 WORKS AND SERVICES (SUPPLY 1983–84) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable P. D. Block moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 13 COGNATE BILLS—The Honourable D. R. White moved, by leave, That this House authorizes and requires the Honourable the President to permit the second reading debate on the Supply (1983–84, No. 1) Bill and the Works and Services (Supply 1983–84) Bill to be taken concurrently.

Question—put and resolved in the affirmative.

- 14 ROAD TRAFFIC (AMENDMENT) BILL (NO. 2)—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable A. J. Hunt (for the Honourable R. J. Long) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 15 GEELONG WATERWORKS AND SEWERAGE (BELLARINE WATER SUPPLY) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable C. Bubb moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 16 PIPELINES (AMENDMENT) BILL (NO. 2)—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The Deputy President resumed the Chair; and the Honourable D. M. Evans reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 17 **BARLEY MARKETING (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, that this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 18 **REVOCATION AND EXCISION OF CROWN RESERVATIONS BILL (No. 2)**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 19 **WORKERS COMPENSATION (AMENDMENT) BILL (No. 2)**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable W. R. Baxter moved, That the debate be now adjourned.

Debate ensued.

Question—put.

The Council divided.

AYES, 20

The Hon. W. R. Baxter
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 G. P. Connard
 D. G. Crozier (*Teller*)
 B. P. Dunn
 D. M. Evans
 F. J. Granter (*Teller*)
 J. V. C. Guest
 D. K. Hayward
 W. V. Houghton
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 K. I. M. Wright

NOES 16

The Hon. M. J. Arnold
 G. A. S. Butler
 Joan Coxsedg
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner (*Teller*)
 R. A. Mackenzie
 B. W. Mier (*Teller*)
 B. A. Murphy
 B. T. Pullen
 G. A. Sgro
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

Ordered, after debate—That the debate be adjourned until the next day of meeting.

- 20 POSTPONEMENT OF ORDERS OF THE DAY—The Honourable D. R. White moved, That Orders of the Day, Government Business, Nos. 5 to 7 inclusive, be postponed until later this day.
Debate ensued.
Motion, by leave, withdrawn.
- 21 ESTATE AGENTS (RECONSTITUTION) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—
Debate resumed.
The Honourable Haddon Storey moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until later this day.
- 22 SESSIONAL ORDERS—The Honourable Evan Walker moved, That so much of Sessional Orders as would prevent one further Bill being taken after 10.00 p.m. today be suspended.
Question—put and resolved in the affirmative.
- 23 ESTATE AGENTS (RECONSTITUTION) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.
Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
- 24 SOCIAL DEVELOPMENT COMMITTEE—The Honourable Evan Walker moved, by leave, That the Honourable K. I. M. Wright be discharged from attendance upon the Social Development Committee.
Question—put and resolved in the affirmative.
Ordered—That a Message be sent to the Assembly acquainting them of the foregoing resolution and that a vacancy accordingly exists in the membership of that Committee.
- 25 GEELONG WATERWORKS AND SEWERAGE (BELLARINE WATER SUPPLY) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
Bill read a second time and, by leave, read a third time and passed.
Ordered—that a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 26 ADJOURNMENT—The Honourable Evan Walker moved, That the House do now adjourn.
Debate ensued.
Question—put and resolved in the affirmative.
And then the Council, at 11.54 p.m., adjourned until tomorrow.

No. 55—Wednesday, 1 June 1983

1 The President took the Chair and read the Prayer.

2 PAPERS—

ECONOMIC AND BUDGET REVIEW COMMITTEE—AUDIT ACT 1958—The Honourable D. K. Hayward presented a Report from the Economic and Budget Review Committee on a Review of the *Audit Act* 1958, together with Extracts from the Proceedings of the Committee, Appendices and Minutes of Evidence.

Ordered to lie on the Table and the Report and Extracts from the Proceedings to be printed.

The Honourable D. K. Hayward moved, that the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:

Poultry Farmer Licensing Committee—Report for the year ended 28 February 1983.

The Honourable Haddon Storey moved, That the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

3 POSTPONEMENT OF NOTICE OF MOTION AND ORDERS OF THE DAY—Ordered—That the consideration of the Notice of Motion and Orders of the Day, General Business, be postponed until later this day.

4 MUSEUMS BILL—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair ; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

5 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 and 3, be postponed until later this day.

6 FIRE AUTHORITIES BILL—The Order of the day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

7 TRANSPORT BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to Re-enact with Amendments the Law relating to Transport including the Law with respect to Railways, Roads and Tramways, to repeal the ‘Country Roads Act 1958’, the ‘Melbourne and Metropolitan Tramways*”

Act 1958', the 'Ministry of Transport Act 1958', the Railway Lands Acquisition Act 1958', the 'Railways Act 1958', the 'Road Traffic Act 1958', the 'Transport Regulation Act 1958', the 'Melbourne Underground Rail Loop Act 1970', the 'Recreation Vehicles Act 1973', the 'Railway Construction and Property Board Act 1979' and certain other Acts, to make consequential amendments to various Acts and for other purposes" and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 8 SUPPLY (1983-84, NO. 1) BILL AND WORKS AND SERVICES (SUPPLY 1983-84) BILL—The Order of the Day having been read for the resumption of the cognate debate on the question, That these Bills be now read a second time (pursuant to the Order of the Council on 31 May 1983)—

Debate resumed.

The Honourable A. J. Hunt (for the Honourable M. A. Birrell) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 9 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 5 and 6, be postponed until later this day.

- 10 ROAD TRAFFIC (AMENDMENT) BILL (NO. 2)—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 11 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 8, be postponed until the next day of meeting.

- 12 PIPELINES (AMENDMENT) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable G. A. S. Butler having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 13 MUSEUMS BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable G. A. S. Butler having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment and desiring their concurrence therein.

- 14 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 10 to 13 inclusive, be postponed until later this day.

- 15 **ROLE OF UPPER HOUSES**—The Order of the Day having been read for the consideration of the interim Report of the Statute Law Committee upon the Role of Upper Houses, the Honourable A. J. Hunt moved, That the Council take note of the report.
Question—put and resolved in the affirmative.
- 16 **ROBOT TECHNOLOGY**—The Order of the Day having been read for the consideration of the report of the implications of Robot Technology for Victoria, the Honourable A. J. Hunt moved, That the Council take note of the report.
Question put and resolved in the affirmative.
- 17 **BUILDERS LABOURERS FEDERATION**—The Order of the Day having been read for the resumption of the debate on the question, That the Council take note of the report of the Royal Commission into the Builders Labourers Federation and the related Ministerial statement—
Question—put and resolved in the affirmative.
- 18 **DISCRIMINATORY INDUSTRIAL AGREEMENTS**—The Order of the Day having been read for the resumption of the debate on the question, That the Council take note of the decision of the Australian Conciliation and Arbitration Commission in refusing to certify the agreements between the State Electricity Commission of Victoria and the Municipal Officers Association of Australia which provided retrospective pay increases for union members only and calls upon the Victorian Government to ensure in the public interest that similar discriminatory provisions are not included in any future Victorian public sector industrial relations agreement—
Question—put and resolved in the affirmative.
- 19 **WAGES AND PRICES FREEZE**—The Order of the Day having been read for the resumption of the debate on the question, That this House notes with concern the continuing impact of increasing taxes, charges, salaries and wages on the economy and on employment opportunities, and calls upon the Government to freeze all taxes, charges, salaries and wages within its control—
Question—put and resolved in the affirmative.
- 20 **VICTORIAN ECONOMIC DEVELOPMENT CORPORATION**—The Order of the Day having been read for the consideration of the Victorian Economic Development Corporation Quantitative Guidelines, the Honourable A. J. Hunt moved, That the Council take note of the guidelines—
Question—put and resolved in the affirmative.
- 21 **INDUSTRIAL INCENTIVES REVIEW COMMITTEE**—The Order of the Day having been read for the consideration of the first report of the Industrial Incentives Review Committee, the Honourable A. J. Hunt moved, That the Council take note of the report.
Question—put and resolved in the affirmative.
- 22 **FREEWAY SPEED LIMITS**—The Order of the Day having been read for the consideration of the report of the Social Development Committee on Freeway Speed Limits, the Honourable W. R. Baxter moved, That the Council take note of the report.
Debate ensued.
Question—put and resolved in the affirmative.
- 23 **INTER-GOVERNMENT RELATIONS**—The Order of the Day having been read for the consideration of the report of the Advisory Council on Inter-Government Relations for 1981–82, the Honourable A. J. Hunt moved, That the Council take note of the report.
Question—put and resolved in the affirmative.

- 24 PETROL PRICING—The Order of the Day having been read for the resumption of the debate on the question, That this House condemns the Government's failure to implement a petrol pricing policy which provides equity for motorists throughout the State through uniform prices in both the city and country—

Question—put.

The Council divided.

AYES, 20
 The Hon. W. R. Baxter
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 J. V. C. Guest (*Teller*)
 D. K. Hayward (*Teller*)
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 K. I. M. Wright

NOES, 17
 The Hon. M. J. Arnold
 G. A. S. Butler
 J. L. Dixon
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. A. Mackenzie
 B. W. Mier
 B. A. Murphy (*Teller*)
 B. T. Pullen (*Teller*)
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

- 25 SHOP TRADING HOURS—The Order of the Day having been read for the resumption of the debate on the question, That the Council take note of the interim report of the Ministerial Advisory Committee on Shop Trading Hours—

Question—put and resolved in the affirmative.

- 26 BUILDING SOCIETIES—The Order of the Day having been read for the consideration of the report of the Registrar of Building Societies for 1981–82, the Honourable A. J. Hunt moved, That the Council take note of the report.

Question—put and resolved in the affirmative.

- 27 DRIED FRUITS BOARD—The Order of the Day having been read for the consideration of the report of the Dried Fruits Board for 1982, the Honourable A. J. Hunt moved, That the Council take note of the report.

Question—put and resolved in the affirmative.

- 28 COMMUNITY WELFARE SERVICES—The Order of the Day having been read for the consideration of the report of the Department of Community Welfare Services for 1981–82, the Honourable A. J. Hunt moved, That the Council take note of the report.

Question—put and resolved in the affirmative.

- 29 DAIRY INDUSTRY AUTHORITY—The Order of the Day having been read for the consideration of the report of the Victorian Dairy Industry Authority for 1981–82, the Honourable A. J. Hunt moved, That the Council take note of the report.

Question—put and resolved in the affirmative.

- 30 MOTOR CAR TRADERS—The Order of the Day having been read for the consideration of the report of the Motor Car Traders Committee for 1982, the Honourable A. J. Hunt moved, That the Council take note of the report.
Question—put and resolved in the affirmative.
- 31 INDUSTRIAL RELATIONS COMMISSION—The Order of the Day having been read for the consideration of the report of the President of the Industrial Relations Commission for 1981–82, the Honourable A. J. Hunt moved, That the Council take note of the report.
Question—put and resolved in the affirmative.
- 32 POLICE (CHARGES, EXPENSES AND ALLOWANCES) (PROVISION OF AFFIDAVITS) REGULATIONS 1983—The Order of the Day having been read for the consideration of the Police (Charges, Expenses and Allowances) (Provision of Affidavits) Regulations 1983 (S.R. No. 101/1983), the Honourable A. J. Hunt moved, That the Council take note of the regulations.
Question—put and resolved in the affirmative.
- 33 PUBLIC SERVICE DETERMINATIONS—The Order of the Day having been read for the consideration of Public Service Determinations Nos. 23 to 30/1983, the Honourable A. J. Hunt moved, That the Council take note of the determinations.
Question—put and resolved in the affirmative.
- 34 WAREHOUSEMEN'S LIENS (AMENDMENT) REGULATIONS 1983—The Order of the Day having been read for the consideration of the Warehousemen's Liens (Amendment) Regulations 1983 (S.R. No. 103/1983), the Honourable A. J. Hunt moved, That the Council take note of the regulations.
Question—put and resolved in the affirmative.
- 35 YOUTH, SPORT AND RECREATION—The Order of the Day having been read for the consideration of the report of the Director-General of the Department of Youth, Sport and Recreation for 1981–82, the Honourable A. J. Hunt moved, That the Council take note of the report.
Question—put and resolved in the affirmative.
- 36 COUNTRY FIRE AUTHORITY—The Order of the Day having been read for the consideration of the report of the Country Fire Authority for 1981–82, the Honourable A. J. Hunt moved, That the Council take note of the report.
Question—put and resolved in the affirmative.
- 37 PUBLIC SERVICE BOARD—The Order of the Day having been read for the consideration of the report of the Public Service Board for 1981–82, the Honourable A. J. Hunt moved, That the Council take note of the report.
Question—put and resolved in the affirmative.
- 38 ORDER OF THE COUNCIL RESCINDED—The Honourable A. J. Hunt moved, by leave, That the Order of the Council appointing the next day of meeting for the resumption of the cognate debate on the second readings of the Supply (1983–84, No. 1) Bill and the Works and Services (Supply 1983–84) Bill be read and rescinded, and that the resumption of the debate on the second readings of those Bills be made an Order of the Day for later this day.
Question—put and resolved in the affirmative.
- 39 SUPPLY (1983–84, No. 1) BILL AND WORKS AND SERVICES (SUPPLY 1983–84) BILL—The Order of the Day was read for the resumption of the cognate debate on the question, That these Bills be now read a second time (pursuant to the Order of the Council on 31 May 1983).
And no further debate having ensued—

40 SUPPLY (1983-84, No. 1) BILL—

Question—That this Bill be now read a second time—put and resolved in the affirmative—Bill read a second time.

The Honourable Evan Walker moved, That the Bill be committed to a Committee of the whole later this day.

Question—put and resolved in the affirmative.

41 WORKS AND SERVICES (SUPPLY 1983-84) BILL—

Question—That this Bill be now read a second time—put and resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

42 MINES (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Mines Act 1958’, the ‘Crown Land (Reserves) Act 1978’, the ‘Extractive Industries Act 1966’, the ‘Explosives Act 1960’, the ‘Forests Act 1958’, the ‘Groundwater Act 1969’, the ‘Inflammable Liquids Act 1966’, the ‘Liquefied Gases Act 1968’, the ‘Mining Development Act 1958’, the ‘National Parks Act 1975’, the ‘Petroleum Act 1958’, and the ‘Town and Country Planning Act 1961’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

43 MUSEUMS BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendment made in such Bill by the Council.

44 SUPPLY (1983-84, No. 1) BILL—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

45 FIREARMS (AMENDMENT) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—Debate resumed.

The Honourable W. R. Baxter moved, as an amendment, That all the words after “That” be omitted with the view of inserting in place thereof “this House refuses to read this Bill a second time until its provisions have been considered by a Select Committee of the Legislative Council and a report made to the House”.

Debate ensued.

Question—That the words proposed to be omitted stand part of the question—put.

The Council divided.

AYES, 34

The Hon. M. J. Arnold
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 G. A. S. Butler
 G. P. Connard
 Joan Cocksedge
 D. G. Crozier
 J. L. Dixon
 F. J. Granter
 J. V. C. Guest (*Teller*)
 D. K. Hayward
 D. E. Henshaw
 C. J. Hogg
 W. V. Houghton
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. I. Knowles
 R. Lawson
 R. J. Long
 R. A. Mackenzie
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 N. B. Reid
 M. J. Sandon (*Teller*)
 G. A. Sgro
 Haddon Storey
 Evan Walker
 D. R. White

NOES, 4

The Hon. W. R. Baxter (*Teller*)
 B. P. Dunn
 D. M. Evans (*Teller*)
 K. I. M. Wright

And so it was resolved in the affirmative—Amendment negatived.

Question—That this Bill be now read a second time—put.

The Council divided.

AYES, 35

The Hon. M. J. Arnold
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 G. A. S. Butler
 G. P. Connard
 Joan Cocksedge
 D. G. Crozier
 J. L. Dixon
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward
 D. E. Henshaw

NOES, 4

The Hon. W. R. Baxter (*Teller*)
 B. P. Dunn
 D. M. Evans (*Teller*)
 K. I. M. Wright

C. J. Hogg
 W. V. Houghton (*Teller*)
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. I. Knowles
 R. Lawson
 R. J. Long
 R. A. Mackenzie
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 J. W. S. Radford
 N. B. Reid
 M. J. Sandon
 G. A. Sgro (*Teller*)
 Haddon Storey
 Evan Walker
 D. R. White

And so it was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

And having continued to sit until after 12 midnight—

THURSDAY, 2 JUNE

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had agreed to the Bill with amendments.

The Honourable A. J. Hunt moved, That the Bill be recommitted to a Committee of the whole in respect of clause 17.

Question—put and resolved in the affirmative—The President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with a further amendment, the House ordered the Reports to be taken into consideration this day, whereupon the House adopted the Reports, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 46 RACING (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to establish the Racing Appeals Tribunal and to further amend the ‘Racing Act 1958’ with respect to the regulation of race-meetings, the distribution of commission by the Totalizator Agency Board, the application of the Race-courses Development Fund, betting on greyhound races, and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. E. Kent, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

And then the Council, at 2.33 a.m. adjourned until this day.

A. R. B. McDONNELL,
Clerk of the Legislative Council.

No. 56—Thursday, 2 June 1983

- 1 The President took the Chair and read the Prayer.
- 2 PAPERS—The following Papers, pursuant to the direction of an Act of Parliament, were laid upon the Table by the Clerk:
 - Town and Country Planning Act 1961—
 - Ballarat—Shire of Ballarat Planning Scheme—Amendment No. 14.
 - Buninyong—Shire of Buninyong Planning Scheme—Amendment No. 9.
 - Cobram—Shire of Cobram Planning Scheme 1979—Amendment No. 5, 1982.
 - Hastings—Shire of Hastings Planning Scheme—Amendment No. 14.
 - Horsham—City of Horsham Planning Scheme 1973—Amendment No. 73, 1982.
 - Lillydale—Shire of Lillydale Planning Scheme—Amendment No. 157.
 - Sebastopol—Borough of Sebastopol Planning Scheme—Amendment No. 25.
 - Seymour Planning Scheme—Amendment No. 69.
 - Shepparton—City of Shepparton Planning Scheme 1953—Amendment No. 65, 1982.
 - Sherbrooke—Shire of Sherbrooke Planning Scheme 1979 (Urban Areas)—Amendment No. 4A, 1983.
- 3 SESSIONAL ORDERS—The Honourable Evan Walker moved, That so much of the Sessional Orders as requires that no new business be taken after 10.00 p.m. and that General Business shall take precedence of Government Business on Wednesdays be suspended until the end of June and that until the end of June, unless otherwise ordered by the House, new business may be taken at any hour and Government Business shall take precedence of all other business.

Debate ensued.

Question—put and resolved in the affirmative.
- 4 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 to 4 inclusive, be postponed until later this day.
- 5 LIQUOR CONTROL BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable W. R. Baxter moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.
- 6 MINES (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable D. G. Crozier moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.
- 7 SUPPLY (1983-84, No. 1) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 8 LIQUOR CONTROL BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—
Debate resumed.
The Honourable M. J. Sandon moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until later this day.
- 9 TRANSPORT BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.
The Honourable A. J. Hunt (for the Honourable R. J. Long) moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until Thursday next.
- 10 LIQUOR CONTROL BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—
Debate resumed.
The Honourable M. J. Arnold moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until later this day.
- 11 ANZ EXECUTORS & TRUSTEE COMPANY BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Trustee Companies Act 1958', to provide for the transfer to a wholly owned subsidiary of Australia and New Zealand Banking Group Limited of the trust business of The Trustees Executors & Agency Company Limited and for other purposes*" and desiring the concurrence of the Council therein.
On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.
Accordingly, the Honourable D. R. White moved, That this Bill be now read a second time.
And the President having ruled the Bill to be a Private Bill—
The Honourable D. R. White moved, That this Bill be dealt with as a Public Bill except in relation to the payment of fees.
Question—put and resolved in the affirmative.
And the Honourable D. R. White having produced a receipt showing that the sum of \$1000 had been paid into the Treasury for the public uses of the State—
Debate on main question ensued.
Question—put and resolved in the affirmative.
Bill read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 12 INDUSTRIAL RELATIONS (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendments made in such Bill by the Council.
- 13 ADMINISTRATIVE ARRANGEMENTS BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make Provision in relation to Changes in Administrative Arrangements with respect to Ministries, Departments and Officers of Departments and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday, 14 June.

- 14 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday, 14 June at 2.00 p.m.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 5.18 p.m., adjourned until Tuesday, 14 June at 2.00 p.m.

A. R. B. McDONNELL,
Clerk of the Legislative Council.

Mr President takes the Chair at 2.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- 1 RACING (AMENDMENT) BILL—(from Assembly—Hon D. E. Kent)—Second reading.
- 2 LIQUOR CONTROL BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. M. J. Arnold).
- 3 TRANSPORT BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—*Resumption of debate.* (Hon. R. J. Long).
- 4 MINES (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. D. G. Crozier).
- *5 ADMINISTRATIVE ARRANGEMENTS BILL—(from Assembly—Hon. Evan Walker)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 6 WORKERS COMPENSATION (AMENDMENT) BILL (No. 2)—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. W. R. Baxter).
- 7 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 8 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 9 MILK PASTEURIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—*Resumption of debate.* (Hon. R. I. Knowles).
- 10 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).

GENERAL BUSINESS

Notice of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.

Orders of the Day

- 1 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(Hon. P. D. Block)—Second reading—*Resumption of debate.* (Hon. D. E. Kent).
- 2 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (Hon. Haddon Storey)—*Resumption of debate.* (Hon. W. A. Landeryou).
- 3 FORESTS COMMISSION REVIEW—REPORT, MINISTERIAL RESPONSE TO RECOMMENDATIONS AND MINISTERIAL STATEMENT—To be considered.
- 4 CONSTITUTION (REFORM) BILL—(Hon. Haddon Storey)—Second reading—*Resumption of debate.* (Hon. B. P. Dunn).

* Indicates new entry.

- 5 MMBW HEAD OFFICE BUILDING—MINISTERIAL STATEMENT AND ACCOMPANYING PAPER—To be considered.
- 6 MELBOURNE AIRSHED STUDY—MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 7 CASINOS—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—To be considered.
- 8 HUNTINGTON'S DISEASE—MOTION RECOMMENDING INCREASED GOVERNMENT ASSISTANCE AND CONSIDERATION OF CHANGES TO ADOPTION LEGISLATION (*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. L. A. McArthur*).
- φ9 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- φ10 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- 11 DRUG TRAFFICKING—REPORT OF ROYAL COMMISSION AND PREMIER'S MINISTERIAL STATEMENT—To be considered.
- 12 RIVER MURRAY COMMISSION REPORT—1981-82—To be considered.
- 13 AUDIT ACT REVIEW—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 14 POULTRY FARMER LICENSING COMMITTEE REPORT, 1982-83—To be considered.

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

* * * *

SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables B. P. Dunn, J. V. C. Guest, D. K. Hayward, A. J. Hunt and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, J. H. Kennan, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

§Wednesday—Private Members' business.

§No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

Mr President takes the Chair at 10.00 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- 1 ADMINISTRATIVE ARRANGEMENTS BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- *2 STATE BOARD OF EDUCATION BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- *3 STATE INSURANCE OFFICE (EXTENSION OF FRANCHISE) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. P. D. Block).
- 4 MINES (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. D. G. Crozier).
- 5 LIQUOR CONTROL BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. R. J. Long).
- *6 BEER PRICES REGULATION (TEMPORARY PROVISIONS) BILL—(From Assembly—Hon. D. R. White)—Second reading—Resumption of debate. Hon. C. Bubb).
- 7 RACING (AMENDMENT) BILL—(from Assembly—Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. F. J. Granter).
- *8 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- *9 PUBLIC ACCOUNT (ADVANCES) BILL—(from Assembly—Hon. D. R. White)—To be further considered in Committee.
- 10 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 11 WORKERS COMPENSATION (AMENDMENT) BILL (No. 2)—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. W. R. Baxter).
- 12 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 13 MILK PASTEURIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- 14 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. Haddon Storey).

GENERAL BUSINESS

Notice of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.

* Indicates new entry.

Contingent Notice of Motion

- *1 The Hon. HADDON STOREY—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

Orders of the Day

- 1 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(Hon. P. D. Block)—Second reading—*Resumption of debate.* (Hon. D. E. Kent).
- 2 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (Hon. Haddon Storey)—*Resumption of debate.* (Hon. W. A. Landeryou).
- 3 FORESTS COMMISSION REVIEW—REPORT, MINISTERIAL RESPONSE TO RECOMMENDATIONS AND MINISTERIAL STATEMENT—To be considered.
- 4 CONSTITUTION (REFORM) BILL—(Hon. Haddon Storey)—Second reading—*Resumption of debate.* (Hon. B. P. Dunn).
- 5 MMBW HEAD OFFICE BUILDING—MINISTERIAL STATEMENT AND ACCOMPANYING PAPER—To be considered.
- 6 MELBOURNE AIRSHED STUDY—MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 7 CASINOS—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—To be considered.
- 8 HUNTINGTON'S DISEASE—MOTION RECOMMENDING INCREASED GOVERNMENT ASSISTANCE AND CONSIDERATION OF CHANGES TO ADOPTION LEGISLATION (Hon. D. M. Evans)—*Resumption of debate.* (Hon. L. A. McArthur).
- φ9 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (Hon. J. V. C. Guest)—*Resumption of debate.* (Hon. M. J. Arnold).
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- 13 AUDIT ACT REVIEW—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 14 POULTRY FARMER LICENSING COMMITTEE REPORT, 1982-83—To be considered.
- *15 CHIROPODISTS REGISTRATION BOARD REPORT AND FINANCIAL STATEMENT, 1982—To be considered.
- *16 GROUNDWATER INVESTIGATION PROGRAM REPORT, 1982—To be considered.

Wednesday, 15 June 1983

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- *17 LIBRARY COUNCIL REPORT, 1980-81—To be considered.
 - *18 MEDICAL BOARD REPORT, 1981-82—To be considered.
 - *19 DEPARTMENT OF PLANNING REPORT, 1981-82—To be considered.
 - *20 PORT OF GEELONG AUTHORITY ACCOUNTS, 1982—To be considered.

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

* * * *

SELECT COMMITTEES

*ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, J. H. Kennan, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

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Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

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§No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

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Mr President takes the Chair at 10.00 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- 1 LIQUOR CONTROL BILL—(from Assembly—Hon. D. R. White)—To be further considered in committee.
- 2 BEER PRICES REGULATION (TEMPORARY PROVISIONS) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. C. Bubb).
- 3 RACING (AMENDMENT) BILL—(from Assembly—Hon D. E. Kent)—Second reading—Resumption of debate. (Hon. F. J. Granter).
- 4 STATE INSURANCE OFFICE (EXTENSION OF FRANCHISE) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. W. R. Baxter).
- *5 HOSPITALS AND CHARITIES (COMMITTEES OF MANAGEMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. C. Bubb).
- *6 MEDICAL PRACTITIONERS (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. G. P. Connard).
- 7 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 8 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 9 WORKERS COMPENSATION (AMENDMENT) BILL (NO. 2)—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. W. R. Baxter).
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- 12 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—Resumption of debate. (Hon. Haddon Storey).

GENERAL BUSINESS

Notice of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.

Contingent Notice of Motion

- 1 The Hon. HADDON STOREY—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which

* Indicates new entry.

the Governor may dissolve the Assembly, and to make amendments incidental thereto.

Orders of the Day

- 1 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate. (Hon. D. E. Kent).*
- 2 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (*Hon. Haddon Storey*)—*Resumption of debate. (Hon. W. A. Landeryou).*
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- 7 CASINOS—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF REPORT AND STATEMENT (*Hon. P. D. Block*)—*Resumption of debate. (Hon. G. A. Sgro).*
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- 19 DEPARTMENT OF PLANNING REPORT, 1981-82—To be considered.

Thursday, 16 June 1983

3

20 PORT OF GEELONG AUTHORITY ACCOUNTS, 1982—To be considered.

*21 ADULT PAROLE BOARD REPORT, 1981-82—To be considered.

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 57, 58 and 59

No. 57—Tuesday, 14 June 1983

- 1 The President took the Chair and read the Prayer.
- 2 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR—The Honourable Evan Walker presented a Message from His Excellency the Governor informing the Council that he had, on 7 June, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz.:

Water and Sewerage Authorities (Restructuring) Act.

Geelong Waterworks and Sewerage (Bellarine Water Supply) Act.

Road Traffic (Amendment) Act.

ANZ Executors & Trustee Company Act.

- 3 GRAIN ELEVATORS (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to increase the borrowing powers of the Grain Elevators Board and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. E. Kent, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 4 STAMPS (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to vary and extend the Exemptions from Stamp Duty, to remove anomalies in Stamp Duty and to make additional provisions with respect to certain interests in and dealings relating to Marketable Securities and for those purposes to amend the 'Stamps Act 1958' and the 'Motor Car (Mass and Dimension Limits) Act 1981' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 5 PUBLIC ACCOUNT (ADVANCES) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend Section 4 of the 'Public Account Act 1958'*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 6 MOTOR ACCIDENTS (APPLICATIONS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to alter the period within which applications may be made for compensation under the 'Motor Accidents Act 1973', and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 7 LEGAL PROFESSION PRACTICE (SOLICITORS' GUARANTEE FUND) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An*

Act to amend section 53 of the 'Legal Profession Practice Act 1958' and for other purposes" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 8 COMMUNITY WELFARE SERVICES (ATTENDANCE CENTRE PERMITS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to empower the Director-General of Community Welfare Services to permit an Offender undergoing a Term of Imprisonment in default of Payment of a Fine to serve the Term by way of Attendance at an Attendance Centre, to amend the 'Community Welfare Services Act 1970', the 'Penalties and Sentences Act 1981', and for other purposes"* and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 9 POLICE REGULATION (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Police Regulation Act 1958' "* and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 10 CONSTITUTION (DURATION OF PARLIAMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Constitution Act 1975' and 'The Constitution Act Amendment Act 1958' with respect to the Duration of the Legislative Assembly and the Tenure of Members of the Legislative Council and for other purposes"* and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 11 STATE INSURANCE OFFICE (EXTENSION OF FRANCHISE) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'State Insurance Office Act 1975' to extend the Franchise of the State Insurance Office and for other purposes"* and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 12 ST ANDREW'S HOSPITAL (GUARANTEE) (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'St Andrew's Hospital (Guarantee) Act 1978' to make provision with respect to an Increase in the Sum guaranteed and for other purposes"* and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 13 SUPPORTING PARENTS CONCESSION BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Motor Car Act 1958' and the 'Municipalities Assistance Act 1973' with respect to Concessions to be made to Supporting Parents within the meaning of the 'Social Security Act 1947' of the Commonwealth"* and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 14 ECONOMIC AND BUDGET REVIEW COMMITTEE—The Honourable Evan Walker moved, by leave, That the Honourable A. J. Hunt be discharged from attendance upon the Economic and Budget Review Committee and that the Honourable G. P. Connard be added to such Committee.

Question—put and resolved in the affirmative.

- 15 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Chiropodists Registration Board—Report and financial statement for the year 1982 (two papers).

Groundwater—Report on the Investigation Programme for the year 1982.

Library Council—Report for the year 1980–81.

Medical Board—Report for the year 1981–82.

Planning—Report of the Department of Planning for the year 1981–82.

Port of Geelong Authority—Statement of accounts for the year 1982.

Town and Country Planning Act 1961—

Croydon—City of Croydon Planning Scheme 1961—Amendment No. 122.

Geelong Regional Planning Scheme—Amendment No. 42, Part B.

Hastings—Shire of Hastings Planning Scheme—Amendment No. 6, Part 1.

Melbourne Metropolitan Planning Scheme—Amendment No. 188, Part 1 (with thirty-five maps).

Moe—City of Moe Planning Scheme 1966—Amendment No. 64, Part 3.

Phillip Island Planning Scheme—Amendment No. 15.

Seymour Planning Scheme—Amendments Nos. 68, 72 and 75.

Sherbrooke—Shire of Sherbrooke Planning Scheme 1979 (Urban Areas)—Amendment No. 12.

Tambo—Shire of Tambo (Lakes Entrance) Planning Scheme—Amendment No. 41.

Woorayl—Shire of Woorayl Planning Scheme—Amendments Nos. 57, 60 and 61.

The Honourable A. J. Hunt moved, That the reports and statement of accounts be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 16 RACING (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. E. Kent moved, That this Bill be now read a second time.

The Honourable F. J. Granter moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 17 GRAIN ELEVATORS (AMENDMENT) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 18 STAMPS (AMENDMENT) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 19 PUBLIC ACCOUNT (ADVANCES) BILL—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The Deputy President resumed the Chair; and the Honourable D. M. Evans reported that the Committee had made progress in the Bill, and asked leave to sit again, having agreed to the following resolution:
That it be a suggestion to the Assembly that they make the following amendments in the Bill, viz.:
- 1 Clause 2, page 2, line 2, after “may” insert “with the approval of the Governor in Council”.
 - 2 Clause 2, page 2, at the end of the clause insert:
“() Where the Governor in Council approves of the issue of moneys out of the Consolidated Fund or the Works and Services Account pursuant to the provisions of sub-section (3) the Treasurer shall, before issuing those moneys, cause to be published in the *Government Gazette* the Order in Council approving the issue of the moneys and specifying the purpose for which the moneys are required to be expended.”.
- On the motion of the Honourable D. R. White, the Council adopted the resolution reported from the Committee of the whole.
Ordered—That the Bill be returned to the Assembly with a Message suggesting that the Assembly amend the same as set forth in the foregoing resolution.
Resolved—That the Council will, later this day, again resolve itself into the said Committee.
- 20 MOTOR ACCIDENTS (APPLICATIONS) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 21 LEGAL PROFESSION PRACTICE (SOLICITORS’ GUARANTEE FUND) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 22 COMMUNITY WELFARE SERVICES (ATTENDANCE CENTRE PERMITS) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 23 BEER PRICES REGULATION (TEMPORARY PROVISIONS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to make temporary Provision for the Regulation of the Prices at which Beer may be sold by Breweries and for other purposes*” and desiring the concurrence of the Council therein.
On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 24 POLICE REGULATION (AMENDMENT) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 25 CONSTITUTION (DURATION OF PARLIAMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 26 STATE INSURANCE OFFICE (EXTENSION OF FRANCHISE) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable P. D. Block moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 27 ST ANDREW'S HOSPITAL (GUARANTEE) (AMENDMENT) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 28 SUPPORTING PARENTS CONCESSION BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 29 CONSUMER AFFAIRS COMMITTEE BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Consumer Affairs Act 1972' so as to abolish the Consumer Affairs Council and establish the Consumer Affairs Committee, and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White (for the Honourable Evan Walker), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 30 BEER PRICES REGULATION (TEMPORARY PROVISIONS) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable C. Bubb moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 31 CONSUMER AFFAIRS COMMITTEE BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time, after debate, and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 32 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 2, be postponed until later this day.

- 33 TRANSPORT BILL—The Order of the day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the

Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 34 LIQUOR CONTROL BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable R. J. Long moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 35 STATE BOARD OF EDUCATION BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to establish a State Board of Education, and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 36 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until tomorrow at 10.00 a.m.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

And the Council having continued to sit until after 12 midnight—

WEDNESDAY, 15 JUNE

Debate continued.

Question—put and resolved in the affirmative.

And then the Council, at 12.13 a.m., adjourned until this day at 10.00 a.m.

A. R. B. McDONNELL
Clerk of the Legislative Council

No. 58—Wednesday, 15 June 1983

- 1 The President took the Chair and read the Prayer.
- 2 TRANSPORT BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendments made in such Bill by the Council.

- 3 POST-SECONDARY EDUCATION (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to provide for the better development and Co-ordination of Technical and Further Education in Victoria, to establish a Technical and Further Education Board, to amend the ‘Post-Secondary Education Act 1978’ and other Acts, and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 4 PETITION—FERNTREE GULLY PLANNING—The Honourable B. T. Pullen presented a Petition from certain citizens of Ferntree Gully praying that action be taken to stop the granting of permits by the Planning Appeals Board for high density living in Ferntree Gully.

Ordered to lie on the Table.

- 5 PAPER—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:

Adult Parole Board—Report for the year 1981–82.

The Honourable A. J. Hunt moved, That the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 6 POSTPONEMENT OF ORDERS OF THE DAY AND NOTICE OF MOTION—Ordered—That the consideration of the Orders of the Day, Government Business, the Notice of Motion, General Business, and Orders of the Day, General Business, Nos. 1 to 6 inclusive, be postponed until later this day.

- 7 CASINOS—The Order of the Day having been read for the consideration of the report of the Board of Inquiry into Casinos and the Premier’s related Ministerial statement—

The Honourable P. D. Block moved, That the Council take note of the report and statement.

The Honourable G. A. Sgro moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 8 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR—The Honourable Evan Walker presented a Message from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz.:

Industrial Relations (Amendment) Act.

Supply (1983–84, No. 1) Act.

Works and Services (Supply 1983–84) Act.

Statute Law Revision Act.

Museums Act.

- 9 ADMINISTRATIVE ARRANGEMENTS BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 10 POST-SECONDARY EDUCATION (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 11 STATE BOARD OF EDUCATION BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment and desiring their concurrence therein.

- 12 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make special Provision in relation to Long Service Leave for Persons employed in the Construction Industry, to re-enact with amendments the 'Building Industry Long Service Leave Act 1975', to repeal the 'Construction Industry (Electrical and Metal Trades) Long Service Leave Act 1982', to amend certain other Acts, and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 13 MINES (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments and desiring their concurrence therein.

- 14 MENTAL HEALTH (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Mental Health Act 1959' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 15 HOSPITALS AND CHARITIES (COMMITTEES OF MANAGEMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Hospitals and Charities Act 1958’, the ‘Health Act 1958’ and the ‘Cancer Act 1958’ to facilitate employee representation on hospital committees of management, to provide for a retirement age of 72 years for members of those committees, to make provision relating to the disclosure of information by specified persons, and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 16 HISTORIC BUILDINGS (FURTHER AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same without amendment.

- 17 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE BILL—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 18 PUBLIC ACCOUNT (ADVANCES) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that the Assembly, having considered the Message of the Council suggesting on the consideration of the Bill in Committee that the Assembly make certain amendments in such Bill, have made one of the said amendments, and have made the other of the said amendments with modifications, and desiring the concurrence of the Council therein.

Ordered—That the foregoing Message be referred to the Committee of the whole on the Bill.

- 19 STATE INSURANCE OFFICE (EXTENSION OF FRANCHISE) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable W. R. Baxter moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Question—That the debate be adjourned until later this day—proposed.

The Honourable C. Bubb moved, as an amendment, That “until later this day” be omitted with the view of inserting in place thereof “for four weeks”.

Debate ensued.

Question—That the words proposed to be omitted stand part of the question—put.

The Council divided.

AYES, 20

The Hon. M. J. Arnold (*Teller*)
 W. R. Baxter (*Teller*)
 G. A. S. Butler
 Joan Cocksedge
 B. P. Dunn
 D. M. Evans
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 G. A. Sgro
 Evan Walker
 D. R. White
 K. I. M. Wright

NOES, 15

The Hon. H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 G. P. Connard
 D. G. Crozier
 F. J. Granter
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles (*Teller*)
 R. Lawson (*Teller*)
 R. J. Long
 J. W. S. Radford
 Haddon Storey

And so it was resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 20 FIREARMS (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to some of the amendments made by the Council, have disagreed with one of the amendments, and have agreed to the others of the said amendments in the Bill with consequential amendments, and desiring the concurrence of the Council therein.

Ordered—That the foregoing Message be now taken into consideration.

And the respective amendments disagreed with or agreed to by the Assembly with consequential amendments were read and are as follows:

*Amendments made by the
 Legislative Council*

How dealt with by the Legislative Assembly

2. Clause 6, paragraph (a),
 omit this paragraph.

Agreed to and the following consequential amendments
 made in the Bill:

- 1 Clause 6, lines 36 and 37, omit “and (b)”.
- 2 Clause 6, line 38, omit “, permit”.

* *

* * *

8. Clause 11, sub-clause (2),
 page 7, lines 29 to 36,
 omit the words and
 expressions on these
 lines.

Agreed to and the following consequential amendments
 made in the Bill:

- 1 Clause 11, page 7, line 37, omit “(2C)” and insert
 “(2B)”.
- 2 Clause 11, page 7, line 41, omit “(2D)” and insert
 “(2C)”.
- 3 Clause 11, page 8, line 4, omit “(2E)” and insert
 “(2D)”.
- 4 Clause 11, page 8, line 10, omit “(2F)” and insert
 “(2E)”.
- 5 Clause 11, page 8, line 10, omit “(2C)” and insert
 “(2B)”.
- 6 Clause 11, page 8, line 11, omit “(2E)” and insert
 “(2D)”.
- 7 Clause 11, page 8, line 17, omit “(2G)” and insert
 “(2F)”.

Amendments made by the
Legislative Council

How dealt with by the Legislative Assembly

14. Clause 11, sub-clause (3), page 8, line 29, omit "air-gun,".	Disagreed with.
* * * * *	
16. Clause 11, sub-clause (7), page 9, lines 37 to 41, omit the words and expressions on these lines and insert "Act 1983 shall when he next applies for renewal of his licence after the said commencement".	Agreed to and the following consequential amendment made in the Bill: Clause 11, page 10, line 11, omit "sub-section (11) (b)".
* * * * *	
18. Clause 12, lines 22 to 44, omit the words and expressions on these lines and insert— "12. Section 22AB of the Principal Act is hereby repealed."	Agreed to and the following consequential amendments made in the Bill: 1 Clause 11, page 8, line 17, omit "and of section 22AB (1)". 2 Clause 11, page 10, line 12, omit "or section 22AB (3)".

The Honourable R. A. Mackenzie moved, That the Council agree to the foregoing amendments made by the Assembly consequential on amendments made by the Council and that the Council do not insist on the amendment with which the Assembly have disagreed.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 21 POST-SECONDARY EDUCATION (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 22 ESTATE AGENTS (RECONSTITUTION) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same without amendment.

- 23 PUBLIC ACCOUNT (ADVANCES) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill (including the Council's suggested

amendments made by the Assembly with modifications) without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill (including the Council's suggested amendments made by the Assembly with modifications) without amendment.

- 24 LIQUOR CONTROL BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

Question—put.

The Council divided.

AYES, 30

The Hon. M. J. Arnold
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 G. A. S. Butler (*Teller*)
 G. P. Connard
 Joan Coxsedge
 D. G. Crozier
 D. K. Hayward
 C. J. Hogg
 W. V. Houghton
 A. J. Hunt
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. I. Knowles
 R. Lawson
 R. J. Long
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 J. W. S. Radford
 M. J. Sandon
 G. A. Sgro (*Teller*)
 Haddon Storey
 Evan Walker
 D. R. White

NOES, 4

The Hon. W. R. Baxter (*Teller*)
 B. P. Dunn
 D. M. Evans (*Teller*)
 K. I. M. Wright

And so it was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

- 25 MEDICAL PRACTITIONERS (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Medical Practitioners Act 1970' generally*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 26 CONSTRUCTION INDUSTRY LONG SERVICE LEAVE BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 27 HOSPITALS AND CHARITIES (COMMITTEES OF MANAGEMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable C. Bubb moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 28 MEDICAL PRACTITIONERS (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable G. P. Connard moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 29 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until tomorrow at 10.00 a.m.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

And the Council having continued to sit until after 12 midnight—

THURSDAY, 16 JUNE

Debate continued.

Question—put and resolved in the affirmative.

And then the Council, at 12.13 a.m., adjourned until this day at 10.00 a.m.

A. R. B. McDONNELL
Clerk of the Legislative Council

- 11 LIQUOR CONTROL BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to some of the amendments made by the Council, and have disagreed with others of the said amendments.

Ordered—That the foregoing Message be taken into consideration later this day.

- 12 STATE INSURANCE OFFICE (EXTENSION OF FRANCHISE) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

Question—put.

The Council divided.

AYES, 20

The Hon. W. R. Baxter
 G. A. S. Butler
 Joan Coxsedge
 B. P. Dunn
 D. M. Evans
 D. E. Henshaw (*Teller*)
 C. J. Hogg (*Teller*)
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White
 K. I. M. Wright

NOES, 15

The Hon. H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 G. P. Connard
 D. G. Crozier
 F. J. Granter
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long (*Teller*)
 J. W. S. Radford (*Teller*)
 Haddon Storey

And so it was resolved in the affirmative—Bill read a second time.

The Honourable D. R. White moved, That the Bill be now committed.

The Honourable P. D. Block moved, as an amendment, That the words “now committed” be omitted with the view of inserting in place thereof “committed four weeks hence”.

Debate ensued.

Question—That the words proposed to be omitted stand part of the question—put.

The Council divided.

AYES, 20

The Hon. W. R. Baxter
 G. A. S. Butler
 Joan Coxsedge
 B. P. Dunn
 D. M. Evans
 D. E. Henshaw
 C. J. Hogg
 C. J. Kennedy (*Teller*)
 D. E. Kent

NOES, 15

The Hon. H. G. Baylor (*Teller*)
 M. A. Birrell (*Teller*)
 P. D. Block
 C. Bubb
 G. P. Connard
 D. G. Crozier
 F. J. Granter
 D. K. Hayward
 W. V. Houghton

J. E. Kirner (*Teller*)
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White
 K. I. M. Wright

A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 Haddon Storey

And so it was resolved in the affirmative—Bill committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

13 PAPERS—

PARLIAMENT HOUSE ACCOMMODATION—The Honourable A. J. Hunt moved, by leave, That there be laid before this House a copy of the House Committee report “Parliament House Victoria, Volume 2: Design Brief and Accommodation Requirements”.

Question—put and resolved in the affirmative.

The said paper was thereupon presented by the Honourable A. J. Hunt and ordered to lie on the Table.

* * * * *

The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Grain Elevators Board—Report for the year ended 31 October 1982.

Land Act 1958—Resumption of land for erection of Police Radio Base—Certificate of the Minister of Public Works.

Statutory Rules under the following Acts of Parliament:

Estate Agents Act 1980—No. 108.

Farm Produce Merchants and Commission Agents Act 1965—No. 109.

Fruit and Vegetables Act 1958—No. 102.

Health Act 1958—No. 107.

Local Government Act 1958—No. 106.

Melbourne and Metropolitan Board of Works Act 1958—No. 104.

Motor Boating Act 1961—No. 105.

Poisons Act 1962—No. 110.

Public Service Act 1974—PSD Nos. 31 to 33.

Water Act 1958—No. 100.

The Honourable A. J. Hunt moved, That the report tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

14 LIQUOR CONTROL BILL—The Order of the Day having been read for the consideration of the amendments made in this Bill by the Council and disagreed with by the Assembly, the said amendments were read and are as follows:

2 Clause 8, line 27, after “8.” insert “The operation of”.

3 Clause 8, line 27, omit “shall be repealed” and insert “may be suspended by proclamation of the Governor in Council published in the *Government Gazette* and that proclamation may in a like manner be revoked”.

* * * * *

6 Clause 30, omit this clause.

* * * * *

10 Clause 34, omit this clause.

The Honourable D. R. White moved, That the Council do not insist on amendments Nos. 2 and 3 disagreed with by the Assembly.

Debate ensued.

Question—put.

The Council divided.

AYES, 16

The Hon. G. A. S. Butler
Joan Cocksedge
D. E. Henshaw
C. J. Hogg
J. H. Kennan
C. J. Kennedy
D. E. Kent
J. E. Kirner
R. A. Mackenzie
B. W. Mier (*Teller*)
B. A. Murphy
B. T. Pullen
M. J. Sandon (*Teller*)
G. A. Sgro
Evan Walker
D. R. White

NOES, 19

The Hon. W. R. Baxter
H. G. Baylor
M. A. Birrell
P. D. Block (*Teller*)
C. Bubb (*Teller*)
G. P. Connard
D. G. Crozier
B. P. Dunn
D. M. Evans
F. J. Granter
D. K. Hayward
W. V. Houghton
A. J. Hunt
R. I. Knowles
R. Lawson
R. J. Long
J. W. S. Radford
Haddon Storey
K. I. M. Wright

And so it passed in the negative—Amendments insisted on.

The Honourable D. R. White moved, That the Council do not insist on amendment No. 6 disagreed with by the Assembly.

Question—put.

The Council divided.

AYES, 20

The Hon. W. R. Baxter
G. A. S. Butler
Joan Cocksedge
B. P. Dunn
D. M. Evans
D. E. Henshaw
C. J. Hogg
J. H. Kennan
C. J. Kennedy

NOES, 15

The Hon. H. G. Baylor
M. A. Birrell
P. D. Block
C. Bubb
G. P. Connard (*Teller*)
D. G. Crozier (*Teller*)
F. J. Granter
D. K. Hayward
W. V. Houghton

D. E. Kent
 J. E. Kirner
 R. A. Mackenzie
 B. W. Mier
 B. A. Murphy (*Teller*)
 B. T. Pullen (*Teller*)
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White
 K. I. M. Wright

A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 Haddon Storey

And so it was resolved in the affirmative.

The Honourable D. R. White moved, That the Council do not insist on amendment No. 10 disagreed with by the Assembly.

Question—put.

The Council divided.

AYES, 20

The Hon. W. R. Baxter
 G. A. S. Butler (*Teller*)
 Joan Cocksedge (*Teller*)
 B. P. Dunn
 D. M. Evans
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. A. Mackenzie
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White
 K. I. M. Wright

NOES, 15

The Hon. H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 G. P. Connard
 D. G. Crozier
 F. J. Granter (*Teller*)
 D. K. Hayward (*Teller*)
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 Haddon Storey

And so it was resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them that the Council insist on some of the amendments with which the Assembly have disagreed, and do not insist on others of the said amendments.

- 15 RACING (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to one of the amendments made by the Council, have disagreed with one of the amendments, have disagreed with another of the said amendments but have made amendments, and have agreed to the remaining amendments in the Bill, each with an amendment, and desiring the concurrence of the Council therein.

Ordered—That the foregoing Message be now taken into consideration.

And the respective amendments disagreed with by the Assembly, or agreed to with amendments, and the further amendments were read and are as follows:

*Amendments made by the
Legislative Council*

How dealt with by the Legislative Assembly

1. Clause 6, line 8, after "year" insert "but so that seventy-nine of those meetings shall be held as they were authorized to be held immediately prior to the commencement of section 6 of the *Racing (Amendment) Act 1983* together with race-meetings to be held on twelve additional Tuesdays as determined by the Minister".

*

*

*

*

*

3. Clause 11, omit this clause.

4. *Insert the following new clause to follow clause 10:*

'A. In section 33 (d) of the Principal Act for the expression "31st day of March 1928" there shall be substituted the expression "1 August 1982".'

5. *Insert the following new clause to follow clause 15:*

'B. The amendments made to the several provisions of the Principal Act by sections 4 to 14 of this Act shall continue in force for a period of 12 months respectively and no longer and upon the expiration thereof of the several provisions of the Principal Act shall have effect as if those provisions had not been amended by this Act.'

Agreed to with the following amendment:
Omit "Tuesdays" and insert "Wednesdays".

Disagreed with.

Disagreed with but the following amendments made in the Bill:

1. Clause 11, after "11." insert "(1)".

2. Clause 11, at the end of the clause insert—

'(2) In section 33 of the Principal Act, after paragraph (c) there is hereby inserted the following paragraph:

'(d) The total number of race meetings for horse races determined by the Minister under paragraph (c) in respect of any race meetings district shall not be less than the number of race meetings for horse races held in such race meetings district during the year which began on 1 August 1983 by all clubs associations and bodies of persons registered by and under the rules for the time being in force of the Victoria Racing Club.'

Agreed to with the following amendment:

Omit "for a period of 12 months" and insert "until 1 April, 1985".

The Honourable D. E. Kent moved, That the Council agree to the amendment made by the Assembly to amendment No. 1.

Debate ensued.

Question—put.

The Council divided.

AYES, 20

The Hon. W. R. Baxter
 G. A. S. Butler
 Joan Coxsedge
 B. P. Dunn
 D. M. Evans
 D. E. Henshaw (*Teller*)
 C. J. Hogg (*Teller*)
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 G. A. Sgro
 Evan Walker
 D. R. White
 K. I. M. Wright

NOES, 15

The Hon. H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 G. P. Connard
 D. G. Crozier
 F. J. Granter
 D. K. Hayward
 W. V. Houghton (*Teller*)
 A. J. Hunt
 R. I. Knowles (*Teller*)
 R. Lawson
 R. J. Long
 J. W. S. Radford
 Haddon Storey

And so it was resolved in the affirmative.

The Honourable D. E. Kent moved, That the Council do not insist on amendment No. 3 disagreed with by the Assembly.

Question—put.

The Council divided.

AYES, 19

The Hon. W. R. Baxter
 G. A. S. Butler
 Joan Coxsedge
 B. P. Dunn
 D. M. Evans
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy (*Teller*)
 D. E. Kent
 J. E. Kirner (*Teller*)
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 G. A. Sgro
 Evan Walker
 D. R. White
 K. I. M. Wright

NOES, 15

The Hon. H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 G. P. Connard
 D. G. Crozier
 F. J. Granter
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson (*Teller*)
 R. J. Long (*Teller*)
 J. W. S. Radford
 Haddon Storey

And it was resolved in the affirmative.

The Honourable D. E. Kent moved, That the Council do not insist on amendment No. 4 disagreed with by the Assembly and agree to the amendments made by the Assembly to clause 11.

Debate ensued.

Question—put.

The Council divided.

AYES, 20

The Hon. W. R. Baxter
 G. A. S. Butler
 Joan Cocksedge
 B. P. Dunn
 D. M. Evans
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan (*Teller*)
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. A. Mackenzie
 L. A. McArthur (*Teller*)
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 K. I. M. Wright

NOES, 15

The Hon. H. G. Baylor
 M. A. Birrell (*Teller*)
 P. D. Block
 C. Bubb
 G. P. Connard
 D. G. Crozier
 F. J. Granter
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford (*Teller*)
 Haddon Storey

And so it was resolved in the affirmative.

The Honourable D. E. Kent moved, That the Council agree to the amendment made by the Assembly to amendment No. 5.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 16 MESSAGES FROM THE ASSEMBLY—The President announced the receipt of Messages from the Assembly:

Returning the following Bills and acquainting the Council that they have agreed to the same without amendment:

Rural Finance and Settlement Commission (Penalties) Bill.
 Revocation and Excision of Crown Reservations Bill (No. 2).
 Town and Country Planning (Amendment) Bill (No. 2).

Returning the following Bills and acquainting the Council that they have agreed to the amendments made in such Bills by the Council:

Mines (Amendment) Bill.
 State Insurance Office (Extension of Franchise) Bill.

Returning the State Board of Education Bill and acquainting the Council that they have agreed to the amendment made in such Bill by the Council.

- 17 RETIREMENT OF ALFRED REGINALD BRUCE McDONNELL—The Honourable Evan Walker moved, That on the eve of the retirement of Mr. Alfred Reginald Bruce McDonnell from the offices of Clerk of the Parliaments and Clerk of the Legislative Council, this House place on record its high appreciation of the long and valuable services rendered by him to the Parliament and the State of Victoria as Clerk of the Parliaments and Clerk of the Legislative Council, and in the many other important offices held by him during his forty-five years of public service—of which thirty-six years were spent as an officer of the Parliament of Victoria—and its acknowledgement of the zeal, ability and courtesy uniformly displayed by him in the discharge of his duties.

And other Honourable Members and the President having addressed the House—

The question was put and, Honourable Members signifying their assent by rising in their places, unanimously resolved in the affirmative.

- 18 MEDICAL PRACTITIONERS (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to some of the amendments made by the Council, and have disagreed with another of the said amendments.

Ordered—That the foregoing Message be now taken into consideration.

And the said amendment disagreed with by the Assembly was read and is as follows:

Clause 9, lines 10 to 16, omit all words and expressions on these lines and insert “applying for registration under section 20”.

The Honourable Evan Walker moved, That the Council do not insist on their amendment disagreed with by the Assembly.

Debate ensued.

Question—put.

The Council divided.

AYES, 16

The Hon. G. A. S. Butler
Joan Coxsedg
D. E. Henshaw
C. J. Hogg
J. H. Kennan
C. J. Kennedy
D. E. Kent
J. E. Kirner
R. A. Mackenzie
L. A. McArthur
B. W. Mier (*Teller*)
B. A. Murphy (*Teller*)
B. T. Pullen
M. J. Sandon
C. J. Sgro
Evan Walker

NOES, 19

The Hon. W. R. Baxter
H. G. Baylor (*Teller*)
M. A. Birrell
P. D. Block (*Teller*)
C. Bubb
G. P. Connard
D. G. Crozier
B. P. Dunn
D. M. Evans
F. J. Granter
D. K. Hayward
W. V. Houghton
A. J. Hunt
R. I. Knowles
R. Lawson
R. J. Long
J. W. S. Radford
Haddon Storey
K. I. M. Wright

And so it passed in the negative—Amendment insisted on.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 19 FIRE AUTHORITIES BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same with amendments and desiring the concurrence of the Council therein.

Ordered—That the amendments be now taken into consideration.

And the said amendments were read and are as follows:

Clause 4, line 28, omit the words and expressions on this line and insert—
“have been foreseen; or

(c) That he is or was at the time of the alleged offence the owner or occupier of the land upon which the fire was lit or was acting under the direction of that owner or occupier—”

Clause 4, lines 44 to 45, omit “during any outbreak of fire or otherwise for combating an outbreak of fire”.

Clause 10, line 3, after “Governor in Council” insert ‘(where twice occurring)’.

On the motion of the Honourable R. A. Mackenzie and after debate, the Council agreed to the amendments made by the Assembly, and ordered that a Message be sent to the Assembly acquainting them therewith.

20 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until a day and hour to be fixed by the President, which time of meeting shall be notified to each Honourable Member by telegram or letter.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

And the Council having continued to sit until after 12 midnight—

FRIDAY, 17 JUNE

Debate continued.

Question—put and resolved in the affirmative.

And then the Council, at 12.32 a.m., adjourned until a day and hour to be fixed by the President, which time of meeting shall be notified to each Honourable Member by telegram or letter.

A. R. B. McDONNELL
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- 1 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 2 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 3 WORKERS COMPENSATION (AMENDMENT) BILL (NO. 2)—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. W. R. Baxter).
- 4 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 5 MILK PASTEURIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—*Resumption of debate.* (Hon. R. I. Knowles).
- 6 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).

GENERAL BUSINESS

Notice of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.

Contingent Notice of Motion

- 1 The Hon. HADDON STOREY—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

Orders of the Day

- 1 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(Hon. P. D. Block)—Second reading—*Resumption of debate.* (Hon. D. E. Kent).
- 2 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (Hon. Haddon Storey)—*Resumption of debate.* (Hon. W. A. Landeryou).
- 3 FORESTS COMMISSION REVIEW—REPORT, MINISTERIAL RESPONSE TO RECOMMENDATIONS AND MINISTERIAL STATEMENT—To be considered.
- 4 CONSTITUTION (REFORM) BILL—(Hon. Haddon Storey)—Second reading—*Resumption of debate.* (Hon. B. P. Dunn).
- 5 MMBW HEAD OFFICE BUILDING—MINISTERIAL STATEMENT AND ACCOMPANYING PAPER—To be considered.

- 6 MELBOURNE AIRSHED STUDY—MINISTERIAL STATEMENT AND RELATED DOCUMENTS—
To be considered.
- 7 CASINOS—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—
MOTION TO TAKE NOTE OF REPORT AND STATEMENT (*Hon. P. D. Block*)—*Resumption
of debate.* (*Hon. G. A. Sgro*).
- 8 HUNTINGTON'S DISEASE—MOTION RECOMMENDING INCREASED GOVERNMENT
ASSISTANCE AND CONSIDERATION OF CHANGES TO ADOPTION LEGISLATION (*Hon.
D. M. Evans*)—*Resumption of debate.* (*Hon. L. A. McArthur*).
- φ9 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon.
J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- φ10 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING
ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- 11 AUDIT ACT REVIEW—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To
be considered.
- 12 POULTRY FARMER LICENSING COMMITTEE REPORT, 1982-83—To be considered.
- 13 CHIROPODISTS REGISTRATION BOARD REPORT AND FINANCIAL STATEMENT, 1982—
To be considered.
- 14 GROUNDWATER INVESTIGATION PROGRAM REPORT, 1982—To be considered.
- 15 LIBRARY COUNCIL REPORT, 1980-81—To be considered.
- 16 MEDICAL BOARD REPORT, 1981-82—To be considered.
- 17 DEPARTMENT OF PLANNING REPORT, 1981-82—To be considered.
- 18 PORT OF GEELONG AUTHORITY ACCOUNTS, 1982—To be considered.
- 19 ADULT PAROLE BOARD REPORT, 1981-82—To be considered.
- *20 ELECTRICITY TRANSMISSION LINES SERVING MELBOURNE—REPORT OF NATURAL
RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- *21 MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND
BUDGET REVIEW COMMITTEE—To be considered.
- *22 ALBURY-WODONGA (VICTORIA) CORPORATION REPORT, 1981-82—To be considered.
- *23 GRAIN ELEVATORS BOARD REPORT, 1981-82—To be considered.

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

φ *Cognate Motions—To be debated concurrently pursuant to Order of the Council on
25 May 1983.*

* *Indicates new entry.*

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

* * * *

SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Cocksedge, J. H. Kennan, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Cocksedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

* * * *

SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

No. 60—Tuesday, 9 August 1983

1 The Council met in accordance with adjournment, the President, pursuant to resolution, having fixed this day at 8.00 p.m. as the time of meeting.

2 The President took the Chair and read the Prayer.

3 STATE OF EMERGENCY—The President announced the receipt of a Proclamation by His Excellency the Governor pursuant to section 3 of the *Public Safety Preservation Act* 1958, declaring the existence of a state of emergency which by that Act is required to be communicated forthwith to the Parliament, which Proclamation was read by the Clerk.

The Proclamation was accompanied by regulations entitled "Public Safety Preservation Regulations 1983" made on 5 August 1983 and a further Proclamation revoking the state of emergency and those regulations, which were severally laid upon the Table by the Clerk.

4 SUSPENSION OF STANDING ORDERS—URGENCY—The Honourable A. J. Hunt moved, that Standing Orders be suspended on the ground of urgency to the extent necessary to enable the Honourable B. A. Chamberlain to move the following motion forthwith:

"That a Select Committee of eight members be appointed to enquire into and report upon—

- 1 The state of morale in the Victorian Prisons Service as at 1 August, 1983 and subsequently;
- 2 The factors which brought about or contributed to any lowering of that morale during the years 1982 and 1983;
- 3 The respective circumstances in which four prisoners escaped from J. Division high security prison at Pentridge on 16 April, 1983 and a further four prisoners escaped from Jika Jika maximum security prison at Pentridge on 30 July, 1983 and the factors which contributed to that escape;
- 4 The circumstances of and the justification or otherwise for the transfer to other duties of the two prison officers on duty in Jika Jika at the time of the escape;
- 5 The factors which brought about or contributed to the strike of prison officers at Pentridge commencing on 1 August, 1983, and to the subsequent spread of that strike to other prisons; and
- 6 The steps which need to be taken—
 - (a) to maintain a proper level of morale in the Prisons Service;
 - (b) to avoid and safeguard against future strikes in the Prisons Service; and
 - (c) to prevent escapes from high and maximum security prisons—

the Committee to have power to send for persons, papers and records and to sit in public or private as thought appropriate by the Committee from time to time and also to authorise the publication of any evidence heard in public; three to be the quorum: and that the Council proceed to the appointment of the Committee forthwith."

Question—That this House considers the matter raised by the Honourable A. J. Hunt a matter of urgency under Standing Order No. 309A—put.

The Council divided.

AYES, 18

The Hon. W. R. Baxter
 H. G. Baylor
 M. A. Birrell (*Teller*)
 P. D. Block
 B. A. Chamberlain
 G. P. Connard (*Teller*)
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 J. V. C. Guest
 A. J. Hunt
 R. Lawson
 R. J. Long
 J. W. S. Radford
 Haddon Storey
 H. R. Ward
 K. I. M. Wright

NOES, 15

The Hon. M. J. Arnold (*Teller*)
 J. L. Dixon (*Teller*)
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. T. Pullen
 M. J. Sandon
 Evan Walker

And so it was resolved in the affirmative.

Question—That Standing Orders be suspended on the ground of urgency to the extent necessary to enable the Honourable B. A. Chamberlain to move his motion forthwith—put.

The Council divided.

AYES, 18

The Hon. W. R. Baxter
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier (*Teller*)
 B. P. Dunn
 D. M. Evans
 F. J. Granter (*Teller*)
 J. V. C. Guest
 A. J. Hunt
 R. Lawson
 R. J. Long
 J. W. S. Radford
 Haddon Storey
 H. R. Ward
 K. I. M. Wright

NOES, 15

The Hon. M. J. Arnold
 J. L. Dixon
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. T. Pullen (*Teller*)
 M. J. Sandon (*Teller*)
 Evan Walker

And so it was resolved in the affirmative.

5 VICTORIAN PRISONS SERVICE—Pursuant to the foregoing resolution, the Honourable B. A. Chamberlain moved, That a Select Committee of eight members be appointed to enquire into and report upon—

- 1 The state of morale in the Victorian Prisons Service as at 1 August, 1983 and subsequently;
- 2 The factors which brought about or contributed to any lowering of that morale during the years 1982 and 1983;

- 3 The respective circumstances in which four prisoners escaped from J. Division high security prison at Pentridge on 16 April, 1983 and a further four prisoners escaped from Jika Jika maximum security prison at Pentridge on 30 July, 1983 and the factors which contributed to that escape;
- 4 The circumstances of and the justification or otherwise for the transfer to other duties of the two prison officers on duty in Jika Jika at the time of the escape;
- 5 The factors which brought about or contributed to the strike of prison officers at Pentridge commencing on 1 August, 1983, and to the subsequent spread of that strike to other prisons; and
- 6 The steps which need to be taken—
 - (a) to maintain a proper level of morale in the Prisons Service;
 - (b) to avoid and safeguard against future strikes in the Prisons Service; and
 - (c) to prevent escapes from high and maximum security prisons—

the Committee to have power to send for persons, papers and records and to sit in public or private as thought appropriate by the Committee from time to time and also to authorise the publication of any evidence heard in public; three to be the quorum: and that the Council proceed to the appointment of the Committee forthwith.

Debate ensued.

The Honourable B. P. Dunn moved, That the debate be now adjourned.

Question—That the debate be now adjourned —put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 6 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR—The Honourable Evan Walker presented Messages from His Excellency the Governor informing the Council that he had, on the dates mentioned hereunder, given the Royal Assent to the undermentioned Acts presented to him by the Clerk-Assistant of the Legislative Council, for and in the absence of the Clerk of the Parliaments, viz.:

On 21 June 1983—

Grain Elevators (Amendment) Act.

Motor Accidents (Applications) Act.

Police Regulation (Amendment) Act.

Mental Health (Amendment) Act.

Historic Buildings (Further Amendment) Act.

Consumer Affairs Committee Act.

Town and Country Planning (Amendment) Act.

Stamps (Amendment) Act.

Legal Profession Practice (Solicitors' Guarantee Fund) Act.

Community Welfare Services (Attendance Centre Permits) Act.

St. Andrew's Hospital (Guarantee) (Amendment) Act.

Supporting Parents Concession Act.

Administrative Arrangements Act.

On 23 June 1983—

Public Account (Advances) Act.

Medical Practitioners (Amendment) Act.

Beer Prices Regulation (Temporary Provisions) Act.

Rural Finance and Settlement Commission (Penalties) Act.

Transport Act.

Revocation and Excision of Crown Reservations Act.

Nuclear Activities (Prohibitions) Act.

Racing (Amendment) Act.

Estate Agents (Reconstitution) Act.

Pipelines (Amendment) Act.

State Insurance Office (Extension of Franchise) Act.

On 28 June 1983—

Fire Authorities Act.

State Board of Education Act.

Barley Marketing (Amendment) Act.

Liquor Control Act.

Firearms (Amendment) Act.

Post-Secondary Education (Amendment) Act.

On 5 July 1983—

Hospitals and Charities (Committees of Management) Act.

Construction Industry Long Service Leave Act.

Mines (Amendment) Act.

7 MESSAGES FROM THE ASSEMBLY—The President announced the receipt of Messages from the Assembly:

Returning the following Bills and acquainting the Council that they have agreed to the same without amendment:

Barley Marketing (Amendment) Bill

Nuclear Activities (Prohibitions) Bill

Pipelines (Amendment) Bill (No. 2).

Returning the Hospitals and Charities (Committees of Management) Bill and acquainting the Council that they have agreed to the amendments made in such Bill by the Council.

Returning the following Bills and acquainting the Council that they have now agreed to the amendments in such Bills made and insisted on by the Council:

Medical Practitioners (Amendment) Bill

Liquor Control Bill.

8 COUNCIL CHAMBER—By leave, the Honourable Evan Walker moved, by leave, That, further to the resolution of the Council on 25 May 1983, this House consent to the use by the Legislative Assembly of the Legislative Council Chamber beyond 7 September 1983.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

9 VICTORIAN PRISONS SERVICE—The Order of the Day having been read for the resumption of the debate on the question, That a Select Committee be appointed to enquire into and report upon the Victorian Prisons Service (for motion see item 5 *ante*)—

Debate resumed.

Question—put.

The Council divided.

AYES, 18

The Hon. W. R. Baxter
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 J. V. C. Guest (*Teller*)
 A. J. Hunt
 R. Lawson
 R. J. Long (*Teller*)
 J. W. S. Radford
 Haddon Storey
 H. R. Ward
 K. I. M. Wright

NOES, 15

The Hon. M. J. Arnold (*Teller*)
 J. L. Dixon
 D. E. Henshaw (*Teller*)
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. T. Pullen
 M. J. Sandon
 Evan Walker

And so it was resolved in the affirmative.

- 10 PRISONS SERVICE COMMITTEE—The Honourable B. A. Chamberlain moved, That the Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M. Evans, C. J. Hogg, A. J. Hunt, J. H. Kennan and J. E. Kirner be members of the Select Committee to inquire into the Victorian Prisons Service.

Question—put and resolved in the affirmative.

- 11 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday, 6 September; the venue to be determined by the President.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

And the Council having continued to sit until after 12 midnight—

WEDNESDAY, 10 AUGUST

Debate continued.

Question—put and resolved in the affirmative.

And then the Council, at 12.13 a.m., adjourned until Tuesday, 6 September.

A. R. B. McDONNELL
Clerk of the Legislative Council

Mr President takes the Chair at 3.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- 1 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 2 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 3 WORKERS COMPENSATION (AMENDMENT) BILL (NO. 2)—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. W. R. Baxter).
- 4 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 5 MILK PASTEURIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—*Resumption of debate.* (Hon. R. I. Knowles).
- 6 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. W. A. Landeryou)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).

GENERAL BUSINESS

Notice of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.

Contingent Notice of Motion

- 1 The Hon. HADDON STOREY—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

Orders of the Day

- 1 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(Hon. P. D. Block)—Second reading—*Resumption of debate.* (Hon. D. E. Kent).
- 2 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (Hon. Haddon Storey)—*Resumption of debate.* (Hon. W. A. Landeryou).
- 3 FORESTS COMMISSION REVIEW—REPORT, MINISTERIAL RESPONSE TO RECOMMENDATIONS AND MINISTERIAL STATEMENT—To be considered.
- 4 CONSTITUTION (REFORM) BILL—(Hon. Haddon Storey)—Second reading—*Resumption of debate.* (Hon. B. P. Dunn).
- 5 MMBW HEAD OFFICE BUILDING—MINISTERIAL STATEMENT AND ACCOMPANYING PAPER—To be considered.

- 6 MELBOURNE AIRSHED STUDY—MINISTERIAL STATEMENT AND RELATED DOCUMENTS—
To be considered.
- 7 CASINOS—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—
MOTION TO TAKE NOTE OF REPORT AND STATEMENT (*Hon. P. D. Block*)—*Resumption
of debate. (Hon. G. A. Sgro).*
- 8 HUNTINGTON'S DISEASE—MOTION RECOMMENDING INCREASED GOVERNMENT
ASSISTANCE AND CONSIDERATION OF CHANGES TO ADOPTION LEGISLATION (*Hon.
D. M. Evans*)—*Resumption of debate. (Hon. L. A. McArthur).*
- φ9 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon.
J. V. C. Guest*)—*Resumption of debate. (Hon. M. J. Arnold).*
- φ10 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING
ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. M. J. Arnold).*
- 11 AUDIT ACT REVIEW—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To
be considered.
- 12 CHIROPODISTS REGISTRATION BOARD REPORT AND FINANCIAL STATEMENT, 1982—
To be considered.
- 13 GROUNDWATER INVESTIGATION PROGRAM REPORT, 1982—To be considered.
- 14 LIBRARY COUNCIL REPORT, 1980-81—To be considered.
- 15 MEDICAL BOARD REPORT, 1981-82—To be considered.
- 16 DEPARTMENT OF PLANNING REPORT, 1981-82—To be considered.
- 17 PORT OF GEELONG AUTHORITY ACCOUNTS, 1982—To be considered.
- 18 ADULT PAROLE BOARD REPORT, 1981-82—To be considered.
- 19 ELECTRICITY TRANSMISSION LINES SERVING MELBOURNE—REPORT OF NATURAL
RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 20 MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND
BUDGET REVIEW COMMITTEE—To be considered.
- 21 ALBURY-WODONGA (VICTORIA) CORPORATION REPORT, 1981-82—To be considered.
- 22 GRAIN ELEVATORS BOARD REPORT, 1981-82—To be considered.

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, J. H. Kennan, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

*PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M. Evans, C. J. Hogg, A. J. Hunt, J. H. Kennan and J. E. Kirner.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

* * * *

SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

Mr President takes the Chair at 11.00 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.
- *2 The Hon. D. G. CROZIER—To move, That a Select Committee of five members be appointed to investigate and report upon the reasons for the failure of the Government to reach agreement with Alcoa of Australia Limited concerning the price to be charged for electricity to the company's planned aluminium smelter at Portland, and to make recommendations to the Government directed towards a resolution of the impasse; the Committee to have power—
 - to send for persons, papers and records;
 - to move from place to place;
 - to sit in public or private as thought appropriate by the Committee from time to time and to authorize the publication of any evidence taken in public; and
 - to report the Minutes of Evidence from time to time—
 three to be the quorum.
- *3 The Hon. B. A. CHAMBERLAIN—To move, That this House condemns the Government's discrimination against rural Victoria in matters such as State charges, government and private employment, health services, education, and the administration of justice, and calls upon the Government to extend to rural Victoria even-handed policies which take into account problems of rural transport, communication, isolation and limited employment opportunities.

Contingent Notice of Motion

- 1 The Hon. HADDON STOREY—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

Orders of the Day

- 1 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate.* (*Hon. D. E. Kent*).
- 2 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 3 FORESTS COMMISSION REVIEW—REPORT, MINISTERIAL RESPONSE TO RECOMMENDATIONS AND MINISTERIAL STATEMENT—To be considered.
- 4 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate.* (*Hon. B. P. Dunn*).

* Indicates new entry.

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- 5 MMBW HEAD OFFICE BUILDING—MINISTERIAL STATEMENT AND ACCOMPANYING PAPER—To be considered.
 - 6 MELBOURNE AIRSHED STUDY—MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
 - 7 CASINOS—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF REPORT AND STATEMENT (*Hon. P. D. Block*)—*Resumption of debate. (Hon. G. A. Sgro).*
 - 8 HUNTINGTON'S DISEASE—MOTION RECOMMENDING INCREASED GOVERNMENT ASSISTANCE AND CONSIDERATION OF CHANGES TO ADOPTION LEGISLATION (*Hon. D. M. Evans*)—*Resumption of debate. (Hon. L. A. McArthur).*
 - φ9 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. M. J. Arnold).*
 - φ10 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. M. J. Arnold).*
 - 11 AUDIT ACT REVIEW—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
 - 12 CHIROPODISTS REGISTRATION BOARD REPORT AND FINANCIAL STATEMENT, 1982—To be considered.
 - 13 GROUNDWATER INVESTIGATION PROGRAM REPORT, 1982—To be considered.
 - 14 LIBRARY COUNCIL REPORT, 1980-81—To be considered.
 - 15 MEDICAL BOARD REPORT, 1981-82—To be considered.
 - 16 DEPARTMENT OF PLANNING REPORT, 1981-82—To be considered.
 - 17 PORT OF GEELONG AUTHORITY ACCOUNTS, 1982—To be considered.
 - 18 ADULT PAROLE BOARD REPORT, 1981-82—To be considered.
 - 19 ELECTRICITY TRANSMISSION LINES SERVING MELBOURNE—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
 - 20 MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
 - 21 ALBURY-WODONGA (VICTORIA) CORPORATION REPORT, 1981-82—To be considered.
 - 22 GRAIN ELEVATORS BOARD REPORT, 1981-82—To be considered.
 - *23 RESTRUCTURING OF CERTAIN PORTFOLIOS —MINISTERIAL STATEMENT—Motion to take note of statement (*Hon. B. A. Chamberlain*)—*Resumption of debate. (Hon. R. I. Knowles).*
 - *24 CONSUMER AFFAIRS COUNCIL REPORT, 1982-83—To be considered.
 - *25 DENTAL TECHNICIANS LICENSING COMMITTEE REPORT, 1981-82—To be considered.
 - *26 COUNCIL OF PUBLIC EDUCATION REPORT, PERIOD ENDED 23 MARCH 1982—To be considered.
 - *27 STATE BOARD OF EDUCATION REPORT—GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—To be considered.

φ *Cognate Motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.*

- *28 EDUCATION—STATEMENT OF GUARANTEES EXECUTED BY THE TREASURER IN RESPECT OF EDUCATIONAL INSTITUTIONS, 1982–83—To be considered.
- *29 GEELONG REGIONAL COMMISSION REPORT, 1981–82—To be considered.
- *30 LABOUR AND INDUSTRY DEPARTMENT REPORT, 1982—To be considered.
- *31 LAND ACT 1958—RESUMPTION OF LAND AT MELBOURNE—CERTIFICATE OF THE MINISTER FOR COMMUNITY WELFARE SERVICES—To be considered.
- *32 LOCAL AUTHORITIES SUPERANNUATION ACT 1958—SEVENTH ACTUARIAL REPORT, 28 FEBRUARY 1982—To be considered.
- *33 MELBOURNE UNIVERSITY—FINANCIAL STATEMENTS, 1981—To be considered.
- *34 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1976—SUMMARY OF RETURNS, JUNE 1983 (NO. 1)—To be considered.
- *35 TRADE UNIONS—GOVERNMENT STATIST'S REPORT, 1982—To be considered.
- *36 TRADE UNIONS—REGISTRAR OF FRIENDLY SOCIETIES' REPORT—1981–82—To be considered.
- *37 VICTORIAN PSYCHOLOGICAL COUNCIL REPORT, 1982—To be considered.
- *38 MARKETING OF PRIMARY PRODUCTS ACT 1958—PROCLAMATION OF 26 JULY 1983 DECLARING EGGS TO BE THE PROPERTY OF VICTORIAN EGG MARKETING BOARD—To be considered.
- *39 PARLIAMENTARY OFFICERS ACT 1975—STATEMENTS, 1982–83—To be considered.
- *40 QUEEN VICTORIA MEDICAL CENTRE (GUARANTEES) ACT 1983—NOTICES RE GUARANTEES EXECUTED BY THE TREASURER—To be considered.
- *41 REGISTRATION OF BIRTHS, DEATHS AND MARRIAGES ACT 1959 ABSTRACT OF BIRTHS, STILL-BIRTHS, DEATHS AND MARRIAGES, 1982—To be considered.

GOVERNMENT BUSINESS

Orders of the Day

- *1 ALPINE RESORTS BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading.
- *2 FISHERIES (AMENDMENT) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading.
- *3 VICTORIAN PRISON INDUSTRIES COMMISSION BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- *4 STATE FILM CENTRE OF VICTORIA COUNCIL BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. D. M. Evans).
- *5 ANNUAL REPORTING BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- *6 PENALTIES AND SENTENCES (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading.
- *7 NUDITY (PRESCRIBED AREAS) BILL—(from Assembly—Hon. R.A. Mackenzie)—Second reading—Resumption of debate. (Hon. N. B. Reid).

- 8 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 9 WORKERS COMPENSATION (AMENDMENT) BILL (NO. 2)—(Hon. D. R. White)—Second reading—Resumption of debate. (Hon. W. R. Baxter).
- 10 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 11 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 12 MILK PASTEURIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- 13 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. Haddon Storey).

TUESDAY, 13 SEPTEMBER

GOVERNMENT BUSINESS

Order of the Day

- *1 LOCAL AUTHORITIES SUPERANNUATION (AMENDMENT) BILL (NO. 2)—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. J. V. C. Guest).

GENERAL BUSINESS

Order of the Day

- *1 LOCAL AUTHORITIES SUPERANNUATION (AMENDMENT) BILL (NO. 2)—MOTION TO REFER PROPOSALS TO ECONOMIC AND BUDGET REVIEW COMMITTEE—(Hon. J. V. C. Guest)—Resumption of debate. (Hon. D. R. White).

A. R. B. McDONNELL
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

* * * *

SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, J. H. Kennan, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

*PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M. Evans, C. J. Hogg, A. J. Hunt, J. E. Kirner and W. A. Landeryou.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

Victorian Prison Industries Commission, to amend the 'Community Welfare Services Act 1970' and for other purposes" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 8 LOCAL AUTHORITIES SUPERANNUATION (AMENDMENT) BILL (No. 2)—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Local Authorities Superannuation Act 1958' to enable it to remain consistent with other superannuation schemes and for other purposes"* and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 9 CONSTITUTION (CORPORATIONS' FRANCHISE) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make provision with respect to the franchise for certain corporations in municipal elections, to amend the 'Constitution Act 1975', and for other purposes"* and desiring the concurrence of the Council therein.

On the motion of the Honourable D. E. Kent, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 10 FISHERIES (AMENDMENT) BILL —The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Fisheries Act 1968' to provide for the Payment of Moneys into the Victorian Fishing Industry Trust Fund, the Payment of a Surcharge on Licences issued under that Act and for the Issue of Fish Traders' Licences and to amend Section 72 of the said Act"* and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 11 STATE FILM CENTRE OF VICTORIA COUNCIL BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to establish the State Film Centre of Victoria Council and to make provision for the management and operation of the State Film Centre, to amend the 'Ministry for the Arts Act 1972' and for other purposes"* and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 12 ANNUAL REPORTING BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to provide for the reporting to Parliament annually of Ministers in relation to Departments of the Public Service and of Public Bodies, and for other purposes"* and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 13 PENALTIES AND SENTENCES (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to further amend the Law relating to Penalties and Sentences, to amend the 'Penalties and Sentences Act 1981' and other Acts and for other purposes"* and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 14 SUPERANNUATION (FUND CONTRIBUTIONS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Superannuation Act 1958’ and Section 8c of the ‘Pensions Supplementation Act 1966’*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 15 NUDITY (PRESCRIBED AREAS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to permit nudity in certain public places*” and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 16 MINISTERIAL STATEMENT—RESTRUCTURE OF CERTAIN PORTFOLIOS—The Honourable Evan Walker made a Ministerial Statement on the restructure of certain Ministerial portfolios.

The Honourable B. A. Chamberlain moved, by leave, That the statement be taken into consideration forthwith.

Question—put and resolved in the affirmative.

The Honourable B. A. Chamberlain moved, That the Council take note of the Ministerial statement.

Debate ensued.

The Honourable R. I. Knowles moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 17 PRISONS SERVICE COMMITTEE—The Honourable Evan Walker moved, by leave, That the Honourable J. H. Kennan be discharged from attendance upon the Victorian Prisons Service Committee and that the Honourable W. A. Landeryou be added to such Committee.

Question—put and resolved in the affirmative.

- 18 PAPERS—

AUSTRALIAN CONSTITUTIONAL CONVENTION—The Honourable Evan Walker moved, by leave, That there be laid before this House a copy of the Resolutions adopted at the Australian Constitutional Convention, Parliament House, Adelaide, 26 to 29 April 1983.

Question—put and resolved in the affirmative.

The said paper was thereupon presented by the Honourable Evan Walker and ordered to lie on the Table.

* * * * *

ADMINISTRATIVE ARRANGEMENTS—The Honourable Evan Walker moved, by leave, That there be laid before this House a copy of an order of 5 July 1983 pursuant to the *Administrative Arrangements Act 1983* authorizing the transfer of administrative responsibility for maritime activities from the Minister of Public Works to the Minister of Transport, together with copies of Orders Numbers 2, 3, 4 and 5 of 1983.

Question—put and resolved in the affirmative.

The said papers were thereupon presented by the Honourable Evan Walker and ordered to lie on the Table.

* * * * *

The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Acting Clerk:

Consumer Affairs Council—Report for the year 1982–83.

Dental Technicians Licensing Committee—Report and accounts for the year 1981–82.

Education—

Report of the Council of Public Education for the period ended 23 March 1982.

Report of the State Board of Education on grants to non-Government schools for 1984 and 1985.

Statement of guarantees executed by the Treasurer in respect of educational institutions for the year 1982–83.

Geelong Regional Commission—Report and accounts for the year 1981–82.

Labour and Industry Department—Report for the year 1982.

Land Act 1958—Resumption of land for public purposes at Melbourne—Certificate of the Minister for Community Welfare Services.

Local Authorities Superannuation Act 1958—Seventh actuarial report as at 28 February 1982 into the financial position and sufficiency of the Contracts Account of the Local Authorities Superannuation Board.

Marketing of Primary Products Act 1958—Proclamation of 26 July 1983 declaring that eggs shall become the property of the Victorian Egg Marketing Board for a further period of two years.

Melbourne University—Financial statements for the year 1981.

Members of Parliament (Register of Interests) Act 1978—Summary of returns—June, 1983 (No. 1).

Parliamentary Officers Act 1975—Statements of appointments, alterations of classifications, and of persons temporarily employed in the Parliamentary departments for the year 1982–83 (ten papers).

Queen Victoria Medical Centre (Guarantees) Act 1983—Notices of 20 July 1983 in respect of guarantees executed by the Treasurer (two papers).

Registration of Births, Deaths and Marriages Act 1959—General abstract of births, still-births, deaths and marriages in Victoria during the year 1982.

Statutory Rules under the following Acts of Parliament:

Abattoir and Meat Inspection Act 1973—Nos. 191 to 193.

Associations Incorporation Act 1981—No. 122.

Building Societies Act 1976—No. 135.

Business Franchise (Tobacco) Act 1974 and Business Franchise (Petroleum Products) Act 1979—No. 136.

Construction Industry Long Service Leave Act 1983—Nos. 170 and 171.

Co-operation Act 1981—No. 180.

Country Fire Authority Act 1958—Nos. 125 to 127, and 130.

Decentralized Industry Incentive Payments Act 1972—No. 120.

Education Act 1958—Nos. 152 and 194.

Environment Protection Act 1970—No. 178.

Evidence Act 1958—No. 185.

Firearms Act 1958—No. 177.

Fisheries Act 1968—Nos. 181 and 184.

Freedom of Information Act 1982—Nos. 151 and 155.

Groundwater Act 1969—No. 137.

Historic Buildings Act 1981—No. 150.

Home Finance Act 1962—No. 182.

Statutory Rules under the following Acts of Parliament (*continued*):

Hospitals and Charities Act 1958—No. 147.
 Housing Act 1958—No. 111.
 Liquor Control Act 1968—No. 160.
 Marine Act 1958—No. 124.
 Medical Practitioners Act 1970—No. 138.
 Melbourne and Metropolitan Board of Works Act 1958—Nos. 116 to 118, and 131.
 Metropolitan Fire Brigades Act 1958—No. 172.
 Metropolitan Fire Brigades Superannuation Act 1976—No. 139.
 Motor Boating Act 1961—No. 175.
 Motor Car Act 1958—Nos. 112 to 114, 119 and 173.
 Mt. Hotham Alpine Resort Act 1972—No. 123.
 Penalties and Sentences Act 1981—No. 183.
 Police Regulation Act 1958—No. 174.
 Public Authorities Marks Act 1958 and Melbourne and Metropolitan Board of Works Act 1958—No. 132.
 Public Service Act 1974—No. 115; PSD Nos. 34 to 51.
 Racing Act 1958—Nos. 128 and 176.
 Second-hand Dealers Act 1958—No. 129.
 Superannuation Benefits Act 1977—No. 165.
 Supreme Court Act 1958—No. 133.
 Transport Act 1983—Nos. 142 to 146, and 186 to 190.
 Unclaimed Moneys Act 1962—No. 121.
 Vegetation and Vine Diseases Act 1958—No. 149.
 Water Act 1958—Nos. 134 and 168.
 Wildlife Act 1975—No. 179.

Town and Country Planning Act 1961—

Alberton—Shire of Alberton (Coastal) Planning Scheme—Amendment No. 23.
 Bairnsdale—Town of Bairnsdale Planning Scheme—Amendment No. 39.
 Bass—Shire of Bass Planning Scheme—Amendment No. 12.
 Benalla—City of Benalla Planning Scheme—Amendment No. 34.
 Croydon—City of Croydon Planning Scheme 1961—Amendment No. 102.
 Geelong Regional Planning Scheme—Amendments No. 50, 1983; Nos. 53 and 61; No. 63, 1982; Nos. 65 (Part 1) and 67 (Part 1), 1983; and No. 71.
 Hastings—Shire of Hastings Planning Scheme—Amendment No. 8.
 Horsham—City of Horsham Planning Scheme 1973—Amendment No. 75, 1982.
 Knox—City of Knox Planning Scheme 1965—Amendment No. 258, 1983.
 Korumburra—Shire of Korumburra Planning Scheme—Amendments Nos. 20 and 21, 1982.
 Lake Tyers to Cape Howe Coastal Planning Scheme—Amendment No. 8.
 Lillydale—Shire of Lillydale Planning Scheme 1958—Amendment No. 158.
 Maffra—Shire of Maffra Planning Scheme 1965 (Maffra Township)—Amendment No. 21, 1982.
 Melbourne Metropolitan Planning Scheme—Amendments No. 120, Part 6 (with three maps); No. 140, Part 2D (with map); No. 157, Part 4 (with map); No. 171, Part 2; No. 172, Part 2B (with two maps); No. 181 Part 2B (with two maps); No. 183, Part 2 (with three maps); No. 185, Part 3 (with map); No. 190, Parts 2 (with two maps) and 3 (with map); No. 191, Part 2 (with two maps); No. 244 (with map); and No. 254 (with map).
 Mildura—City of Mildura Planning Scheme—Amendments Nos. 52, 54, 56, 57, 59 and 61, 1982.

Town and Country Planning Act 1961 (*continued*):

Morwell—Shire of Morwell Planning Scheme 1977—Amendment No. 14, 1981.

Myrtleford—Shire of Myrtleford (Myrtleford Township) Planning Scheme 1966—Amendment No. 7.

Rosedale—Shire of Rosedale Planning Scheme Part 2—Amendment No. 7, 1981.

Sebastopol—Borough of Sebastopol Planning Scheme—Amendments Nos. 20 and 27.

Sherbrooke—Shire of Sherbrooke Planning Scheme 1979 (Rural Areas)—Amendments Nos. 4 and 6, 1982.

Tambo—Shire of Tambo (Lakes Entrance) Planning Scheme—Amendment No. 43.

Waratah Bay Planning Scheme—Amendment No. 15, 1982.

Warrnambool—City of Warrnambool Planning Scheme—Amendment No. 5.

Trade Unions—

Report of the Government Statist for the year 1982.

Report of the Registrar of Friendly Societies for the year 1981–82.

Victorian Psychological Council—Report and financial statement for the year 1982 (two papers).

The Honourable Haddon Storey moved, That the papers tabled by the Acting Clerk, with the exception of Statutory Rules and amendments to planning schemes under the *Town and Country Planning Act* 1961, be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 19 CONSTITUTION (CORPORATIONS' FRANCHISE) BILL—This Bill was, according to Order and after debate, read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and, by leave, read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 20 ASSOCIATIONS INCORPORATION (AMENDMENT) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 21 CROWN INTELLECTUAL PROPERTY (ASSIGNMENT) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 22 ANNUAL REPORTING BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 23 VICTORIAN PRISON INDUSTRIES COMMISSION BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.
- The Honourable B. A. Chamberlain moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until the next day of meeting.
- 24 SUPERANNUATION (FUND CONTRIBUTIONS) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.
- Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 25 LOCAL AUTHORITIES SUPERANNUATION (AMENDMENT) BILL (No.2)—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.
- The Honourable J. V. C. Guest moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until Tuesday next.
- 26 LOCAL AUTHORITIES SUPERANNUATION (AMENDMENT) BILL (No.2)—The Honourable J. V. C. Guest moved, by leave, That the proposals contained in this Bill be referred to the Economic and Budget Review Committee for inquiry, consideration and report.
- The Honourable D. R. White moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until Tuesday next.
- 27 NUDITY (PRESCRIBED AREAS) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.
- The Honourable H. R. Ward (for the Honourable N. B. Reid) moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until the next day of meeting.
- 28 STATE FILM CENTRE OF VICTORIA COUNCIL BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.
- Debate ensued.
- The Honourable D. M. Evans moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until the next day of meeting.
- 29 ADJOURNMENT—The Honourable Evan Walker moved, That the House do now adjourn.
- Debate ensued.
- Question—put and resolved in the affirmative.

And then the Council, at 6.35 p.m., adjourned until tomorrow.

R. K. EVANS
Acting Clerk of the Legislative Council

No. 62—Wednesday, 7 September 1983

- 1 The President took the Chair and read the Prayer.
- 2 POSTPONEMENT OF NOTICE OF MOTION—Ordered—That the consideration of Notice of Motion, General Business, No. 1, be postponed until later this day.
- 3 ALCOA SMELTER, PORTLAND—The Honourable D. G. Crozier moved, That a Select Committee of five members be appointed to investigate and report upon the reasons for the failure of the Government to reach agreement with Alcoa of Australia Limited concerning the price to be charged for electricity to the company's planned aluminium smelter at Portland, and to make recommendations to the Government directed towards a resolution of the impasse; the Committee to have power—
 - to send for persons, papers and records;
 - to move from place to place;
 - to sit in public or private as thought appropriate by the Committee from time to time and to authorize the publication of any evidence taken in public; and
 - to report the Minutes of Evidence from time to time—
 three to be the quorum.

Debate ensued.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered, after debate—That the debate be adjourned until Wednesday, 5 October.

- 4 POSTPONEMENT OF NOTICES OF MOTION AND ORDERS OF THE DAY—
 - Ordered—That the consideration of Notice of Motion, General Business, No. 3, and the Orders of the Day, General Business, be postponed until the next day of meeting.
 - Ordered—That the consideration of the Orders of the Day, Government Business Nos. 1 to 5 inclusive, be postponed until later this day.

- 5 PENALTIES AND SENTENCES (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

Debate ensued.

The Honourable D. M. Evans (for the Honourable W. R. Baxter) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 6 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday next.
 - Question—put and resolved in the affirmative.
 - The Honourable Evan Walker moved, That the House do now adjourn.
 - Debate ensued.
 - Question—put and resolved in the affirmative.

And then the Council, at 4.31 p.m., adjourned until Tuesday next.

R. K. EVANS
Acting Clerk of the Legislative Council

Mr President takes the Chair at 3.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- 1 ALPINE RESORTS BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading.
- 2 FISHERIES (AMENDMENT) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading.
- 3 VICTORIAN PRISON INDUSTRIES COMMISSION BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- 4 STATE FILM CENTRE OF VICTORIA COUNCIL BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. D. M. Evans).
- 5 ANNUAL REPORTING BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 6 PENALTIES AND SENTENCES (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. W. R. Baxter).
- 7 NUDITY (PRESCRIBED AREAS) BILL—(from Assembly—Hon. R.A. Mackenzie)—Second reading—Resumption of debate. (Hon. N. B. Reid).
- 8 LOCAL AUTHORITIES SUPERANNUATION (AMENDMENT) BILL (No. 2)—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. J. V. C. Guest).
- 9 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 10 WORKERS COMPENSATION (AMENDMENT) BILL (No. 2)—(Hon. D. R. White)—Second reading—Resumption of debate. (Hon. W. R. Baxter).
- 11 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 12 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 13 MILK PASTEURIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- 14 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. Haddon Storey).

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.

- 2 The Hon. B. A. CHAMBERLAIN—To move, That this House condemns the Government's discrimination against rural Victoria in matters such as State charges, government and private employment, health services, education, and the administration of justice, and calls upon the Government to extend to rural Victoria even-handed policies which take into account problems of rural transport, communication, isolation and limited employment opportunities.

Contingent Notice of Motion

- 1 The Hon. HADDON STOREY—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

Orders of the Day

- 1 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate. (Hon. D. E. Kent).*
- 2 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (*Hon. Haddon Storey*)—*Resumption of debate. (Hon. W. A. Landeryou).*
- 3 FORESTS COMMISSION REVIEW—REPORT, MINISTERIAL RESPONSE TO RECOMMENDATIONS AND MINISTERIAL STATEMENT—To be considered.
- 4 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- 5 MMBW HEAD OFFICE BUILDING—MINISTERIAL STATEMENT AND ACCOMPANYING PAPER—To be considered.
- 6 MELBOURNE AIRSHED STUDY—MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 7 CASINOS—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF REPORT AND STATEMENT (*Hon. P. D. Block*)—*Resumption of debate. (Hon. G. A. Sgro).*
- 8 HUNTINGTON'S DISEASE—MOTION RECOMMENDING INCREASED GOVERNMENT ASSISTANCE AND CONSIDERATION OF CHANGES TO ADOPTION LEGISLATION (*Hon. D. M. Evans*)—*Resumption of debate. (Hon. L. A. McArthur).*
- φ9 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. M. J. Arnold).*
- φ10 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. M. J. Arnold).*
- 11 AUDIT ACT REVIEW—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 12 ADULT PAROLE BOARD REPORT, 1981-82—To be considered.
- 13 ELECTRICITY TRANSMISSION LINES SERVING MELBOURNE—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.

φ Cognate Motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.

- 14 MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 15 ALBURY—WODONGA (VICTORIA) CORPORATION REPORT, 1981–82—To be considered.
- 16 GRAIN ELEVATORS BOARD REPORT, 1981–82—To be considered.
- 17 RESTRUCTURING OF CERTAIN PORTFOLIOS —MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF STATEMENT (*Hon. B. A. Chamberlain*)—*Resumption of debate.* (*Hon. R. I. Knowles*).
- 18 CONSUMER AFFAIRS COUNCIL REPORT, 1982–83—To be considered.
- 19 DENTAL TECHNICIANS LICENSING COMMITTEE REPORT, 1981–82—To be considered.
- 20 COUNCIL OF PUBLIC EDUCATION REPORT, PERIOD ENDED 23 MARCH 1982—To be considered.
- 21 STATE BOARD OF EDUCATION REPORT—GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—To be considered.
- 22 EDUCATION—STATEMENT OF GUARANTEES EXECUTED BY THE TREASURER IN RESPECT OF EDUCATIONAL INSTITUTIONS, 1982–83—To be considered.
- 23 GEELONG REGIONAL COMMISSION REPORT, 1981–82—To be considered.
- 24 LABOUR AND INDUSTRY DEPARTMENT REPORT, 1982—To be considered.
- 25 LAND ACT 1958—RESUMPTION OF LAND AT MELBOURNE—CERTIFICATE OF THE MINISTER FOR COMMUNITY WELFARE SERVICES—To be considered.
- 26 LOCAL AUTHORITIES SUPERANNUATION ACT 1958—SEVENTH ACTUARIAL REPORT, 28 FEBRUARY 1982—To be considered.
- 27 MELBOURNE UNIVERSITY—FINANCIAL STATEMENTS, 1981—To be considered.
- 28 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1976—SUMMARY OF RETURNS, JUNE 1983 (No. 1)—To be considered.
- 29 TRADE UNIONS—GOVERNMENT STATIST'S REPORT, 1982—To be considered.
- 30 TRADE UNIONS—REGISTRAR OF FRIENDLY SOCIETIES' REPORT, 1981–82—To be considered.
- 31 VICTORIAN PSYCHOLOGICAL COUNCIL REPORT, 1982—To be considered.
- 32 MARKETING OF PRIMARY PRODUCTS ACT 1958—PROCLAMATION OF 26 JULY 1983 DECLARING EGGS TO BE THE PROPERTY OF THE VICTORIAN EGG MARKETING BOARD—To be considered.
- 33 PARLIAMENTARY OFFICERS ACT 1975—STATEMENTS, 1982–83—To be considered.
- 34 QUEEN VICTORIA MEDICAL CENTRE (GUARANTEES) ACT 1983—NOTICES RE GUARANTEES EXECUTED BY THE TREASURER—To be considered.
- 35 REGISTRATION OF BIRTHS, DEATHS AND MARRIAGES ACT 1959—ABSTRACT OF BIRTHS, STILL-BIRTHS, DEATHS AND MARRIAGES, 1982—To be considered.
- 36 LOCAL AUTHORITIES SUPERANNUATION (AMENDMENT) BILL (No. 2)—MOTION TO REFER PROPOSALS TO ECONOMIC AND BUDGET REVIEW COMMITTEE—(*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. D. R. White*).

WEDNESDAY, 5 OCTOBER

GENERAL BUSINESS

Order of the Day

- *1 ALCOA SMELTER, PORTLAND—MOTION FOR APPOINTMENT OF SELECT COMMITTEE—
(Hon. D. G. Crozier)—*Resumption of debate.* (Hon. A. J. Hunt).

R. K. EVANS
Acting Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Cocksedge, J. H. Kennan, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Cocksedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M. Evans, C. J. Hogg, A. J. Hunt, J. E. Kirner and W. A. Landeryou.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

Mr President takes the Chair at 11.00 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 The Hon. B. A. CHAMBERLAIN—To move, That this House condemns the Government's discrimination against rural Victoria in matters such as State charges, government and private employment, health services, education, and the administration of justice, and calls upon the Government to extend to rural Victoria even-handed policies which take into account problems of rural transport, communication, isolation and limited employment opportunities.
- *3 The Hon. W. R. BAXTER—To move, That this House is of opinion that the cutting back of the Supreme Court circuit in the country is not an appropriate means of alleviating the backlog of cases in Melbourne, and calls for the withdrawal of the memorandum to the Presidents of Country Law Associations dated 18 August 1983, and proposes instead the immediate appointment of additional Supreme Court judges.

Contingent Notice of Motion

- 1 The Hon. HADDON STOREY—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

Orders of the Day

- 1 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate.* (*Hon. D. E. Kent*).
- 2 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 3 FORESTS COMMISSION REVIEW—REPORT, MINISTERIAL RESPONSE TO RECOMMENDATIONS AND MINISTERIAL STATEMENT—To be considered.
- 4 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate.* (*Hon. B. P. Dunn*).
- 5 MMBW HEAD OFFICE BUILDING—MINISTERIAL STATEMENT AND ACCOMPANYING PAPER—To be considered.
- 6 MELBOURNE AIRSHED STUDY—MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.

* Indicates new entry.

- 7 CASINOS—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF REPORT AND STATEMENT (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- 8 HUNTINGTON'S DISEASE—MOTION RECOMMENDING INCREASED GOVERNMENT ASSISTANCE AND CONSIDERATION OF CHANGES TO ADOPTION LEGISLATION (*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. L. A. McArthur*).
- φ9 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- φ10 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- 11 AUDIT ACT REVIEW—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 12 ELECTRICITY TRANSMISSION LINES SERVING MELBOURNE—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 13 MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 14 ALBURY-WODONGA (VICTORIA) CORPORATION REPORT, 1981-82—To be considered.
- 15 GRAIN ELEVATORS BOARD REPORT, 1981-82—To be considered.
- 16 RESTRUCTURING OF CERTAIN PORTFOLIOS —MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF STATEMENT (*Hon. B. A. Chamberlain*)—*Resumption of debate.* (*Hon. R. I. Knowles*).
- 17 CONSUMER AFFAIRS COUNCIL REPORT, 1982-83—To be considered.
- 18 DENTAL TECHNICIANS LICENSING COMMITTEE REPORT, 1981-82—To be considered.
- 19 COUNCIL OF PUBLIC EDUCATION REPORT, PERIOD ENDED 23 MARCH 1982—To be considered.
- 20 STATE BOARD OF EDUCATION REPORT—GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—To be considered.
- 21 EDUCATION—STATEMENT OF GUARANTEES EXECUTED BY THE TREASURER IN RESPECT OF EDUCATIONAL INSTITUTIONS, 1982-83—To be considered.
- 22 GEELONG REGIONAL COMMISSION REPORT, 1981-82—To be considered.
- 23 LABOUR AND INDUSTRY DEPARTMENT REPORT, 1982—To be considered.
- 24 LAND ACT 1958—RESUMPTION OF LAND AT MELBOURNE—CERTIFICATE OF THE MINISTER FOR COMMUNITY WELFARE SERVICES—To be considered.
- 25 LOCAL AUTHORITIES SUPERANNUATION ACT 1958—SEVENTH ACTUARIAL REPORT, 28 FEBRUARY 1982—To be considered.
- 26 MELBOURNE UNIVERSITY—FINANCIAL STATEMENTS, 1981—To be considered.
- 27 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1976—SUMMARY OF RETURNS, JUNE 1983 (No. 1)—To be considered.
- 28 TRADE UNIONS—GOVERNMENT STATIST'S REPORT, 1982—To be considered.
- 29 TRADE UNIONS—REGISTRAR OF FRIENDLY SOCIETIES' REPORT, 1981-82—To be considered.

φ *Cognate Motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.*

- 30 VICTORIAN PSYCHOLOGICAL COUNCIL REPORT, 1982—To be considered.
- 31 MARKETING OF PRIMARY PRODUCTS ACT 1958—PROCLAMATION OF 26 JULY 1983 DECLARING EGGS TO BE THE PROPERTY OF THE VICTORIAN EGG MARKETING BOARD—To be considered.
- 32 PARLIAMENTARY OFFICERS ACT 1975—STATEMENTS, 1982–83—To be considered.
- 33 QUEEN VICTORIA MEDICAL CENTRE (GUARANTEES) ACT 1983—NOTICES RE GUARANTEES EXECUTED BY THE TREASURER—To be considered.
- 34 REGISTRATION OF BIRTHS, DEATHS AND MARRIAGES ACT 1959—ABSTRACT OF BIRTHS, STILL-BIRTHS, DEATHS AND MARRIAGES, 1982—To be considered.
- *35 EDUCATION—MINISTERS' REPORT, 1981–82—To be considered.
- *36 PHYSIOTHERAPISTS REGISTRATION BOARD REPORT, 1982—To be considered.
- *37 VICTORIAN COLLEGE OF THE ARTS REPORT, 1982—To be considered.
- *38 ADMINISTRATIVE ARRANGMENTS ACT 1983—ORDER NO. 6, 1983—To be considered.

GOVERNMENT BUSINESS

Orders of the Day

- *1 WERRIBEE SHIRE HALL BILL—(*Hon. R. A. Mackenzie*)—Second reading.
- *2 ELTHAM LAND (AMENDMENT) BILL—(*Hon. R. A. Mackenzie*)—Second reading.
- 3 WORKERS COMPENSATION (AMENDMENT) BILL (NO. 2)—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate.* (*Hon. W. R. Baxter*).
- 4 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).
- 5 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).
- 6 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 7 MILK PASTEURIZATION (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate.* (*Hon. R. I. Knowles*).
- 8 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).

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TUESDAY, 20 SEPTEMBER

GOVERNMENT BUSINESS

Order of the Day

- 1 FISHERIES (AMENDMENT) BILL—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate.* (*Hon. B. A. Chamberlain*).

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WEDNESDAY, 21 SEPTEMBER

GENERAL BUSINESS

Order of the Day

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 63 and 64

No. 63—Tuesday, 13 September 1983

- 1 The President took the Chair and read the Prayer.
- 2 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR.—The Honourable Evan Walker presented Messages from His Excellency the Governor informing the Council that he had, on the dates mentioned hereunder, given the Royal Assent to the undermentioned Acts presented to him by the Clerk-Assistant of the Legislative Council, for and in the absence of the Clerk of the Parliaments, viz:

On 9 September 1983—

Constitution (Corporations' Franchise) Act.

On 13 September 1983—

Superannuation (Fund Contributions) Act.

Crown Intellectual Property (Assignment) Act.

Associations Incorporation (Amendment) Act.

- 3 PRISONS SERVICE COMMITTEE—ATTENDANCE OF PUBLIC SERVANTS—The President announced the receipt of the following communication:

7 September 1983

Dear Mr President,

I am writing to advise you of the guidelines set by my Government about the attendance of officers in Government service before the Select Committee of the Legislative Council into the Victorian Prisons Service.

My Government has decided to co-operate with the Select Committee to the extent indicated by constitutional convention and practice. Accordingly, it will authorise officers in Government service to attend before and be examined by the Select Committee. The convention and practice show that questions should not be asked of officers—

- (a) that require them to comment upon Government policy;
- (b) that would genuinely jeopardise the necessary relationship of confidentiality and candour between a Minister and officers in Government service.

When an officer is appearing before the Select Committee and is asked to give or produce evidence which a Minister has directed that he not give or produce, the officer will ask to be excused on the ground that—

- (i) a Minister claims privilege in respect of that matter; or
- (ii) the answer sought relates to Government policy and the questions would be more appropriately addressed to the Minister concerned.

In the course of his appearance before the Committee it may happen that an officer will be asked a question the answer to which appears to him to extend into an area in respect of which he believes the Minister would not authorise an answer on one or other of the above grounds. In such a case, the officer (in accordance with the convention) will ask to be excused temporarily from answering that question in order that he may consult the Minister.

Executive privilege will be claimed where the result of giving the information sought would be detrimental to the public interest as that expression is understood in this context. For instance, the Government will not produce information which would disclose the content of Cabinet discussions or advice given to the Government on matters of policy or information the disclosure of which would be destructive of the relationship of confidentiality between a Minister and officers in government service. Also, the Government would not permit evidence to be given in public on any matters related to security in prisons that could be used to aid escape attempts.

The whole matter is probably covered by two principles essential to the operation of the Westminster system of government. The confidentiality of high level government communications and the principle of ministerial responsibility, i.e., that officers are not responsible for, and cannot comment upon government policy.

Yours sincerely,

JOHN CAIN

Premier

The Honourable A. J. Hunt moved, That the communication be taken into consideration on Wednesday, 21 September.

Question—put and resolved in the affirmative.

- 4 LEGAL AND CONSTITUTIONAL COMMITTEE—The Honourable Evan Walker moved, by leave, That the Honourable J. H. Kennan be discharged from attendance upon the Legal and Constitutional Committee.

Question—put and resolved in the affirmative.

- 5 PETITION—RETAIL TRADING HOURS—The Honourable M. J. Arnold presented a Petition from certain citizens of Victoria praying that the House take immediate action to amend or introduce legislation in order to protect the livelihood of the small business sector and its associated suppliers from the adverse effects of weekend trading by major supermarket chain stores.

Ordered to lie on the Table.

- 6 WERRIBEE SHIRE HALL BILL—On the motion (by leave without notice) of the Honourable R. A. Mackenzie, leave was given to bring in a Bill to repeal the *Wyndham Shire Hall Act 1892*, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
- 7 ELTHAM LAND (AMENDMENT) BILL—On the motion (by leave without notice) of the Honourable R. A. Mackenzie, leave was given to bring in a Bill to amend the *Eltham Land Act 1975* and for other purposes, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 8 PAPERS—

ADMINISTRATIVE ARRANGEMENTS—The Honourable Evan Walker moved, by leave, That there be laid before this House a copy of Administrative Arrangements Order (No. 6) 1983 pursuant to the *Administrative Arrangements Act 1983*.

Question—put and resolved in the affirmative.

The said paper was thereupon presented by the Honourable Evan Walker and ordered to lie on the Table.

The Honourable A. J. Hunt moved, That the paper be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Acting Clerk:

Education—Report of the Minister of Education and the Minister of Educational Services for the year 1981–82.

Members of Parliament (Register of Interests) Act 1978—Summary of returns—June 1983 (No. 2).

Physiotherapists Registration Board—Report for the year 1982.

Town and Country Planning Act 1961—City of Horsham Planning Scheme—(with two maps).

Victorian College of the Arts—Report for the year 1982.

The Honourable A. J. Hunt moved, That the reports tabled by the Acting Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 9 ALPINE RESORTS BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable H. R. Ward (for the Honourable B. A. Chamberlain) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday, 27 September.

- 10 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 2, be postponed until later this day.

- 11 VICTORIAN PRISON INDUSTRIES COMMISSION BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 12 FISHERIES (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable R. J. Long (for the Honourable B. A. Chamberlain) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 13 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 4, be postponed until later this day.

- 14 ANNUAL REPORTING BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable R. J. Long having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 15 STATE FILM CENTRE OF VICTORIA COUNCIL BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative. Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 16 PENALTIES AND SENTENCES (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative. Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 17 NUDITY (PRESCRIBED AREAS) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—Debate resumed.

Question—put.

The Council divided.

AYES, 32

The Hon. M. J. Arnold (*Teller*)
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 G. A. S. Butler
 Joan Cocksedge (*Teller*)
 D. G. Crozier
 J. L. Dixon
 F. J. Granter
 D. K. Hayward
 D. E. Henshaw
 C. J. Hogg
 W. V. Houghton
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. I. Knowles
 R. Lawson
 R. J. Long
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 J. W. S. Radford
 N. B. Reid
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 Evan Walker
 H. R. Ward

NOES, 4

The Hon. W. R. Baxter (*Teller*)
 B. P. Dunn
 D. M. Evans (*Teller*)
 K. I. M. Wright

And so it was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 18 SESSIONAL ORDERS—The Honourable D. R. White moved, That so much of Sessional Orders be suspended as would prevent the consideration after 10.00 p.m. today of Order of the Day, Government Business No. 8, and Order of the Day, General Business No. 36.

Question—put and resolved in the affirmative.

- 19 LOCAL AUTHORITIES SUPERANNUATION (AMENDMENT) BILL (NO. 2)—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday, 4 October.

- 20 POSTPONEMENT OF NOTICES OF MOTION AND ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 9 to 14 inclusive, the Notices of Motion, General Business, and Orders of the Day, General Business, Nos. 1 to 35 inclusive, be postponed until the next day of meeting.

- 21 LOCAL AUTHORITIES SUPERANNUATION (AMENDMENT) BILL (NO. 2)—The Order of the Day having been read for the resumption of the debate on the question, That the proposals contained in the Bill be referred to the Economic and Budget Review Committee for inquiry, consideration and report—

The Honourable D. R. White moved, as an amendment, That the expression “not later than 3 October 1983” be added to the motion.

Question—put and resolved in the affirmative.

Question—That the proposals contained in the Bill be referred to the Economic and Budget Review Committee for inquiry, consideration and report not later than 3 October 1983—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them of the foregoing resolution and desiring their concurrence therein.

- 22 ADJOURNMENT—The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.13 p.m., adjourned until tomorrow.

R. K. EVANS
Acting Clerk of the Legislative Council

No. 64—Wednesday, 14 September 1983

- 1 The President took the Chair and read the Prayer.
- 2 LOCAL GOVERNMENT (QUALIFICATION OF COUNCILLORS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Local Government Act 1958’ and the ‘Constitution Act 1975’ with respect to the Qualification of Councillors and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 3 POSTPONEMENT OF NOTICES OF MOTION AND ORDERS OF THE DAY—Ordered—That the consideration of the Notices of Motion, General Business, and Orders of the Day, General Business, Nos. 1 to 19 inclusive, be postponed until later this day.
- 4 GRANTS TO NON-GOVERNMENT SCHOOLS—The Order of the Day having been read for the consideration of the report of the State Board of Education on Grants to Non-Government Schools for 1984 and 1985, the Honourable A. J. Hunt moved, That the Council take note of the report.

Debate ensued.

The Honourable N. B. Reid moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 5 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, General Business, Nos. 21 to 38 inclusive, be postponed until the next day of meeting.
 - 6 LOCAL AUTHORITIES SUPERANNUATION (AMENDMENT) BILL (No. 2)—The Deputy President announced the receipt of a Message from the Assembly acquainting the Council that they have concurred with the resolution of the Council that the proposals contained in the Bill be referred to the Economic and Budget Review Committee for inquiry, consideration and report not later than 3 October 1983.
 - 7 INSTRUMENTS (BILLS OF EXCHANGE) BILL—The Deputy President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Instruments Act 1958’ to increase the time limits for the giving of leave to defend actions on bills of exchange, to extend the application of the procedure for actions on such bills to Magistrates’ Courts and for that purpose to amend the ‘Magistrates (Summary Proceedings) Act 1975’, to amend the ‘County Court Act 1958’, and for other purposes*” and desiring the concurrence of the Council therein.
- On the motion of the Honourable Evan Walker (for the Honourable J. H. Kennan), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 8 MEDICAL PRACTITIONERS (CONDITIONAL REGISTRATION) BILL—The Deputy President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Medical Practitioners Act 1970’ with respect to conditional medical registrations*” and desiring the concurrence of the Council therein.

- On the motion of the Honourable Evan Walker (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 9 ANNUAL REPORTING BILL—The Deputy President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendments made in such Bill by the Council.
- 10 LOCAL GOVERNMENT (QUALIFICATION OF COUNCILLORS) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.
- The Honourable A. J. Hunt moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until the next day of meeting.
- 11 WERRIBEE SHIRE HALL BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.
- The Honourable R. I. Knowles moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until the next day of meeting.
- 12 ELTHAM LAND (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.
- The Honourable R. I. Knowles moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until the next day of meeting.
- 13 MEDICAL PRACTITIONERS (CONDITIONAL REGISTRATION) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.
- Debate ensued.
- The Honourable W. R. Baxter moved, That the debate be now adjourned.
- Debate ensued.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until Tuesday next.
- 14 INSTRUMENTS (BILLS OF EXCHANGE) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.
- The Honourable Haddon Storey moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until Tuesday next.
- 15 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday next.
- Question—put and resolved in the affirmative.
- The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 5.54 p.m., adjourned until Tuesday next.

R. K. EVANS
Acting Clerk of the Legislative Council

Mr President takes the Chair at 3.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- 1 FISHERIES (AMENDMENT) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- *2 LOCAL GOVERNMENT (QUALIFICATION OF COUNCILLORS) BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- *3 MEDICAL PRACTITIONERS (CONDITIONAL REGISTRATION) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. W. R. Baxter).
- 4 WERRIBEE SHIRE HALL BILL—(Hon. R. A. Mackenzie)—Second reading—Resumption of debate (Hon. R. I. Knowles).
- 5 ELTHAM LAND (AMENDMENT) BILL—(Hon. R. A. Mackenzie)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- *6 INSTRUMENTS (BILLS OF EXCHANGE) BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 7 WORKERS COMPENSATION (AMENDMENT) BILL (NO. 2)—(Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. W. R. Baxter).
- 8 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 9 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 10 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 11 MILK PASTEURIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- 12 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. Haddon Storey).

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 The Hon. B. A. CHAMBERLAIN—To move, That this House condemns the Government's discrimination against rural Victoria in matters such as State charges, government and private employment, health services, education, and the administration of justice, and calls upon the Government to extend to rural Victoria even-handed policies which take into account problems of rural transport, communication, isolation and limited employment opportunities.

* Indicates new entry.

- 3 The Hon. W. R. BAXTER—To move, That this House is of opinion that the cutting back of the Supreme Court circuit in the country is not an appropriate means of alleviating the backlog of cases in Melbourne, and calls for the withdrawal of the memorandum to the Presidents of Country Law Associations dated 18 August 1983, and proposes instead the immediate appointment of additional Supreme Court judges.

Contingent Notice of Motion

- 1 The Hon. HADDON STOREY—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

Orders of the Day

- 1 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate.* (*Hon. D. E. Kent*).
- 2 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 3 FORESTS COMMISSION REVIEW—REPORT, MINISTERIAL RESPONSE TO RECOMMENDATIONS AND MINISTERIAL STATEMENT—To be considered.
- 4 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate.* (*Hon. B. P. Dunn*).
- 5 MMBW HEAD OFFICE BUILDING—MINISTERIAL STATEMENT AND ACCOMPANYING PAPER—To be considered.
- 6 MELBOURNE AIRSHED STUDY—MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 7 CASINOS—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF REPORT AND STATEMENT (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- 8 HUNTINGTON'S DISEASE—MOTION RECOMMENDING INCREASED GOVERNMENT ASSISTANCE AND CONSIDERATION OF CHANGES TO ADOPTION LEGISLATION (*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. L. A. McArthur*).
- φ9 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- φ10 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- 11 AUDIT ACT REVIEW—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.

- 12 ELECTRICITY TRANSMISSION LINES SERVING MELBOURNE—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 13 MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 14 RESTRUCTURING OF CERTAIN PORTFOLIOS —MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF STATEMENT (*Hon. B. A. Chamberlain*)—*Resumption of debate.* (*Hon. R. I. Knowles*).
- 15 CONSUMER AFFAIRS COUNCIL REPORT, 1982-83—To be considered.
- 16 DENTAL TECHNICIANS LICENSING COMMITTEE REPORT, 1981-82—To be considered.
- 17 COUNCIL OF PUBLIC EDUCATION REPORT, PERIOD ENDED 23 MARCH 1982—To be considered.
- 18 STATE BOARD OF EDUCATION REPORT—GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—MOTION TO TAKE NOTE OF REPORT (*Hon. A. J. Hunt*)—*Resumption of debate.* (*Hon. N. B. Reid*).
- 19 EDUCATION—STATEMENT OF GUARANTEES EXECUTED BY THE TREASURER IN RESPECT OF EDUCATIONAL INSTITUTIONS, 1982-83—To be considered.
- 20 GEELONG REGIONAL COMMISSION REPORT, 1981-82—To be considered.
- 21 LABOUR AND INDUSTRY DEPARTMENT REPORT, 1982—To be considered.
- 22 LAND ACT 1958—RESUMPTION OF LAND AT MELBOURNE—CERTIFICATE OF THE MINISTER FOR COMMUNITY WELFARE SERVICES—To be considered.
- 23 LOCAL AUTHORITIES SUPERANNUATION ACT 1958—SEVENTH ACTUARIAL REPORT, 28 FEBRUARY 1982—To be considered.
- 24 MELBOURNE UNIVERSITY—FINANCIAL STATEMENTS, 1981—To be considered.
- 25 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—SUMMARY OF RETURNS, JUNE 1983 (No. 1)—To be considered.
- 26 TRADE UNIONS—GOVERNMENT STATIST'S REPORT, 1982—To be considered.
- 27 TRADE UNIONS—REGISTRAR OF FRIENDLY SOCIETIES' REPORT, 1981-82—To be considered.
- 28 VICTORIAN PSYCHOLOGICAL COUNCIL REPORT, 1982—To be considered.
- 29 MARKETING OF PRIMARY PRODUCTS ACT 1958—PROCLAMATION OF 26 JULY 1983 DECLARING EGGS TO BE THE PROPERTY OF THE VICTORIAN EGG MARKETING BOARD—To be considered.
- 30 PARLIAMENTARY OFFICERS ACT 1975—STATEMENTS, 1982-83—To be considered.
- 31 QUEEN VICTORIA MEDICAL CENTRE (GUARANTEES) ACT 1983—NOTICES RE GUARANTEES EXECUTED BY THE TREASURER—To be considered.
- 32 REGISTRATION OF BIRTHS, DEATHS AND MARRIAGES ACT 1959—ABSTRACT OF BIRTHS, STILL-BIRTHS, DEATHS AND MARRIAGES, 1982—To be considered.
- 33 EDUCATION—MINISTERS' REPORT, 1981-82—To be considered.
- 34 PHYSIOTHERAPISTS REGISTRATION BOARD REPORT, 1982—To be considered.
- 35 VICTORIAN COLLEGE OF THE ARTS REPORT, 1982—To be considered.
- 36 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDER No. 6, 1983—To be considered.

WEDNESDAY, 21 SEPTEMBER
GENERAL BUSINESS**Order of the Day**

- 1 PRISONS SERVICE COMMITTEE—GOVERNMENT'S GUIDELINES FOR PUBLIC SERVANTS ATTENDING BEFORE COMMITTEE—To be considered.

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TUESDAY, 27 SEPTEMBER**GOVERNMENT BUSINESS****Order of the Day**

- 1 ALPINE RESORTS BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).

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TUESDAY, 4 OCTOBER**GOVERNMENT BUSINESS****Order of the Day**

- †1 LOCAL AUTHORITIES SUPERANNUATION (AMENDMENT) BILL (No. 2)—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. A. J. Hunt).

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WEDNESDAY, 5 OCTOBER**GENERAL BUSINESS****Order of the Day**

- 1 ALCOA SMELTER, PORTLAND—MOTION FOR APPOINTMENT OF SELECT COMMITTEE—(Hon. D. G. Crozier)—Resumption of debate. (Hon. A. J. Hunt).

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M. Evans, C. J. Hogg, A. J. Hunt, J. E. Kirner and W. A. Landeryou.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

Mr President takes the Chair at 11.00 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 The Hon. B. A. CHAMBERLAIN—To move, That this House condemns the Government's discrimination against rural Victoria in matters such as State charges, government and private employment, health services, education, and the administration of justice, and calls upon the Government to extend to rural Victoria even-handed policies which take into account problems of rural transport, communication, isolation and limited employment opportunities.
- 3 The Hon. W. R. BAXTER—To move, That this House is of opinion that the cutting back of the Supreme Court circuit in the country is not an appropriate means of alleviating the backlog of cases in Melbourne, and calls for the withdrawal of the memorandum to the Presidents of Country Law Associations dated 18 August 1983, and proposes instead the immediate appointment of additional Supreme Court judges.
- *4 The Hon. B. P. DUNN—To move, That this House expresses concern at—
 - (a) the transfer of responsibility for the Grain Elevators Board from the Minister of Agriculture to the Minister of Transport;
 - (b) the imposition of a further 15 per cent increase in rail freight on grain;
 - (c) the proposed introduction of a radical new strategy for the receipt of grain into the Grain Elevators Board system; and
 - (d) the foreshadowed 8 per cent increase in grain handling charges.
- *5 The Hon. P. D. BLOCK—To move, That this House—
 - (a) records its grave concern at the serious reduction in the number of apprentices in training during the year ended 30 June 1983, and at the implications of this reduction for the future; and
 - (b) calls upon the Government to re-examine its priorities for expenditure and to ensure that adequate funds are available to assist employers to take on and retain apprentices.

Contingent Notice of Motion

- 1 The Hon. HADDON STOREY—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

Orders of the Day

- 1 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate.* (*Hon. D. E. Kent*).

* Indicates new entry.

- 2 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
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- 4 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate.* (*Hon. B. P. Dunn*).
- 5 MMBW HEAD OFFICE BUILDING—MINISTERIAL STATEMENT AND ACCOMPANYING PAPER—To be considered.
- 6 MELBOURNE AIRSHED STUDY—MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
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- φ9 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- φ10 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
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- 14 RESTRUCTURING OF CERTAIN PORTFOLIOS —MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF STATEMENT (*Hon. B. A. Chamberlain*)—*Resumption of debate.* (*Hon. R. I. Knowles*).
- 15 CONSUMER AFFAIRS COUNCIL REPORT, 1982–83—To be considered.
- 16 DENTAL TECHNICIANS LICENSING COMMITTEE REPORT, 1981–82—To be considered.
- 17 COUNCIL OF PUBLIC EDUCATION REPORT, PERIOD ENDED 23 MARCH 1982—To be considered.
- 18 STATE BOARD OF EDUCATION REPORT—GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—MOTION TO TAKE NOTE OF REPORT (*Hon. A. J. Hunt*)—*Resumption of debate.* (*Hon. N. B. Reid*).
- 19 EDUCATION—STATEMENT OF GUARANTEES EXECUTED BY THE TREASURER IN RESPECT OF EDUCATIONAL INSTITUTIONS, 1982–83—To be considered.
- 20 GEELONG REGIONAL COMMISSION REPORT, 1981–82—To be considered.
- 21 LABOUR AND INDUSTRY DEPARTMENT REPORT, 1982—To be considered.

φ *Cognate Motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.*

- 22 LAND ACT 1958—RESUMPTION OF LAND AT MELBOURNE—CERTIFICATE OF THE MINISTER FOR COMMUNITY WELFARE SERVICES—To be considered.
- 23 LOCAL AUTHORITIES SUPERANNUATION ACT 1958—SEVENTH ACTUARIAL REPORT, 28 FEBRUARY 1982—To be considered.
- 24 MELBOURNE UNIVERSITY—FINANCIAL STATEMENTS, 1981—To be considered.
- 25 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—SUMMARY OF RETURNS, JUNE 1983 (No. 1)—To be considered.
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- 34 PHYSIOTHERAPISTS REGISTRATION BOARD REPORT, 1982—To be considered.
- 35 VICTORIAN COLLEGE OF THE ARTS REPORT, 1982—To be considered.
- 36 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDER NO. 6, 1983—To be considered.
- 37 PRISONS SERVICE COMMITTEE—GOVERNMENT'S GUIDELINES FOR PUBLIC SERVANTS ATTENDING BEFORE COMMITTEE—To be considered.
- *38 MELBOURNE METROPOLITAN PLANNING SCHEME, AMENDMENT 150 (PART 1)—MINISTERIAL STATEMENT—To be considered.

GOVERNMENT BUSINESS

Orders of the Day

- *1 PENALTY INTEREST RATES BILL—(from Assembly—Hon. J. H. Kennan)—Second reading.
- 2 WORKERS COMPENSATION (AMENDMENT) BILL (No. 2)—(Hon. J. H. Kennan)—Second reading—*Resumption of debate.* (Hon. W. R. Baxter).
- 3 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 4 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 5 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 6 MILK PASTEURIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—*Resumption of debate.* (Hon. R. I. Knowles).

- 7 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

TUESDAY, 27 SEPTEMBER

GOVERNMENT BUSINESS

Order of the Day

- 1 ALPINE RESORTS BILL—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*

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TUESDAY, 4 OCTOBER

GOVERNMENT BUSINESS

Orders of the Day

- †1 LOCAL AUTHORITIES SUPERANNUATION (AMENDMENT) BILL (No. 2)—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*

- *2 VERMIN AND NOXIOUS WEEDS (RE-ORGANIZATION) BILL—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate. (Hon. R. I. Knowles).*

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WEDNESDAY, 5 OCTOBER

GENERAL BUSINESS

Order of the Day

- 1 ALCOA SMELTER, PORTLAND—MOTION FOR APPOINTMENT OF SELECT COMMITTEE—(*Hon. D. G. Crozier*)—*Resumption of debate. (Hon. A. J. Hunt).*

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 65 and 66

No. 65—Tuesday, 20 September 1983

- 1 The President took the Chair and read the Prayer.
- 2 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR—The Honourable Evan Walker presented a Message from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz.:
 - Annual Reporting Act.*
 - Nudity (Prescribed Areas) Act.*
 - State Film Centre of Victoria Council Act.*
 - Victorian Prison Industries Commission Act.*
 - Penalties and Sentences (Amendment) Act.*
- 3 PENALTY INTEREST RATES BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Supreme Court Act 1958', the 'County Court Act 1958', the 'Property Law Act 1958', the 'Transfer of Land Act 1958' and the 'Magistrates' Courts Act 1971' with respect to the Payment of Interest on certain unpaid Moneys and for Purposes connected therewith*" and desiring the concurrence of the Council therein.

On the motion of the Honourable J. H. Kennan, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
- 4 PAPERS—The following Papers, pursuant to the direction of an Act of Parliament, were laid upon the Table by the Clerk:
 - Statutory Rules under the following Acts of Parliament:
 - Abattoir and Meat Inspection Act 1973—No. 202.
 - Chiropodists Act 1968—No. 213.
 - County Court Act 1958—No. 207.
 - Dentists Act 1972—No. 196.
 - Environment Protection Act 1970—No. 208.
 - Financial Institutions Duty Act 1982—No. 199.
 - Fisheries Act 1968—No. 205.
 - Forests Act 1958—Nos. 198 and 203.
 - Hospitals and Charities Act 1958—No. 206.
 - Land Act 1958—No. 211.
 - Lotteries Gaming and Betting Act 1966—No. 209.
 - Motor Boating Act 1961—No. 210.
 - Mt. Hotham Alpine Resort Act 1972—No. 212.
 - Public Service Act 1974—Nos. 200 and 201; PSD Nos. 52, 53, 55, 56, 57, 59 and 61.
 - Racing Act 1958—No. 214.
 - Second-hand Dealers Act 1958—No. 204.
 - Wildlife Act 1975—No. 197.

- 5 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 and 2, be postponed until later this day.
- 6 MEDICAL PRACTITIONERS (CONDITIONAL REGISTRATION) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

Question—put.

The Council divided.

AYES, 30

The Hon. M. J. Arnold
 H. G. Baylor
 M. A. Birrell
 G. P. Connard
 Joan Coxsedge
 J. L. Dixon (*Teller*)
 F. J. Granter
 D. K. Hayward
 D. E. Henshaw (*Teller*)
 C. J. Hogg
 W. V. Houghton
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. I. Knowles
 W. A. Landeryou
 R. Lawson
 R. J. Long
 R. A. Mackenzie
 L. A. McArthur
 B. T. Pullen
 N. B. Reid
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 Evan Walker
 H. R. Ward
 D. R. White

NOES, 3

The Hon. W. R. Baxter (*Teller*)
 D. M. Evans (*Teller*)
 K. I. M. Wright

And so it was resolved in the affirmative—Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 7 WERRIBEE SHIRE HALL BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 8 ELTHAM LAND (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 9 INSTRUMENTS (BILLS OF EXCHANGE) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 10 FISHERIES (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 11 LOCAL GOVERNMENT (QUALIFICATION OF COUNCILLORS) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable R. Lawson moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 12 MINISTERIAL STATEMENT—MELBOURNE METROPOLITAN PLANNING SCHEME—The Honourable Evan Walker made a Ministerial statement on Amendment No. 150 (Part 1) to the Melbourne Metropolitan Planning Scheme.

The Honourable B. A. Chamberlain moved, That the statement be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 13 HOSPITALS SUPERANNUATION (AMENDMENT) BILL (NO. 2)—The President announced the receipt of a Message from the Assembly forwarding a fair print of a Bill “to amend the ‘Hospitals Superannuation Act 1965’, and for other purposes” and acquainting the Council that, during the consideration of the Bill, the Assembly had agreed to the following Resolution:

That the proposals contained in the Hospitals Superannuation (Amendment) Bill (No. 2) be referred to the Economic and Budget Review Committee for inquiry, consideration and report—

and desiring the concurrence of the Council therein.

Ordered—That the Message be now taken into consideration.

The Honourable Evan Walker moved, That the Council concur with the Assembly and agree to the said Resolution.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 14 STATE EMPLOYEES RETIREMENT BENEFITS (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly forwarding a fair print of a Bill “to amend the ‘State Employees Retirement Benefits Act 1979’ and for other

purposes" and acquainting the Council that, during the consideration of the Bill, the Assembly had agreed to the following Resolution:

That the proposals contained in the State Employees Retirement Benefits (Amendment) Bill be referred to the Economic and Budget Review Committee for inquiry, consideration and report—
and desiring the concurrence of the Council therein.

Ordered—That the Message be now taken into consideration.

The Honourable Evan Walker moved, That the Council concur with the Assembly and agree to the said Resolution.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 15 VERMIN AND NOXIOUS WEEDS (RE-ORGANIZATION) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Vermin and Noxious Weeds Act 1958'*" and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 16 LOCAL GOVERNMENT (QUALIFICATION OF COUNCILLORS) BILL—The Order of the Day having been read for the resumption of the debate of the question, That this Bill be now read a second time—

Debate resumed.

Question—put.

The President declared that the second reading was required to be passed with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council.

The Council divided.

AYES, 20

The Hon. M. J. Arnold
G. A. S. Butler
Joan Coxsedg
J. L. Dixon
D. E. Henshaw
C. J. Hogg (*Teller*)
J. H. Kennan
C. J. Kennedy (*Teller*)
D. E. Kent
J. E. Kirner
W. A. Landeryou
R. A. Mackenzie
L. A. McArthur
B. W. Mier
B. A. Murphy
B. T. Pullen
M. J. Sandon
G. A. Sgro
Evan Walker
D. R. White

NOES, 21

The Hon. W. R. Baxter
H. G. Baylor (*Teller*)
M. A. Birrell (*Teller*)
P. D. Block
B. A. Chamberlain
G. P. Connard
D. G. Crozier
B. P. Dunn
D. M. Evans
F. J. Granter
D. K. Hayward
W. V. Houghton
A. J. Hunt
R. I. Knowles
R. Lawson
R. J. Long
J. W. S. Radford
N. B. Reid
Haddon Storey
H. R. Ward
K. I. M. Wright

And so it passed in the negative.

- 17 VERMIN AND NOXIOUS WEEDS (RE-ORGANIZATION) BILL.—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.
The Honourable H. R. Ward (for the Honourable R. I. Knowles) moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until Tuesday, 4 October.
- 18 ADJOURNMENT—The Honourable D. R. White moved, That the House do now adjourn.
Debate ensued.
Question—put and resolved in the affirmative.
- And then the Council, at 10.49 p.m., adjourned until tomorrow.

R. K. EVANS
Clerk of the Legislative Council

No. 66—Wednesday, 21 September 1983

1 The President took the Chair and read the Prayer.

2 PAPERS—

PARLIAMENT AND THE EXECUTIVE—The Honourable A. J. Hunt moved, by leave, That there be laid before this House and incorporated in *Hansard*, a copy of each of the following documents, viz:

- (i) Statement on 'Relations between Parliament and Executive' prepared and circulated by the Honourable A. J. Hunt for consideration;
- (ii) Letter from the Honourable A. J. Hunt to the Honourable the Premier dated 15 September 1983 in connection therewith; and
- (iii) Letter from the Honourable A. J. Hunt to the Solicitor-General of the same date also in relation thereto.

Question—put and resolved in the affirmative.

The said papers were thereupon presented by the Honourable A. J. Hunt and ordered to lie on the Table.

The Honourable A. J. Hunt moved, That the papers be taken into consideration on Wednesday, 5 October concurrently with the Order of the Day, General Business for the consideration of the guidelines for public servants attending before the Prisons Service Committee.

Question—put and resolved in the affirmative.

* * * * *

PUBLIC TRUSTEE—The Honourable J. H. Kennan moved, by leave, That there be laid before this House a copy of the Report of the Public Trustee for the year 1981–82.

Question—put and resolved in the affirmative.

The said report was thereupon presented by the Honourable J. H. Kennan and ordered to lie on the Table.

The Honourable J. H. Kennan made a Ministerial statement in connection with the tabling of the report.

The Honourable Haddon Storey moved, That the report and the Ministerial statement be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

3 POSTPONEMENT OF NOTICES OF MOTION—Ordered—That the consideration of Notices of Motion, General Business, Nos. 1 to 3 inclusive, be postponed until later this day.

- 4 GRAIN HANDLING—The Honourable B. P. Dunn moved, That this House expresses concern at—
- (a) the transfer of responsibility for the Grain Elevators Board from the Minister of Agriculture to the Minister of Transport;
 - (b) the imposition of a further 15 per cent increase in rail freight on grain;
 - (c) the proposed introduction of a radical new strategy for the receipt of grain into the Grain Elevators Board system; and
 - (d) the foreshadowed 8 per cent increase in grain handling charges.

Debate ensued.

The Honourable D. E. Kent moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 5 APPRENTICE TRAINING PROGRAMME—The Honourable P. D. Block moved, That this House—
- (a) records its grave concern at the serious reduction in the number of apprentices in training during the year ended 30 June 1983, and at the implications of this reduction for the future; and
 - (b) calls upon the Government to re-examine its priorities for expenditure and to ensure that adequate funds are available to assist employers to take on and retain apprentices.

The Honourable G. A. Sgro moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—that the debate be adjourned until Wednesday, 5 October.

- 6 POSTPONEMENT OF ORDERS OF THE DAY—Ordered, after debate—That the consideration of the Orders of the Day, General Business, be postponed until later this day.
- 7 PENALTY INTEREST RATES BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 8 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday, 11 October.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 3.59 p.m., adjourned until Tuesday, 11 October.

R. K. EVANS
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- 1 PENALTY INTEREST RATES BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 2 VERMIN AND NOXIOUS WEEDS (RE-ORGANIZATION) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—*Resumption of debate.* (Hon. R. I. Knowles).
- 3 ALPINE RESORTS BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—*Resumption of debate.* (Hon. B. A. Chamberlain).
- 4 WORKERS COMPENSATION (AMENDMENT) BILL (No. 2)—(Hon. J. H. Kennan)—Second reading—*Resumption of debate.* (Hon. W. R. Baxter).
- 5 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 6 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- †7 LOCAL AUTHORITIES SUPERANNUATION (AMENDMENT) BILL (No. 2)—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. A. J. Hunt).
- 8 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 9 MILK PASTEURIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—*Resumption of debate.* (Hon. R. I. Knowles).
- 10 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. Evan Walker)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 The Hon. B. A. CHAMBERLAIN—To move, That this House condemns the Government's discrimination against rural Victoria in matters such as State charges, government and private employment, health services, education, and the administration of justice, and calls upon the Government to extend to rural Victoria even-handed policies which take into account problems of rural transport, communication, isolation and limited employment opportunities.
- 3 The Hon. W. R. BAXTER—To move, That this House is of opinion that the cutting back of the Supreme Court circuit in the country is not an appropriate means of alleviating the backlog of cases in Melbourne, and calls for the withdrawal of the memorandum to the Presidents of Country Law Associations dated 18 August

* Indicates new entry.

† Proposals in Bill currently before Economic and Budget Review Committee.

1983, and proposes instead the immediate appointment of additional Supreme Court judges.

Contingent Notice of Motion

- 1 The Hon. HADDON STOREY—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

Orders of the Day

- 1 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate. (Hon. D. E. Kent).*
- 2 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (*Hon. Haddon Storey*)—*Resumption of debate. (Hon. W. A. Landeryou).*
- 3 FORESTS COMMISSION REVIEW—REPORT, MINISTERIAL RESPONSE TO RECOMMENDATIONS AND MINISTERIAL STATEMENT—To be considered.
- 4 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- 5 MMBW HEAD OFFICE BUILDING—MINISTERIAL STATEMENT AND ACCOMPANYING PAPER—To be considered.
- 6 MELBOURNE AIRSHED STUDY—MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 7 CASINOS—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF REPORT AND STATEMENT (*Hon. P. D. Block*)—*Resumption of debate. (Hon. G. A. Sgro).*
- 8 HUNTINGTON'S DISEASE—MOTION RECOMMENDING INCREASED GOVERNMENT ASSISTANCE AND CONSIDERATION OF CHANGES TO ADOPTION LEGISLATION (*Hon. D. M. Evans*)—*Resumption of debate. (Hon. L. A. McArthur).*
- φ9 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. M. J. Arnold).*
- φ10 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. M. J. Arnold).*
- 11 AUDIT ACT REVIEW—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 12 ELECTRICITY TRANSMISSION LINES SERVING MELBOURNE—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 13 MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.

φ Cognate Motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.

- 14 RESTRUCTURING OF CERTAIN PORTFOLIOS—MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF STATEMENT (*Hon. B. A. Chamberlain*)—*Resumption of debate.* (*Hon. R. I. Knowles*).
- 15 STATE BOARD OF EDUCATION REPORT—GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—MOTION TO TAKE NOTE OF REPORT (*Hon. A. J. Hunt*)—*Resumption of debate.* (*Hon. N. B. Reid*).
- 16 EDUCATION—MINISTERS' REPORT, 1981-82—To be considered.
- 17 PHYSIOTHERAPISTS REGISTRATION BOARD REPORT, 1982—To be considered.
- 18 VICTORIAN COLLEGE OF THE ARTS REPORT, 1982—To be considered.
- 19 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDER No. 6, 1983—To be considered.
- §20 PRISONS SERVICE COMMITTEE—GOVERNMENT'S GUIDELINES FOR PUBLIC SERVANTS ATTENDING BEFORE COMMITTEE—To be considered.
- §*21 RELATIONS BETWEEN PARLIAMENT AND THE EXECUTIVE—STATEMENT AND LETTERS TO THE PREMIER AND SOLICITOR-GENERAL DATED 15 SEPTEMBER 1983—To be considered.
- 22 MELBOURNE METROPOLITAN PLANNING SCHEME, AMENDMENT 150 (PART 1)—MINISTERIAL STATEMENT—To be considered.
- *23 PUBLIC TRUSTEE'S REPORT 1981-82 AND RELATED MINISTERIAL STATEMENT—To be considered.
- 24 ALCOA SMELTER, PORTLAND—MOTION FOR APPOINTMENT OF SELECT COMMITTEE—(*Hon. D. G. Crozier*)—*Resumption of debate.* (*Hon. A. J. Hunt*).
- *25 GRAIN HANDLING—MOTION EXPRESSING CONCERN AT TRANSFER OF RESPONSIBILITY FOR THE GRAIN ELEVATORS BOARD, INCREASED FREIGHT AND HANDLING CHARGES AND NEW GRAIN RECEIVAL SYSTEM (*Hon. B. P. Dunn*)—*Resumption of debate.* (*Hon. D. E. Kent*).
- *26 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (*Hon P.D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

- 8 HUNTINGTON'S DISEASE—MOTION RECOMMENDING INCREASED GOVERNMENT ASSISTANCE AND CONSIDERATION OF CHANGES TO ADOPTION LEGISLATION (*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. L. A. McArthur*).
- φ9 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- φ10 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- 11 AUDIT ACT REVIEW—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 12 ELECTRICITY TRANSMISSION LINES SERVING MELBOURNE—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 13 MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 14 RESTRUCTURING OF CERTAIN PORTFOLIOS —MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF STATEMENT (*Hon. B. A. Chamberlain*)—*Resumption of debate.* (*Hon. R. I. Knowles*).
- 15 STATE BOARD OF EDUCATION REPORT—GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—MOTION TO TAKE NOTE OF REPORT (*Hon. A. J. Hunt*)—*Resumption of debate.* (*Hon. N. B. Reid*).
- 16 EDUCATION—MINISTERS' REPORT, 1981-82—To be considered.
- 17 PHYSIOTHERAPISTS REGISTRATION BOARD REPORT, 1982—To be considered.
- 18 VICTORIAN COLLEGE OF THE ARTS REPORT, 1982—To be considered.
- 19 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDER NO. 6, 1983—To be considered.
- §20 PRISONS SERVICE COMMITTEE—GOVERNMENT'S GUIDELINES FOR PUBLIC SERVANTS ATTENDING BEFORE COMMITTEE—To be considered.
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- 24 ALCOA SMELTER, PORTLAND—MOTION FOR APPOINTMENT OF SELECT COMMITTEE—(*Hon. D. G. Crozier*)—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 25 GRAIN HANDLING—MOTION EXPRESSING CONCERN AT TRANSFER OF RESPONSIBILITY FOR THE GRAIN ELEVATORS BOARD, INCREASED FREIGHT AND HANDLING CHARGES AND NEW GRAIN RECEIVAL SYSTEM (*Hon. B. P. Dunn*)—*Resumption of debate.* (*Hon. D. E. Kent*).
- 26 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).

φ *Cognate Motions*—To be debated concurrently pursuant to order of the Council on 25 May 1983.

§ *Cognate subjects*—To be debated concurrently pursuant to order of the Council on 21 September 1983.

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- *27 SUPREME COURT JUDGES' REPORT, 1982—To be considered.
 - *28 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS NOS. 7 AND 8, 1983—To be considered.
 - *29 LEO CUSSEN INSTITUTE FOR CONTINUING LEGAL EDUCATION REPORT 1982—To be considered
 - *30 CHIROPRACTORS AND OSTEOPATHS REGISTRATION BOARD REPORT, 1982—To be considered.
 - *31 FAIRFIELD HOSPITAL REPORT, 1982-83—To be considered.
 - *32 LANDS DEPARTMENT REPORT, 1982-83—To be considered.
 - *33 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—CUMULATIVE SUMMARY OF RETURNS, SEPTEMBER 1983—To be considered.
 - *34 MINES ACT 1958—RETURN OF SUSPENSIONS OF THE LABOUR COVENANT, 1977 TO 1982—To be considered.
 - *35 PUBLIC RECORD OFFICE REPORT, 1982-83—To be considered.
 - *36 QUEEN VICTORIA MEDICAL CENTRE (GUARANTEES) ACT 1983—NOTICE RE GUARANTEE EXECUTED BY THE TREASURER—To be considered
 - *37 STATE BANK REPORTS, STATEMENTS, RETURNS, &C, 1982-83—To be considered.
 - *38 TRANSPORT ACT 1983—SCHEDULE OF ASSETS OF THE ROAD CONSTRUCTION AUTHORITY TO BE TRANSFERRED TO THE ROAD TRAFFIC AUTHORITY—To be considered
 - *39 VICTORIAN BROWN COAL COUNCIL REPORT 1982-83—To be considered.

GOVERNMENT BUSINESS

Orders of the Day

- *1 OCCUPIERS' LIABILITY BILL—(*Hon. J. H. Kennan*)—Second reading.
- 2 ALPINE RESORTS BILL—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate. (Hon. L. A. McArthur).*
- 3 WORKERS COMPENSATION (AMENDMENT) BILL (No. 2)—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. W. R. Baxter).*
- 4 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 5 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 6 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 7 MILK PASTEURIZATION (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate. (Hon. R. I. Knowles).*
- 8 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

* Indicates new entry.

TUESDAY, 18 OCTOBER
GOVERNMENT BUSINESS

Orders of the Day

- *1 COMMUNITY WELFARE SERVICES (DIRECTOR-GENERAL OF CORRECTIONS) BILL—
(*from Assembly—Hon. D. R. White*)—Second Reading—*Resumption of debate.*
(Hon. B. A. Chamberlain).
- *2 LATROBE REGIONAL COMMISSION BILL—(*from Assembly—Hon. D. R. White*)—
Second reading—*Resumption of debate.* (Hon. A. J. Hunt).
- *3 ENVIRONMENTAL PROTECTION (AMENDMENT) BILL—(*Hon. Evan Walker*)—Second
reading—*Resumption of debate.* (Hon. B. A. Chamberlain).

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M. Evans, C. J. Hogg, A. J. Hunt, J. E. Kirner and W. A. Landeryou.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 67 and 68

No. 67—Tuesday, 11 October 1983

- 1 The President took the Chair and read the Prayer.
- 2 MESSAGE FROM DEPUTY FOR HIS EXCELLENCY THE GOVERNOR—The Honourable Evan Walker presented a Message from the Lieutenant-Governor as Deputy for His Excellency the Governor informing the Council that he had, on 27 September 1983, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz:
 - Fisheries (Amendment) Act.*
 - Instruments (Bills of Exchange) Act.*
 - Medical Practitioners (Conditional Registration) Act.*

- 3 COMMUNITY WELFARE SERVICES (DIRECTOR-GENERAL OF CORRECTIONS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make provision with respect to the functions of the Director-General of Corrections and the Office of Corrections, and for that purpose to amend the 'Community Welfare Services Act 1970', the 'Crimes Act 1958' and the 'Penalties and Sentences Act 1981' and the 'Prisoners (Interstate Transfer) Act 1983', and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 4 LATROBE REGIONAL COMMISSION BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make Provision with respect to the Planning and Development of the Latrobe Region, to establish the Latrobe Regional Commission and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 5 PETITIONS—RETAIL TRADING HOURS—

The Honourable M. J. Arnold presented a Petition from certain citizens of Victoria praying that the House take immediate action to amend or introduce legislation in order to protect the livelihood of the small business sector and its associated suppliers from the adverse effects of weekend trading by major supermarket chain stores.

Ordered to lie on the Table.

The Honourable C. J. Kennedy presented a Petition from certain citizens of Victoria praying that the House take action to ensure that trading hours for retail shopping not be increased.

Ordered to lie on the Table.

- 6 ENVIRONMENT PROTECTION (AMENDMENT) BILL—On the motion (by leave without notice) of the Honourable Evan Walker, leave was given to bring in a Bill to amend the *Environment Protection Act 1970*, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

7 OCCUPIERS' LIABILITY BILL—On the motion (by leave without notice) of the Honourable J. H. Kennan, leave was given to bring in a Bill relating to the Standard of Care owed by Occupiers and Landlords of Premises to Persons on the Premises, to amend the *Wrongs Act 1958* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

8 PAPERS—

SUPREME COURT JUDGES—The Honourable J. H. Kennan presented, by command of His Excellency the Governor, the Report of the Supreme Court Judges for the year 1982.

Ordered to lie on the Table.

The Honourable Haddon Storey moved, That the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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ADMINISTRATIVE ARRANGEMENTS—The Honourable Evan Walker moved, by leave, That there be laid before this House copies of Administrative Arrangements Orders (Nos. 7 and 8) 1983 pursuant to the *Administrative Arrangements Act 1983*.

Question—put and resolved in the affirmative.

The said orders were thereupon presented by the Honourable Evan Walker and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the orders be taken into consideration later this day.

Question—put and resolved in the affirmative.

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LEO CUSSEN INSTITUTE—The Honourable J. H. Kennan moved, by leave, That there be laid before this House a copy of the Report of the Leo Cussen Institute for Continuing Legal Education for the year 1982.

Question—put and resolved in the affirmative.

The said report was thereupon presented by the Honourable J. H. Kennan and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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ECONOMIC AND BUDGET REVIEW COMMITTEE—LOCAL AUTHORITIES SUPERANNUATION (AMENDMENT) BILL (No. 2)—The Honourable J. V. C. Guest presented a Report from the Economic and Budget Review Committee on the proposals contained in the Local Authorities Superannuation (Amendment) Bill (No. 2), together with Appendices.

Ordered to lie on the Table and to be printed.

The Honourable D. R. White moved, That the report be taken into consideration in conjunction with the Order of the Day, Government Business, for consideration of the Local Authorities Superannuation (Amendment) Bill (No. 2).

Question—put and resolved in the affirmative.

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The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Chiropractors and Osteopaths Registration Board—Report for the year 1982.

Fairfield Hospital—Report for the year 1982–83.

Lands—Report of the Department of Crown Lands and Survey for the year 1982–83.

Members of Parliament (Register of Interests) Act 1978—Cumulative summary of returns—September 1983.

Mines Act 1958—Return of suspensions of the Labour Covenant for the years 1977 to 1982.

Public Record Office—Report for the year 1982–83.

Queen Victoria Medical Centre (Guarantees) Act 1983—Notice of 16 September 1983 in respect of guarantee executed by the Treasurer.

State Bank—Reports, statements, returns, &c. for the year 1982–83.

Town and Country Planning Act 1961—

Alberton—Shire of Alberton (Coastal) Planning Scheme.

Ballaarat—City of Ballaarat Planning Scheme—Amendment No. 69.

Colac—City of Colac Planning Scheme—Amendment No. 17, 1982.

Croydon—City of Croydon Planning Scheme 1961—Amendment No. 123.

Eaglehawk—Borough of Eaglehawk Planning Scheme—Amendment No. 5.

Geelong Regional Planning Scheme—Amendments Nos. 78 and 79.

Knox—City of Knox Planning Scheme 1965—Amendments Nos. 247 and 248, 1982.

Lake Bellfield Planning Scheme 1968—Amendment No. 13.

Lorne Planning Scheme—Amendment No. 2.

Maffra—Shire of Maffra (Maffra Township) Planning Scheme—Amendment No. 25, 1983.

Melbourne Metropolitan Planning Scheme—Amendments Nos. 188, Part 2 (with 17 maps); 191, Part 3A (with 2 maps); 193, Part 1A (with 15 maps); 225, Part 1 (with 2 maps); 248 (with 2 maps); 255 (with map); and 256.

Mornington—Shire of Mornington Planning Scheme 1959—Amendment No. 154, 1982.

Morwell—Shire of Morwell Planning Scheme 1977—Amendment No. 19.

Rosedale—

Shire of Rosedale Planning Scheme—Amendment No. 33, 1982.

Shire of Rosedale Planning Scheme, Part 2—Amendments No. 8, 1982 and No. 9, 1983.

Sale—City of Sale Planning Scheme 1975—Amendment No. 15, 1981.

Shepparton—City of Shepparton Planning Scheme—Amendment No. 67, 1982.

Transport Act 1983—Schedule of 29 August 1983 of assets of the Road Construction Authority to be transferred to the Road Traffic Authority.

Victorian Brown Coal Council—Report for the year 1982–83.

The Honourable A. J. Hunt moved, That the reports, summary, statements, returns, notice and schedule tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 9 COMMUNITY WELFARE SERVICES (DIRECTOR-GENERAL OF CORRECTIONS) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable A. J. Hunt (for the Honourable B. A. Chamberlain) moved, That the debate be now adjourned:

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 10 ENVIRONMENT PROTECTION (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable A. J. Hunt (for the Honourable B. A. Chamberlain) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 11 LATROBE REGIONAL COMMISSION BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 12 PENALTY INTEREST RATES BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—
Debate resumed.

Question—put and resolved in the affirmative—Bill read a second time.

The Honourable J. H. Kennan moved, That the Bill be now committed to a Committee of the whole.

Question—put and resolved in the affirmative.

The Honourable J. H. Kennan moved, by leave, That it be an instruction to the Committee that they have power to consider a new clause to provide that references to the Loan Council rate in contracts, agreements, mortgages, leases or other instruments shall be deemed to be references to the rate fixed pursuant to clause 2.

Question—put and resolved in the affirmative.

House in Committee.

The Deputy President resumed the Chair; and the Honourable D. M. Evans having reported that the Committee had agreed to the Bill with amendments, and had amended the title thereof, which amended title is as follows:—

“An Act to amend the ‘Supreme Court Act 1958’, the ‘County Court Act 1958’, the ‘Property Law Act 1958’, the ‘Transfer of Land Act 1958’ and the ‘Magistrates’ Courts Act 1971’ with respect to the Payment of Interest on certain unpaid Moneys, to make provision for rates of interest payable under certain instruments and for Purposes connected therewith”—

the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 13 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 to 6 inclusive, be postponed until later this day.

- 14 LOCAL AUTHORITIES SUPERANNUATION (AMENDMENT) BILL (No. 2) —The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 15 MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—The Deputy President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the following Resolution:

That the Resolution of the House of 1 July 1982 appointing the Mortuary Industry and Cemeteries Administration Committee and providing that the Committee be required to present its Final Report to the Parliament no later than 31 December 1983, be amended so far as to require the Final Report to be presented to the Parliament no later than 31 March 1985—

and desiring the concurrence of the Council.

Ordered—That the Message be now taken into consideration.

The Honourable Evan Walker moved, That the Council concur with the Assembly and agree to the said Resolution.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 16 VERMIN AND NOXIOUS WEEDS (RE-ORGANIZATION) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable D. M. Evans moved, as an amendment, That all the words after “That” be omitted with the view of inserting in place thereof “this Bill be withdrawn and re-drafted to ensure that the restructure of the vermin and noxious weeds functions of the Department of Crown Lands and Survey increases and not decreases the work force at field level, and provides for additional resources to carry out the vital function of controlling all vermin and noxious weeds in Victoria”.

Debate ensued.

Question—That the words proposed to be omitted stand part of the question—put.

The Council divided.

AYES, 37

The Hon. M. J. Arnold
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 G. A. S. Butler
 G. P. Connard
 Joan Coxsedge
 D. G. Crozier
 J. L. Dixon
 F. J. Granter
 D. K. Hayward
 D. E. Henshaw
 C. J. Hogg
 W. V. Houghton
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner (*Teller*)
 R. I. Knowles
 W. A. Landeryou
 R. Lawson
 R. J. Long

NOES, 4

The Hon. W. R. Baxter (*Teller*)
 B. P. Dunn
 D. M. Evans (*Teller*)
 K. I. M. Wright

R. A. Mackenzie
 L. A. McArthur (*Teller*)
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 J. W. S. Radford
 N. B. Reid
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 Evan Walker
 H. R. Ward
 D. R. White

And so it was resolved in the affirmative—Amendment negatived.

Question—That this Bill be now read a second time—put.

The Council divided.

AYES, 36

The Hon. M. J. Arnold
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 G. A. S. Butler
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 J. L. Dixon
 F. J. Granter
 D. K. Hayward
 D. E. Henshaw
 C. J. Hogg
 W. V. Houghton
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. I. Knowles (*Teller*)
 R. Lawson
 R. J. Long
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 J. W. S. Radford
 N. B. Reid
 M. J. Sandon
 G. A. Sgro (*Teller*)
 Haddon Storey
 Evan Walker
 H. R. Ward
 D. R. White

NOES, 4

The Hon. W. R. Baxter (*Teller*)
 B. P. Dunn
 D. M. Evans (*Teller*)
 K. I. M. Wright

And so it as resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 17 ALPINE RESORTS BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable L. A. McArthur moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 18 ADJOURNMENT—The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.44 p.m., adjourned until tomorrow.

R. K. EVANS

Clerk of the Legislative Council

No. 68—Wednesday, 12 October 1983

- 1 The President took the Chair and read the Prayer.

- 2 LEGAL AND CONSTITUTIONAL COMMITTEE—The Honourable Evan Walker moved, by leave, That the Honourable W. A. Landeryou be appointed a member of the Legal and Constitutional Committee.

Question—put and resolved in the affirmative.

- 3 PETITIONS—

OBSTETRIC SERVICES, WYCHEPROOF—The Honourable K. I. M. Wright presented a Petition from certain citizens of Victoria praying that the House take action to ensure that obstetric services continue to be provided at the Wycheproof and District Hospital.

Ordered to lie on the Table.

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IMPRISONMENT OF FRAUDULENT DEBTORS ACT—The Honourable B. T. Pullen presented a Petition from certain citizens of Victoria praying that the House take action to repeal the *Imprisonment of Fraudulent Debtors Act 1958*.

Ordered to lie on the Table.

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RETAIL TRADING HOURS—The Honourable C. J. Kennedy presented a Petition from certain citizens of Victoria praying that the House take action to ensure that trading hours for retail shopping not be increased.

Ordered to lie on the Table.

4 PAPERS—

FEDERATED SHIP PAINTERS AND DOCKERS UNION—The Honourable J. H. Kennan presented, by command of His Excellency the Governor, a copy of Interim Report No. 5, Volume 1, of the Royal Commission on the Activities of the Federated Ship Painters and Dockers Union.

Ordered to lie on the Table.

The Honourable A. J. Hunt moved, That the report be taken into consideration later this day.

Question—put and resolved in the affirmative.

The Honourable J. H. Kennan made a Ministerial Statement in connection with the tabling of the report.

The Honourable A. J. Hunt moved, That the Ministerial statement be taken into consideration later this day, cognately with the report to which it relates.

Question—put and resolved in the affirmative.

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The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:

Anti-Cancer Council—Report and statement of accounts for the year 1982–83.

The Honourable A. J. Hunt moved, That the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

5 POSTPONEMENT OF NOTICE OF MOTION—Ordered—That the consideration of Notice of Motion, General Business, No. 1, be postponed until the next day of meeting.

6 GOVERNMENT'S RURAL POLICIES—The Honourable B. A. Chamberlain moved, That this House condemns the Government's discrimination against rural Victoria in matters such as State charges, government and private employment, health services, education, and the administration of justice, and calls upon the Government to extend to rural Victoria even-handed policies which take into account problems of rural transport, communication, isolation and limited employment opportunities.

Debate ensued.

The Honourable D. R. White moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

7 POSTPONEMENT OF NOTICE OF MOTION AND ORDERS OF THE DAY—Ordered—That the consideration of Notice of Motion, General Business, No. 3, and the Orders of the Day, General Business, be postponed until later this day.

8 OCCUPIERS' LIABILITY BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker (for the Honourable J. H. Kennan) moved, That this Bill be now read a second time.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered, after debate—That the debate be adjourned until Wednesday, 26 October.

9 ALPINE RESORTS BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The Deputy President resumed the Chair; and the Honourable G. A. S. Butler reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 10 SESSIONAL ORDERS—The Honourable Evan Walker moved, That so much of Sessional Orders be suspended as would prevent new business being taken after 10.00 p.m. today.

Question—put and resolved in the affirmative.

- 11 ALPINE RESORTS BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the Deputy President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time, after debate, and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 12 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.17 p.m., adjourned until Tuesday next.

R. K. EVANS
Clerk of the Legislative Council

Mr President takes the Chair at 3.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- 1 COMMUNITY WELFARE SERVICES (DIRECTOR-GENERAL OF CORRECTIONS) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- 2 ENVIRONMENT PROTECTION (AMENDMENT) BILL—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- 3 LATROBE REGIONAL COMMISSION BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- 4 WORKERS COMPENSATION (AMENDMENT) BILL (NO. 2)—(Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. W. R. Baxter).
- 5 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 6 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 7 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 8 MILK PASTEURIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- 9 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. Haddon Storey).

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 The Hon. W. R. BAXTER—To move, That this House is of opinion that the cutting back of the Supreme Court circuit in the country is not an appropriate means of alleviating the backlog of cases in Melbourne, and calls for the withdrawal of the memorandum to the Presidents of Country Law Associations dated 18 August 1983, and proposes instead the immediate appointment of additional Supreme Court judges.

Contingent Notice of Motion

- 1 The Hon. HADDON STOREY—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which

the Governor may dissolve the Assembly, and to make amendments incidental thereto.

Orders of the Day

- 1 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(Hon. P. D. Block)—Second reading—*Resumption of debate.* (Hon. D. E. Kent).
- 2 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (Hon. Haddon Storey)—*Resumption of debate.* (Hon. W. A. Landeryou).
- 3 FORESTS COMMISSION REVIEW—REPORT, MINISTERIAL RESPONSE TO RECOMMENDATIONS AND MINISTERIAL STATEMENT—To be considered.
- 4 CONSTITUTION (REFORM) BILL—(Hon. Haddon Storey)—Second reading—*Resumption of debate.* (Hon. B. P. Dunn).
- 5 MMBW HEAD OFFICE BUILDING—MINISTERIAL STATEMENT AND ACCOMPANYING PAPER—To be considered.
- 6 MELBOURNE AIRSHED STUDY—MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 7 CASINOS—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF REPORT AND STATEMENT (Hon. P. D. Block)—*Resumption of debate.* (Hon. G. A. Sgro).
- 8 HUNTINGTON'S DISEASE—MOTION RECOMMENDING INCREASED GOVERNMENT ASSISTANCE AND CONSIDERATION OF CHANGES TO ADOPTION LEGISLATION (Hon. D. M. Evans)—*Resumption of debate.* (Hon. L. A. McArthur).
- φ9 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (Hon. J. V. C. Guest)—*Resumption of debate.* (Hon. M. J. Arnold).
- φ10 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (Hon. J. V. C. Guest)—*Resumption of debate.* (Hon. M. J. Arnold).
- 11 AUDIT ACT REVIEW—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 12 ELECTRICITY TRANSMISSION LINES SERVING MELBOURNE—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 13 MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 14 RESTRUCTURING OF CERTAIN PORTFOLIOS —MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF STATEMENT (Hon. B. A. Chamberlain)—*Resumption of debate.* (Hon. R. I. Knowles).
- 15 STATE BOARD OF EDUCATION REPORT—GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—MOTION TO TAKE NOTE OF REPORT (Hon. A. J. Hunt)—*Resumption of debate.* (Hon. N. B. Reid).
- §16 PRISONS SERVICE COMMITTEE—GOVERNMENT'S GUIDELINES FOR PUBLIC SERVANTS ATTENDING BEFORE COMMITTEE—To be considered.

φ Cognate Motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.

§ Cognate subjects—To be debated concurrently pursuant to order of the Council on 21 September 1983.

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- §17 RELATIONS BETWEEN PARLIAMENT AND THE EXECUTIVE—STATEMENT AND LETTERS TO THE PREMIER AND SOLICITOR-GENERAL DATED 15 SEPTEMBER 1983—To be considered.
- 18 MELBOURNE METROPOLITAN PLANNING SCHEME, AMENDMENT 150 (PART 1)—MINISTERIAL STATEMENT—To be considered.
- 19 PUBLIC TRUSTEE'S REPORT, 1981-82 AND RELATED MINISTERIAL STATEMENT—To be considered.
- 20 ALCOA SMELTER, PORTLAND—MOTION FOR APPOINTMENT OF SELECT COMMITTEE—(Hon. D. G. Crozier)—*Resumption of debate.* (Hon. A. J. Hunt).
- 21 GRAIN HANDLING—MOTION EXPRESSING CONCERN AT TRANSFER OF RESPONSIBILITY FOR THE GRAIN ELEVATORS BOARD, INCREASED FREIGHT AND HANDLING CHARGES AND NEW GRAIN RECEIVAL SYSTEM (Hon. B. P. Dunn)—*Resumption of debate.* (Hon. D. E. Kent).
- 22 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (Hon. P. D. Block)—*Resumption of debate.* (Hon. G. A. Sgro).
- 23 SUPREME COURT JUDGES' REPORT, 1982—To be considered.
- 24 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS NOS. 7 AND 8, 1983—To be considered.
- 25 LEO CUSSEN INSTITUTE FOR CONTINUING LEGAL EDUCATION REPORT, 1982—To be considered.
- 26 CHIROPRACTORS AND OSTEOPATHS REGISTRATION BOARD REPORT, 1982—To be considered.
- 27 FAIRFIELD HOSPITAL REPORT, 1982-83—To be considered.
- 28 LANDS DEPARTMENT REPORT, 1982-83—To be considered.
- 29 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—CUMULATIVE SUMMARY OF RETURNS, SEPTEMBER 1983—To be considered.
- 30 MINES ACT 1958—RETURN OF SUSPENSIONS OF THE LABOUR COVENANT, 1977 TO 1982—To be considered.
- 31 PUBLIC RECORD OFFICE REPORT, 1982-83—To be considered.
- 32 QUEEN VICTORIA MEDICAL CENTRE (GUARANTEES) ACT 1983—NOTICE OF 16 SEPTEMBER 1983 RE GUARANTEE EXECUTED BY THE TREASURER—To be considered.
- 33 STATE BANK REPORTS, STATEMENTS, RETURNS, &C, 1982-83—To be considered.
- 34 TRANSPORT ACT 1983—SCHEDULE OF ASSETS OF THE ROAD CONSTRUCTION AUTHORITY TO BE TRANSFERRED TO THE ROAD TRAFFIC AUTHORITY—To be considered.
- 35 VICTORIAN BROWN COAL COUNCIL REPORT, 1982-83—To be considered.
- *36 FEDERATED SHIP PAINTERS AND DOCKERS UNION—INTERIM REPORT OF ROYAL COMMISSION (NO 5, VOLUME 1) AND RELATED MINISTERIAL STATEMENT—To be considered.
- *37 ANTI-CANCER COUNCIL REPORT, 1982-83—To be considered.
- *38 GOVERNMENT'S RURAL POLICIES—MOTION CONDEMNING GOVERNMENT'S DISCRIMINATION AND CALLING FOR EVEN-HANDED APPROACH (Hon. B. A. Chamberlain)—*Resumption of debate.* (Hon. D. R. White).
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WEDNESDAY, 26 OCTOBER

GOVERNMENT BUSINESS

Order of the Day

- 1 OCCUPIERS' LIABILITY BILL—(*Hon. J. W. Kennan*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

*LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

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PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M. Evans, C. J. Hogg, A. J. Hunt, J. E. Kirner and W. A. Landeryou.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 The Hon. W. R. BAXTER—To move, That this House is of opinion that the cutting back of the Supreme Court circuit in the country is not an appropriate means of alleviating the backlog of cases in Melbourne, and calls for the withdrawal of the memorandum to the Presidents of Country Law Associations dated 18 August 1983, and proposes instead the immediate appointment of additional Supreme Court judges.
- *3 The Hon. D. M. EVANS—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- *4 The Hon. P. D. BLOCK—To move, That this House recognizes that penalty rates constitute a major disincentive for employment in the service industries and a severe constriction on competitive manufacture and calls on the Government to establish a competent and impartial inquiry into the desirability of the abolition or phasing out of penalty rates.

Contingent Notice of Motion

- 1 The Hon. HADDON STOREY—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

Orders of the Day

- 1 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate.* (*Hon. D. E. Kent*).
- 2 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 3 FORESTS COMMISSION REVIEW—REPORT, MINISTERIAL RESPONSE TO RECOMMENDATIONS AND MINISTERIAL STATEMENT—To be considered.
- 4 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate.* (*Hon. B. P. Dunn*).
- 5 MMBW HEAD OFFICE BUILDING—MINISTERIAL STATEMENT AND ACCOMPANYING PAPER—To be considered.

* Indicates new entry.

- 6 MELBOURNE AIRSHED STUDY—MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 7 CASINOS—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF REPORT AND STATEMENT (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- 8 HUNTINGTON'S DISEASE—MOTION RECOMMENDING INCREASED GOVERNMENT ASSISTANCE AND CONSIDERATION OF CHANGES TO ADOPTION LEGISLATION (*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. L. A. McArthur*).
- φ9 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- φ10 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- 11 AUDIT ACT REVIEW—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 12 ELECTRICITY TRANSMISSION LINES SERVING MELBOURNE—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 13 MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 14 RESTRUCTURING OF CERTAIN PORTFOLIOS —MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF STATEMENT (*Hon. B. A. Chamberlain*)—*Resumption of debate.* (*Hon. R. I. Knowles*).
- 15 STATE BOARD OF EDUCATION REPORT—GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—MOTION TO TAKE NOTE OF REPORT (*Hon. A. J. Hunt*)—*Resumption of debate.* (*Hon. N. B. Reid*).
- §16 PRISONS SERVICE COMMITTEE—GOVERNMENT'S GUIDELINES FOR PUBLIC SERVANTS ATTENDING BEFORE COMMITTEE—To be considered.
- §17 RELATIONS BETWEEN PARLIAMENT AND THE EXECUTIVE—STATEMENT AND LETTERS TO THE PREMIER AND SOLICITOR-GENERAL DATED 15 SEPTEMBER 1983—To be considered.
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- 19 PUBLIC TRUSTEE'S REPORT, 1981-82 AND RELATED MINISTERIAL STATEMENT—To be considered.
- 20 ALCOA SMELTER, PORTLAND—MOTION FOR APPOINTMENT OF SELECT COMMITTEE—(*Hon. D. G. Crozier*)—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 21 GRAIN HANDLING—MOTION EXPRESSING CONCERN AT TRANSFER OF RESPONSIBILITY FOR THE GRAIN ELEVATORS BOARD, INCREASED FREIGHT AND HANDLING CHARGES AND NEW GRAIN RECEIVAL SYSTEM (*Hon. B. P. Dunn*)—*Resumption of debate.* (*Hon. D. E. Kent*).
- 22 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).

φ *Cognate Motions*—To be debated concurrently pursuant to order of the Council on 25 May 1983.

§ *Cognate subjects*—To be debated concurrently pursuant to order of the Council on 21 September 1983.

- 23 SUPREME COURT JUDGES' REPORT, 1982—To be considered.
- 24 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS NOS. 7 AND 8, 1983—To be considered.
- 25 LEO CUSSEN INSTITUTE FOR CONTINUING LEGAL EDUCATION REPORT, 1982—To be considered.
- 26 CHIROPRACTORS AND OSTEOPATHS REGISTRATION BOARD REPORT, 1982—To be considered.
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- 32 QUEEN VICTORIA MEDICAL CENTRE (GUARANTEES) ACT 1983—NOTICE OF 16 SEPTEMBER 1983 RE GUARANTEE EXECUTED BY THE TREASURER—To be considered.
- 33 STATE BANK REPORTS, STATEMENTS, RETURNS, &C, 1982-83—To be considered.
- 34 TRANSPORT ACT 1983—SCHEDULE OF ASSETS OF THE ROAD CONSTRUCTION AUTHORITY TO BE TRANSFERRED TO THE ROAD TRAFFIC AUTHORITY—To be considered.
- 35 VICTORIAN BROWN COAL COUNCIL REPORT, 1982-83—To be considered.
- 36 FEDERATED SHIP PAINTERS AND DOCKERS UNION—INTERIM REPORT OF ROYAL COMMISSION (No 5, VOLUME 1) AND RELATED MINISTERIAL STATEMENT—To be considered.
- 37 ANTI-CANCER COUNCIL REPORT, 1982-83—To be considered.
- 38 GOVERNMENT'S RURAL POLICIES—MOTION CONDEMNING DISCRIMINATIVE ATTITUDE AND CALLING FOR EVEN-HANDED APPROACH (Hon. B. A. Chamberlain)—*Resumption of debate.* (Hon. D. R. White).
- *39 DIETITIANS BOARD REPORT, 1982-83—To be considered.
- *40 ENVIRONMENT PROTECTION AUTHORITY REPORT, 1982-83—To be considered.
- *41 EQUAL OPPORTUNITY BOARD AND COMMISSIONER'S REPORTS, 1982-83—To be considered.
- *42 LAND CONSERVATION COUNCIL REPORT, 1982-83—To be considered.
- *43 NATIONAL MUSEUM COUNCIL REPORT, 1982-83—To be considered.
- *44 PUBLIC ACCOUNT ACT 1958—REPORT ON VICTORIAN DEVELOPMENT FUND, PERIOD ENDED 30 JUNE 1983—To be considered.

GOVERNMENT BUSINESS

Orders of the Day

- *1 WATER (DELEGATION OF POWERS) BILL—(Hon. D. R. White)—Second reading.
- *2 TRUSTEE COMPANIES (AMENDMENT) BILL—(Hon. J. H. Kennan)—Second reading.

- *3 ESTATE AGENTS (AMENDMENT) BILL—(*Hon. J. H. Kennan*)—Second reading.
- *4 LABOUR AND INDUSTRY (SHOP TRADING) BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate.* (*Hon. A. J. Hunt*).
- *5 CHATTEL SECURITIES (AMENDMENT) BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).
- 6 WORKERS COMPENSATION (AMENDMENT) BILL (NO. 2)—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate.* (*Hon. W. R. Baxter*).
- 7 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).
- 8 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).
- 9 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 10 MILK PASTEURIZATION (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate.* (*Hon. R. I. Knowles*).
- 11 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).

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WEDNESDAY, 26 OCTOBER

GOVERNMENT BUSINESS

Order of the Day

- 1 OCCUPIERS' LIABILITY BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate.* (*Hon. A. J. Hunt*).

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

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PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M. Evans, C. J. Hogg, A. J. Hunt, J. E. Kirner and W. A. Landeryou.

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SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

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LEGISLATIVE COUNCIL OF VICTORIA

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φ Cognate Motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.

§ Cognate subjects—To be debated concurrently pursuant to order of the Council on 21 September 1983.

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- 19 PUBLIC TRUSTEE'S REPORT, 1981-82 AND RELATED MINISTERIAL STATEMENT—To be considered.
- 20 ALCOA SMELTER, PORTLAND—MOTION FOR APPOINTMENT OF SELECT COMMITTEE—(*Hon. D. G. Crozier*)—*Resumption of debate.* (*Hon. A. J. Hunt*).
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- 44 PUBLIC ACCOUNT ACT 1958—REPORT ON VICTORIAN DEVELOPMENT FUND, PERIOD ENDED 30 JUNE 1983—To be considered.
- *45 TRUSTEE COMPANIES ACT WORKING PARTY REPORT—To be considered.

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TUESDAY, 25 OCTOBER
GOVERNMENT BUSINESS

Order of the Day

- 1 WATER (DELEGATION OF POWERS) BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. R. J. Long*).

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WEDNESDAY, 26 OCTOBER
GOVERNMENT BUSINESS

Orders of the Day

- 1 OCCUPIERS' LIABILITY BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 2 ESTATE AGENTS (AMENDMENT) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).

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WEDNESDAY, 2 NOVEMBER
GOVERNMENT BUSINESS

Order of the Day

- 1 TRUSTEE COMPANIES (AMENDMENT) BILL—(*Hon. J. H. Kennan*)—Second Reading—*Resumption of debate.* (*Hon. Haddon Storey*).

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

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PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M. Evans, C. J. Hogg, A. J. Hunt, J. E. Kirner and W. A. Landeryou.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 69, 70 and 71

No. 69—Tuesday, 18 October 1983

- 1 The President took the Chair and read the Prayer.
- 2 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR—The Honourable Evan Walker presented a Message from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz.:
- Local Authorities Superannuation (Amendment) Act.*
Vermin and Noxious Weeds (Re-organization) Act.

- 3 LABOUR AND INDUSTRY (SHOP TRADING) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make further provision in relation to shop trading hours and for that purpose to amend the 'Labour and Industry Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable J. H. Kennan, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave and after debate, to be read a second time later this day.

- 4 ZOOLOGICAL PARKS AND GARDENS (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Zoological Parks and Gardens Act 1967' to enable the appointment of an additional Member to the Zoological Board of Victoria, to vary the requirements relating to Borrowing, Investment and Financial Reporting by that Board and with respect to Penalties for Breaches of Regulations under that Act and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 5 CHATTEL SECURITIES (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Chattel Securities Act 1981' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable J. H. Kennan, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 6 WATER (DELEGATION OF POWERS) BILL—On the motion (by leave without notice) of the Honourable D. R. White, leave was given to bring in a Bill to amend the *Water Act 1958* and the *Water Resources Act 1975* to permit the delegation of certain powers, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 7 TRUSTEE COMPANIES (AMENDMENT) BILL—On the motion (by leave without notice) of the Honourable J. H. Kennan, leave was given to bring in a Bill to amend the *Trustee Companies Act 1958* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

8 ESTATE AGENTS (AMENDMENT) BILL—On the motion (by leave without notice) of the Honourable J. H. Kennan, leave was given to bring in a Bill to amend the *Estate Agents Act* 1980, the *Trustee Companies Act* 1958 and the *Estate Agents (Reconstitution) Act* 1983 and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

9 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Dietitians Board—Report for the year 1982–83.

Environment Protection Authority—Report for the year 1982–83.

Equal Opportunity—Reports of the Equal Opportunity Board and the Commissioner for Equal Opportunity for the year 1982–83 (two papers).

Land Conservation Council—Report for the year 1982–83.

National Museum—Report of the Council for the year 1982–83.

Public Account Act 1958—Report on the Victorian Development Fund for the period ended 30 June 1983.

Statutory Rules under the following Acts of Parliament:

Building Control Act 1981—No. 224.

Country Fire Authority Act 1958—Nos. 225 and 238.

Explosives Act 1960—No. 223.

Extractive Industries Act 1966—No. 217.

Groundwater Act 1969—No. 219.

Health Act 1958—Nos. 229, 234 and 241.

Industrial Training Act 1975—No. 233.

Inflammable Liquids Act 1966—No. 222.

Liquefied Gases Act 1968—No. 221.

Liquor Control Act 1968—No. 240.

Local Government Act 1958—No. 215.

Melbourne and Metropolitan Board of Works Act 1958—Nos. 230 and 231.

Metropolitan Fire Brigades Act 1958—Nos. 227 and 237.

Mines Act 1958—No. 216.

Motor Boating Act 1961—Nos. 239 and 243.

Motor Car Traders Act 1973—No. 244.

Petroleum Act 1958—No. 218.

Pipelines Act 1967—No. 220.

Poisons Act 1962—Nos. 228 and 242.

Post-Secondary Education Remuneration Tribunal Act 1980—No. 235.

Public Service Act 1974—PSD Nos. 60, 63, 64, 65 and 67.

Second-hand Dealers Act 1958—No. 226.

Veterinary Surgeons Act 1958—No. 232.

Town and Country Planning Act 1961—

Camberwell—City of Camberwell Planning Scheme 1954—Amendment No. 51, 1979.

Cobram—Shire of Cobram Planning Scheme 1979—Amendment No. 7, 1983.

Maffra—Shire of Maffra Planning Scheme (Heyfield Township)—Amendment No. 13.

Melbourne Metropolitan Planning Scheme—Amendments No. 192, Part 1 (with fifteen maps); and No. 246 (with map).

Mildura—City of Mildura Planning Scheme—Amendment No. 62, 1983.

Mornington—Shire of Mornington Planning Scheme 1959—Amendment No. 142, 1981.

Town and Country Planning Act 1961 (*continued*).

Portland Planning Scheme 1960 (Town of Portland)—Amendment No. 38, 1982.

Traralgon—City of Traralgon Planning Scheme 1957—Amendment No. 34, 1982.

The Honourable A. J. Hunt moved, That the reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 10 ZOOLOGICAL PARKS AND GARDENS (AMENDMENT) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 11 LABOUR AND INDUSTRY (SHOP TRADING) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 12 SALINITY COMMITTEE—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the following Resolution:

That the Resolution of the House of 8 December 1982 providing that the Salinity Committee inquire into and report on the quantity, control and usage of water and the allocation of water rights in Northern Victoria by 31 December 1983, be amended so far as to require the Committee to report by 31 December 1984—

and desiring the concurrence of the Council.

Ordered—That the Message be now taken into consideration.

The Honourable Evan Walker moved, That the Council concur with the Assembly and agree to the said Resolution.

Debate ensued.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 13 CHATTEL SECURITIES (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker (for the Honourable J. H. Kennan) moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 14 COMMUNITY WELFARE SERVICES (DIRECTOR-GENERAL OF CORRECTIONS) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The Deputy President resumed the Chair; and the Honourable R. J. Long having reported that the Committee had agreed to the Bill with amendments, the House

ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

15 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 2, be postponed until later this day.

16 LATROBE REGIONAL COMMISSION BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time, after debate, and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments and desiring their concurrence therein.

17 ENVIRONMENT PROTECTION (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

18 ADJOURNMENT—The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.28 p.m., adjourned until tomorrow.

R. K. EVANS

Clerk of the Legislative Council

No. 70—Wednesday, 19 October 1983

1 The President took the Chair and read the Prayer.

2 TRUSTEE COMPANIES ACT—The Honourable J. H. Kennan moved, by leave, That there be laid before this House a copy of the Report to the Attorney-General of the Working Party to consider amendments to the *Trustee Companies Act 1958*.

Question—put and resolved in the affirmative.

The said report was thereupon presented by the Honourable J. H. Kennan and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the report be taken into consideration later this day.

Question—put and resolved in the affirmative.

- 3 POSTPONEMENT OF NOTICES OF MOTION AND ORDERS OF THE DAY—The Honourable A. J. Hunt moved, That the consideration of the Notices of Motion and Orders of the Day, General Business, and Orders of the Day, Government Business, Nos. 1 to 3 inclusive, be postponed for so long as is necessary to enable the Honourable W. R. Baxter to speak to Order of the Day, Government Business No. 4, and for that purpose only.

Question—put and resolved in the affirmative.

- 4 LABOUR AND INDUSTRY (SHOP TRADING) BILL—Pursuant to the foregoing resolution, the Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the debate was adjourned until later this day.

- 5 PENALTY RATES—The Honourable P. D. Block moved, That this House recognizes that penalty rates constitute a major disincentive for employment in the service industries and a severe constriction on competitive manufacture and calls on the Government to establish a competent and impartial inquiry into the desirability of the abolition or phasing out of penalty rates.

Debate ensued.

Question—put.

The Council divided.

AYES, 21

NOES, 17

The Hon. H. G. Baylor
 M. A. Birrell
 P. D. Block (*Teller*)
 C. Bubb (*Teller*)
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 J. V. C. Guest
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward
 K. I. M. Wright

The Hon. M. J. Arnold
 G. A. S. Butler
 J. L. Dixon
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 W. A. Landeryou
 R. A. Mackenzie
 B. W. Mier (*Teller*)
 B. A. Murphy (*Teller*)
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

- 6 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of the Orders of the Day, General Business, be postponed until the next day of meeting.

- 7 WATER (DELEGATION OF POWERS) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker (for the Honourable D. R. White) moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable R. J. Long) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 8 TRUSTEE COMPANIES (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, The Honourable J. H. Kennan moved, That this Bill be now read a second time.
The Honourable Haddon Storey moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until Wednesday, 2 November.
- 9 ESTATE AGENTS (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.
The Honourable Haddon Storey moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until Wednesday next.
- 10 LABOUR AND INDUSTRY (SHOP TRADING) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—
Debate resumed.
The Honourable H. G. Baylor moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until the next day of meeting.
- 11 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until tomorrow at 10.30 a.m.
Question—put and resolved in the affirmative.
The Honourable Evan Walker moved, That the House do now adjourn.
Debate ensued.
Question—put and resolved in the affirmative.

And then the Council, at 11.44 p.m., adjourned until tomorrow at 10.30 a.m.

R. K. EVANS
Clerk of the Legislative Council

No. 71—Thursday, 20 October 1983

- 1 The President took the Chair and read the Prayer.
- 2 URGENCY—MOTION UNDER STANDING ORDER No. 68A—The Honourable B. A. Chamberlain moved, That the Council take note of the Government's mishandling of objections to its proposal to allow the erection of light towers at the MCG at hearings beginning yesterday.
Debate ensued.
Question—put and negatived.
- 3 PAPERS—
ECONOMIC AND BUDGET REVIEW COMMITTEE—STATE EMPLOYEES RETIREMENT BENEFITS (AMENDMENT) BILL—The Honourable J. V. C. Guest presented a Report from the Economic and Budget Review Committee upon the proposals contained in

the State Employees Retirement Benefits (Amendment) Bill, together with Appendices.

Ordered to lie on the Table and to be printed.

The Honourable J. V. C. Guest moved, That the report be taken into consideration on the next day of meeting.

Debate ensued.

Question—put and resolved in the affirmative.

* * * * *

DISCHARGED SERVICEMEN'S EMPLOYMENT BOARD—The Honourable J. H. Kennan moved, by leave, That there be laid before this House a copy of the Report of the Discharged Servicemen's Employment Board for the year 1982.

Question—put and resolved in the affirmative.

The said report was thereupon presented by the Honourable J. H. Kennan and ordered to lie on the Table.

- 4 LABOUR AND INDUSTRY (SHOP TRADING) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

[The Honourable R. Lawson declared a pecuniary interest and signified his intention not to vote on the Bill.]

Debate continued.

Question—put.

The Council divided.

AYES, 23

The Hon. M. J. Arnold
G. A. S. Butler
Joan Coxsedge
J. L. Dixon
B. P. Dunn
D. M. Evans
D. E. Henshaw
C. J. Hogg
J. H. Kennan
C. J. Kennedy
D. E. Kent
J. E. Kirner
W. A. Landeryou
R. A. Mackenzie
L. A. McArthur
B. W. Mier (Teller)
B. A. Murphy (Teller)
B. T. Pullen
M. J. Sandon
G. A. Sgro
Evan Walker
D. R. White
K. I. M. Wright

NOES, 17

The Hon. H. G. Baylor
M. A. Birrell
P. D. Block
C. Bubb
B. A. Chamberlain (Teller)
G. P. Connard (Teller)
D. G. Crozier
F. J. Granter
J. V. C. Guest
D. K. Hayward
W. V. Houghton
A. J. Hunt
R. I. Knowles
R. J. Long
N. B. Reid
Haddon Storey
H. R. Ward

And so it was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted.

The Honourable J. H. Kennan moved, That the Bill be now read a third time.

Question—put.

The Council divided.

AYES, 23

The Hon. M. J. Arnold
 G. A. S. Butler
 Joan Cocksedge
 J. L. Dixon
 B. P. Dunn
 D. M. Evans
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen (*Teller*)
 M. J. Sandon (*Teller*)
 G. A. Sgro
 Evan Walker
 D. R. White
 K. I. M. Wright

NOES, 17

The Hon. H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier (*Teller*)
 F. J. Granter (*Teller*)
 J. V. C. Guest
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. J. Long
 N. B. Reid
 Haddon Storey
 H. R. Ward

And so it was resolved in the affirmative—Bill read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

5 ADJOURNMENT—The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 6.15 p.m., adjourned until Tuesday next.

R. K. EVANS
Clerk of the Legislative Council

Mr President takes the Chair at 3.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- 1 CHATTEL SECURITIES (AMENDMENT) BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 2 WATER (DELEGATION OF POWERS) BILL—(Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. R. J. Long).
- 3 WORKERS COMPENSATION (AMENDMENT) BILL (No. 2)—(Hon. J. H. Kennan)—Second reading—*Resumption of debate.* (Hon. W. R. Baxter).
- 4 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 5 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 6 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 7 MILK PASTEURIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—*Resumption of debate.* (Hon. R. I. Knowles).
- 8 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. Evan Walker)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 The Hon. W. R. BAXTER—To move, That this House is of opinion that the cutting back of the Supreme Court circuit in the country is not an appropriate means of alleviating the backlog of cases in Melbourne, and calls for the withdrawal of the memorandum to the Presidents of Country Law Associations dated 18 August 1983, and proposes instead the immediate appointment of additional Supreme Court judges.
- 3 The Hon. D. M. EVANS—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.

Contingent Notice of Motion

- 1 The Hon. HADDON STOREY—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

Orders of the Day

- 1 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate. (Hon. D. E. Kent).*
- 2 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (*Hon. Haddon Storey*)—*Resumption of debate. (Hon. W. A. Landeryou).*
- 3 FORESTS COMMISSION REVIEW—REPORT, MINISTERIAL RESPONSE TO RECOMMENDATIONS AND MINISTERIAL STATEMENT—To be considered.
- 4 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- 5 MMBW HEAD OFFICE BUILDING—MINISTERIAL STATEMENT AND ACCOMPANYING PAPER—To be considered.
- 6 MELBOURNE AIRSHED STUDY—MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 7 CASINOS—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF REPORT AND STATEMENT (*Hon. P. D. Block*)—*Resumption of debate. (Hon. G. A. Sgro).*
- 8 HUNTINGTON'S DISEASE—MOTION RECOMMENDING INCREASED GOVERNMENT ASSISTANCE AND CONSIDERATION OF CHANGES TO ADOPTION LEGISLATION (*Hon. D. M. Evans*)—*Resumption of debate. (Hon. L. A. McArthur).*
- φ9 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. M. J. Arnold).*
- φ10 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. M. J. Arnold).*
- 11 AUDIT ACT REVIEW—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 12 ELECTRICITY TRANSMISSION LINES SERVING MELBOURNE—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 13 MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 14 RESTRUCTURING OF CERTAIN PORTFOLIOS —MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF STATEMENT (*Hon. B. A. Chamberlain*)—*Resumption of debate. (Hon. R. I. Knowles).*
- 15 STATE BOARD OF EDUCATION REPORT—GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—MOTION TO TAKE NOTE OF REPORT (*Hon. A. J. Hunt*)—*Resumption of debate. (Hon. N. B. Reid).*
- §16 PRISONS SERVICE COMMITTEE—GOVERNMENT'S GUIDELINES FOR PUBLIC SERVANTS ATTENDING BEFORE COMMITTEE—To be considered.
- §17 RELATIONS BETWEEN PARLIAMENT AND THE EXECUTIVE—STATEMENT AND LETTERS TO THE PREMIER AND SOLICITOR-GENERAL DATED 15 SEPTEMBER 1983—To be considered.

φ *Cognate Motions*—To be debated concurrently pursuant to order of the Council on 25 May 1983.

§ *Cognate subjects*—To be debated concurrently pursuant to order of the Council on 21 September 1983.

- 18 MELBOURNE METROPOLITAN PLANNING SCHEME, AMENDMENT 150 (PART 1)—MINISTERIAL STATEMENT—To be considered.
- 19 PUBLIC TRUSTEE'S REPORT, 1981-82 AND RELATED MINISTERIAL STATEMENT—To be considered.
- 20 ALCOA SMELTER, PORTLAND—MOTION FOR APPOINTMENT OF SELECT COMMITTEE—(*Hon. D. G. Crozier*)—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 21 GRAIN HANDLING—MOTION EXPRESSING CONCERN AT TRANSFER OF RESPONSIBILITY FOR THE GRAIN ELEVATORS BOARD, INCREASED FREIGHT AND HANDLING CHARGES AND NEW GRAIN RECEIVAL SYSTEM (*Hon. B. P. Dunn*)—*Resumption of debate.* (*Hon. D. E. Kent*).
- 22 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- 23 SUPREME COURT JUDGES' REPORT, 1982—To be considered.
- 24 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS NOS. 7 AND 8, 1983—To be considered.
- 25 LEO CUSSEN INSTITUTE FOR CONTINUING LEGAL EDUCATION REPORT, 1982—To be considered.
- 26 CHIROPRACTORS AND OSTEOPATHS REGISTRATION BOARD REPORT, 1982—To be considered.
- 27 FAIRFIELD HOSPITAL REPORT, 1982-83—To be considered.
- 28 LANDS DEPARTMENT REPORT, 1982-83—To be considered.
- 29 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—CUMULATIVE SUMMARY OF RETURNS, SEPTEMBER 1983—To be considered.
- 30 MINES ACT 1958—RETURN OF SUSPENSIONS OF THE LABOUR COVENANT, 1977 TO 1982—To be considered.
- 31 PUBLIC RECORD OFFICE REPORT, 1982-83—To be considered.
- 32 QUEEN VICTORIA MEDICAL CENTRE (GUARANTEES) ACT 1983—NOTICE OF 16 SEPTEMBER 1983 RE GUARANTEE EXECUTED BY THE TREASURER—To be considered.
- 33 STATE BANK REPORTS, STATEMENTS, RETURNS, &C, 1982-83—To be considered.
- 34 TRANSPORT ACT 1983—SCHEDULE OF ASSETS OF THE ROAD CONSTRUCTION AUTHORITY TO BE TRANSFERRED TO THE ROAD TRAFFIC AUTHORITY—To be considered.
- 35 VICTORIAN BROWN COAL COUNCIL REPORT, 1982-83—To be considered.
- 36 FEDERATED SHIP PAINTERS AND DOCKERS UNION—INTERIM REPORT OF ROYAL COMMISSION (No. 5, VOLUME 1) AND RELATED MINISTERIAL STATEMENT—To be considered.
- 37 ANTI-CANCER COUNCIL REPORT, 1982-83—To be considered.
- 38 GOVERNMENT'S RURAL POLICIES—MOTION CONDEMNING DISCRIMINATIVE ATTITUDE AND CALLING FOR EVEN-HANDED APPROACH (*Hon. B. A. Chamberlain*)—*Resumption of debate.* (*Hon. D. R. White*).
- 39 DIETITIANS BOARD REPORT, 1982-83—To be considered.
- 40 ENVIRONMENT PROTECTION AUTHORITY REPORT, 1982-83—To be considered.

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- 41 EQUAL OPPORTUNITY BOARD AND COMMISSIONER'S REPORTS, 1982-83—To be considered.
 - 42 LAND CONSERVATION COUNCIL REPORT, 1982-83—To be considered.
 - 43 NATIONAL MUSEUM COUNCIL REPORT, 1982-83—To be considered.
 - 44 PUBLIC ACCOUNT ACT 1958—REPORT ON VICTORIAN DEVELOPMENT FUND, PERIOD ENDED 30 JUNE 1983—To be considered.
 - 45 TRUSTEE COMPANIES ACT WORKING PARTY REPORT—To be considered.
 - *46 STATE EMPLOYEES RETIREMENT BENEFITS (AMENDMENT) BILL—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.

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WEDNESDAY, 26 OCTOBER
GOVERNMENT BUSINESS

Orders of the Day

- 1 OCCUPIERS' LIABILITY BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*
- 2 ESTATE AGENTS (AMENDMENT) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

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WEDNESDAY, 2 NOVEMBER
GOVERNMENT BUSINESS

Order of the Day

- 1 TRUSTEE COMPANIES (AMENDMENT) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M. Evans, C. J. Hogg, A. J. Hunt, J. E. Kirner and W. A. Landeryou.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 The Hon. W. R. BAXTER—To move, That this House is of opinion that the cutting back of the Supreme Court circuit in the country is not an appropriate means of alleviating the backlog of cases in Melbourne, and calls for the withdrawal of the memorandum to the Presidents of Country Law Associations dated 18 August 1983, and proposes instead the immediate appointment of additional Supreme Court judges.
- 3 The Hon. D. M. EVANS—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- *4 The Hon. A. J. HUNT—To move, That this House rejects and repudiates the continuing propaganda campaign directed against it by sections of the Government.

Contingent Notice of Motion

- 1 The Hon. HADDON STOREY—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

Orders of the Day

- 1 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate.* (*Hon. D. E. Kent*).
- 2 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 3 FORESTS COMMISSION REVIEW—REPORT, MINISTERIAL RESPONSE TO RECOMMENDATIONS AND MINISTERIAL STATEMENT—To be considered.
- 4 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate.* (*Hon. B. P. Dunn*).
- 5 MMBW HEAD OFFICE BUILDING—MINISTERIAL STATEMENT AND ACCOMPANYING PAPER—To be considered.
- 6 MELBOURNE AIRSHED STUDY—MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.

* *Indicates new entry.*

- 7 CASINOS—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF REPORT AND STATEMENT (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- 8 HUNTINGTON'S DISEASE—MOTION RECOMMENDING INCREASED GOVERNMENT ASSISTANCE AND CONSIDERATION OF CHANGES TO ADOPTION LEGISLATION (*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. L. A. McArthur*).
- φ9 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- φ10 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- 11 AUDIT ACT REVIEW—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 12 ELECTRICITY TRANSMISSION LINES SERVING MELBOURNE—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 13 MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 14 RESTRUCTURING OF CERTAIN PORTFOLIOS —MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF STATEMENT (*Hon. B. A. Chamberlain*)—*Resumption of debate.* (*Hon. R. I. Knowles*).
- 15 STATE BOARD OF EDUCATION REPORT—GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—MOTION TO TAKE NOTE OF REPORT (*Hon. A. J. Hunt*)—*Resumption of debate.* (*Hon. N. B. Reid*).
- §16 PRISONS SERVICE COMMITTEE—GOVERNMENT'S GUIDELINES FOR PUBLIC SERVANTS ATTENDING BEFORE COMMITTEE—To be considered.
- §17 RELATIONS BETWEEN PARLIAMENT AND THE EXECUTIVE—STATEMENT AND LETTERS TO THE PREMIER AND SOLICITOR-GENERAL DATED 15 SEPTEMBER 1983—To be considered.
- 18 MELBOURNE METROPOLITAN PLANNING SCHEME, AMENDMENT 150 (PART 1)—MINISTERIAL STATEMENT—To be considered.
- 19 PUBLIC TRUSTEE'S REPORT, 1981-82 AND RELATED MINISTERIAL STATEMENT—To be considered.
- 20 ALCOA SMELTER, PORTLAND—MOTION FOR APPOINTMENT OF SELECT COMMITTEE—(*Hon. D. G. Crozier*)—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 21 GRAIN HANDLING—MOTION EXPRESSING CONCERN AT TRANSFER OF RESPONSIBILITY FOR THE GRAIN ELEVATORS BOARD, INCREASED FREIGHT AND HANDLING CHARGES AND NEW GRAIN RECEIVAL SYSTEM (*Hon. B. P. Dunn*)—*Resumption of debate.* (*Hon. D. E. Kent*).
- 22 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- 23 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS NOS. 6, 7 AND 8, 1983—To be considered.

φ Cognate Motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.

§ Cognate subjects—To be debated concurrently pursuant to order of the Council on 21 September 1983.

- 24 LEO CUSSEN INSTITUTE FOR CONTINUING LEGAL EDUCATION REPORT, 1982—To be considered.
- 25 FEDERATED SHIP PAINTERS AND DOCKERS UNION—INTERIM REPORT OF ROYAL COMMISSION (No. 5, VOLUME 1) AND RELATED MINISTERIAL STATEMENT—To be considered.
- 26 ANTI-CANCER COUNCIL REPORT, 1982-83—To be considered.
- 27 GOVERNMENT'S RURAL POLICIES—MOTION CONDEMNING DISCRIMINATIVE ATTITUDE AND CALLING FOR EVEN-HANDED APPROACH (*Hon. B. A. Chamberlain*)—*Resumption of debate.* (*Hon. D. R. White*).
- 28 DIETITIANS BOARD REPORT, 1982-83—To be considered.
- 29 ENVIRONMENT PROTECTION AUTHORITY REPORT, 1982-83—To be considered.
- 30 EQUAL OPPORTUNITY BOARD AND COMMISSIONER'S REPORTS, 1982-83—To be considered.
- 31 LAND CONSERVATION COUNCIL REPORT, 1982-83—To be considered.
- 32 NATIONAL MUSEUM COUNCIL REPORT, 1982-83—To be considered.
- 33 PUBLIC ACCOUNT ACT 1958—REPORT ON VICTORIAN DEVELOPMENT FUND, PERIOD ENDED 30 JUNE 1983—To be considered.
- 34 TRUSTEE COMPANIES ACT WORKING PARTY REPORT—To be considered.
- 35 STATE EMPLOYEES RETIREMENT BENEFITS (AMENDMENT) BILL—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- *36 HEALTH SERVICES COMPLAINTS PROCEDURES—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- *37 ETHNIC AFFAIRS COMMISSION REPORT, PERIOD ENDED 30 JUNE 1983—To be considered.

GOVERNMENT BUSINESS

Orders of the Day

- *1 STATE ELECTRICITY COMMISSION (CLEARANCE OF LINES) BILL—(*Hon. D. R. White*)—Second reading.
- *2 CRIMES (PROCEDURE) BILL—(*Hon. J. H. Kennan*)—Second reading.
- 3 OCCUPIERS' LIABILITY BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 4 ESTATE AGENTS (AMENDMENT) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).
- 5 WORKERS COMPENSATION (AMENDMENT) BILL (No. 2)—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate.* (*Hon. W. R. Baxter*).
- 6 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).
- 7 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).
- 8 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.

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- 9 MILK PASTEURIZATION (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate. (Hon. R. I. Knowles).*
- 10 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

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WEDNESDAY, 2 NOVEMBER

GOVERNMENT BUSINESS

Order of the Day

- 1 TRUSTEE COMPANIES (AMENDMENT) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, W. A. Landeryou and M. J. Sandon.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M. Evans, C. J. Hogg, A. J. Hunt, J. E. Kirner and W. A. Landeryou.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS**Nos. 72 and 73****No. 72—Tuesday, 25 October 1983**

- 1 The President took the Chair and read the Prayer.
- 2 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR—The Honourable Evan Walker presented a Message from His Excellency the Governor informing the Council that he had, on 21 October 1983, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz.:

Labour and Industry (Shop Trading) Act.

Zoological Parks and Gardens (Amendment) Act.

- 3 STATE ELECTRICITY COMMISSION (CLEARANCE OF LINES) BILL—On the motion (by leave without notice) of the Honourable D. R. White, leave was given to bring in a Bill to amend the *State Electricity Commission Act 1958* to require occupiers of land and other persons to maintain electric lines and to keep trees clear of those lines, for that purpose to provide for a Code of Practice and for other purposes, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
- 4 CRIMES (PROCEDURE) BILL—On the motion (by leave without notice) of the Honourable J. H. Kennan, leave was given to bring in a Bill to facilitate the Hearing of Trials in the Supreme Court and County Court, for that purpose to amend the *Crimes Act 1958* and for other purposes, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

5 PAPERS—

SOCIAL DEVELOPMENT COMMITTEE—HEALTH SERVICES COMPLAINTS PROCEDURES—The Honourable C. J. Hogg presented an Interim Report from the Social Development Committee upon Complaints Procedures against Health Services, together with Appendices and Minutes of Evidence.

Ordered to lie on the Table, and the report and appendices to be printed.

The Honourable J. V. C. Guest moved, That the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Ethnic Affairs Commission—Report for the period ended 30 June 1983.

Town and Country Planning Act 1961—

Alberton—Shire of Alberton (Coastal) Planning Scheme—Amendment No. 22, 1982.

Flinders—Shire of Flinders Planning Scheme 1962—Amendment No. 154, 1982.

Hastings—Shire of Hastings Planning Scheme—Amendment No. 7 (with map).

Town and Country Planning Act 1961 (*continued*):

Melbourne Metropolitan Planning Scheme—Amendments No. 150, Part 1 and No. 259.

Moe—City of Moe Planning Scheme 1966—Amendment No. 75.

Morwell—Shire of Morwell Planning Scheme 1977—Amendment No. 20.

Port Fairy Planning Scheme 1959—Amendment No. 24, 1983.

Rosedale—Shire of Rosedale Planning Scheme, Part 2—Amendment No. 12.

Seymour Planning Scheme—Amendment No. 77.

Shepparton—City of Shepparton Planning Scheme—Amendment No. 77.

The Honourable Haddon Storey moved, That the report tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 6 CHATTEL SECURITIES (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave and after debate, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 7 WATER (DELEGATION OF POWERS) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 8 ADJOURNMENT—The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 4.32 p.m., adjourned until tomorrow.

R. K. EVANS

Clerk of the Legislative Council

No. 73—Wednesday, 26 October 1983

- 1 The President took the Chair and read the Prayer.

- 2 APPROPRIATION (1983–84, NO. 1) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to appropriate certain Sums out of the Consolidated Fund for the Service of the Financial Year 1983–84 and to appropriate the Supplies granted in this Session of Parliament and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 3 WORKS AND SERVICES APPROPRIATION BILL (NO. 2)—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act with respect to the Appropriation of Moneys out of the Works and Services Account for certain Works and Purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 4 HOUSE COMMITTEE—The Honourable Evan Walker moved, by leave, That the Honourable M. J. Sandon be discharged from attendance upon the House Committee.

Question—put and resolved in the affirmative.

- 5 PAPERS—

NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—RADIO MASTS—The Honourable B. T. Pullen presented a Report from the Natural Resources and Environment Committee upon Radio Masts, together with Appendices and Minutes of Evidence.

Ordered to lie on the Table, and the report and appendices to be printed.

The Honourable A. J. Hunt moved, That the report be taken into consideration later this day.

Question—put and resolved in the affirmative.

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The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Solar Energy Council—Report for the year 1982–83.

Statutory Rules under the following Acts of Parliament:

Abattoir and Meat Inspection Act 1973—No. 263.

Freedom of Information Act 1982—No. 252.

Friendly Societies Act 1958—No. 245.

Human Tissue Act 1982—No. 249.

Industrial Relations Act 1979—No. 254.

Lifts and Cranes Act 1967—No. 267.

Local Government Act 1958—Nos. 236, 260 and 272.

Mines Act 1958—Nos. 256 to 258.

Motor Boating Act 1961—No. 251.

National Gallery of Victoria Act 1966—No. 247.

Pipelines Act 1967—No. 265.

Police Regulation Act 1958—No. 253.

Port of Melbourne Authority Act 1958—No. 248.

Port of Portland Authority Act 1958—No. 261.

Public Service Act 1974—PSD Nos. 69 and 70.

Registration of Births Deaths and Marriages Act 1959—No. 264.

Supreme Court Act 1958—No. 269.

Supreme Court Act 1958 and Transport Act 1983—No. 268.

The Constitution Act Amendment Act 1958—No. 266.

Transport Act 1983—Nos. 270 and 275.

Valuation of Land Act 1960—No. 274.

Workers Compensation Act 1958—No. 246.

The Honourable Haddon Storey moved, That the report tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 6 POSTPONEMENT OF NOTICES OF MOTION—Ordered—That the consideration of Notices of Motion, General Business, Nos. 1 to 3 inclusive, be postponed until later this day.

- 7 CAMPAIGN AGAINST LEGISLATIVE COUNCIL—The Honourable A. J. Hunt moved, That this House rejects and repudiates the continuing propaganda campaign directed against it by sections of the Government.

Debate ensued.

Question—put.

The Council divided.

AYES, 21

The Hon. H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 D. K. Hayward (*Teller*)
 W. V. Houghton (*Teller*)
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward
 K. I. M. Wright

NOES, 18

The Hon. M. J. Arnold (*Teller*)
 G. A. S. Butler
 Joan Cocksedge (*Teller*)
 J. L. Dixon
 D. E. Henshaw
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

- 8 BUSINESS FRANCHISE ACTS (FURTHER AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the Business Franchise Acts with respect to Fees and Refunds and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 9 TATTERSALL CONSULTATIONS BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Tattersall Consultations Act 1958’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 10 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, General Business, Nos. 1 to 20 inclusive, be postponed until later this day.

- 11 GRAIN HANDLING—The Order of the Day having been read for the resumption of the debate on the question, That this House expresses concern at—

- (a) the transfer of responsibility for the Grain Elevators Board from the Minister of Agriculture to the Minister of Transport;
- (b) the imposition of a further 15 per cent increase in rail freight on grain;
- (c) the proposed introduction of a radical new strategy for the receipt of grain into the Grain Elevators Board system; and
- (d) the foreshadowed 8 per cent increase in grain handling charges—

Debate resumed.

Question—put and resolved in the affirmative.

- 12 DIRECTOR-GENERAL OF CONSERVATION, FORESTS AND LANDS BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to provide for the Appointment of a Director-General of Conservation, Forests and Lands*” and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 13 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, General Business, Nos. 22 to 37 inclusive, and Order of the Day, Government Business, No. 1, be postponed until later this day.

- 14 CRIMES (PROCEDURE) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable A. J. Hunt (for the Honourable Haddon Storey) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 15 STATE ELECTRICITY COMMISSION (CLEARANCE OF LINES) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable D. G. Crozier moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 16 DIRECTOR-GENERAL OF CONSERVATION, FORESTS AND LANDS BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 17 SMALL CLAIMS TRIBUNALS (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Small Claims Tribunals Act 1973’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable J. H. Kennan, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 18 APPROPRIATION (1983-84, NO. 1) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable A. J. Hunt (for the Honourable P. D. Block) moved, That the debate be now adjourned.

Question— That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 19 WORKS AND SERVICES APPROPRIATION BILL (NO. 2)—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable A. J. Hunt (for the Honourable P. D. Block) moved, That the debate be now adjourned and, by leave, that the second reading debate be taken concurrently with the second reading debate on the Appropriation (1983–84, No. 1) Bill.

Question—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 20 BUSINESS FRANCHISE ACTS (FURTHER AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now be read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 21 TATTERSALL CONSULTATIONS BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 22 COUNTY COURT (JURISDICTION) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘County Court Act 1958’ with respect to the appointment of Acting Judges, the jurisdiction of the County Court and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable J. H. Kennan, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 23 SMALL CLAIMS TRIBUNALS (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave and after debate, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 24 TATTERSALL CONSULTATIONS BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—
Debate resumed.

The Honourable B. P. Dunn moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 25 CONSTITUTION (JUDGES) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend section 75 (2) of the ‘Constitution Act 1975’*” and desiring the concurrence of the Council therein.

On the motion of the Honourable J. H. Kennan, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 26 COUNTY COURT (JURISDICTION) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 27 CONSTITUTION (JUDGES) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 28 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 3, be postponed until the next day of meeting.

- 29 ESTATE AGENTS (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 30 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday, 8 November.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.13 p.m., adjourned until Tuesday, 8 November.

R. K. EVANS
Clerk of the Legislative Council

Mr President takes the Chair at 3.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- *1 BUSINESS FRANCHISE ACTS (FURTHER AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- *2 COUNTY COURT (JURISDICTION) BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- *3 TATTERSALL CONSULTATIONS BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. B. P. Dunn).
- *4 CONSTITUTION (JUDGES) BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 5 STATE ELECTRICITY COMMISSION (CLEARANCE OF LINES) BILL—(Hon. D. R. White)—Second reading—Resumption of debate. (Hon. D. G. Crozier).
- 6 CRIMES (PROCEDURE) BILL—(Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 7 TRUSTEE COMPANIES (AMENDMENT) BILL—(Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- †*8 APPROPRIATION (1983-84, NO. 1) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. P. D. Block).
- †*9 WORKS AND SERVICES APPROPRIATION BILL (NO. 2)—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. P. D. Block).
- 10 OCCUPIERS' LIABILITY BILL—(Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- 11 WORKERS COMPENSATION (AMENDMENT) BILL (NO. 2)—(Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. W. R. Baxter).
- 12 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 13 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 14 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 15 MILK PASTEURIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- 16 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. Haddon Storey).

* Indicates new entry.

† Second readings to be debated concurrently pursuant to order of the Council on 26 October 1983.

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 The Hon. W. R. BAXTER—To move, That this House is of opinion that the cutting back of the Supreme Court circuit in the country is not an appropriate means of alleviating the backlog of cases in Melbourne, and calls for the withdrawal of the memorandum to the Presidents of Country Law Associations dated 18 August 1983, and proposes instead the immediate appointment of additional Supreme Court judges.
- 3 The Hon. D. M. EVANS—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- *4 The Hon. B. A. CHAMBERLAIN—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.

Contingent Notice of Motion

- 1 The Hon. HADDON STOREY—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

Orders of the Day

- 1 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate. (Hon. D. E. Kent).*
- 2 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (*Hon. Haddon Storey*)—*Resumption of debate. (Hon. W. A. Landeryou).*
- 3 FORESTS COMMISSION REVIEW—REPORT, MINISTERIAL RESPONSE TO RECOMMENDATIONS AND MINISTERIAL STATEMENT—To be considered.
- 4 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- 5 MMBW HEAD OFFICE BUILDING—MINISTERIAL STATEMENT AND ACCOMPANYING PAPER—To be considered.
- 6 MELBOURNE AIRSHED STUDY—MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 7 CASINOS—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF REPORT AND STATEMENT (*Hon. P. D. Block*)—*Resumption of debate. (Hon. G. A. Sgro).*

- 8 HUNTINGTON'S DISEASE—MOTION RECOMMENDING INCREASED GOVERNMENT ASSISTANCE AND CONSIDERATION OF CHANGES TO ADOPTION LEGISLATION (*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. L. A. McArthur*).
- φ9 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- φ10 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- 11 AUDIT ACT REVIEW—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 12 ELECTRICITY TRANSMISSION LINES SERVING MELBOURNE—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 13 MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 14 RESTRUCTURING OF CERTAIN PORTFOLIOS—MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF STATEMENT (*Hon. B. A. Chamberlain*)—*Resumption of debate.* (*Hon. R. I. Knowles*).
- 15 STATE BOARD OF EDUCATION REPORT—GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—MOTION TO TAKE NOTE OF REPORT (*Hon. A. J. Hunt*)—*Resumption of debate.* (*Hon. N. B. Reid*).
- §16 PRISONS SERVICE COMMITTEE—GOVERNMENT'S GUIDELINES FOR PUBLIC SERVANTS ATTENDING BEFORE COMMITTEE—To be considered.
- §17 RELATIONS BETWEEN PARLIAMENT AND THE EXECUTIVE—STATEMENT AND LETTERS TO THE PREMIER AND SOLICITOR-GENERAL DATED 15 SEPTEMBER 1983—To be considered.
- 18 MELBOURNE METROPOLITAN PLANNING SCHEME, AMENDMENT 150 (PART 1)—MINISTERIAL STATEMENT—To be considered.
- 19 PUBLIC TRUSTEE'S REPORT, 1981-82 AND RELATED MINISTERIAL STATEMENT—To be considered.
- 20 ALCOA SMELTER, PORTLAND—MOTION FOR APPOINTMENT OF SELECT COMMITTEE—(*Hon. D. G. Crozier*)—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 21 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- 22 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS NOS. 6, 7 AND 8, 1983—To be considered.
- 23 LEO CUSSEN INSTITUTE FOR CONTINUING LEGAL EDUCATION REPORT, 1982—To be considered.
- 24 FEDERATED SHIP PAINTERS AND DOCKERS UNION—INTERIM REPORT OF ROYAL COMMISSION (NO. 5, VOLUME 1) AND RELATED MINISTERIAL STATEMENT—To be considered.

φ *Cognate Motions*—To be debated concurrently pursuant to order of the Council on 25 May 1983.

§ *Cognate subjects*—To be debated concurrently pursuant to order of the Council on 21 September 1983.

- 25 GOVERNMENT'S RURAL POLICIES—MOTION CONDEMNING DISCRIMINATIVE ATTITUDE AND CALLING FOR EVEN-HANDED APPROACH (*Hon. B. A. Chamberlain*)—*Resumption of debate. (Hon. D. R. White).*
- 26 DIETITIANS BOARD REPORT, 1982-83—To be considered.
- 27 ENVIRONMENT PROTECTION AUTHORITY REPORT, 1982-83—To be considered.
- 28 EQUAL OPPORTUNITY BOARD AND COMMISSIONER'S REPORTS, 1982-83—To be considered.
- 29 LAND CONSERVATION COUNCIL REPORT, 1982-83—To be considered.
- 30 NATIONAL MUSEUM COUNCIL REPORT, 1982-83—To be considered.
- 31 PUBLIC ACCOUNT ACT 1958—REPORT ON VICTORIAN DEVELOPMENT FUND, PERIOD ENDED 30 JUNE 1983—To be considered.
- 32 TRUSTEE COMPANIES ACT WORKING PARTY REPORT—To be considered.
- 33 STATE EMPLOYEES RETIREMENT BENEFITS (AMENDMENT) BILL—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 34 HEALTH SERVICES COMPLAINTS PROCEDURES—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- 35 ETHNIC AFFAIRS COMMISSION REPORT, PERIOD ENDED 30 JUNE 1983—To be considered.
- *36 RADIO MASTS—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- *37 SOLAR ENERGY COUNCIL REPORT, 1982-83—To be considered.

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

*HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt and W. A. Landeryou

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M. Evans, C. J. Hogg, A. J. Hunt, J. E. Kirner and W. A. Landeryou.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 The Hon. W. R. BAXTER—To move, That this House is of opinion that the cutting back of the Supreme Court circuit in the country is not an appropriate means of alleviating the backlog of cases in Melbourne, and calls for the withdrawal of the memorandum to the Presidents of Country Law Associations dated 18 August 1983, and proposes instead the immediate appointment of additional Supreme Court judges.
- 3 The Hon. D. M. EVANS—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 4 The Hon. B. A. CHAMBERLAIN—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.

Contingent Notice of Motion

- 1 The Hon. HADDON STOREY—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

Orders of the Day

- 1 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate. (Hon. D. E. Kent).*
- 2 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (*Hon. Haddon Storey*)—*Resumption of debate. (Hon. W. A. Landeryou).*
- 3 FORESTS COMMISSION REVIEW—REPORT, MINISTERIAL RESPONSE TO RECOMMENDATIONS AND MINISTERIAL STATEMENT—To be considered.
- 4 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- 5 MMBW HEAD OFFICE BUILDING—MINISTERIAL STATEMENT AND ACCOMPANYING PAPER—To be considered.
- 6 MELBOURNE AIRSHED STUDY—MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.

- 7 CASINOS—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF REPORT AND STATEMENT (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- 8 HUNTINGTON'S DISEASE—MOTION RECOMMENDING INCREASED GOVERNMENT ASSISTANCE AND CONSIDERATION OF CHANGES TO ADOPTION LEGISLATION (*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. L. A. McArthur*).
- φ9 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- φ10 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- 11 AUDIT ACT REVIEW—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 12 ELECTRICITY TRANSMISSION LINES SERVING MELBOURNE—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 13 MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 14 RESTRUCTURING OF CERTAIN PORTFOLIOS—MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF STATEMENT (*Hon. B. A. Chamberlain*)—*Resumption of debate.* (*Hon. R. I. Knowles*).
- 15 STATE BOARD OF EDUCATION REPORT—GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—MOTION TO TAKE NOTE OF REPORT (*Hon. A. J. Hunt*)—*Resumption of debate.* (*Hon. N. B. Reid*).
- §16 PRISONS SERVICE COMMITTEE—GOVERNMENT'S GUIDELINES FOR PUBLIC SERVANTS ATTENDING BEFORE COMMITTEE—To be considered.
- §17 RELATIONS BETWEEN PARLIAMENT AND THE EXECUTIVE—STATEMENT AND LETTERS TO THE PREMIER AND SOLICITOR-GENERAL DATED 15 SEPTEMBER 1983—To be considered.
- 18 MELBOURNE METROPOLITAN PLANNING SCHEME, AMENDMENT 150 (PART 1)—MINISTERIAL STATEMENT—To be considered.
- 19 PUBLIC TRUSTEE'S REPORT, 1981-82 AND RELATED MINISTERIAL STATEMENT—To be considered.
- 20 ALCOA SMELTER, PORTLAND—MOTION FOR APPOINTMENT OF SELECT COMMITTEE—(*Hon. D. G. Crozier*)—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 21 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- 22 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS NOS. 6, 7 AND 8, 1983—To be considered.
- 23 LEO CUSSEN INSTITUTE FOR CONTINUING LEGAL EDUCATION REPORT, 1982—To be considered.

φ *Cognate Motions*—To be debated concurrently pursuant to order of the Council on 25 May 1983.

§ *Cognate subjects*—To be debated concurrently pursuant to order of the Council on 21 September 1983.

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- 24 FEDERATED SHIP PAINTERS AND DOCKERS UNION—INTERIM REPORT OF ROYAL COMMISSION (NO. 5, VOLUME 1) AND RELATED MINISTERIAL STATEMENT—To be considered.
 - 25 GOVERNMENT'S RURAL POLICIES—MOTION CONDEMNING DISCRIMINATIVE ATTITUDE AND CALLING FOR EVEN-HANDED APPROACH (*Hon. B. A. Chamberlain*)—*Resumption of debate.* (*Hon. D. R. White*).
 - 26 TRUSTEE COMPANIES ACT WORKING PARTY REPORT—To be considered.
 - 27 STATE EMPLOYEES RETIREMENT BENEFITS (AMENDMENT) BILL—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
 - 28 HEALTH SERVICES COMPLAINTS PROCEDURES—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
 - 29 ETHNIC AFFAIRS COMMISSION REPORT, PERIOD ENDED 30 JUNE 1983—To be considered.
 - 30 RADIO MASTS—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
 - 31 SOLAR ENERGY COUNCIL REPORT, 1982-83—To be considered.
 - *32 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS NOS. 9 AND 10, 1983—To be considered.
 - *33 COUNCIL OF ADULT EDUCATION REPORT, 1982-83—To be considered.
 - *34 ROLE OF SCHOOL COUNCILS IN THE SELECTION OF PRINCIPALS—STATE BOARD OF EDUCATION REPORT—To be considered.
 - *35 FORESTS COMMISSION REPORT, 1982-83—To be considered.
 - *36 GAS AND FUEL CORPORATION REPORT, 1982-83—To be considered.
 - *37 NATIONAL PARKS ADVISORY COUNCIL REPORT, 1982-83—To be considered.
 - *38 PHARMACY BOARD REPORT, 1982—To be considered.
 - *39 POST-SECONDARY EDUCATION COMMISSION REPORT, 1982-83.
 - *40 TOTALIZATOR AGENCY BOARD REPORT, 1982-83—To be considered.
 - *41 YOUNG FARMERS' FINANCE COUNCIL REPORT, 1982-83—To be considered.
 - *42 SALINITY COMMITTEE—REPORT ON ACTIVITIES—To be considered.

GOVERNMENT BUSINESS

Orders of the Day

- *1 SUMMER TIME (AMENDMENT) BILL—(*from Assembly—Hon. Evan Walker*)—Second reading.
 - *2 PORT FAIRY LAND BILL—(*Hon. R. A. Mackenzie*)—Second reading.
 - 3 CRIMES (PROCEDURE) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).
 - 4 TRUSTEE COMPANIES (AMENDMENT) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).
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* Indicates new entry.

- *5 COMMUNITY WELFARE SERVICES (PRE-RELEASE PROGRAMME) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of Debate. (Hon. B. A. Chamberlain).
- *6 BORDER RAILWAYS BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—Resumption of debate. (Hon. D. M. Evans).
- 7 STATE ELECTRICITY COMMISSION (CLEARANCE OF LINES) BILL—(Hon. D. R. White)—Second reading—Resumption of debate. (Hon. D. G. Crozier).
- †8 APPROPRIATION (1983–84, No. 1) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. C. J. Kennedy).
- †9 WORKS AND SERVICES APPROPRIATION BILL (No. 2)—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. C. J. Kennedy).
- 10 WORKERS COMPENSATION (AMENDMENT) BILL (No. 2)—(Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. W. R. Baxter).
- 11 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 12 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 13 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 14 MILK PASTEURIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- 15 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. Haddon Storey).

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

*TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

* * * *

SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

*HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M. Evans, C. J. Hogg, A. J. Hunt, J. E. Kirner and W. A. Landeryou.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS**No. 74 and 75****No. 74—Tuesday, 8 November 1983**

- 1 The President took the Chair and read the Prayer.
- 2 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR—The Honourable Evan Walker presented a Message from His Excellency the Governor informing the Council that he had, on 2 November 1983, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz.:

Chattel Securities (Amendment) Act.

Small Claims Tribunals (Amendment) Act.

Director-General of Conservation, Forests and Lands Act.

- 3 SUMMER TIME (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Summer Time Act 1972'*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 4 BORDER RAILWAYS BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Border Railways Act 1922' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 5 HOUSE COMMITTEE—The Honourable Evan Walker moved, by leave, That the Honourable C. J. Kennedy be appointed a member of the House Committee.

Question—put and resolved in the affirmative.

- 6 PORT FAIRY LAND BILL—On the motion (by leave without notice) of the Honourable R. A. Mackenzie, leave was given to bring in a Bill to provide for the vesting in the Crown of certain land abutting the wharf on the Moyne River at Port Fairy, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 7 TEMPORARY CHAIRMAN OF COMMITTEES—The President laid upon the Table the following Warrant nominating an additional Temporary Chairman of Committees:

LEGISLATIVE COUNCIL

VICTORIA

Pursuant to the provisions of the Standing Order of the Legislative Council numbered 160, I do hereby nominate—

The Honourable Michael John Arnold—

to act as a Temporary Chairman of Committees whenever requested to do so by the Chairman of Committees or whenever the Chairman of Committees is absent.

Given under my hand this eighth day of November, One thousand nine hundred and eighty-three.

FRED S. GRIMWADE
President of the Legislative Council

8 PAPERS—

ADMINISTRATIVE ARRANGEMENTS—The Honourable Evan Walker moved, by leave, That there be laid before this House copies of Administrative Arrangements Orders (Nos. 9 and 10) 1983 pursuant to the *Administrative Arrangements Act 1983*.

Question—put and resolved in the affirmative.

The said orders were thereupon presented by the Honourable Evan Walker and ordered to lie on the Table.

The Honourable A. J. Hunt moved, That the orders be taken into consideration later this day.

Question—put and resolved in the affirmative.

* * * * *

SALINITY COMMITTEE—The Honourable J. W. S. Radford presented a Report from the Salinity Committee upon the activities of the Committee, together with Appendices.

Ordered to lie on the Table and to be printed.

The Honourable A. J. Hunt moved, That the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * * *

The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Education—

Report of the Council of Adult Education for the year 1982–83.

Report of the State Board of Education on the Role of School Councils in the Selection of Principals.

Forests Commission—Report for the year 1982–83.

Gas and Fuel Corporation—Report for the year 1982–83.

National Parks Advisory Council—Report for the year 1982–83.

Pharmacy Board—Report for the year 1982.

Post-Secondary Education Commission—Report for the year 1982–83.

Statutory Rules under the following Acts of Parliament:

Environment Protection Act 1970—No. 277.

Fisheries Act 1968—No. 271.

Health Act 1958—No. 276.

Public Service Act 1974—PSD Nos. 71 to 73.

Seeds Act 1982—No. 250.

Totalizator Agency Board—Report and accounts for the year ended 31 July 1983.

Town and Country Planning Act 1961—City of Sale Planning Scheme 1975—Amendment No. 19, 1983.

Young Farmers' Finance Council—Report for the year 1982–83.

The Honourable A. J. Hunt moved, That the reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 9 BORDER RAILWAYS BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable D. M. Evans moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 10 BUSINESS FRANCHISE ACTS (FURTHER AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time, and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 11 COMMUNITY WELFARE SERVICES (DIRECTOR-GENERAL OF CORRECTIONS) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendments made in such Bill by the Council.

- 12 LIQUOR CONTROL (BOOTH LICENCES) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Liquor Control Act 1968' with respect to Booth Licences and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 13 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 2, be postponed until later this day.

- 14 TATTERSALL CONSULTATIONS BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 15 COGNATE BILLS—The Honourable J. H. Kennan moved, by leave, That this House authorizes and requires the Honourable the President to permit the second reading debate on the County Court (Jurisdiction) Bill and the Constitution (Judges) Bill to be taken concurrently.

Question—put and resolved in the affirmative.

- 16 COUNTY COURT (JURISDICTION) BILL AND CONSTITUTION (JUDGES) BILL—The Order of the Day having been read for the resumption of the cognate debate on the questions, That these Bills be now read a second time (pursuant to the Order of the Council this day)—

Debate resumed.

And the debate being concluded—

- 17 COUNTY COURT (JURISDICTION) BILL—Question—That this Bill be now read a second time—put and resolved in the affirmative.

Ordered—That the Bill be committed to a Committee of the whole later this day.

- 18 CONSTITUTION (JUDGES) BILL—Question—That this Bill be now read a second time—put and resolved in the affirmative. Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment and desiring their concurrence therein.

- 19 COUNTY COURT (JURISDICTION) BILL—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment and desiring their concurrence therein.

- 20 COMMUNITY WELFARE SERVICES (PRE-RELEASE PROGRAMME) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to provide for a community-based pre-release programme to better integrate prisoners back into the community during the final portion of their prison sentences, to amend the ‘Community Welfare Services Act 1970’ and the ‘Penalties and Sentences Act 1981’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable B. A. Chamberlain moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 21 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 5 to 9 inclusive, be postponed until later this day.

- 22 OCCUPIERS’ LIABILITY BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 23 LIQUOR CONTROL (BOOTH LICENCES) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 24 APPROPRIATION (1983–84, NO. 1) BILL AND WORKS AND SERVICES APPROPRIATION BILL (NO. 2)—The Order of the Day having been read for the resumption of the cognate debate on the questions, That these Bills be now read a second time (pursuant to the Order of the Council on 26 October 1983)—

Debate resumed.

The Honourable C. J. Kennedy moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative

Ordered—That the debate be adjourned until the next day of meeting.

- 25 ADJOURNMENT—The Honourable D. R. White moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.26 p.m., adjourned until tomorrow.

R. K. EVANS
Clerk of the Legislative Council

No. 75—Wednesday, 9 November 1983

- 1 The President took the Chair and read the Prayer.

2 PAPERS—

NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—ELECTRICITY TRANSMISSION LINES—The Honourable R. I. Knowles presented the Second Report from the Natural Resources and Environment Committee upon Transmission Lines Serving Melbourne, together with Appendices and Minutes of Evidence.

Ordered to lie on the Table, and the report and appendices to be printed.

* * * * *

ECONOMIC AND BUDGET REVIEW COMMITTEE—HOSPITALS SUPERANNUATION (AMENDMENT) BILL (NO. 2)—The Honourable J. V. C. Guest presented a Report from the Economic and Budget Review Committee upon the proposals contained in the Hospitals Superannuation (Amendment) Bill (No. 2), together with Appendices.

Ordered to lie on the Table and to be printed.

The Honourable A. J. Hunt moved, That the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * * *

The following Papers, pursuant to the direction of an Act of Parliament, were laid upon the Table by the Clerk:

Statutory Rules under the following Acts of Parliament:

Building Control Act 1981—No. 282.

Mines Act 1958—No. 255.

Second-hand Dealers Act 1958—No. 259.

Transport Act 1983—No. 279.

- 3 POSTPONEMENT OF NOTICES OF MOTION AND ORDERS OF THE DAY—Ordered—That the consideration of the Notices of Motion, General Business, and Orders of the Day, General Business, Nos. 1 to 24 inclusive, be postponed until later this day.
- 4 GOVERNMENT'S RURAL POLICIES—The Order of the Day having been read for the resumption of the debate on the question, That this House condemns the Government's discrimination against rural Victoria in matters such as State charges, Government and private employment, health services, education, and the administration of justice, and calls upon the Government to extend to rural Victoria even-handed policies which take into account problems of rural transport, communication, isolation and limited employment opportunities—

Debate resumed.

Question—put.

The Council divided.

AYES, 19

The Hon. H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 J. V. C. Guest
 D. K. Hayward
 A. J. Hunt
 R. I. Knowles
 R. Lawson (*Teller*)
 R. J. Long (*Teller*)
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 K. I. M. Wright

NOES, 15

The Hon. G. A. S Butler
 Joan Coxsedge
 D. E. Henshaw (*Teller*)
 C. J. Hogg (*Teller*)
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. A. Mackenzie
 L. A. McArthur
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

- 5 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, General Business, Nos. 26 to 42 inclusive, be postponed until later this day.
- 6 SUMMER TIME (AMENDMENT) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.
 Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 7 MESSAGES FROM THE ASSEMBLY—The President announced the receipt of Messages from the Assembly acquainting the Council that they have agreed to the amendments made by the Council in the following Bills:
 Constitution (Judges) Bill.
 County Court (Jurisdiction) Bill.
 Penalty Interest Rates Bill.
- 8 PORT FAIRY LAND BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. E. Kent (for the Honourable R. A. Mackenzie) moved, That this Bill be now read a second time.

The Honourable B. A. Chamberlain moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Wednesday next.

- 9 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3 and 4, be postponed until later this day.

- 10 COMMUNITY WELFARE SERVICES (PRE-RELEASE PROGRAMME) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 11 CRIMES (PROCEDURE) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 12 PAROLE ORDERS (TRANSFER) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act relating to the reciprocal Enforcement of Parole Orders*" and desiring the concurrence of the Council therein.

On the motion of the Honourable J. H. Kennan, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 13 TRUSTEE COMPANIES (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable R. J. Long having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 14 ALPINE RESORTS BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to some of the amendments made by the Council, have agreed to another with amendments, and have agreed to the remaining amendments each with an amendment, and desiring the concurrence of the Council therein.

Ordered—That the foregoing Message be taken into consideration later this day.

- 15 STATE CO-ORDINATION COUNCIL (REPEAL) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to repeal the 'State Co-ordination Council Act 1975' and to amend the 'Town and Country Planning Act 1961' and the 'Upper Yarra Valley and Dandenong Ranges Authority Act 1976' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 16 LEGAL PROFESSION PRACTICE (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Legal Profession Practice Act 1958’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable J. H. Kennan, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 17 PUBLIC LANDS AND WORKS (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Public Lands and Works Act 1964’ to extend the powers of delegation of the Minister of Public Works; to enable other Ministers of the Crown to authorize repairs to buildings for which they are responsible, and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 18 BORDER RAILWAYS BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 19 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 7, be postponed until later this day.

- 20 APPROPRIATION (1983–84, NO. 1) BILL AND WORKS AND SERVICES APPROPRIATION BILL (NO. 2)—The Order of the Day having been read for the resumption of the debate on the questions, That these Bills be now read a second time (pursuant to the Order of the Council on 26 October 1983)—

Debate resumed.

And the debate being concluded—

- 21 APPROPRIATION (1983–84, NO. 1) BILL—

Question—That this Bill be now read a second time—put and resolved in the affirmative—Bill read a second time.

Ordered—That the Bill be committed to a Committee of the whole later this day.

- 22 WORKS AND SERVICES APPROPRIATION BILL (NO. 2)—

Question—That this Bill be now read a second time—put and resolved in the affirmative—Bill read a second time.

Ordered—That the Bill be committed to a Committee of the whole later this day.

- 23 TRANSFER OF LAND (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Transfer of Land Act 1958’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable J. H. Kennan), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 24 CONSUMER AFFAIRS (PRODUCT SAFETY) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Consumer Affairs Act 1972' to provide for the Making by the Minister of Orders prohibiting the Supply of certain Goods and for other purposes*" and desiring the concurrence of the Council therein.
- On the motion of the Honourable Evan Walker (for the Honourable J. H. Kennan), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 25 LAND TAX BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Land Tax Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.
- On the motion of the Honourable Evan Walker (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 26 STATE CO-ORDINATION COUNCIL (REPEAL) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.
- Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 27 PUBLIC LANDS AND WORKS (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.
- The Honourable Haddon Storey moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until later this day.
- 28 LEGAL PROFESSION PRACTICE (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker (for the Honourable J. H. Kennan) moved, That this Bill be now read a second time.
- Debate ensued.
- The Honourable K. I. M. Wright (for the Honourable B. P. Dunn) moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until later this day.
- 29 LAND TAX BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.
- The Honourable Haddon Storey moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until later this day.
- 30 PAROLE ORDERS (TRANSFER) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.
- Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 31 CONSUMER AFFAIRS (PRODUCT SAFETY) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.
- Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 32 ALPINE RESORTS BILL—The Order of the Day having been read for the consideration of the Message from the Assembly, the respective amendments agreed to by the Assembly with amendments were read and are as follows:

<i>Amendments made by the Legislative Council</i>	<i>How dealt with by the Legislative Assembly</i>
<p>11. Clause 28, page 20, line 24, after this line insert the following sub-clause:</p> <p>“() Any lessee aggrieved by the cancellation of a lease under sub-section (4) may within 28 days after the cancellation comes to his notice appeal in writing to the Minister against the cancellation and the Commission shall give effect to the decision of the Minister on the appeal.”</p>	<p>Agreed to with the following amendment:</p> <p>After the word “lease” insert “because the land the subject of the lease is reasonably required by the Commission for the improvement of the alpine resort in accordance with a condition of the lease”.</p>
<p>12. Clause 29, line 34, after “lessee” insert “and advise him that he may appeal to the Minister under the next succeeding sub-section against that requirement”.</p>	<p>Agreed to with the following amendment:</p> <p>After “and” insert “, except in a case where the lease has, or is deemed to have expired,”.</p>
<p>13. Clause 29, insert the following sub-clause to follow sub-clause (1):</p> <p>“() Within the time required in any notice under sub-section (1) for the removal of buildings and improvements, being not less than 60 days after service of the notice on the lessee the lessee may appeal in writing to the Minister against the requirement to remove the buildings and improvements and the Commission shall give effect to the decision of the Minister on the appeal.”</p>	<p>Agreed to with the following amendments:</p> <ol style="list-style-type: none"> 1. Omit “Within the time required in any notice under sub-section (1)” and insert “Where a notice is given under sub-section (1) because the land the subject of the lease is reasonably required by the Commission for the improvement of the alpine resort, the lessee may, within the time specified in the notice”. 2. Omit “the lessee may”.

On the motion of the Honourable R. A. Mackenzie, and after debate, the Council agreed to the amendments made by the Assembly, and ordered that a Message be sent to the Assembly acquainting them therewith.

- 33 APPROPRIATION (1983–84, No. 1) BILL—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 34 HOUSING BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to modernize housing law, to improve housing administration in Victoria, to repeal the ‘Housing Act 1958’ and the ‘Home Finance Act 1962’ and certain other Acts, to make consequential amendments to various Acts and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 35 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

And the Council having continued to sit until after 12 midnight—

THURSDAY, 10 NOVEMBER

Debate continued.

Question—put and resolved in the affirmative.

And then the Council, at 12.02 a.m., adjourned until Tuesday next.

R. K. EVANS
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- *1 HOUSING BILL—(*from Assembly—Hon. Evan Walker*)—Second reading.
- *2 TRANSFER OF LAND (AMENDMENT) BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading.
- *3 LAND TAX BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- *4 LEGAL PROFESSION PRACTICE (AMENDMENT) BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- *5 PUBLIC LANDS AND WORKS (AMENDMENT) BILL—(*from Assembly—Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 6 STATE ELECTRICITY COMMISSION (CLEARANCE OF LINES) BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. D. G. Crozier).*
- 7 WORKS AND SERVICES APPROPRIATION BILL (NO. 2)—(*from Assembly—Hon. D. R. White*)—to be committed.
- 8 WORKERS COMPENSATION (AMENDMENT) BILL (NO. 2)—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. W. R. Baxter).*
- 9 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 10 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 11 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 12 MILK PASTEURIZATION (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate. (Hon. R. I. Knowles).*
- 13 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 The Hon. W. R. BAXTER—To move, That this House is of opinion that the cutting back of the Supreme Court circuit in the country is not an appropriate means of alleviating the backlog of cases in Melbourne, and calls for the withdrawal of the memorandum to the Presidents of Country Law Associations dated 18 August 1983, and proposes instead the immediate appointment of additional Supreme Court judges.

* Indicates new entry.

- 3 The Hon. D. M. EVANS—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 4 The Hon. B. A. CHAMBERLAIN—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.

Contingent Notice of Motion

- 1 The Hon. HADDON STOREY—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

Orders of the Day

- 1 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate.* (*Hon. D. E. Kent*).
- 2 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 3 FORESTS COMMISSION REVIEW—REPORT, MINISTERIAL RESPONSE TO RECOMMENDATIONS AND MINISTERIAL STATEMENT—To be considered.
- 4 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate.* (*Hon. B. P. Dunn*).
- 5 MMBW HEAD OFFICE BUILDING—MINISTERIAL STATEMENT AND ACCOMPANYING PAPER—To be considered.
- 6 MELBOURNE AIRSHED STUDY—MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 7 CASINOS—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF REPORT AND STATEMENT (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- 8 HUNTINGTON'S DISEASE—MOTION RECOMMENDING INCREASED GOVERNMENT ASSISTANCE AND CONSIDERATION OF CHANGES TO ADOPTION LEGISLATION (*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. L. A. McArthur*).
- φ9 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- φ10 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- 11 AUDIT ACT REVIEW—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.

φ Cognate Motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.

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- 12 ELECTRICITY TRANSMISSION LINES SERVING MELBOURNE—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
 - 13 MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
 - 14 RESTRUCTURING OF CERTAIN PORTFOLIOS—MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF STATEMENT (*Hon. B. A. Chamberlain*)—*Resumption of debate.* (*Hon. R. I. Knowles*).
 - 15 GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—STATE BOARD OF EDUCATION REPORT—MOTION TO TAKE NOTE OF REPORT (*Hon. A. J. Hunt*)—*Resumption of debate.* (*Hon. N. B. Reid*).
 - §16 PRISONS SERVICE COMMITTEE—GOVERNMENT'S GUIDELINES FOR PUBLIC SERVANTS ATTENDING BEFORE COMMITTEE—To be considered.
 - §17 RELATIONS BETWEEN PARLIAMENT AND THE EXECUTIVE—STATEMENT AND LETTERS TO THE PREMIER AND SOLICITOR-GENERAL DATED 15 SEPTEMBER 1983—To be considered.
 - 18 MELBOURNE METROPOLITAN PLANNING SCHEME, AMENDMENT 150 (PART 1)—MINISTERIAL STATEMENT—To be considered.
 - 19 PUBLIC TRUSTEE'S REPORT, 1981-82 AND RELATED MINISTERIAL STATEMENT—To be considered.
 - 20 ALCOA SMELTER, PORTLAND—MOTION FOR APPOINTMENT OF SELECT COMMITTEE—(*Hon. D. G. Crozier*)—*Resumption of debate.* (*Hon. A. J. Hunt*).
 - 21 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
 - 22 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS NOS. 6, 7 AND 8, 1983—To be considered.
 - 23 LEO CUSSEN INSTITUTE FOR CONTINUING LEGAL EDUCATION REPORT, 1982—To be considered.
 - 24 FEDERATED SHIP PAINTERS AND DOCKERS UNION—INTERIM REPORT OF ROYAL COMMISSION (NO. 5, VOLUME 1) AND RELATED MINISTERIAL STATEMENT—To be considered.
 - 25 TRUSTEE COMPANIES ACT WORKING PARTY REPORT—To be considered.
 - 26 STATE EMPLOYEES RETIREMENT BENEFITS (AMENDMENT) BILL—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
 - 27 HEALTH SERVICES COMPLAINTS PROCEDURES—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
 - 28 ETHNIC AFFAIRS COMMISSION REPORT, PERIOD ENDED 30 JUNE 1983—To be considered.
 - 29 RADIO MASTS—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
 - 30 SOLAR ENERGY COUNCIL REPORT, 1982-83—To be considered.
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§ Cognate subjects—To be debated concurrently pursuant to order of the Council on 21 September 1983.

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- 31 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS NOS. 9 AND 10, 1983—To be considered.
 - 32 COUNCIL OF ADULT EDUCATION REPORT, 1982-83—To be considered.
 - 33 ROLE OF SCHOOL COUNCILS IN THE SELECTION OF PRINCIPALS—STATE BOARD OF EDUCATION REPORT—To be considered.
 - 34 FORESTS COMMISSION REPORT, 1982-83—To be considered.
 - 35 GAS AND FUEL CORPORATION REPORT, 1982-83—To be considered.
 - 36 NATIONAL PARKS ADVISORY COUNCIL REPORT, 1982-83—To be considered.
 - 37 PHARMACY BOARD REPORT, 1982—To be considered.
 - 38 POST-SECONDARY EDUCATION COMMISSION REPORT, 1982-83—To be considered.
 - 39 TOTALIZATOR AGENCY BOARD REPORT, 1982-83—To be considered.
 - 40 YOUNG FARMERS' FINANCE COUNCIL REPORT, 1982-83—To be considered.
 - 41 SALINITY COMMITTEE—REPORT ON ACTIVITIES—To be considered.
 - *42 HOSPITALS SUPERANNUATION (AMENDMENT) BILL (NO. 2)—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.

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WEDNESDAY, 16 NOVEMBER

GOVERNMENT BUSINESS

Order of the Day

- 1 PORT FAIRY LAND BILL—(*Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate.* (*Hon. B. A. Chamberlain*).

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M. Evans, C. J. Hogg, A. J. Hunt, J. E. Kirner and W. A. Landeryou.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 The Hon. W. R. BAXTER—To move, That this House is of opinion that the cutting back of the Supreme Court circuit in the country is not an appropriate means of alleviating the backlog of cases in Melbourne, and calls for the withdrawal of the memorandum to the Presidents of Country Law Associations dated 18 August 1983, and proposes instead the immediate appointment of additional Supreme Court judges.
- 3 The Hon. D. M. EVANS—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 4 The Hon. B. A. CHAMBERLAIN—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- *5 The Hon. R. J. LONG—To move, That this House:
 - notes the pre-election promise of the Government to reduce public transport fares, and the further dishonouring of that promise by the current increases in those fares;
 - condemns the savagery of those fare increases and their impact upon the travelling public generally and upon pensioners, children and workers in particular; and
 - calls upon the Government to forthwith review those increases and fares generally with a view to honouring its promise and keeping faith with the public.

Contingent Notice of Motion

- 1 The Hon. HADDON STOREY—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

Orders of the Day

- 1 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate.* (*Hon. D. E. Kent*).

* Indicates new entry.

- 2 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 3 FORESTS COMMISSION REVIEW—REPORT, MINISTERIAL RESPONSE TO RECOMMENDATIONS AND MINISTERIAL STATEMENT—To be considered.
- 4 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate.* (*Hon. B. P. Dunn*).
- 5 MMBW HEAD OFFICE BUILDING—MINISTERIAL STATEMENT AND ACCOMPANYING PAPER—To be considered.
- 6 MELBOURNE AIRSHED STUDY—MINISTERIAL STATEMENT AND RELATED DOCUMENTS —To be considered.
- 7 CASINOS—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF REPORT AND STATEMENT (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- 8 HUNTINGTON'S DISEASE—MOTION RECOMMENDING INCREASED GOVERNMENT ASSISTANCE AND CONSIDERATION OF CHANGES TO ADOPTION LEGISLATION (*Hon. D. M. Evans*)—*Resumption of debate.* (*Hon. L. A. McArthur*).
- φ9 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- φ10 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- 11 AUDIT ACT REVIEW—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 12 ELECTRICITY TRANSMISSION LINES SERVING MELBOURNE—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 13 MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 14 RESTRUCTURING OF CERTAIN PORTFOLIOS —MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF STATEMENT (*Hon. B. A. Chamberlain*)—*Resumption of debate.* (*Hon. R. I. Knowles*).
- 15 GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—STATE BOARD OF EDUCATION REPORT—MOTION TO TAKE NOTE OF REPORT (*Hon. A. J. Hunt*)—*Resumption of debate.* (*Hon. N. B. Reid*).
- §16 PRISONS SERVICE COMMITTEE—GOVERNMENT'S GUIDELINES FOR PUBLIC SERVANTS ATTENDING BEFORE COMMITTEE—To be considered.
- §17 RELATIONS BETWEEN PARLIAMENT AND THE EXECUTIVE—STATEMENT AND LETTERS TO THE PREMIER AND SOLICITOR-GENERAL DATED 15 SEPTEMBER 1983—To be considered.
- 18 MELBOURNE METROPOLITAN PLANNING SCHEME, AMENDMENT 150 (PART 1)—MINISTERIAL STATEMENT—To be considered.

φ *Cognate Motions*—To be debated concurrently pursuant to order of the Council on 25 May 1983.

§ *Cognate subjects*—To be debated concurrently pursuant to order of the Council on 21 September 1983.

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- 19 PUBLIC TRUSTEE'S REPORT, 1981-82 AND RELATED MINISTERIAL STATEMENT—To be considered.
 - 20 ALCOA SMELTER, PORTLAND—MOTION FOR APPOINTMENT OF SELECT COMMITTEE—*(Hon. D. G. Crozier)—Resumption of debate. (Hon. A. J. Hunt).*
 - 21 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES *(Hon. P. D. Block)—Resumption of debate. (Hon. G. A. Sgro).*
 - 22 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS NOS. 6, 7 AND 8, 1983—To be considered.
 - 23 LEO CUSSEN INSTITUTE FOR CONTINUING LEGAL EDUCATION REPORT, 1982—To be considered.
 - 24 FEDERATED SHIP PAINTERS AND DOCKERS UNION—INTERIM REPORT OF ROYAL COMMISSION (NO. 5, VOLUME 1) AND RELATED MINISTERIAL STATEMENT—To be considered.
 - 25 TRUSTEE COMPANIES ACT WORKING PARTY REPORT—To be considered.
 - 26 STATE EMPLOYEES RETIREMENT BENEFITS (AMENDMENT) BILL—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
 - 27 HEALTH SERVICES COMPLAINTS PROCEDURES—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
 - 28 ETHNIC AFFAIRS COMMISSION REPORT, PERIOD ENDED 30 JUNE 1983—To be considered.
 - 29 RADIO MASTS—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
 - 30 SOLAR ENERGY COUNCIL REPORT, 1982-83—To be considered.
 - 31 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS NOS. 9 AND 10, 1983—To be considered.
 - 32 COUNCIL OF ADULT EDUCATION REPORT, 1982-83—To be considered.
 - 33 ROLE OF SCHOOL COUNCILS IN THE SELECTION OF PRINCIPALS—STATE BOARD OF EDUCATION REPORT—To be considered.
 - 34 FORESTS COMMISSION REPORT, 1982-83—To be considered.
 - 35 GAS AND FUEL CORPORATION REPORT, 1982-83—To be considered.
 - 36 NATIONAL PARKS ADVISORY COUNCIL REPORT, 1982-83—To be considered.
 - 37 PHARMACY BOARD REPORT, 1982—To be considered.
 - 38 POST-SECONDARY EDUCATION COMMISSION REPORT, 1982-83—To be considered.
 - 39 TOTALIZATOR AGENCY BOARD REPORT, 1982-83—To be considered.
 - 40 YOUNG FARMERS' FINANCE COUNCIL REPORT, 1982-83—To be considered.
 - 41 SALINITY COMMITTEE—REPORT ON ACTIVITIES—To be considered.
 - †42 HOSPITALS SUPERANNUATION (AMENDMENT) BILL (NO. 2)—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
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†Cognate subjects—To be debated concurrently pursuant to order of the Council on 15 November 1983.

- 43 CO-OPERATIVE HOUSING SOCIETIES—REGISTRAR'S REPORT, 1981-82—To be considered.
- 44 CRIMES COMPENSATION TRIBUNAL REPORT, 1982-83—To be considered.
- 45 SMALL BUSINESS DEVELOPMENT CORPORATION REPORT, 1982-83—To be considered.

GOVERNMENT BUSINESS

Orders of the Day

- *1 NATIONAL PARKS (AMENDMENT) BILL—(*Hon. R. A. Mackenzie*)—Second reading.
- *2 FILMS (AMENDMENT) BILL—(*Hon. J. H. Kennan*)—Second reading.
- *3 MAGISTRATES (SUMMARY PROCEEDINGS) (WARRANTS OF DISTRESS) BILL—(*Hon. J. H. Kennan*)—Second reading.
- *4 COURTS (POWERS OF INVESTMENT) BILL—(*Hon. J. H. Kennan*)—Second reading.
- *5 STATE EMPLOYEES RETIREMENT BENEFITS (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading.
- *6 FISHERIES (FURTHER AMENDMENT) BILL—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading.
- 7 HOUSING BILL—(*from Assembly—Hon. Evan Walker*)—Second reading.
- 8 PORT FAIRY LAND BILL—(*Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- †*9 HOSPITALS SUPERANNUATION (AMENDMENT) BILL (NO. 2)—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. J. V. C. Guest).*
- *10 POLICE REGULATON (POLICE RESERVISTS) BILL—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate. (Hon. N. B. Reid).*
- 11 TRANSFER OF LAND (AMENDMENT) BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 12 MENTAL HEALTH (FURTHER AMENDMENT)—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. J. V. C. Guest).*
- 13 STATE ELECTRICITY COMMISSION (CLEARANCE OF LINES) BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. D. G. Crozier).*
- 14 WORKERS COMPENSATION (AMENDMENT) BILL (NO. 2)—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. W. R. Baxter).*
- 15 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 16 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 17 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 18 MILK PASTEURIZATION (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate. (Hon. R. I. Knowles).*

Wednesday, 16 November 1983

5

19 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. Evan Walker*)—Second reading—
Resumption of debate. (Hon. Haddon Storey).

R. K. EVANS

Clerk of the Legislative Council

FRED S. GRIMWADE

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler,
B. A. Chamberlain, D. M. Evans and R. J. Long.

* * * *

SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn,
J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn,
A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, W. A. Landeryou,
B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J.
Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables
C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E.
Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P.
Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M.
Evans, C. J. Hogg, A. J. Hunt, J. E. Kirner and W. A. Landeryou.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A.
Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg
and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A.
Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

* * * *

SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply
unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for
consideration of a paper tabled either pursuant to Statute or His Excellency's Command
will be discharged from the Notice Paper after five consecutive listings, unless a motion to
take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

No. 76 and 77

No. 76—Tuesday, 15 November 1983

- 1 The President took the Chair and read the Prayer.
- 2 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR—The Honourable Evan Walker presented a Message from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz.:

Border Railways Act.

County Court (Jurisdiction) Act.

- 3 POLICE REGULATION (POLICE RESERVISTS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Police Regulation Act 1958' in respect of payments to police reservists, and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 4 PETITION—INDUSTRIAL RELATIONS AND WORKERS COMPENSATION ACTS—The Honourable Joan Coxedge presented a Petition from certain citizens of Victoria praying that the proposed amendments to the *Industrial Relations Act 1979* and *Workers Compensation Act 1958* be enacted.

Ordered to lie on the Table.

- 5 NATIONAL PARKS (AMENDMENT) BILL—On the motion (by leave without notice) of the Honourable R. A. Mackenzie, leave was given to bring in a Bill to create a new National Park and other new parks, to amend the *National Parks Act 1975*, the *Forests Act 1958* and the *Mt. Hotham Alpine Resort Act 1972*, to validate certain transfers of land made by the Melbourne and Metropolitan Board of Works, and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 6 FILMS (AMENDMENT) BILL—On the motion (by leave without notice) of the Honourable J. H. Kennan, leave was given to bring in a Bill to amend the *Films Act 1971* to provide for the classification of video films, and the regulation of the distribution of films, to amend the *Police Offences Act 1958*, and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 7 MAGISTRATES (SUMMARY PROCEEDINGS) (WARRANTS OF DISTRESS) BILL—On the motion (by leave without notice) of the Honourable J. H. Kennan, leave was given to bring in a Bill to make further provision with respect to Warrants of Distress, to amend the *Magistrates (Summary Proceedings) Act 1975* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 8 COURTS (POWERS OF INVESTMENT) BILL—On the motion (by leave without notice) of the Honourable J. H. Kennan, leave was given to bring in a Bill to amend the *County Court Act 1958*, the *Supreme Court Act 1958* and the *Magistrates' Courts Act 1971* to authorize the Investment of Moneys held by the Courts under those Acts and to

provide for the Payment of Interest into the Consolidated Fund and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 9 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Co-operative Housing Societies—Report of the Registrar for the year 1981–82.

Crimes Compensation Tribunal—Report for the year 1982–83.

Police Service Board—Determination No. 387.

Small Business Development Corporation—Report for the year 1982–83.

Statutory Rules under the following Acts of Parliament:

Boilers and Pressure Vessels Act 1970—Nos. 290 to 292.

Building Control Act 1981—No. 273.

Financial Institutions Duty Act 1982—No. 307.

Firearms Act 1958—No. 285.

Freedom of Information Act 1982—No. 280.

Hospitals and Charities Act 1958—No. 305.

Lifts and Cranes Act 1967—Nos. 293 and 294.

Liquor Control Act 1968—No. 281.

Marine Act 1958—Nos. 298 to 304.

Melbourne and Metropolitan Board of Works Act 1958—No. 308.

Parliamentary Salaries and Superannuation Act 1968—No. 289.

Police Regulation Act 1958—No. 287.

Private Agents Act 1966—No. 286.

Public Service Act 1974—PSD Nos. 71 to 73.

Scaffolding Act 1971—Nos. 295 to 297.

Sunday Entertainment Act 1967—No. 284.

Transport Act 1983—Nos. 283 and 288.

Valuation of Land Act 1960—No. 278.

Town and Country Planning Act 1961:

Bass—Shire of Bass Planning Scheme—Amendment No. 5.

Cobram—Shire of Cobram Planning Scheme 1979—Amendments No. 8, 1983 (with map); and No. 9, 1983 (with map).

Flinders—Shire of Flinders Planning Scheme 1962—Amendment No. 162.

Knox—City of Knox Planning Scheme 1965—Amendment No. 262, 1983.

Korumburra—Shire of Korumburra Planning Scheme—Amendment No. 22, 1983.

Kyabram—Town of Kyabram Planning Scheme 1963—Amendment No. 26.

Melbourne Metropolitan Planning Scheme—Amendments No. 226 (with four maps); No. 228, Part A (with five maps); No. 229, Part 1; and No. 265 (with eleven maps).

Morwell—Shire of Morwell Planning Scheme—Amendment No. 21.

Pakenham—Shire of Pakenham Planning Scheme, Part 1—Amendments Nos. 7 and 15.

Scymour Planning Scheme—Amendment No. 78.

Sherbrooke—Shire of Sherbrooke Planning Scheme 1979 (Urban Areas)—Amendment No. 7, 1982.

Swan Hill—City of Swan Hill Planning Scheme 1981—Amendment No. 1, Part A.

Traralgon—City of Traralgon Planning Scheme 1957—Amendment No. 35, 1983.

The Honourable Haddon Storey moved, That the reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 10 POLICE REGULATION (POLICE RESERVISTS) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable N. B. Reid moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 11 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 1, be postponed until later this day.

- 12 TRANSFER OF LAND (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker (for the Honourable J. H. Kennan) moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 13 STATE EMPLOYEES RETIREMENT BENEFITS (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'State Employees Retirement Benefits Act 1979' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 14 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3 to 6 inclusive, be postponed until later this day.

- 15 WORKS AND SERVICES APPROPRIATION BILL (NO. 2)—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 16 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR—The Honourable Evan Walker presented a Message from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Act presented to him by the Honourable the Speaker of the Legislative Assembly, viz.:

Appropriation (1983–84, No. 1) Act.

- 17 HOSPITALS SUPERANNUATION (AMENDMENT) BILL (NO. 2)—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Hospitals Superannuation Act 1965', and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 18 MENTAL HEALTH (FURTHER AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to further amend the 'Mental Health Act 1959' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 19 **LAND TAX BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 20 **LEGAL PROFESSION PRACTICE (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative. Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 21 **MENTAL HEALTH (FURTHER AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable H. R. Ward (for the Honourable J. V. C. Guest) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 22 **HOSPITALS SUPERANNUATION (AMENDMENT) BILL (No. 2)**—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker (for the Honourable D. R. White) moved, That this Bill be now read a second time.

The Honourable A. J. Hunt (for the Honourable J. V. C. Guest) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 23 **COGNATE DEBATE**—The Honourable Evan Walker (for the Honourable D. R. White) moved, by leave, That this House authorizes and requires the Honourable the President to permit discussion on the Order of the Day, General Business, for the consideration of the related Report of the Economic and Budget Review Committee to be taken concurrently with the second reading debate on the Hospitals Superannuation (Amendment) Bill (No. 2).

Question—put and resolved in the affirmative.

- 24 **PUBLIC LANDS AND WORKS (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 25 **FISHERIES (FURTHER AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to further amend the*

'Fisheries Act 1968' and for other purposes" and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

26 ADJOURNMENT—The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 6.51 p.m., adjourned until tomorrow.

R. K. EVANS
Clerk of the Legislative Council

No. 77—Wednesday, 16 November 1983

1 The President took the Chair and read the Prayer.

2 EMPLOYMENT AGENTS BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for *"An Act to make provision for the licensing and regulation of employment agents, to amend the 'Market Court Act 1978', the 'Small Claims Tribunal Act 1973', the 'Consumer Affairs Act 1972' and the 'Ministry of Consumer Affairs Act 1973' with respect to employment and employment agents, and for other purposes"* and desiring the concurrence of the Council therein.

On the motion of the Honourable J. H. Kennan, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

3 FIREARMS (FURTHER AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for *"An Act to further amend the 'Firearms Act 1958', to amend the 'Firearms (Amendment) Act 1983', and for other purposes"* and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

4 MOTOR CAR TRADERS (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for *"An Act to amend the 'Motor Car Traders Act 1973' with respect to trading in motor cars by wholesale and auction and with respect to motor car traders trading as agents, and for other purposes"* and desiring the concurrence of the Council therein.

On the motion of the Honourable J. H. Kennan, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

5 PAPERS—

LEGAL AND CONSTITUTIONAL COMMITTEE—INTERPRETATION BILL—The Honourable Haddon Storey presented a report from the Legal and Constitutional Committee upon the proposals contained in the Interpretation Bill, together with Extracts from the Proceedings of the Committee, Appendices and Minutes of Evidence.

Ordered to lie on the Table and the Report, Extracts from the Proceedings and Appendices to be printed.

The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:

Rural Finance Commission—Report for the year 1982–83.

The Honourable Haddon Storey moved, That the report tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 6 POSTPONEMENT OF NOTICE OF MOTION—Ordered—That the consideration of Notice of Motion, General Business, No. 1, be postponed until later this day.
- 7 SUPREME COURT COUNTRY CIRCUIT—The Honourable W. R. Baxter moved, That this House is of opinion that the cutting back of the Supreme Court circuit in the country is not an appropriate means of alleviating the backlog of cases in Melbourne, and calls for the withdrawal of the memorandum to the Presidents of Country Law Associations dated 18 August 1983, and proposes instead the immediate appointment of additional Supreme Court judges.

Debate ensued.

The Honourable D. M. Evans moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 8 POSTPONEMENT OF NOTICES OF MOTION—Ordered—That the consideration of Notices of Motion, General Business, Nos. 3 and 4, be postponed until later this day.

- 9 PUBLIC TRANSPORT FARES—The Honourable R. J. Long moved, That this House:

notes the pre-election promise of the Government to reduce public transport fares, and the further dishonouring of that promise by the current increases in those fares;

condemns the savagery of those fare increases and their impact upon the travelling public generally and upon pensioners, children and workers in particular; and

calls upon the Government to forthwith review those increases and fares generally with a view to honouring its promise and keeping faith with the public.

Debate ensued.

Question—put.

The Council divided.

AYES, 22

The Hon. W. R. Baxter
H. G. Baylor
M. A. Birrell
P. D. Block
B. A. Chamberlain
G. P. Connard
D. G. Crozier
B. P. Dunn
D. M. Evans
F. J. Granter
J. V. C. Guest
D. K. Hayward
W. V. Houghton
A. J. Hunt
R. I. Knowles

NOES, 19

The Hon. M. J. Arnold
G. A. S. Butler
Joan Coxsedge
J. L. Dixon
D. E. Henshaw
C. J. Hogg
C. J. Kennedy (*Teller*)
D. E. Kent
J. E. Kirner (*Teller*)
W. A. Landeryou
R. A. Mackenzie
L. A. McArthur
B. W. Mier
B. A. Murphy
B. T. Pullen

R. Lawson	M. J. Sandon
R. J. Long	G. A. Sgro
J. W. S. Radford (<i>Teller</i>)	Evan Walker
N. B. Reid (<i>Teller</i>)	D. R. White
Haddon Storey	
H. R. Ward	
K. I. M. Wright	

And so it was resolved in the affirmative.

- 10 RACING (FURTHER AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Racing Act 1958' with respect to the membership of the Totalizator Agency Board and the appointment of the principal administrative officers and other officers of the Harness Racing Board, the Greyhound Racing Control Board and the Totalizator Agency Board, and for other purposes*" and desiring the concurrence of the Council therein.
- On the motion of the Honourable D. E. Kent, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 11 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of the Orders of the Day, General Business, and Orders of the Day, Government Business, Nos. 1 and 2, be postponed until later this day.
- 12 MAGISTRATES (SUMMARY PROCEEDINGS) (WARRANTS OF DISTRESS) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.
- The Honourable Haddon Storey moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until Tuesday next.
- 13 COURTS (POWERS OF INVESTMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.
- The Honourable Haddon Storey moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until Tuesday next.
- 14 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 5, be postponed until later this day.
- 15 FISHERIES (FURTHER AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.
- The Honourable R. I. Knowles moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until Tuesday next.
- 16 RACING (FURTHER AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. E. Kent moved, That this Bill be now read a second time.
- The Honourable F. J. Granter moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until Tuesday next.
- 17 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 7, be postponed until later this day.

- 18 PORT FAIRY LAND BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
Bill read a second time and, by leave, read a third time and passed.
Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
- 19 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 9 and 10, be postponed until later this day.
- 20 TRANSFER OF LAND (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 21 LATROBE REGIONAL COMMISSION BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to some of the amendments made by the Council, and have disagreed with others of the said amendments.
Ordered—That the foregoing Message be taken into consideration later this day.
- 22 HOSPITALS SUPERANNUATION (AMENDMENT) BILL (No. 2)—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
Bill read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 23 MENTAL HEALTH (FURTHER AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
Bill read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 24 LAND (AMENDMENT) BILL (No. 2)—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Land Act 1958', and for other purposes*" and desiring the concurrence of the Council therein.
On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 25 POLICE REGULATION (POLICE RESERVISTS) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 26 FIREARMS (FURTHER AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable N. B. Reid moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 27 MOTOR CAR TRADERS (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable H. R. Ward (for the Honourable B. A. Chamberlain) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 28 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 9.14 p.m., adjourned until Tuesday next.

R. K. EVANS
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- 1 NATIONAL PARKS (AMENDMENT) BILL—(*Hon. R. A. Mackenzie*)—Second reading.
- 2 FILMS (AMENDMENT) BILL—(*Hon. J. H. Kennan*)—Second reading.
- 3 STATE EMPLOYEES RETIREMENT BENEFITS (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading.
- *4 EMPLOYMENT AGENTS BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading.
- 5 HOUSING BILL—(*from Assembly—Hon. Evan Walker*)—Second reading.
- *6 LAND (AMENDMENT) BILL (No. 2)—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading.
- *7 LATROBE REGIONAL COMMISSION BILL—MESSAGE FROM THE ASSEMBLY—To be considered.
- *8 FIREARMS (FURTHER AMENDMENT) BILL—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate. (Hon. N. B. Reid).*
- 9 COURTS (POWERS OF INVESTMENT) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- *10 MOTOR CAR TRADERS (AMENDMENT) BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- 11 FISHERIES (FURTHER AMENDMENT) BILL—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate. (Hon. R. I. Knowles).*
- 12 MAGISTRATES (SUMMARY PROCEEDINGS) (WARRANTS OF DISTRESS) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- *13 RACING (FURTHER AMENDMENT) BILL—(*from Assembly—Hon. D. E. Kent*)—Second reading—*Resumption of debate. (Hon. F. J. Granter).*
- 14 STATE ELECTRICITY COMMISSION (CLEARANCE OF LINES) BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. D. G. Crozier).*
- 15 WORKERS COMPENSATION (AMENDMENT) BILL (No. 2)—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. W. R. Baxter).*
- 16 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 17 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 18 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 19 MILK PASTEURIZATION (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate. (Hon. R. I. Knowles).*

* Indicates new entry.

- 20 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 The Hon. D. M. EVANS—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 3 The Hon. B. A. CHAMBERLAIN—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.

Contingent Notice of Motion

- 1 The Hon. HADDON STOREY—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

Orders of the Day

- 1 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate. (Hon. D. E. Kent).*
- 2 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (*Hon. Haddon Storey*)—*Resumption of debate. (Hon. W. A. Landeryou).*
- 3 FORESTS COMMISSION REVIEW—REPORT, MINISTERIAL RESPONSE TO RECOMMENDATIONS AND MINISTERIAL STATEMENT—To be considered.
- 4 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- 5 MMBW HEAD OFFICE BUILDING—MINISTERIAL STATEMENT AND ACCOMPANYING PAPER—To be considered.
- 6 MELBOURNE AIRSHED STUDY—MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 7 CASINOS—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF REPORT AND STATEMENT (*Hon. P. D. Block*)—*Resumption of debate. (Hon. G. A. Sgro).*
- 8 HUNTINGTON'S DISEASE—MOTION RECOMMENDING INCREASED GOVERNMENT ASSISTANCE AND CONSIDERATION OF CHANGES TO ADOPTION LEGISLATION (*Hon. D. M. Evans*)—*Resumption of debate. (Hon. L. A. McArthur).*

- φ9 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- φ10 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- 11 AUDIT ACT REVIEW—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 12 ELECTRICITY TRANSMISSION LINES SERVING MELBOURNE—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 13 MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 14 RESTRUCTURING OF CERTAIN PORTFOLIOS —MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF STATEMENT (*Hon. B. A. Chamberlain*)—*Resumption of debate.* (*Hon. R. I. Knowles*).
- 15 GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—STATE BOARD OF EDUCATION REPORT—MOTION TO TAKE NOTE OF REPORT (*Hon. A. J. Hunt*)—*Resumption of debate.* (*Hon. N. B. Reid*).
- §16 PRISONS SERVICE COMMITTEE—GOVERNMENT'S GUIDELINES FOR PUBLIC SERVANTS ATTENDING BEFORE COMMITTEE—To be considered.
- §17 RELATIONS BETWEEN PARLIAMENT AND THE EXECUTIVE—STATEMENT AND LETTERS TO THE PREMIER AND SOLICITOR-GENERAL DATED 15 SEPTEMBER 1983—To be considered.
- 18 MELBOURNE METROPOLITAN PLANNING SCHEME, AMENDMENT 150 (PART 1)—MINISTERIAL STATEMENT—To be considered.
- 19 PUBLIC TRUSTEE'S REPORT, 1981-82 AND RELATED MINISTERIAL STATEMENT—To be considered.
- 20 ALCOA SMELTER, PORTLAND—MOTION FOR APPOINTMENT OF SELECT COMMITTEE—(*Hon. D. G. Crozier*)—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 21 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- 22 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS NOS. 6, 7 AND 8, 1983—To be considered.
- 23 LEO CUSSEN INSTITUTE FOR CONTINUING LEGAL EDUCATION REPORT, 1982—To be considered.
- 24 FEDERATED SHIP PAINTERS AND DOCKERS UNION—INTERIM REPORT OF ROYAL COMMISSION (NO. 5, VOLUME 1) AND RELATED MINISTERIAL STATEMENT—To be considered.
- 25 TRUSTEE COMPANIES ACT WORKING PARTY REPORT—To be considered.
- 26 STATE EMPLOYEES RETIREMENT BENEFITS (AMENDMENT) BILL—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.

φ *Cognate Motions*—To be debated concurrently pursuant to order of the Council on 25 May 1983.

§ *Cognate subjects*—To be debated concurrently pursuant to order of the Council on 21 September 1983.

- 27 HEALTH SERVICES COMPLAINTS PROCEDURES—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- 28 RADIO MASTS—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 29 SOLAR ENERGY COUNCIL REPORT, 1982–83—To be considered.
- 30 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS NOS. 9 AND 10, 1983—To be considered.
- 31 COUNCIL OF ADULT EDUCATION REPORT, 1982–83—To be considered.
- 32 ROLE OF SCHOOL COUNCILS IN THE SELECTION OF PRINCIPALS—STATE BOARD OF EDUCATION REPORT—To be considered.
- 33 FORESTS COMMISSION REPORT, 1982–83—To be considered.
- 34 GAS AND FUEL CORPORATION REPORT, 1982–83—To be considered.
- 35 NATIONAL PARKS ADVISORY COUNCIL REPORT, 1982–83—To be considered.
- 36 PHARMACY BOARD REPORT, 1982—To be considered.
- 37 POST-SECONDARY EDUCATION COMMISSION REPORT, 1982–83—To be considered.
- 38 TOTALIZATOR AGENCY BOARD REPORT, 1982–83—To be considered.
- 39 YOUNG FARMERS' FINANCE COUNCIL REPORT, 1982–83—To be considered.
- 40 SALINITY COMMITTEE—REPORT ON ACTIVITIES—To be considered.
- 41 CO-OPERATIVE HOUSING SOCIETIES—REGISTRAR'S REPORT, 1981–82—To be considered.
- 42 CRIMES COMPENSATION TRIBUNAL REPORT, 1982–83—To be considered.
- 43 SMALL BUSINESS DEVELOPMENT CORPORATION REPORT, 1982–83—To be considered.
- *44 RURAL FINANCE COMMISSION REPORT, 1982–83—To be considered.
- *45 SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES—(*Hon. W. R. Baxter*)—*Resumption of debate. (Hon. D. M. Evans).*

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M. Evans, C. J. Hogg, A. J. Hunt, J. E. Kirner and W. A. Landeryou.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

* * * *

SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.



LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- *1 LOCAL GOVERNMENT (GENERAL AMENDMENT) BILL (No. 2)—(*from Assembly—Hon. Evan Walker*)—Second reading.
- *2 EQUAL OPPORTUNITY BILL—(*from Assembly—Hon. Evan Walker*)—Second reading.
- *3 MELBOURNE CRICKET GROUND BILL—(*Hon. R. A. Mackenzie*)—Second reading.
- *4 PAY-ROLL TAX (AMENDMENT) BILL (No. 2)—(*from Assembly—Hon. D. R. White*)—Second reading.
- 5 STATE ELECTRICITY COMMISSION (CLEARANCE OF LINES) BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. D. G. Crozier).*
- 6 LATROBE REGIONAL COMMISSION BILL—MESSAGE FROM THE ASSEMBLY—To be considered.
- 7 FILMS (AMENDMENT) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. J. V. C. Guest).*
- 8 MOTOR CAR TRADERS (AMENDMENT) BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- 9 EMPLOYMENT AGENTS BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. H. G. Baylor).*
- 10 HOUSING BILL—(*from Assembly—Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. D. K. Hayward).*
- 11 LAND (AMENDMENT) BILL (No. 2)—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate. (Hon. R. I. Knowles).*
- 12 WORKERS COMPENSATION (AMENDMENT) BILL (No. 2)—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. W. R. Baxter).*
- 13 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 14 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
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- 16 MILK PASTEURIZATION (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate. (Hon. R. I. Knowles).*
- 17 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

* Indicates new entry.

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 The Hon. D. M. EVANS—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 3 The Hon. B. A. CHAMBERLAIN—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.

Contingent Notice of Motion

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Orders of the Day

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- 2 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (*Hon. Haddon Storey*)—*Resumption of debate. (Hon. W. A. Landeryou).*
- 3 FORESTS COMMISSION REVIEW—REPORT, MINISTERIAL RESPONSE TO RECOMMENDATIONS AND MINISTERIAL STATEMENT—To be considered.
- 4 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- 5 MMBW HEAD OFFICE BUILDING—MINISTERIAL STATEMENT AND ACCOMPANYING PAPER—To be considered.
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- 7 CASINOS—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF REPORT AND STATEMENT (*Hon. P. D. Block*)—*Resumption of debate. (Hon. G. A. Sgro).*
- 8 HUNTINGTON'S DISEASE—MOTION RECOMMENDING INCREASED GOVERNMENT ASSISTANCE AND CONSIDERATION OF CHANGES TO ADOPTION LEGISLATION (*Hon. D. M. Evans*)—*Resumption of debate. (Hon. L. A. McArthur).*
- φ9 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. M. J. Arnold).*

φ Cognate Motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.

- φ10 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- 11 AUDIT ACT REVIEW—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 12 ELECTRICITY TRANSMISSION LINES SERVING MELBOURNE—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 13 MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 14 RESTRUCTURING OF CERTAIN PORTFOLIOS—MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF STATEMENT (*Hon. B. A. Chamberlain*)—*Resumption of debate.* (*Hon. R. I. Knowles*).
- 15 GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—STATE BOARD OF EDUCATION REPORT—MOTION TO TAKE NOTE OF REPORT (*Hon. A. J. Hunt*)—*Resumption of debate.* (*Hon. N. B. Reid*).
- §16 PRISONS SERVICE COMMITTEE—GOVERNMENT'S GUIDELINES FOR PUBLIC SERVANTS ATTENDING BEFORE COMMITTEE—To be considered.
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- 20 ALCOA SMELTER, PORTLAND—MOTION FOR APPOINTMENT OF SELECT COMMITTEE—(*Hon. D. G. Crozier*)—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 21 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- 22 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS NOS. 6, 7 AND 8, 1983—To be considered.
- 23 LEO CUSSEN INSTITUTE FOR CONTINUING LEGAL EDUCATION REPORT, 1982—To be considered.
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- 25 TRUSTEE COMPANIES ACT WORKING PARTY REPORT—To be considered.
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- 27 RADIO MASTS—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 28 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS NOS. 9 AND 10, 1983—To be considered.

§ Cognate subjects—To be debated concurrently pursuant to order of the Council on 21 September 1983.

- 29 COUNCIL OF ADULT EDUCATION REPORT, 1982-83—To be considered.
- 30 ROLE OF SCHOOL COUNCILS IN THE SELECTION OF PRINCIPALS—STATE BOARD OF EDUCATION REPORT—To be considered.
- 31 FORESTS COMMISSION REPORT, 1982-83—To be considered.
- 32 GAS AND FUEL CORPORATION REPORT, 1982-83—To be considered.
- 33 NATIONAL PARKS ADVISORY COUNCIL REPORT, 1982-83—To be considered.
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- 36 TOTALIZATOR AGENCY BOARD REPORT, 1982-83—To be considered.
- 37 YOUNG FARMERS' FINANCE COUNCIL REPORT, 1982-83—To be considered.
- 38 SALINITY COMMITTEE—REPORT ON ACTIVITIES—To be considered.
- 39 CO-OPERATIVE HOUSING SOCIETIES—REGISTRAR'S REPORT, 1981-82—To be considered.
- 40 CRIMES COMPENSATION TRIBUNAL REPORT, 1982-83—To be considered.
- 41 SMALL BUSINESS DEVELOPMENT CORPORATION REPORT, 1982-83—To be considered.
- 42 RURAL FINANCE COMMISSION REPORT, 1982-83—To be considered.
- 43 SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES—(*Hon. W. R. Baxter*)—*Resumption of debate. (Hon. D. M. Evans).*
- *44 SUBORDINATE LEGISLATION (DEREGULATION) BILL—(*Hon. A. J. Hunt*)—Second reading.
- *45 "ACCESS AND EQUITY: THE DEVELOPMENT OF VICTORIA'S ETHNIC AFFAIRS POLICIES"—REVIEW GROUP'S REPORT TO MINISTER—To be considered.
- *46 ALPINE AREA SPECIAL INVESTIGATION—FINAL RECOMMENDATIONS OF LAND CONSERVATION COUNCIL—To be considered.
- *47 STATE ELECTRICITY COMMISSION REPORT, 1982-83—To be considered.
- *48 STATE RIVERS AND WATER SUPPLY COMMISSION REPORT, 1982-83—To be considered.
- *49 TRANSPORT ACT 1983—SCHEDULE OF 21 NOVEMBER 1983 OF ASSETS OF STATE TRANSPORT AUTHORITY FOR TRANSFER TO METROPOLITAN TRANSIT AUTHORITY—To be considered.

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TUESDAY, 29 NOVEMBER

GOVERNMENT BUSINESS

Orders of the Day

- 1 NATIONAL PARKS (AMENDMENT) BILL—(*Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate. (Hon. R. I. Knowles).*

-
- *2 LEGAL PROFESSION PRACTICE (FURTHER AMENDMENT) BILL—(*Hon. J. H. Kennan*)—
Second reading—*Resumption of debate. (Hon. Haddon Storey).*

R. K. EVANS

Clerk of the Legislative Council

FRED S. GRIMWADE

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M. Evans, C. J. Hogg, A. J. Hunt, J. E. Kirner and W. A. Landeryou.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

†Wednesday—Private Members' business.

†No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

Mr President takes the Chair at 11.00 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- *1 ENERGY CONSUMPTION LEVY (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading.
- 2 PAY-ROLL TAX (AMENDMENT) BILL (NO. 2)—(from Assembly—Hon. D. R. White)—Second reading.
- *3 CRIMINAL INJURIES COMPENSATION BILL—(from Assembly—Hon. J. H. Kennan)—Second reading.
- *4 BUSINESS FRANCHISE (TOBACCO) (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading.
- *5 DRUGS POISONS AND CONTROLLED SUBSTANCES (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading.
- *6 WATER (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—To be further considered in Committee.
- 7 EQUAL OPPORTUNITY BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 8 LATROBE REGIONAL COMMISSION BILL—MESSAGE FROM THE ASSEMBLY—To be considered.
- 9 FILMS (AMENDMENT) BILL—(Hon. J. H. Kennan)—Second reading—*Resumption of debate.* (Hon. J. V. C. Guest).
- *10 TRANSPORT (BORROWING AGENCY) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—*Resumption of debate.* (Hon. A. J. Hunt).
- 11 MOTOR CAR TRADERS (AMENDMENT) BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—*Resumption of debate.* (Hon. B. A. Chamberlain).
- 12 EMPLOYMENT AGENTS BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—*Resumption of debate.* (Hon. H. G. Baylor).
- 13 HOUSING BILL—(from Assembly—Hon. Evan Walker)—Second reading—*Resumption of debate.* (Hon. D. K. Hayward).
- 14 LAND (AMENDMENT) BILL (NO. 2)—(from Assembly—Hon. R. A. Mackenzie)—Second reading—*Resumption of debate.* (Hon. R. I. Knowles).
- 15 WORKERS COMPENSATION (AMENDMENT) BILL (NO. 2)—(Hon. J. H. Kennan)—Second reading—*Resumption of debate.* (Hon. W. R. Baxter).
- 16 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 17 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 18 MILK PASTEURIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—*Resumption of debate.* (Hon. R. I. Knowles).

* Indicates new entry.

- 19 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 The Hon. D. M. EVANS—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 3 The Hon. B. A. CHAMBERLAIN—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.

Contingent Notice of Motion

- 1 The Hon. HADDON STOREY—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

Orders of the Day

- 1 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate. (Hon. D. E. Kent).*
- 2 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (*Hon. Haddon Storey*)—*Resumption of debate. (Hon. W. A. Landeryou).*
- 3 FORESTS COMMISSION REVIEW—REPORT, MINISTERIAL RESPONSE TO RECOMMENDATIONS AND MINISTERIAL STATEMENT—To be considered.
- 4 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- 5 MMBW HEAD OFFICE BUILDING—MINISTERIAL STATEMENT AND ACCOMPANYING PAPER—To be considered.
- 6 MELBOURNE AIRSHED STUDY—MINISTERIAL STATEMENT AND RELATED DOCUMENTS —To be considered.
- 7 CASINOS—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF REPORT AND STATEMENT (*Hon. P. D. Block*)—*Resumption of debate. (Hon. G. A. Sgro).*
- φ8 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. M. J. Arnold).*

φ Cognate Motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.

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- φ9 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- 10 AUDIT ACT REVIEW—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 11 ELECTRICITY TRANSMISSION LINES SERVING MELBOURNE—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 12 MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 13 RESTRUCTURING OF CERTAIN PORTFOLIOS —MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF STATEMENT (*Hon. B. A. Chamberlain*)—*Resumption of debate.* (*Hon. R. I. Knowles*).
- 14 GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—STATE BOARD OF EDUCATION REPORT—MOTION TO TAKE NOTE OF REPORT (*Hon. A. J. Hunt*)—*Resumption of debate.* (*Hon. N. B. Reid*).
- §15 PRISONS SERVICE COMMITTEE—GOVERNMENT'S GUIDELINES FOR PUBLIC SERVANTS ATTENDING BEFORE COMMITTEE—To be considered.
- §16 RELATIONS BETWEEN PARLIAMENT AND THE EXECUTIVE—STATEMENT AND LETTERS TO THE PREMIER AND SOLICITOR-GENERAL DATED 15 SEPTEMBER 1983—To be considered.
- 17 MELBOURNE METROPOLITAN PLANNING SCHEME, AMENDMENT 150 (PART 1)—MINISTERIAL STATEMENT—To be considered.
- 18 PUBLIC TRUSTEE'S REPORT, 1981-82 AND RELATED MINISTERIAL STATEMENT—To be considered.
- 19 ALCOA SMELTER, PORTLAND—MOTION FOR APPOINTMENT OF SELECT COMMITTEE—(*Hon. D. G. Crozier*)—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 20 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- 21 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS NOS. 6, 7 AND 8, 1983—To be considered.
- 22 LEO CUSSEN INSTITUTE FOR CONTINUING LEGAL EDUCATION REPORT, 1982—To be considered.
- 23 FEDERATED SHIP PAINTERS AND DOCKERS UNION—INTERIM REPORT OF ROYAL COMMISSION (NO. 5, VOLUME 1) AND RELATED MINISTERIAL STATEMENT—To be considered.
- 24 TRUSTEE COMPANIES ACT WORKING PARTY REPORT—To be considered.
- 25 HEALTH SERVICES COMPLAINTS PROCEDURES—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- 26 RADIO MASTS—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 27 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS NOS. 9 AND 10, 1983—To be considered.
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§ Cognate subjects—To be debated concurrently pursuant to order of the Council on 21 September 1983.

- 28 SALINITY COMMITTEE—REPORT ON ACTIVITIES—To be considered.
- 29 CO-OPERATIVE HOUSING SOCIETIES—REGISTRAR'S REPORT, 1981-82—To be considered.
- 30 CRIMES COMPENSATION TRIBUNAL REPORT, 1982-83—To be considered.
- 31 SMALL BUSINESS DEVELOPMENT CORPORATION REPORT, 1982-83—To be considered.
- 32 RURAL FINANCE COMMISSION REPORT, 1982-83—To be considered.
- 33 SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES—(*Hon. W. R. Baxter*)—*Resumption of debate. (Hon. D. M. Evans).*
- 34 SUBORDINATE LEGISLATION (DEREGULATION) BILL—(*Hon. A. J. Hunt*)—Second reading—*Resumption of debate. (Hon. J. H. Kennan).*
- 35 "ACCESS AND EQUITY: THE DEVELOPMENT OF VICTORIA'S ETHNIC AFFAIRS POLICIES"—REVIEW GROUP'S REPORT TO MINISTER—To be considered.
- 36 ALPINE AREA SPECIAL INVESTIGATION—FINAL RECOMMENDATIONS OF LAND CONSERVATION COUNCIL—To be considered.
- 37 STATE ELECTRICITY COMMISSION REPORT, 1982-83—To be considered.
- 38 STATE RIVERS AND WATER SUPPLY COMMISSION REPORT, 1982-83—To be considered.
- 39 TRANSPORT ACT 1983—SCHEDULE OF 21 NOVEMBER 1983 OF ASSETS OF STATE TRANSPORT AUTHORITY FOR TRANSFER TO METROPOLITAN TRANSIT AUTHORITY—To be considered.

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At 2.00 p.m.

JOINT SITTING IN THE LEGISLATIVE ASSEMBLY CHAMBER—Appointments to Monash University Council.

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TUESDAY, 29 NOVEMBER

GOVERNMENT BUSINESS

Orders of the Day

- 1 NATIONAL PARKS (AMENDMENT) BILL—(*Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate. (Hon. R. I. Knowles).*
- 2 LEGAL PROFESSION PRACTICE (FURTHER AMENDMENT) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 3 MELBOURNE CRICKET GROUND BILL—(*Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate. (Hon. R. I. Knowles).*

WEDNESDAY, 30 NOVEMBER**GENERAL BUSINESS****Order of the Day**

- *1 SUBORDINATE LEGISLATION (DEREGULATION) BILL—Motion to refer proposals to Legal and Constitutional Committee (*Hon. A. J. Hunt*)—*Resumption of debate.* (*Hon. J. H. Kennan*).

R. K. EVANS

Clerk of the Legislative Council

FRED S. GRIMWADE

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler,
B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn,
J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn,
A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, W. A. Landeryou,
B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J.
Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables
C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E.
Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P.
Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M.
Evans, C. J. Hogg, A. J. Hunt, J. E. Kirner and W. A. Landeryou.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A.
Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg
and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A.
Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply
unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

†Wednesday—Private Members' business.

†No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for
consideration of a paper tabled either pursuant to Statute or His Excellency's Command
will be discharged from the Notice Paper after five consecutive listings, unless a motion to
take note of the paper is pending resolution.

† Suspended on 22 November 1983 until end of December 1983.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 78, 79, and 80

No. 78—Tuesday, 22 November 1983

- 1 The President took the Chair and read the Prayer.
- 2 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR—The Honourable Evan Walker presented a Message from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz.:
- Constitution (Judges) Act.*
 - Parole Orders (Transfer) Act.*
 - Consumer Affairs (Product Safety) Act.*
 - Summer Time (Amendment) Act.*
 - State Co-ordination Council (Repeal) Act.*
 - Liquor Control (Booth Licences) Act.*
 - Business Franchise Acts (Further Amendment) Act.*
 - Community Welfare Services (Director-General of Corrections) Act.*
 - Penalty Interest Rates Act.*
 - Community Welfare Services (Pre-Release Programme) Act.*
 - Land Tax Act.*
 - Public Lands and Works (Amendment) Act.*
 - Works and Services Appropriation Act.*
 - Tattersall Consultations Act.*
 - Legal Profession Practice (Amendment) Act.*
- 3 LOCAL GOVERNMENT (GENERAL AMENDMENT) BILL (NO. 2)—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make further provision with respect to Municipal Council Powers, to amend the 'Local Government Act 1958', to make consequential amendments to certain other Acts and for other purposes*" and desiring the concurrence of the Council therein.
- On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 4 EQUAL OPPORTUNITY BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to render unlawful certain Kinds of Discrimination, to promote Equality of Opportunity between persons of different status, to amend the 'Companies (Consequential Amendments) Act 1981', to repeal the 'Equal Opportunity Act 1977' and the 'Equal Opportunity (Discrimination Against Disabled Persons) Act 1982' and for other purposes*" and desiring the concurrence of the Council therein.
- On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 5 SESSIONAL ORDERS—The Honourable Evan Walker moved, by leave, That so much of the Sessional Orders as provides that no new business be taken after 10.00 p.m. and that General Business shall take precedence of Government Business on Wednesdays be suspended until the end of December and that until the end of December, unless otherwise ordered by the House, new business may be taken at any hour and Government Business shall take precedence of all other business.

Debate ensued.

Question—put and resolved in the affirmative.

6 PETITIONS—

INDUSTRIAL RELATIONS AND WORKERS COMPENSATION ACTS—The Honourables G. A. S. Butler and J. L. Dixon each presented a Petition from certain citizens of Victoria praying that the proposed amendments to the *Industrial Relations Act 1979* and *Workers Compensation Act 1958* be enacted.

Severally ordered to lie on the Table.

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HOSPITAL SERVICES, HEATHCOTE—The Honourable F. J. Granter presented a Petition from certain citizens of Victoria praying that the Government reject proposals to downgrade hospital services in Heathcote.

Ordered to lie on the Table.

- 7 SUBORDINATE LEGISLATION (DEREGULATION) BILL—On the motion (by leave without notice) of the Honourable A. J. Hunt, leave was given to bring in a Bill to make provision for adequate, effective and co-ordinated processes in the preparation and making of subordinate legislation which enable consultation, evaluation and review of subordinate legislation, to reduce the volume of subordinate legislation, to ensure that there is adequate scrutiny of subordinate legislation, to amend the *Subordinate Legislation Act 1962* and the *Parliamentary Committees Act 1968* and for other purposes, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
- 8 MELBOURNE CRICKET GROUND BILL—On the motion (by leave without notice) of the Honourable R. A. Mackenzie, leave was given to bring in a Bill relating to a Ground known as the Melbourne Cricket Ground and to the Trustees of the Melbourne Cricket Ground and to amend the *Melbourne Cricket Ground Act 1933*, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 9 LEGAL PROFESSION PRACTICE (FURTHER AMENDMENT) BILL—On the motion (by leave without notice) of the Honourable J. H. Kennan, leave was given to bring in a Bill to amend the *Legal Profession Practice Act 1958* and the *Summary Offences Act 1966* with respect to moneys collected under those Acts and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

10 PAPERS—

ETHNIC AFFAIRS POLICIES—The Honourable D. E. Kent moved, by leave, That there be laid before this House a copy of the report of a Review Group to the Minister of Ethnic Affairs entitled “Access and Equity: The development of Victoria’s ethnic affairs policies”.

Question—put and resolved in the affirmative.

The said report was thereupon presented by the Honourable D. E. Kent and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Land Conservation Council—Final recommendations to the Minister as to the Special Investigation into the Alpine Area.

State Electricity Commission—Report for the year 1982–83.

State Rivers and Water Supply Commission—Report for the year 1982–83 (two papers).

Town and Country Planning Act 1961:

Bendigo—City of Bendigo Planning Scheme 1962—Amendment No. 37.

Buninyong—Shire of Buninyong Planning Scheme—Amendment No. 15.

Lake Glenmaggie Planning Scheme—Amendment No. 4.

Maryborough Planning Scheme 1962—Amendment No. 9.

Moe—City of Moe Planning Scheme 1966—Amendment No. 71, 1982.

Myrtleford—Shire of Myrtleford (Myrtleford Township) Planning Scheme 1966—Amendment No. 9.

Pakenham—Shire of Pakenham Planning Scheme, Part 1—Amendment No. 16.

Portland—Town of Portland Planning Scheme 1957—Amendment No. 41, 1982.

Sherbrooke—Shire of Sherbrooke Planning Scheme 1979 (Rural Areas)—Amendment No. 5, 1982.

Traralgon—City of Traralgon Planning Scheme 1957—Amendment No. 40.

Transport Act 1983—Schedule of 21 November 1983 of assets of the State Transport Authority to be transferred to the Metropolitan Transit Authority.

The Honourable Haddon Storey moved, That the papers, with the exception of the planning schemes under the *Town and Country Planning Act 1961*, be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 11 NATIONAL PARKS (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable R. I. Knowles moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered, after debate—That the debate be adjourned until Tuesday next.

- 12 FILMS (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable J. V. C. Guest moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 13 STATE EMPLOYEES RETIREMENT BENEFITS (AMENDMENT) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 14 EMPLOYMENT AGENTS BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable H. G. Baylor moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 15 HOUSING BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan (for the Honourable Evan Walker) moved, That this Bill be now read a second time.

The Honourable N. B. Reid (for the Honourable D. K. Hayward) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 16 PAY-ROLL TAX (AMENDMENT) BILL (NO. 2)—The Deputy President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Pay-roll Tax Act 1971' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 17 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 6 to 8 inclusive, be postponed until later this day.

- 18 COURTS (POWERS OF INVESTMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 19 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 10 and 11, be postponed until later this day.

- 20 MAGISTRATES (SUMMARY PROCEEDINGS) (WARRANTS OF DISTRESS) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 21 FISHERIES (FURTHER AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The Deputy President resumed the Chair; and the Honourable G. A. S. Butler reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 22 HOSPITALS SUPERANNUATION (AMENDMENT) BILL—The Deputy President announced the receipt of a Message from the Assembly transmitting a communication from the Clerk of the Parliaments (pursuant to Joint Standing Order No. 21), calling attention

to certain clerical errors in this Bill, and acquainting the Council that they have agreed that such errors be corrected—

By the insertion of the word “sub-section” instead of the word “section” in clause 9, paragraph (*d*);

By the insertion of the expression “(9)” at the beginning of the proposed sub-section in clause 9, paragraph (*d*);

By the insertion of the expression “35M” at the beginning of the proposed section in clause 11—

and desiring the concurrence of the Council therein.

Ordered—That the Message be now taken into consideration.

On the motion of the Honourable Evan Walker, the Council concurred with the Assembly in the correction of the clerical errors discovered in this Bill and ordered that a Message be sent to the Assembly acquainting them therewith.

- 23 FIREARMS (FURTHER AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 24 LEGAL PROFESSION PRACTICE (FURTHER AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker (for the Honourable J. H. Kennan) moved, That this Bill be now read a second time.

The Honourable A. J. Hunt (for the Honourable Haddon Storey) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 25 RACING (FURTHER AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments and desiring their concurrence therein.

- 26 FISHERIES (FURTHER AMENDMENT) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 27 LAND (AMENDMENT) BILL (NO. 2)—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable R. I. Knowles moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 28 ADJOURNMENT—The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.07 p.m., adjourned until tomorrow.

R. K. EVANS
Clerk of the Legislative Council

No. 79—Wednesday, 23 November 1983

- 1 The President took the Chair and read the Prayer.
- 2 DRUGS POISONS AND CONTROLLED SUBSTANCES (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Drugs Poisons and Controlled Substances Act 1981', the 'Alcoholics and Drug Dependent Persons (Amendment) Act 1981', the 'Medical Practitioners Act 1970', the 'Bail Act 1977' and the 'Vagrancy Act 1966' to make further Provision with respect to Offences involving Drugs of Dependence and other Matters*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 3 MONASH UNIVERSITY COUNCIL—The President announced the receipt of the following communication from the Minister of Education:

Dear Mr President,

Section 7 of the Monash University Act 1958 provides that three members of the Council of Monash University shall be Members of the Parliament of Victoria who have been recommended for appointment by a joint sitting of the Members of the Legislative Council and the Legislative Assembly conducted in accordance with rules adopted for the purpose by the Members present at the sitting.

The term of office of the Members appointed pursuant to this provision—The Honourable James Vincent Chester Guest, M.L.C., The Honourable William Robert Baxter, M.L.C., and Dr Gerard Marshall Vaughan, M.P.—expires on 11 December

1983 and I should be grateful if you could arrange a joint sitting before the end of the current Session of the Members of the Legislative Council and the Members of the Legislative Assembly to recommend three members for appointment to the University Council for the four year term from 12 December 1983.

I have addressed a similar letter to the Speaker of the Legislative Assembly.

Yours sincerely,

ROBERT C. FORDHAM, M.P.

Minister of Education

- 4 JOINT SITTING—The President announced the receipt of a Message from the Assembly acquainting the Council that they had agreed to meet the Council for the purpose of sitting and voting together to choose three Members of the Parliament of Victoria to be recommended for appointment to the Council of Monash University, and proposing that the place and time of such meeting be the Legislative Assembly Chamber on Thursday next at 2.00 p.m., and desiring the concurrence of the Council.

The Honourable Evan Walker moved, by leave, That this House meet the Legislative Assembly for the purpose of sitting and voting together to recommend three Members of the Parliament of Victoria for appointment to the Council of the Monash University and, as proposed by the Assembly, the place and time of such meeting be the Legislative Assembly Chamber tomorrow at 2.00 p.m.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them with the foregoing Resolution.

- 5 MINISTERIAL STATEMENT—TRANSMISSION LINES SERVING MELBOURNE—The Honourable D. R. White made a Ministerial Statement in response to the First Report of the Natural Resources and Environment Committee on Transmission Lines Serving Melbourne (pursuant to section 40 of the *Parliamentary Committees Act* 1968).

- 6 POSTPONEMENT OF NOTICES OF MOTION AND ORDERS OF THE DAY—Ordered—That the consideration of the Orders of the Day, Government Business, the Notices of Motion, General Business and Orders of the Day, General Business, Nos. 1 to 43 inclusive, be postponed until later this day.

- 7 SUBORDINATE LEGISLATION (DEREGULATION) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable A. J. Hunt moved, That this Bill be now read a second time.

The Honourable J. H. Kennan moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered, after debate—That the debate be adjourned until the next day of meeting.

- 8 SUBORDINATE LEGISLATION (DEREGULATION) BILL—The Honourable A. J. Hunt moved, by leave, That the proposals contained in the Subordinate Legislation (Deregulation) Bill be referred to the Legal and Constitutional Committee for inquiry, consideration and report within four months.

The Honourable J. H. Kennan moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Wednesday next.

- 9 HUNTINGTON'S DISEASE—The Order of the Day having been read for the resumption of the debate on the question, That this House, recognizing the specific health problems posed by Huntington's Disease, both to confirmed sufferers and "at risk" families, recommends increased Government assistance for research, care of sufferers

and family support, and the consideration of appropriate changes to adoption legislation—

Debate resumed.

Question—put and resolved in the affirmative.

- 10 WATER (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Water Act 1958' in relation to the Powers of the State Rivers and Water Supply Commission and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable J. H. Kennan (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 11 LABOUR AND INDUSTRY (FEES) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Labour and Industry Act 1958' with respect to Fees and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable J. H. Kennan (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 12 PROBATE DUTY (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make further amendment to the 'Probate Duty Act 1962' consequential on the abolition of probate duty and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable J. H. Kennan (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 13 MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—The Honourable Evan Walker moved, by leave, That the Mortuary Industry and Cemeteries Administration Committee be empowered to sit during the sitting of the Council on Thursday, 24 November, between 1.00 p.m. and 2.00 p.m.

Debate ensued.

Question—put and resolved in the affirmative.

- 14 EQUAL OPPORTUNITY BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 15 MELBOURNE CRICKET GROUND BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable R. I. Knowles moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered, after debate—That the debate be adjourned until Tuesday next.

- 16 LOCAL GOVERNMENT (GENERAL AMENDMENT) BILL (No. 2)—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 17 WATER (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable R. J. Long moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 18 PROBATE DUTY (AMENDMENT) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 19 TRANSPORT (BORROWING AGENCY) BILL—The Deputy President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Transport Act 1983' to empower the Victoria Transport Borrowing Agency to borrow Money as Principal or as Agent for certain Authorities and to purchase certain Land and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable R. A. Mackenzie), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 20 STATE ELECTRICITY COMMISSION (CLEARANCE OF LINES) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair, and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 21 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL—DISCHARGE OF ORDER OF THE DAY—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

The Honourable D. R. White moved, That the said Order be discharged.

Question—put and resolved in the affirmative.

Ordered—That the Bill be withdrawn.

- 22 BUSINESS FRANCHISE (TOBACCO) (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make provision for fees in border areas of Victoria, to amend the 'Business Franchise (Tobacco) Act 1974' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and by leave, to be read a second time later this day.

- 23 ENERGY CONSUMPTION LEVY (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act relating to assessments under the 'Energy Consumption Levy Act 1982' and interest rates under that Act and for those purposes to amend that Act and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 24 **CRIMINAL INJURIES COMPENSATION BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to Re-enact with Amendments the Law relating to Compensation for Persons injured by Criminal Acts and Compensation for Dependants of Persons killed by Criminal Acts, to repeal the 'Criminal Injuries Compensation Act 1972' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie (for the Honourable J. H. Kennan), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 25 **LABOUR AND INDUSTRY (FEES) BILL**—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 26 **WATER (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable G. A. S. Butler reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

- 27 **TRANSPORT (BORROWING AGENCY) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

And then the Council, at 5.54 p.m., adjourned until tomorrow.

R. K. EVANS
Clerk of the Legislative Council

No. 80—Thursday, 24 November 1983

- 1 The President took the Chair and read the Prayer.

- 2 **INDUSTRIAL RELATIONS (FURTHER AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to further amend the 'Industrial Relations Act 1979' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable J. H. Kennan, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

3 PAPERS—

PRIVATE AGENTS ACT—The Honourable R. A. Mackenzie moved, by leave, That there be laid before this House a copy of the report of the Working Party to review the operation of the *Private Agents Act* 1966.

Question—put and resolved in the affirmative.

The said report was thereupon presented by the Honourable R. A. Mackenzie and ordered to lie on the Table.

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The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Planning Appeals Board—Report for the year 1982–83.

Statutory Rules under the following Acts of Parliament:

Agricultural Chemicals Act 1958—Nos. 322 and 326.

Farm Produce Merchants and Commission Agents Act 1965—No. 323.

Forests Act 1958—No. 319.

Health Act 1958—Nos. 315 to 317.

Milk and Dairy Supervision Act 1958—No. 325.

Port of Melbourne Authority Act 1958—No. 306.

Poultry Processing Act 1968—No. 327.

Protection of Animals Act 1966—No. 328.

Public Service Act 1974—PSD Nos. 74 and 75.

Registration of Births Deaths and Marriages Act 1959—No. 264 (*in lieu of that tabled on 26 October 1983*)

Rural Finance and Settlement Commission Act 1961—No. 314.

Stock (Artificial Breeding) Act 1962—No. 309.

Stock Diseases Act 1968—No. 310.

Stock Foods 1958—No. 311.

Stock Medicines Act 1958—No. 312.

Taxation Appeals Act 1972—No. 320.

Vegetation and Vine Diseases Act 1958—No. 313.

The Honourable Haddon Storey moved, That the report tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 4 ENERGY CONSUMPTION LEVY (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable D. G. Crozier moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 5 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 and 3, be postponed until later this day.

- 6 BUSINESS FRANCHISE (TOBACCO) (AMENDMENT) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 7 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 5, be postponed until later this day.

- 8 WATER (AMENDMENT) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.
House in Committee.
The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.
Resolved—That the Council will, later this day, again resolve itself into the said Committee.
- 9 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 7 and 8, be postponed until later this day.
- 10 FILMS (AMENDMENT) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—
Debate resumed.
The Honourable D. M. Evans moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until later this day.
- 11 TRANSPORT (BORROWING AGENCY) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
Bill read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 12 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 11 to 13 inclusive, be postponed until later this day.
- 13 LAND (AMENDMENT) BILL (NO. 2)—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—
Debate resumed.
Interruption—
- 14 JOINT SITTING—The Deputy President announced that the House would meet with the Assembly in the Assembly Chamber at 2.00 p.m. to recommend Members for appointment to the Council of the Monash University.
Accordingly, at 2.00 p.m. the Council proceeded to the Assembly Chamber, and having returned—
The President reported that this House met with the Legislative Assembly this day to recommend Members for appointment to the Council of the Monash University, and that—
The Honourable William Robert Baxter, M.L.C.;
The Honourable James Vincent Chester Guest, M.L.C.; and
Dr. Gerard Marshall Vaughan, M.P.
were chosen to be recommended for appointment.
- 15 LAND (AMENDMENT) BILL (NO. 2)—
Debate continued.
Question—That this Bill be now read a second time—put and resolved in the affirmative.
Bill read a second time and committed to a Committee of the whole.
House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 16 EMPLOYMENT AGENTS BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 17 COUNTRY FIRE AUTHORITY (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Country Fire Authority Act 1958' in relation to fire suppression and prevention, lighting fires during fire danger periods and compensation to casual fire-fighters, and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable R. A. Mackenzie), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 18 HOUSING BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 19 FILMS (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with an amendment; the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 20 EMPLOYMENT AGENTS BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 21 **PUBLIC AUTHORITIES (DIVIDENDS) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to require certain Public Authorities to pay Dividends to the State, to amend the ‘Public Authorities (Contributions) Act 1966’, the ‘Public Authorities (Contributions) (Amendment) Act 1983’ and the ‘Port of Melbourne Authority Act 1958’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 22 **LATROBE REGIONAL COMMISSION BILL**—The Order of the Day having been read for the consideration of the Message from the Assembly returning this Bill and acquainting the Council that they had agreed to some of the amendments made by the Council and had disagreed with others of the said amendments, the amendments disagreed with by the Assembly were read and are as follows:

2. Clause 4, line 23, after this line insert:

“() one person appointed by the Governor in Council on the nomination of the Victorian Farmers and Graziers Association; and”.

3. Clause 4, line 24, omit “three” and insert “two”.

4. Clause 4, lines 28 and 29, omit “a panel of two names of persons who are residents” and insert “the name of a person who is a resident”.

5. Clause 4, lines 30 and 31, omit “one person from each panel” and insert “that person”.

6. Clause 4, lines 34 and 35, omit “a panel of two names of persons who are residents” and insert “the name of a person who is a resident”.

7. Clause 4, line 36, omit “one person from that panel” and insert “that person”.

8. Clause 4, page 5, line 7, after “fails” insert “to make a nomination or”.

9. Clause 4, page 5, line 8, after this line insert:

“() the Victorian Farmers and Graziers Association fails to make a nomination under this section; or”.

10. Clause 5, line 16, omit “shall” and insert “on the recommendation of the Commission may”.

11. Clause 8, line 37, omit “shall” and insert “on the recommendation of the Commission may”.

The Honourable D. R. White moved, That the Council do not insist on amendments Nos. 2 and 3 disagreed with by the Assembly.

Debate ensued.

Question—put and resolved in the affirmative.

The Honourable D. R. White moved, That the Council insist on amendment No. 4, and make the following amendment in the Bill:

Clause 4, line 30, omit “shall” and insert “may”.

Question—put and resolved in the affirmative.

The Honourable D. R. White moved, That the Council insist on amendment No. 5 disagreed with by the Assembly.

Question—put and resolved in the affirmative.

The Honourable D. R. White moved, That the Council insist on amendment No. 6 disagreed with by the Assembly, and make the following amendment in the Bill:

Clause 4, line 36, omit “shall” and insert “may”.

Question—put and resolved in the affirmative.

The Honourable D. R. White moved, That the Council insist on amendments Nos. 7 and 8 disagreed with by the Assembly.

Question—put and resolved in the affirmative.

The Honourable D. R. White moved, That the Council do not insist on amendments Nos. 9 and 10 disagreed with by the Assembly.

Debate ensued.

Question—put and resolved in the affirmative.

The Honourable D. R. White moved, That the Council insist on amendment No. 11 disagreed with by the Assembly.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them that the Council do not insist on some of their amendments with which the Assembly have disagreed, insist on some of their amendments and insist on others of the said amendments, but with amendments, with which they desire the concurrence of the Legislative Assembly.

- 23 MOTOR CAR TRADERS (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time, and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment and desiring their concurrence therein.

- 24 EMPLOYMENT AGENTS BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, and had amended the title thereof, which amended title is as follows:—“*An Act to make provision for the licensing and regulation of employment agents, to amend the ‘Market Court Act 1978’, the ‘Small Claims Tribunals Act 1973’, the ‘Consumer Affairs Act 1972’ and the ‘Ministry of Consumer Affairs Act 1973’ with respect to employment and employment agents, and for other purposes*”, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments and desiring their concurrence therein.

- 25 PAY-ROLL TAX (AMENDMENT) BILL (NO 2)—The Order of the Day having been read for the second reading of this Bill, the Honourable D. E. Kent (for the Honourable D. R. White) moved, That this Bill be now read a second time.

The Honourable A. J. Hunt (for the Honourable P. D. Block) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

26 PUBLIC AUTHORITIES (DIVIDENDS) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker (for the Honourable D. R. White) moved, That this Bill be now read a second time.

The Honourable A. J. Hunt (for the Honourable P. D. Block) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

27 ADJOURNMENT—The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.50 p.m., adjourned until Tuesday next.

R. K. EVANS
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- 1 CRIMINAL INJURIES COMPENSATION BILL—(from Assembly—Hon. J. H. Kennan)—Second reading.
- 2 DRUGS POISONS AND CONTROLLED SUBSTANCES (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading.
- *3 INDUSTRIAL RELATIONS (FURTHER AMENDMENT) BILL—(from Assembly—Hon. J. H. Kennan)—Second reading.
- *4 COUNTRY FIRE AUTHORITY (AMENDMENT) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading.
- 5 EQUAL OPPORTUNITY BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 6 WATER (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—To be further considered in Committee.
- 7 ENERGY CONSUMPTION LEVY (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. D. G. Crozier).
- 8 PAY-ROLL TAX (AMENDMENT) BILL (NO. 2)—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. P. D. Block).
- 9 NATIONAL PARKS (AMENDMENT) BILL—(Hon. R. A. Mackenzie)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- 10 LEGAL PROFESSION PRACTICE (FURTHER AMENDMENT) BILL—(Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 11 MELBOURNE CRICKET GROUND BILL—(Hon. R. A. Mackenzie)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- *12 PUBLIC AUTHORITIES (DIVIDENDS) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. P. D. Block).
- 13 WORKERS COMPENSATION (AMENDMENT) BILL (NO. 2)—(Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. W. R. Baxter).
- 14 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 15 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 16 MILK PASTEURIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- 17 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. Haddon Storey).

* Indicates new entry.

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 The Hon. D. M. EVANS—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 3 The Hon. B. A. CHAMBERLAIN—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- *4 The Hon. A. J. HUNT—To move, That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is unparliamentary and will not be accepted by this House, and hereby authorizes and requires the President to rule out of order any Bill which offends against that principle.

Contingent Notice of Motion

- 1 The Hon. HADDON STOREY—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

Orders of the Day

- 1 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate. (Hon. D. E. Kent).*
- 2 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (*Hon. Haddon Storey*)—*Resumption of debate. (Hon. W. A. Landeryou).*
- 3 FORESTS COMMISSION REVIEW—REPORT, MINISTERIAL RESPONSE TO RECOMMENDATIONS AND MINISTERIAL STATEMENT—To be considered.
- 4 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- 5 MMBW HEAD OFFICE BUILDING—MINISTERIAL STATEMENT AND ACCOMPANYING PAPER—To be considered.
- 6 MELBOURNE AIRSHED STUDY—MINISTERIAL STATEMENT AND RELATED DOCUMENTS —To be considered.
- 7 CASINOS—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF REPORT AND STATEMENT (*Hon. P. D. Block*)—*Resumption of debate. (Hon. G. A. Sgro).*

- φ8 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- φ9 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- 10 AUDIT ACT REVIEW—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 11 ELECTRICITY TRANSMISSION LINES SERVING MELBOURNE—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 12 MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 13 RESTRUCTURING OF CERTAIN PORTFOLIOS—MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF STATEMENT (*Hon. B. A. Chamberlain*)—*Resumption of debate.* (*Hon. R. I. Knowles*).
- 14 GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—STATE BOARD OF EDUCATION REPORT—MOTION TO TAKE NOTE OF REPORT (*Hon. A. J. Hunt*)—*Resumption of debate.* (*Hon. N. B. Reid*).
- §15 PRISONS SERVICE COMMITTEE—GOVERNMENT'S GUIDELINES FOR PUBLIC SERVANTS ATTENDING BEFORE COMMITTEE—To be considered.
- §16 RELATIONS BETWEEN PARLIAMENT AND THE EXECUTIVE—STATEMENT AND LETTERS TO THE PREMIER AND SOLICITOR-GENERAL DATED 15 SEPTEMBER 1983—To be considered.
- 17 MELBOURNE METROPOLITAN PLANNING SCHEME, AMENDMENT 150 (PART 1)—MINISTERIAL STATEMENT—To be considered.
- 18 PUBLIC TRUSTEE'S REPORT, 1981-82 AND RELATED MINISTERIAL STATEMENT—To be considered.
- 19 ALCOA SMELTER, PORTLAND—MOTION FOR APPOINTMENT OF SELECT COMMITTEE—(*Hon. D. G. Crozier*)—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 20 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- 21 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS NOS. 6, 7 AND 8, 1983—To be considered.
- 22 LEO CUSSEN INSTITUTE FOR CONTINUING LEGAL EDUCATION REPORT, 1982—To be considered.
- 23 FEDERATED SHIP PAINTERS AND DOCKERS UNION—INTERIM REPORT OF ROYAL COMMISSION (NO. 5, VOLUME 1) AND RELATED MINISTERIAL STATEMENT—To be considered.
- 24 TRUSTEE COMPANIES ACT WORKING PARTY REPORT—To be considered.
- 25 HEALTH SERVICES COMPLAINTS PROCEDURES—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.

φ Cognate Motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.

§ Cognate subjects—To be debated concurrently pursuant to order of the Council on 21 September 1983.

- 26 RADIO MASTS—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—
To be considered.
- 27 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS NOS. 9 AND 10, 1983—To be
considered.
- 28 SALINITY COMMITTEE—REPORT ON ACTIVITIES—To be considered.
- 29 CO-OPERATIVE HOUSING SOCIETIES—REGISTRAR'S REPORT, 1981-82—To be
considered.
- 30 CRIMES COMPENSATION TRIBUNAL REPORT, 1982-83—To be considered.
- 31 SMALL BUSINESS DEVELOPMENT CORPORATION REPORT, 1982-83—To be considered.
- 32 RURAL FINANCE COMMISSION REPORT, 1982-83—To be considered.
- 33 SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE
APPOINTMENT OF ADDITIONAL JUDGES—(*Hon. W. R. Baxter*)—*Resumption of
debate. (Hon. D. M. Evans).*
- 34 SUBORDINATE LEGISLATION (DEREGULATION) BILL—(*Hon. A. J. Hunt*)—Second
reading—*Resumption of debate. (Hon. J. H. Kennan).*
- 35 "ACCESS AND EQUITY: THE DEVELOPMENT OF VICTORIA'S ETHNIC AFFAIRS POLICIES"—
REVIEW GROUP'S REPORT TO MINISTER—To be considered.
- 36 ALPINE AREA SPECIAL INVESTIGATION—FINAL RECOMMENDATIONS OF LAND
CONSERVATION COUNCIL—To be considered.
- 37 STATE ELECTRICITY COMMISSION REPORT, 1982-83—To be considered.
- 38 STATE RIVERS AND WATER SUPPLY COMMISSION REPORT, 1982-83—To be
considered.
- 39 TRANSPORT ACT 1983—SCHEDULE OF 21 NOVEMBER 1983 OF ASSETS OF STATE
TRANSPORT AUTHORITY FOR TRANSFER TO METROPOLITAN TRANSIT AUTHORITY—
To be considered.
- *40 PLANNING APPEALS BOARD REPORT, 1982-83—To be considered.

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WEDNESDAY, 30 NOVEMBER

GENERAL BUSINESS

Order of the Day

- 1 SUBORDINATE LEGISLATION (DEREGULATION) BILL—MOTION TO REFER PROPOSALS
TO LEGAL AND CONSTITUTIONAL COMMITTEE (*Hon. A. J. Hunt*)—*Resumption of
debate. (Hon. J. H. Kennan).*

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler,
B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn,
J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn,
A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, W. A. Landeryou,
B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J.
Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables
C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E.
Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P.
Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M.
Evans, C. J. Hogg, A. J. Hunt, J. E. Kirner and W. A. Landeryou.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A.
Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg
and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A.
Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply
unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

†Wednesday—Private Members' business.

†No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for
consideration of a paper tabled either pursuant to Statute or His Excellency's Command
will be discharged from the Notice Paper after five consecutive listings, unless a motion to
take note of the paper is pending resolution.

† Suspended on 22 November 1983 until end of December 1983.

Mr President takes the Chair at 10.30 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- *1 EGG INDUSTRY STABILIZATION BILL—(from Assembly—Hon. D. E. Kent)—Second reading.
- *2 EDUCATION (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading.
- 3 WATER (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—To be further considered in Committee.
- 4 PUBLIC AUTHORITIES (DIVIDENDS) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. P. D. Block).
- 5 EQUAL OPPORTUNITY BILL—(from Assembly—Hon. J. H. Kennan)—To be further considered in Committee.
- 6 DRUGS POISONS AND CONTROLLED SUBSTANCES (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. J. V. C. Guest).
- 7 INDUSTRIAL RELATIONS (FURTHER AMENDMENT) BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. C. Bubb).
- *8 LIQUOR CONTROL (FEES) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. C. Bubb).
- 9 COUNTRY FIRE AUTHORITY (AMENDMENT) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—Resumption of debate. (Hon. N. B. Reid).
- *10 MOTOR CAR (PENALTIES) BILL (NO. 2)—(from Assembly—Hon. R. A. Mackenzie)—Second reading—Resumption of debate. (Hon. D. M. Evans).
- 11 PAY-ROLL TAX (AMENDMENT) BILL (NO. 2)—(from Assembly—Hon. D. R. White)—To be further considered in Committee.
- 12 WORKERS COMPENSATION (AMENDMENT) BILL (NO. 2)—(Hon. D. R. White)—Second reading—Resumption of debate. (Hon. W. R. Baxter).
- 13 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 14 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 15 MILK PASTEURIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- 16 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. Haddon Storey).

* Indicates new entry.

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 The Hon. D. M. EVANS—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 3 The Hon. B. A. CHAMBERLAIN—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- 4 The Hon. A. J. HUNT—To move, That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is unparliamentary and will not be accepted by this House, and hereby authorizes and requires the President to rule out of order any Bill which offends against that principle.
- *5 The Hon. W. A. LANDERYOU—To move, That this House agree to the following Resolution:

We, the Legislative Council of Victoria in Parliament assembled, declare our support for the proposals to be put to the people of Australia for decision at the referendum proposed for 25 February 1984, and recommend that the electors of Victoria, regardless of their political allegiance, vote "Yes" to each of the five questions.

Contingent Notice of Motion

- 1 The Hon. HADDON STOREY—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

Orders of the Day

- 1 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate.* (*Hon. D. E. Kent*).
- 2 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 3 FORESTS COMMISSION REVIEW—REPORT, MINISTERIAL RESPONSE TO RECOMMENDATIONS AND MINISTERIAL STATEMENT—To be considered.
- 4 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate.* (*Hon. B. P. Dunn*).
- 5 MMBW HEAD OFFICE BUILDING—MINISTERIAL STATEMENT AND ACCOMPANYING PAPER—To be considered.

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- 6 MELBOURNE AIRSHED STUDY—MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
 - 7 CASINOS—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF REPORT AND STATEMENT (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
 - φ8 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
 - φ9 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
 - 10 AUDIT ACT REVIEW—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
 - 11 ELECTRICITY TRANSMISSION LINES SERVING MELBOURNE—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
 - 12 MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
 - 13 RESTRUCTURING OF CERTAIN PORTFOLIOS —MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF STATEMENT (*Hon. B. A. Chamberlain*)—*Resumption of debate.* (*Hon. R. I. Knowles*).
 - 14 GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—STATE BOARD OF EDUCATION REPORT—MOTION TO TAKE NOTE OF REPORT (*Hon. A. J. Hunt*)—*Resumption of debate.* (*Hon. N. B. Reid*).
 - §15 PRISONS SERVICE COMMITTEE—GOVERNMENT'S GUIDELINES FOR PUBLIC SERVANTS ATTENDING BEFORE COMMITTEE—To be considered.
 - §16 RELATIONS BETWEEN PARLIAMENT AND THE EXECUTIVE—STATEMENT AND LETTERS TO THE PREMIER AND SOLICITOR-GENERAL DATED 15 SEPTEMBER 1983—To be considered.
 - 17 MELBOURNE METROPOLITAN PLANNING SCHEME, AMENDMENT 150 (PART 1)—MINISTERIAL STATEMENT—To be considered.
 - 18 PUBLIC TRUSTEE'S REPORT, 1981-82 AND RELATED MINISTERIAL STATEMENT—To be considered.
 - 19 ALCOA SMELTER, PORTLAND—MOTION FOR APPOINTMENT OF SELECT COMMITTEE—(*Hon. D. G. Crozier*)—*Resumption of debate.* (*Hon. A. J. Hunt*).
 - 20 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
 - 21 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS NOS. 6, 7 AND 8, 1983—To be considered.
 - 22 LEO CUSSEN INSTITUTE FOR CONTINUING LEGAL EDUCATION REPORT, 1982—To be considered.
 - 23 FEDERATED SHIP PAINTERS AND DOCKERS UNION—INTERIM REPORT OF ROYAL COMMISSION (No. 5, VOLUME 1) AND RELATED MINISTERIAL STATEMENT—To be considered.
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φ *Cognate Motions*—To be debated concurrently pursuant to order of the Council on 25 May 1983.

§ *Cognate subjects*—To be debated concurrently pursuant to order of the Council on 21 September 1983.

- 24 TRUSTEE COMPANIES ACT WORKING PARTY REPORT—To be considered.
- 25 HEALTH SERVICES COMPLAINTS PROCEDURES—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- 26 RADIO MASTS—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 27 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS NOS. 9 AND 10, 1983—To be considered.
- 28 SALINITY COMMITTEE—REPORT ON ACTIVITIES—To be considered.
- 29 RURAL FINANCE COMMISSION REPORT, 1982-83—To be considered.
- 30 SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES—(*Hon. W. R. Baxter*)—*Resumption of debate. (Hon. D. M. Evans)*.
- 31 SUBORDINATE LEGISLATION (DEREGULATION) BILL—(*Hon. A. J. Hunt*)—Second reading—*Resumption of debate. (Hon. J. H. Kennan)*.
- 32 “ACCESS AND EQUITY: THE DEVELOPMENT OF VICTORIA’S ETHNIC AFFAIRS POLICIES”—REVIEW GROUP’S REPORT TO MINISTER—To be considered.
- 33 ALPINE AREA SPECIAL INVESTIGATION—FINAL RECOMMENDATIONS OF LAND CONSERVATION COUNCIL—To be considered.
- 34 STATE ELECTRICITY COMMISSION REPORT, 1982-83—To be considered.
- 35 STATE RIVERS AND WATER SUPPLY COMMISSION REPORT, 1982-83—To be considered.
- 36 TRANSPORT ACT 1983—SCHEDULE OF 21 NOVEMBER 1983 OF ASSETS OF STATE TRANSPORT AUTHORITY FOR TRANSFER TO METROPOLITAN TRANSIT AUTHORITY—To be considered.
- 37 PLANNING APPEALS BOARD REPORT, 1982-83—To be considered.
- 38 SUBORDINATE LEGISLATION (DEREGULATION) BILL—MOTION TO REFER PROPOSALS TO LEGAL AND CONSTITUTIONAL COMMITTEE (*Hon. A. J. Hunt*)—*Resumption of debate. (Hon. J. H. Kennan)*.
- *39 POLICE FORCE REPORT, 1982—To be considered.
- *40 CORPORATE AFFAIRS COMMISSIONER’S REPORT, PERIOD ENDED 30 JUNE 1983—To be considered.
- *41 ECONOMIC DEVELOPMENT—MINISTRY’S REPORT, 1982-83—To be considered.
- *42 GEELONG WATERWORKS AND SEWERAGE TRUST ACCOUNTS, 1982-83—To be considered.
- *43 GRANTS COMMISSION REPORT, 1982-83—To be considered.
- *44 LAW REFORM COMMISSIONER’S REPORT, 1982-83—To be considered.
- *45 MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST REPORT, 1982-83—To be considered.
- *46 OMBUDSMAN’S REPORT, 1982-83—To be considered.
- *47 URBAN LAND AUTHORITY REPORT, 1982-83—To be considered.
- *48 ROAD SAFETY IN VICTORIA—INTERIM REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- *49 LEGAL AID COMMISSION REPORT, 1982-83—To be considered.

TUESDAY, 27 DECEMBER
GOVERNMENT BUSINESS

Order of the Day

- 1 NATIONAL PARKS (AMENDMENT) BILL—(*Hon. R. A. Mackenzie*)—Second reading—
Resumption of debate. (Hon. R. I. Knowles).

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M. Evans, C. J. Hogg, A. J. Hunt, J. E. Kirner and W. A. Landeryou.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

† Wednesday—Private Members' business.

† No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

† *Suspended on 22 November 1983 until end of December 1983.*

Mr President takes the Chair at 10.30 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- *1 TEACHING SERVICE BILL—(from Assembly—Hon. Evan Walker)—Second reading.
- *2 STAMPS (FURTHER AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading.
- *3 STATE DISASTERS BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading.
- *4 RACING (FURTHER AMENDMENT) BILL—MESSAGE FROM THE ASSEMBLY—To be considered.
- *5 MELBOURNE AND METROPOLITAN BOARD OF WORKS (AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. F. J. Granter).
- *6 GEELONG MARKET SITE BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- *7 PENSIONER RATES REMISSION BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- *8 EDUCATION (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate (Hon. A. J. Hunt).
- *9 EGG INDUSTRY STABILIZATION BILL—(from Assembly—Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- 10 EQUAL OPPORTUNITY BILL—(from Assembly—Hon. J. H. Kennan)—To be further considered in Committee.
- 11 INDUSTRIAL RELATIONS (FURTHER AMENDMENT) BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. C. Bubb).
- 12 WORKERS COMPENSATION (AMENDMENT) BILL (No. 2)—(Hon. D. R. White)—Second reading—Resumption of debate. (Hon. W. R. Baxter).
- 13 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 14 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 15 MILK PASTEURIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- 16 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. Haddon Storey).

* Indicates new entry.

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 The Hon. D. M. EVANS—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 3 The Hon. B. A. CHAMBERLAIN—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- 4 The Hon. A. J. HUNT—To move, That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is unparliamentary and will not be accepted by this House, and hereby authorizes and requires the President to rule out of order any Bill which offends against that principle.

Contingent Notice of Motion

- 1 The Hon. HADDON STOREY—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

Orders of the Day

- 1 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—
Second reading—*Resumption of debate. (Hon. D. E. Kent).*
- 2 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (*Hon. Haddon Storey*)—
Resumption of debate. (Hon. W. A. Landeryou).
- 3 FORESTS COMMISSION REVIEW—REPORT, MINISTERIAL RESPONSE TO RECOMMENDATIONS AND MINISTERIAL STATEMENT—To be considered.
- 4 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—
Resumption of debate. (Hon. B. P. Dunn).
- 5 MMBW HEAD OFFICE BUILDING—MINISTERIAL STATEMENT AND ACCOMPANYING PAPER—To be considered.
- 6 MELBOURNE AIRSHED STUDY—MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 7 CASINOS—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—
MOTION TO TAKE NOTE OF REPORT AND STATEMENT (*Hon. P. D. Block*)—
Resumption of debate. (Hon. G. A. Sgro).

- φ8 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- φ9 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- 10 AUDIT ACT REVIEW—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 11 ELECTRICITY TRANSMISSION LINES SERVING MELBOURNE—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 12 MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 13 RESTRUCTURING OF CERTAIN PORTFOLIOS —MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF STATEMENT (*Hon. B. A. Chamberlain*)—*Resumption of debate.* (*Hon. R. I. Knowles*).
- 14 GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—STATE BOARD OF EDUCATION REPORT—MOTION TO TAKE NOTE OF REPORT (*Hon. A. J. Hunt*)—*Resumption of debate.* (*Hon. N. B. Reid*).
- §15 PRISONS SERVICE COMMITTEE—GOVERNMENT'S GUIDELINES FOR PUBLIC SERVANTS ATTENDING BEFORE COMMITTEE—To be considered.
- §16 RELATIONS BETWEEN PARLIAMENT AND THE EXECUTIVE—STATEMENT AND LETTERS TO THE PREMIER AND SOLICITOR-GENERAL DATED 15 SEPTEMBER 1983—To be considered.
- 17 MELBOURNE METROPOLITAN PLANNING SCHEME, AMENDMENT 150 (PART 1)—MINISTERIAL STATEMENT—To be considered.
- 18 PUBLIC TRUSTEE'S REPORT, 1981-82 AND RELATED MINISTERIAL STATEMENT—To be considered.
- 19 ALCOA SMELTER, PORTLAND—MOTION FOR APPOINTMENT OF SELECT COMMITTEE—(*Hon. D. G. Crozier*)—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 20 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- 21 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS NOS. 6, 7 AND 8, 1983—To be considered.
- 22 LEO CUSSEN INSTITUTE FOR CONTINUING LEGAL EDUCATION REPORT, 1982—To be considered.
- 23 FEDERATED SHIP PAINTERS AND DOCKERS UNION—INTERIM REPORT OF ROYAL COMMISSION (NO. 5, VOLUME 1) AND RELATED MINISTERIAL STATEMENT—To be considered.
- 24 TRUSTEE COMPANIES ACT WORKING PARTY REPORT—To be considered.
- 25 HEALTH SERVICES COMPLAINTS PROCEDURES—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.

φ *Cognate Motions*—To be debated concurrently pursuant to order of the Council on 25 May 1983.

§ *Cognate subjects*—To be debated concurrently pursuant to order of the Council on 21 September 1983.

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- 26 RADIO MASTS—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—
To be considered.
- 27 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS NOS. 9 AND 10, 1983—
To be considered.
- 28 SALINITY COMMITTEE—REPORT ON ACTIVITIES—To be considered.
- 29 SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE
APPOINTMENT OF ADDITIONAL JUDGES—(*Hon. W. R. Baxter*)—*Resumption of
debate. (Hon. D. M. Evans)*.
- †30 SUBORDINATE LEGISLATION (DEREGULATION) BILL—(*Hon. A. J. Hunt*)—Second
reading—*Resumption of debate. (Hon. J. H. Kennan)*.
- 31 “ACCESS AND EQUITY: THE DEVELOPMENT OF VICTORIA’S ETHNIC AFFAIRS
POLICIES”—REVIEW GROUP’S REPORT TO MINISTER—To be considered.
- 32 ALPINE AREA SPECIAL INVESTIGATION—FINAL RECOMMENDATIONS OF LAND
CONSERVATION COUNCIL—To be considered.
- 33 STATE ELECTRICITY COMMISSION REPORT, 1982-83—To be considered.
- 34 STATE RIVERS AND WATER SUPPLY COMMISSION REPORT, 1982-83—To be
considered.
- 35 TRANSPORT ACT 1983—SCHEDULE OF 21 NOVEMBER 1983 OF ASSETS OF STATE
TRANSPORT AUTHORITY FOR TRANSFER TO METROPOLITAN TRANSIT AUTHORITY—
To be considered.
- 36 PLANNING APPEALS BOARD REPORT, 1982-83—To be considered.
- 37 POLICE FORCE REPORT, 1982—To be considered.
- 38 CORPORATE AFFAIRS COMMISSIONER’S REPORT, PERIOD ENDED 30 JUNE 1983—
To be considered.
- 39 ECONOMIC DEVELOPMENT MINISTRY’S REPORT, 1982-83—To be considered.
- 40 GEELONG WATERWORKS AND SEWERAGE TRUST ACCOUNTS, 1982-83—To be
considered.
- 41 GRANTS COMMISSION REPORT, 1982-83—To be considered.
- 42 LAW REFORM COMMISSIONER’S REPORT, 1982-83—To be considered.
- 43 MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST REPORT,
1982-83—To be considered.
- 44 OMBUDSMAN’S REPORT, 1982-83—To be considered.
- 45 URBAN LAND AUTHORITY REPORT, 1982-83—To be considered.
- 46 ROAD SAFETY IN VICTORIA—INTERIM REPORT OF SOCIAL DEVELOPMENT
COMMITTEE—To be considered.
- 47 LEGAL AID COMMISSION REPORT, 1982-83—To be considered.
- *48 EGG MARKETING BOARD REPORT, 1982-83—To be considered.
- *49 GOVERNMENT EMPLOYEE HOUSING AUTHORITY REPORT, 1982-83—To be
considered.
- *50 HISTORIC BUILDINGS COUNCIL REPORT, 1982-83—To be considered.
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† *Proposals in Bill currently before Legal and Constitutional Committee.*

*51 FEBRUARY 1984 REFERENDUM PROPOSALS—MOTION DECLARING SUPPORT OF HOUSE AND COMMENDING AFFIRMATIVE VOTES BY VICTORIAN ELECTORS (*Hon. W. A. Landeryou*)—*Resumption of debate.* (*Hon. A. J. Hunt*).

TUESDAY, 27 DECEMBER
GOVERNMENT BUSINESS

Order of the Day

1 NATIONAL PARKS (AMENDMENT) BILL—(*Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate.* (*Hon. R. I. Knowles*).

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Cocksedge, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Cocksedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M. Evans, C. J. Hogg, A. J. Hunt, J. E. Kirner and W. A. Landeryou.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

†Wednesday—Private Members' business.

†No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

† *Suspended on 22 November 1983 until end of December 1983.*

Mr President takes the Chair at 10.30 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- 1 EDUCATION (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—To be further considered in Committee.
- 2 EGG INDUSTRY STABILIZATION BILL—(from Assembly—Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- 3 TEACHING SERVICE BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- 4 STATE DISASTERS BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—Resumption of debate. (Hon. N. B. Reid).
- 5 STAMPS (FURTHER AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. P. D. Block).
- *6 DRUGS POISONS AND CONTROLLED SUBSTANCES (AMENDMENT) BILL—MESSAGE FROM THE ASSEMBLY—To be considered.
- 7 EQUAL OPPORTUNITY BILL—(from Assembly—Hon. J. H. Kennan)—To be further considered in Committee.
- 8 WORKERS COMPENSATION (AMENDMENT) BILL (No. 2)—(Hon. D. R. White)—Second reading—Resumption of debate. (Hon. W. R. Baxter).
- 9 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 10 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 11 MILK PASTEURIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- 12 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. Haddon Storey).

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 The Hon. D. M. EVANS—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.

*Indicates new entry.

- 3 The Hon. B. A. CHAMBERLAIN—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- 4 The Hon. A. J. HUNT—To move, That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is unparliamentary and will not be accepted by this House, and hereby authorizes and requires the President to rule out of order any Bill which offends against that principle.
- *5 The Hon. B. A. CHAMBERLAIN—To move, That a Select Committee of six Members be appointed to investigate and report upon the implications to the wine industry and the economy of this State of differential taxes imposed by neighbouring States on wine; the Committee to have power to send for persons, papers and records; three to be the quorum.

Contingent Notice of Motion

- 1 The Hon. HADDON STOREY—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

Orders of the Day

- 1 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—(*Hon. P. D. Block*)—Second reading—*Resumption of debate.* (*Hon. D. E. Kent*).
- 2 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 3 FORESTS COMMISSION REVIEW—REPORT, MINISTERIAL RESPONSE TO RECOMMENDATIONS AND MINISTERIAL STATEMENT—To be considered.
- 4 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate.* (*Hon. B. P. Dunn*).
- 5 MMBW HEAD OFFICE BUILDING—MINISTERIAL STATEMENT AND ACCOMPANYING PAPER—To be considered.
- 6 MELBOURNE AIRSHED STUDY—MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 7 CASINOS—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF REPORT AND STATEMENT (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- φ8 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).

φ Cognate Motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.

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- φ9 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- 10 AUDIT ACT REVIEW—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 11 ELECTRICITY TRANSMISSION LINES SERVING MELBOURNE—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 12 MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 13 RESTRUCTURING OF CERTAIN PORTFOLIOS —MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF STATEMENT (*Hon. B. A. Chamberlain*)—*Resumption of debate.* (*Hon. R. I. Knowles*).
- 14 GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—STATE BOARD OF EDUCATION REPORT—MOTION TO TAKE NOTE OF REPORT (*Hon. A. J. Hunt*)—*Resumption of debate.* (*Hon. N. B. Reid*).
- §15 PRISONS SERVICE COMMITTEE—GOVERNMENT'S GUIDELINES FOR PUBLIC SERVANTS ATTENDING BEFORE COMMITTEE—To be considered.
- §16 RELATIONS BETWEEN PARLIAMENT AND THE EXECUTIVE—STATEMENT AND LETTERS TO THE PREMIER AND SOLICITOR-GENERAL DATED 15 SEPTEMBER 1983—To be considered.
- 17 MELBOURNE METROPOLITAN PLANNING SCHEME, AMENDMENT 150 (PART 1)—MINISTERIAL STATEMENT—To be considered.
- 18 PUBLIC TRUSTEE'S REPORT, 1981-82 AND RELATED MINISTERIAL STATEMENT—To be considered.
- 19 ALCOA SMELTER, PORTLAND—MOTION FOR APPOINTMENT OF SELECT COMMITTEE—(*Hon. D. G. Crozier*)—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 20 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- 21 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS NOS. 6, 7 AND 8, 1983—To be considered.
- 22 LEO CUSSEN INSTITUTE FOR CONTINUING LEGAL EDUCATION REPORT, 1982—To be considered.
- 23 FEDERATED SHIP PAINTERS AND DOCKERS UNION—INTERIM REPORT OF ROYAL COMMISSION (NO. 5, VOLUME 1) AND RELATED MINISTERIAL STATEMENT—To be considered.
- 24 TRUSTEE COMPANIES ACT WORKING PARTY REPORT—To be considered.
- 25 HEALTH SERVICES COMPLAINTS PROCEDURES—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- 26 RADIO MASTS—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 27 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS NOS. 9 AND 10, 1983—To be considered.
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§ Cognate subjects—To be debated concurrently pursuant to order of the Council on 21 September 1983.

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- 28 SALINITY COMMITTEE—REPORT ON ACTIVITIES—To be considered.
- 29 SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES—(*Hon. W. R. Baxter*)—*Resumption of debate.* (*Hon. D. M. Evans*).
- †30 SUBORDINATE LEGISLATION (DEREGULATION) BILL—(*Hon. A. J. Hunt*)—Second reading—*Resumption of debate.* (*Hon. J. H. Kennan*).
- 31 “ACCESS AND EQUITY: THE DEVELOPMENT OF VICTORIA’S ETHNIC AFFAIRS POLICIES”—REVIEW GROUP’S REPORT TO MINISTER—To be considered.
- 32 PLANNING APPEALS BOARD REPORT, 1982–83—To be considered.
- 33 POLICE FORCE REPORT, 1982—To be considered.
- 34 CORPORATE AFFAIRS COMMISSIONER’S REPORT, PERIOD ENDED 30 JUNE 1983—To be considered.
- 35 ECONOMIC DEVELOPMENT MINISTRY’S REPORT, 1982–83—To be considered.
- 36 GEELONG WATERWORKS AND SEWERAGE TRUST ACCOUNTS, 1982–83—To be considered.
- 37 GRANTS COMMISSION REPORT, 1982–83—To be considered.
- 38 LAW REFORM COMMISSIONER’S REPORT, 1982–83—To be considered.
- 39 MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST REPORT, 1982–83—To be considered.
- 40 OMBUDSMAN’S REPORT, 1982–83—To be considered.
- 41 URBAN LAND AUTHORITY REPORT, 1982–83—To be considered.
- 42 ROAD SAFETY IN VICTORIA—INTERIM REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- 43 LEGAL AID COMMISSION REPORT, 1982–83—To be considered.
- 44 EGG MARKETING BOARD REPORT, 1982–83—To be considered.
- 45 GOVERNMENT EMPLOYEE HOUSING AUTHORITY REPORT, 1982–83—To be considered.
- 46 HISTORIC BUILDINGS COUNCIL REPORT, 1982–83—To be considered.
- 47 FEBRUARY, 1984 REFERENDUM PROPOSALS—MOTION DECLARING SUPPORT OF HOUSE AND COMMENDING AFFIRMATIVE VOTES BY VICTORIAN ELECTORS (*Hon. W. A. Landeryou*)—*Resumption of debate.* (*Hon. A. J. Hunt*).
- *48 ARTS COUNCIL REPORT, 1982–83—To be considered.
- *49 EXPLOSIVES—CHIEF INSPECTOR’S REPORT, 1982—To be considered.
- *50 INFLAMMABLE LIQUIDS—CHIEF INSPECTOR’S REPORT, 1982—To be considered.
- *51 LIQUEFIED GASES—CHIEF INSPECTOR’S REPORT, 1982—To be considered.
- *52 MINERALS AND ENERGY DEPARTMENT REPORT, 1982—To be considered.
- *53 FREEWAY SPEED LIMITS—MINISTER’S RESPONSE TO RECOMMENDATIONS IN SOCIAL DEVELOPMENT COMMITTEE’S REPORT—To be considered.
- *54 PUBLIC SERVICE BOARD REPORT, 1982–83—To be considered.
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† *Proposals in Bill currently before Legal and Constitutional Committee.*

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- *55 SOIL CONSERVATION AUTHORITY REPORT, 1982-83—To be considered.
- *56 POKER MACHINES—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—To be considered.
- *57 DEPARTMENTAL FINANCIAL STATEMENTS, 1982-83—To be considered.

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TUESDAY, 27 DECEMBER
GOVERNMENT BUSINESS

Order of the Day

- 1 NATIONAL PARKS (AMENDMENT) BILL—(*Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate. (Hon. R. I. Knowles).*

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M. Evans, C. J. Hogg, A. J. Hunt, J. E. Kirner and W. A. Landeryou.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

†Wednesday—Private Members' business.

†No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

† Suspended on 22 November 1983 until end of December 1983.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS**Nos. 81, 82, 83 and 84****No. 81—Tuesday, 29 November 1983**

- 1 The President took the Chair and read the Prayer.
- 2 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR—The Honourable Evan Walker presented a Message from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz.:

*Alpine Resorts Act.**Police Regulation (Police Reservists) Act.**Transfer of Land (Amendment) Act.**Mental Health (Further Amendment) Act.**State Employees Retirement Benefits (Amendment) Act.**Hospitals Superannuation (Amendment) Act.**Labour and Industry (Fees) Act.**Firearms (Further Amendment) Act.**Business Franchise (Tobacco) (Amendment) Act.*

- 3 LIQUOR CONTROL (FEES) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend provisions of the 'Liquor Control Act 1968' relating to certain licences and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 4 MOTOR CAR (PENALTIES) BILL (NO. 2)—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to enable the Admission in certain Proceedings of Evidence of the recording of Demerit Points, to provide for Mandatory Suspension of Licence in relation to certain Speeding Offences and to remove Doubt as to Penalties for certain other Offences and for those Purposes to amend the 'Motor Car Act 1958' and the 'Motor Car (Penalties) Act 1982' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 5 MESSAGES FROM THE ASSEMBLY—The President announced the receipt of Messages from the Assembly—

Acquainting the Council that they have now agreed to the amendments disagreed with by the Assembly and insisted on by the Council and have also agreed to the further amendments now made by the Council in the Latrobe Regional Commission Bill; and

Acquainting the Council that they have agreed to the following Bills without amendment:

Werribee Shire Hall Bill.

Eltham Land (Amendment) Bill.

Environment Protection (Amendment) Bill.

6 PETITIONS—

INDUSTRIAL RELATIONS AND WORKERS COMPENSATION ACTS—The Honourable G. A. S. Butler presented a Petition from certain citizens of Victoria praying that the proposed amendments to the *Industrial Relations Act 1979* and *Workers Compensation Act 1958* be enacted.

Ordered to lie on the Table.

* * * * *

EDUCATION (AMENDMENT) BILL—The Honourable K. I. M. Wright presented a Petition from certain citizens of Victoria praying that the Legislative Council reject the Education (Amendment) Bill 1983.

Ordered to lie on the Table.

7 PAPERS—

POLICE FORCE—The Honourable R. A. Mackenzie presented, by command of His Excellency the Governor, the report of the Victoria Police Force for the year 1982.

Ordered to lie on the Table.

The Honourable Haddon Storey moved, That the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * * *

CORPORATE AFFAIRS COMMISSIONER—The Honourable J. H. Kennan moved, by leave, That there be laid before this House a copy of the Report of the Commissioner for Corporate Affairs for the period 1 January 1982 to 30 June 1983.

Question—put and resolved in the affirmative.

The said report was thereupon presented by the Honourable J. H. Kennan and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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SOCIAL DEVELOPMENT COMMITTEE—ROAD SAFETY—The Honourable C. J. Hogg presented an Interim Report from the Social Development Committee upon Road Safety in Victoria, together with Appendices and Minutes of Evidence.

Ordered to lie on the Table, and the report and appendices to be printed.

The Honourable Haddon Storey moved, That the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * * *

The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Economic Development—Report and Financial Statement of the Ministry for Economic Development for the year 1982–83.

Geelong Waterworks and Sewerage Trust—Accounts and Statements for the year 1982–83.

Grants Commission—Report for the year ended 31 August 1983.

Law Reform Commissioner—Report for the year 1982–83.

Legal Aid Commission—Report for the year 1982–83.

Melbourne Wholesale Fruit and Vegetable Market Trust—Report and Accounts for the year 1982–83.

Ombudsman—Report for the year 1982–83.

Police Service Board—Determinations Nos. 388 to 390.

Statutory Rules under the following Acts of Parliament:

Fertilizers Act 1974—No. 324.

Health Act 1958—No. 318.

Marine Act 1958—No. 321.

Stock (Artificial Breeding) Act 1962—Nos. 329 and 330.

Urban Land Authority—Report for the year 1982–83.

The Honourable Haddon Storey moved, That the reports and accounts tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 8 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 1, be postponed until later this day.

- 9 DRUGS POISONS AND CONTROLLED SUBSTANCES (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable J. V. C. Guest moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 10 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 3, be postponed until later this day.

- 11 COUNTRY FIRE AUTHORITY (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable H. R. Ward (for the Honourable N. B. Reid) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 12 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 5 to 8 inclusive, be postponed until later this day.

- 13 NATIONAL PARKS (AMENDMENT) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

The Honourable R. I. Knowles moved, That the debate be now adjourned.

Debate ensued.

Question—put and resolved in the affirmative.

The Honourable R. A. Mackenzie moved, That the debate be adjourned until the next day of meeting.

The Honourable R. I. Knowles moved, as an amendment, That the words “until the next day of meeting” be omitted with the view of inserting in place thereof “for four weeks”.

Question—That the words proposed to be omitted stand part of the question—put.

The Council divided.

AYES, 19

The Hon. M. J. Arnold
 G. A. S. Butler
 Joan Cocksedge
 J. L. Dixon
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. A. Mackenzie
 L. A. McArthur (*Teller*)
 B. W. Mier (*Teller*)
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

NOES, 22

The Hon. W. R. Baxter
 H. G. Baylor (*Teller*)
 M. A. Birrell (*Teller*)
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 J. V. C. Guest
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward
 K. I. M. Wright

And so it passed in the negative.

Question—That the words proposed to be inserted be so inserted—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday, 27 December.

- 14 LEGAL PROFESSION PRACTICE (FURTHER AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 15 ENERGY CONSUMPTION LEVY (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 16 PAY-ROLL TAX (AMENDMENT) BILL (NO. 2)—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time, and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again, having agreed to the following resolution:

That it be a suggestion to the Assembly that they make the following amendments in the Bill, viz:

1. Clause 5, line 24, omit "or 3D".
2. Clause 5, line 28, omit "or 3D".
3. Clause 5, line 33, omit "or 3D".
4. Clause 7, page 3, line 7, omit "sections" and insert "section".
5. Clause 7, page 6, line 39, to page 9, line 35, omit proposed section 3D.

On the motion of the Honourable D. R. White, the Council adopted the resolution reported from the Committee of the whole.

Ordered—That the Bill be returned to the Assembly with a Message suggesting that the Assembly amend the same as set forth in the foregoing resolution.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 17 MELBOURNE CRICKET GROUND BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable M. J. Arnold having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 18 EGG INDUSTRY STABILIZATION BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to re-enact with Amendments the Law relating to and providing for the Stabilization of the Egg Industry, to repeal the 'Egg Industry Stabilization Act 1973' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. E. Kent, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 19 EQUAL OPPORTUNITY BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

- 20 MOTOR CAR (PENALTIES) BILL (NO. 2)—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

Debate ensued.

The Honourable W. R. Baxter (for the Honourable D. M. Evans) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 21 CRIMINAL INJURIES COMPENSATION BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 22 INDUSTRIAL RELATIONS (FURTHER AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

And the Council having continued to sit until after 12 midnight—

WEDNESDAY, 30 NOVEMBER

Debate continued.

The Honourable C. Bubb moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 23 LIQUOR CONTROL (FEES) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable C. Bubb moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 24 EDUCATION (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Education Act 1958', the 'Education (Amendment) Act 1981', the 'Forests Act 1958' and the 'Workers Compensation Act 1958', and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 25 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until this day at 10.30 a.m.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 12.59 a.m., adjourned until this day at 10.30 a.m.

R. K. EVANS

Clerk of the Legislative Council

No. 82—Wednesday, 30 November 1983

- 1 The President took the Chair and read the Prayer.

- 2 STATE ELECTRICITY COMMISSION (BROWN COAL ROYALTY) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An*

Act to amend the 'State Electricity Commission Act 1958' with respect to the Payments to be Transferred to the Consolidated Fund by the State Electricity Commission in respect of Coal produced from Brown Coal Workings or State Coal Mines and for other purposes" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 3 MELBOURNE UNIVERSITY COUNCIL—The Honourable Evan Walker moved, by leave, That the Honourable Michael John Arnold be recommended to the Governor in Council for appointment to the Council of the Melbourne University.

Debate ensued.

Question—put and resolved in the affirmative.

- 4 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Egg Marketing Board—Report for the year 1982–83.

Government Employee Housing Authority—Report for the year 1982–83.

Historic Buildings Council—Report for the year 1982–83.

The Honourable A. J. Hunt moved, That the reports be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 5 POSTPONEMENT OF NOTICES OF MOTION AND ORDERS OF THE DAY—Ordered—That the consideration of the Orders of the Day, Government Business, the Notices of Motion, General Business, and Orders of the Day, General Business, Nos. 1 to 37 inclusive, be postponed until later this day.

- 6 SUBORDINATE LEGISLATION (DEREGULATION) BILL—The Order of the Day having been read for the resumption of the debate on the question, That the proposals contained in the Subordinate Legislation (Deregulation) Bill be referred to the Legal and Constitutional Committee for inquiry, consideration and report within four months—

Debate resumed.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them of the foregoing Resolution and desiring their concurrence therein.

- 7 REFERENDUM PROPOSALS—The Honourable W. A. Landeryou moved, That this House agree to the following Resolution:

We, the Legislative Council of Victoria in Parliament assembled, declare our support for the proposals to be put to the people of Australia for decision at the referendum proposed for 25 February 1984, and recommend that the electors of Victoria, regardless of their political allegiance, vote "Yes" to each of the five questions.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Debate ensued.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 8 WATER (AMENDMENT) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 9 MOTOR CAR (PENALTIES) BILL (NO. 2)—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 10 LIQUOR CONTROL (FEES) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 11 STATE ELECTRICITY COMMISSION (BROWN COAL ROYALTY) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 12 DRUGS POISONS AND CONTROLLED SUBSTANCES (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The Deputy President resumed the Chair; and the Honourable B. A. Chamberlain having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments and desiring their concurrence therein.

- 13 SUBORDINATE LEGISLATION (DEREGULATION) BILL—The Deputy President announced the receipt of a Message from the Assembly acquainting the Council that they have concurred with the Resolution of the Council to refer the proposals contained in the Subordinate Legislation (Deregulation) Bill to the Legal and Constitutional Committee for inquiry, consideration and report within four months.

- 14 MELBOURNE CRICKET GROUND BILL—The Deputy President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to this Bill without amendment.

- 15 PAY-ROLL TAX (AMENDMENT) BILL (NO. 2)—The Deputy President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that the Assembly, having considered the Message of the Council suggesting on the consideration of the Bill in Committee that the Assembly make amendments in such Bill, have made the suggested amendments and desire the concurrence of the Council therein.

Ordered—That the foregoing Message be referred to the Committee of the whole on the Bill.

- 16 MELBOURNE AND METROPOLITAN BOARD OF WORKS (AMENDMENT) BILL—The Deputy President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Melbourne and Metropolitan Board of Works Act 1958' generally in relation to the extent and effectiveness of the operations of the Melbourne and Metropolitan Board of Works, and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read second time later this day.

- 17 PAY-ROLL TAX (AMENDMENT) BILL (NO. 2)—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The Deputy President resumed the Chair; and the Honourable B. A. Chamberlain having reported that the Committee had agreed to the Bill, including the amendments made by the Assembly on the suggestion of the Council, without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill, including the amendments made by the Assembly on the suggestion of the Council, without amendment.

- 18 PUBLIC AUTHORITIES (DIVIDENDS) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 19 TEACHING SERVICE BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to establish the Teaching Service, to amend the 'Education Service Act 1981', the 'Post-Secondary Education Act 1978', the 'Education Act 1958', the 'Constitution Act 1975', 'The Constitution Act Amendment Act 1958', the 'Public Service Act 1974' and certain other Acts, and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White (for the Honourable Evan Walker), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 20 GEELONG MARKET SITE BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to facilitate the redevelopment of the market site in Geelong, to repeal certain Acts and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 21 COUNTRY FIRE AUTHORITY (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative. Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 22 STAMPS (FURTHER AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Stamps Act 1958', section 21B of the 'Motor Car Act 1958', the 'Stamps (Amendment) Act 1978' and the 'Motor Car (Mass and Dimension Limits) Act 1981' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 23 EQUAL OPPORTUNITY BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

- 24 RACING (FURTHER AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have disagreed with some of the amendments made by the Council, and have agreed to others with amendments.

Ordered—That the foregoing Message be taken into consideration on the next day of meeting.

- 25 PENSIONERS RATES REMISSION BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act relating to the Calculation of the Entitlement to the Remission of Rates for certain Pensioners, to amend the 'Health Act 1958', the 'Local Government Act 1958' and for other purposes*" and desiring concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 26 MELBOURNE AND METROPOLITAN BOARD OF WORKS (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

Debate ensued.

The Honourable F. J. Granter moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 27 GEELONG MARKET SITE BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

And the President having ruled the Bill to be a Private Bill—

The Honourable R. A. Mackenzie moved, That this Bill be dealt with as a Public Bill.

Question—put and resolved in the affirmative.

The Honourable R. I. Knowles moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 28 EDUCATION (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 29 STATE DISASTERS BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make Provision with respect to the Co-ordination of the functions of all Government Agencies and Officers in relation to the Combating of Disasters, to amend the 'Country Fire Authority Act 1958', the 'Metropolitan Fire Brigades Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable R. A. Mackenzie), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 30 EGG INDUSTRY STABILIZATION BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. E. Kent moved, That this Bill be now read a second time.

The Honourable R. I. Knowles moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 31 PENSIONERS RATES REMISSION BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker (for the Honourable D. R. White) moved, That this Bill be now read a second time.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 32 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising adjourn until tomorrow at 10.30 a.m.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.59 p.m., adjourned until tomorrow at 10.30 a.m.

R. K. EVANS
Clerk of the Legislative Council

No. 83—Thursday, 1 December 1983

- 1 The President took the Chair and read the Prayer.
- 2 **HEALTH COMMISSION (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Health Commission Act 1977,’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 3 **WATER (BORROWING POWERS) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Water Act 1958,’ with respect to Borrowings*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 4 **MESSAGES FROM THE ASSEMBLY**—The President announced the receipt of Messages from the Assembly:

Acquainting the Council that they have agreed to the amendments made by the Council in the following Bills:

- Motor Car Traders (Amendment) Bill.
- Employment Agents Bill.
- Land (Amendment) Bill (No. 2).
- Fisheries (Further Amendment) Bill; and

Acquainting the Council that they have agreed to the Port Fairy Land Bill without amendment.

- 5 **OCCUPIERS’ LIABILITY BILL**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same with an amendment, and desiring the concurrence of the Council therein.

Ordered—That the amendments be taken into consideration later this day.

- 6 **CRIMES (PROCEDURE) BILL**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same with amendments, and desiring the concurrence of the Council therein.

Ordered—That the amendments be taken into consideration later this day.

- 7 **PETITIONS—INDUSTRIAL RELATIONS AND WORKERS COMPENSATION ACTS**—The Honourables G. A. S. Butler and J. L. Dixon each presented a Petition from certain citizens of Victoria praying that the proposed amendments to the *Industrial Relations Act 1979* and *Workers Compensation Act 1958* be enacted.

Severally ordered to lie on the Table.

- 8 **PAPERS**—

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—The Honourable C. J. Kennedy presented a Report from the Mortuary Industry and Cemeteries Administration Committee upon the Metropolitan Cemetery Land Needs and a Crematorium at Geelong, together with Appendices.

Ordered to lie on the Table and to be printed.

NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—MORWELL RIVER DIVERSION—
The Honourable B. A. Murphy presented a Report from the Natural Resources and Environment Committee upon the Proposed Diversion of the Morwell River, together with Appendices and Minutes of Evidence.

Ordered to lie on the Table, and the report and appendices to be printed.

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The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Arts—Report of the Council of the Arts for the year 1982–83.

Education Act 1958—Resumption of land at Endeavour Hills, Frankston and Wangaratta—Certificates of the Minister of Education (three papers).

Explosives—Report of the Chief Inspector for the year 1982.

Inflammable Liquids—Report of the Chief Inspector for the year 1982.

Liquefied Gases—Report of the Chief Inspector for the year 1982.

Minerals and Energy Department—Report for the year 1982.

Parliamentary Committees Act 1968—Minister's response to recommendations in Social Development Committee's report on Freeway Speed Limits.

Public Service Board—Report for the year 1982–83.

Soil Conservation Authority—Report for the year 1982–83.

Town and Country Planning Act 1961—Shire of Maldon Planning Scheme 1980 (with two maps).

The Honourable Haddon Storey moved, That the reports and Ministerial response be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 9 **HEALTH COMMISSION (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable J. V. C. Guest moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 10 **WATER (BORROWING POWERS) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable H. R. Ward (for the Honourable P. D. Block) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 11 **POSTPONEMENT OF ORDERS OF THE DAY**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 to 3 inclusive, be postponed until later this day.

- 12 **RACING (FURTHER AMENDMENT) BILL**—The Order of the Day having been read for the consideration of the amendments made by the Assembly to amendment No. 2 made by the Council in this Bill, and the amendments made by the Council and disagreed with by the Assembly, the said amendments were read and are as follows:

*Amendments made by the
Legislative Council**How dealt with by the Legislative Assembly*

1. Clause 7, lines 19 and 20, omit "after consultation with the Treasurer of Victoria" and insert "from a list of three names submitted to him by the Committee of the Victoria Racing Club".

Disagreed with.

2. Clause 7, lines 22 to 24, omit "the Victoria Racing Club after consultation with the Victoria Amateur Turf Club and the Moonee Valley Racing Club" and insert "the Victoria Amateur Turf Club after consultation with the Moonee Valley Racing Club".

Agreed to with the following amendments:

1. Omit "22 to" and insert "23 and".

2. Omit "the Victoria Racing Club".

3. Omit 'and insert "the Victoria Amateur Turf Club after consultation with the Moonee Valley Racing Club" '.

3. Clause 7, line 34, after "paragraphs" insert "(b)."

Disagreed with.

The Honourable D. E. Kent moved, That the Council agree to the amendments made by the Assembly to amendment No. 2 made by the Council, and do not insist on the amendments with which the Assembly have disagreed.

Debate ensued.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

13 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 5, be postponed until later this day.

14 GEELONG MARKET SITE BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

15 MELBOURNE AND METROPOLITAN BOARD OF WORKS (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

16 WATER (BORROWING POWERS) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

17 STATE DISASTERS BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable H. R. Ward (for the Honourable N. B. Reid) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

18 CRIMES (PROCEDURE) BILL—The Order of the Day having been read for the consideration of the amendments made by the Assembly in this Bill, the said amendments were read and are as follows:

1. Clause 4, page 3, lines 5 and 6, omit “would have been considered proper by the County Court to be joined in” and insert “could have been included as”.
2. Clause 4, page 3, line 9, before “County Court” insert “Supreme Court or”.
3. Clause 4, page 3, line 10, before “County Court” insert “Supreme Court or”.
4. Clause 4, page 3, line 10, after “County Court” insert “(as the case may be)”.
5. Clause 4, page 3, line 17, before “County Court” insert “Supreme Court or”.
6. Clause 4, page 3, line 20, before “County Court” insert “Supreme Court or”.
7. Clause 4, page 3, line 20, after “County Court” insert “(as the case may be)”.
8. Clause 4, page 3, line 27, omit “County Court may” and insert “Supreme Court or the County Court shall”.
9. Clause 4, page 3, line 30, before “County Court” insert “Supreme Court or”.
10. Clause 4, page 3, line 35, omit “trial” and insert “hearing”.
11. Clause 4, page 3, line 36, before “County Court” insert “Supreme Court and”.
12. Clause 4, page 3, line 39, before “summary offences” insert “relevant”.
13. Clause 4, page 3, line 40, before “County Court” insert “Supreme Court or”.
14. Clause 4, page 3, line 44, before “County Court” insert “Supreme Court or”.
15. Clause 4, page 4, lines 1 to 4, omit sub-clause (2).
16. Clause 5, lines 7 to 26, omit sub-clauses (2) and (3) and insert the following sub-clauses:
 - (2) After section 391 of the Principal Act there shall be inserted the following section:
 - “391A. Where an accused person is arraigned on indictment or presentment before the Supreme Court or the County Court the Court before which the arraignment takes place, if the Court thinks fit, may before the impanelling of a jury for the trial hear and determine any question with respect to the trial of the accused person which the Court considers necessary to ensure that the trial will be conducted fairly and expeditiously and the hearing and determination of any such question shall be conducted and have the same effect and consequences in all respects as such a hearing and determination would have had before the enactment of this section if the hearing and determination had occurred after the jury had been impanelled.”
17. Clause 6, lines 39 to 42, omit sub-clause (3).
18. *Insert the following new clause to follow clause 8:*
 - “AA. The Principal Act as amended by section 4, 5, 6, 7 or 8 of this Act shall apply to and in relation to the hearing and determination of offences whether committed before or after the coming into operation of section 4, 5, 6, 7 or 8 (as the case may be) of this Act.”

On the motion of the Honourable J. H. Kennan, the Council agreed to the amendments made by the Assembly, and ordered that a Message be sent to the Assembly acquainting them therewith.

19. OCCUPIERS' LIABILITY BILL—The Order of the Day having been read for the consideration of the amendment made by the Assembly in this Bill, the said amendment was read and is as follows:

Clause 2, page 2, line 16, omit "this Act" and insert "the *Occupiers' Liability Act* 1983".

On the motion of the Honourable J. H. Kennan, the Council agreed to the amendment made by the Assembly, and ordered that a Message be sent to the Assembly acquainting them therewith.

20. PENSIONERS RATES REMISSION BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time, and after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

21. POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 8 to 10 inclusive, be postponed until later this day.

22. INDUSTRIAL RELATIONS (FURTHER AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable G. A. S. Butler reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

23. PAPERS—POKER MACHINES—

The Honourable Evan Walker presented, by command of His Excellency the Governor, the Report of the Board of Inquiry into Poker Machines.

Ordered to lie on the Table.

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The Honourable Evan Walker moved, by leave, That there be laid before this House a copy of the Ministerial statement on the Report of the Board of Inquiry into Poker Machines made by the Honourable the Premier in the Legislative Assembly this day.

Question—put and resolved in the affirmative.

The said statement was thereupon presented by the Honourable Evan Walker and ordered to lie on the Table.

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The Honourable A. J. Hunt moved, That the Report and the related Ministerial statement be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 24 INDUSTRIAL RELATIONS (FURTHER AMENDMENT) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment, and desiring their concurrence therein.

- 25 HEALTH COMMISSION (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 26 EDUCATION (AMENDMENT) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable B. P. Dunn moved, That the debate be now adjourned.

Debate ensued.

Question—That the debate be now adjourned—put.

The Council divided.

AYES, 4

The Hon. W. R. Baxter (*Teller*)
B. P. Dunn
D. M. Evans (*Teller*)
K. I. M. Wright

NOES, 28

The Hon. H. G. Baylor
M. A. Birrell
P. D. Block (*Teller*)
G. A. S. Butler
J. L. Dixon
F. J. Granter
J. V. C. Guest
D. E. Henshaw
C. J. Hogg
A. J. Hunt
J. H. Kennan
C. J. Kennedy
D. E. Kent
J. E. Kirner
R. I. Knowles
W. A. Landeryou
R. A. Mackenzie
L. A. McArthur
B. W. Mier
B. A. Murphy (*Teller*)
B. T. Pullen
J. W. S. Radford
N. B. Reid
M. J. Sandon
G. A. Sgro
Evan Walker
H. R. Ward
D. R. White

And so it passed in the negative—Bill read a second time after debate, and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

- 27 STATE BANK (AMENDMENT) BILL (NO. 2)—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'State Bank Act 1958' with respect to the Borrowing Powers of The Commissioners of the State Bank of Victoria and the Payment by the Commissioners of Contributions in aid of the Consolidated Fund, to amend the 'Stamps Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, this Bill was read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 28 MESSAGES FROM THE ASSEMBLY—The President announced the receipt of the following Messages from the Assembly:

Acquainting the Council that they have agreed to the amendments made by the Council in the following Bills:

Water (Amendment) Bill.

Industrial Relations (Further Amendment) Bill; and

Acquainting the Council that they have agreed to the following Bills without amendment:

Water (Delegation of Powers) Bill.

Trustee Companies (Amendment) Bill.

Estate Agents (Amendment) Bill.

- 29 STAMPS (FURTHER AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker (for the Honourable D. R. White) moved, That this Bill be now read a second time.

The Honourable P. D. Block moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 30 DRUGS POISONS AND CONTROLLED SUBSTANCES (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to some of the amendments made in such Bill by the Council, have disagreed with others of the said amendments and have agreed to the remaining amendments each with an amendment, and desiring their concurrence therein.

Ordered—That the foregoing Message be taken into consideration on the next day of meeting.

31 MESSAGES FROM THE ASSEMBLY—The President announced the receipt of Messages from the Assembly acquainting the Council that they have agreed to the following Bills without amendment:

Courts (Powers of Investment) Bill.

Films (Amendment) Bill.

Magistrates (Summary Proceedings) (Warrants of Distress) Bill.

32 TEACHING SERVICE BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

33 LEGAL PROFESSION PRACTICE (FURTHER AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to this Bill without amendment.

34 DEPARTMENTAL FINANCIAL STATEMENTS—The Honourable Evan Walker (for the Honourable D. R. White) moved, by leave, That there be laid before this House a copy of Departmental Financial Statements for the year ended 30 June 1983.

Question—put and resolved in the affirmative.

The said statements were thereupon presented by the Honourable Evan Walker and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the statements be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

35 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until tomorrow at 10.30 a.m.

Question—put and resolved in the affirmative.

And then the Council, at 6.24 p.m., adjourned until tomorrow at 10.30 a.m.

R. K. EVANS

Clerk of the Legislative Council

No. 84—Friday, 2 December 1983

1 The President took the Chair and read the Prayer.

2 STATE ELECTRICITY COMMISSION (CLEARANCE OF LINES) BILL—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to this Bill without amendment.

3 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Greyhound Racing Control Board—Report and accounts for the year ended 31 July 1983.

Harness Racing Board—Report and accounts for the year ended 31 July 1983.

National Parks—Report of the Director for the year 1982–83.

Nursing Council—Report for the year 1982–83.

Youth, Sport and Recreation—Report of the Director-General for the year 1982–83.

The Honourable Haddon Storey moved, That the papers tabled by the Clerk be taken into consideration later this day.

Question—put and resolved in the affirmative.

- 4 EDUCATION (AMENDMENT) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 5 EGG INDUSTRY STABILIZATION BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time, after debate, and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 6 MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—The Honourable R. Lawson moved, by leave, That the report from the Mortuary Industry and Cemeteries Administration Committee upon Metropolitan Cemetery Land Needs and a Crematorium at Geelong, tabled in this House on 1 December, be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 7 TEACHING SERVICE BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 8 STATE DISASTERS BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with an amendment, and had amended the title thereof, which amended title is as follows:—“*An Act to make Provision with respect to the Co-ordination of the functions of all Government Agencies and Officers in relation to the Combating of Disasters, and for other purposes*”, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 9 SOUTH MELBOURNE LAND BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to make provision for the redevelopment and beautification of part of the South Bank of the Yarra River and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 10 MINISTERIAL STATEMENT—WATER SECTOR REFORMS—The Honourable D. R. White made a Ministerial Statement on Strategies for Reform of the Water Sector.

The Honourable R. J. Long moved, That the statement be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 11 EDUCATION (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the amendments made in such Bill by the Council.

- 12 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 5, be postponed until later this day.

- 13 DRUGS POISONS AND CONTROLLED SUBSTANCES (AMENDMENT) BILL—The Order of the Day having been read for the consideration of the amendments made in this Bill by the Council and disagreed with by the Assembly, together with the amendments agreed to by the Assembly with amendments, the said amendments were read and are as follows:

<i>Amendments made by the Legislative Council</i>	<i>How dealt with by the Legislative Assembly</i>
3. Clause 7, page 9, lines 1 to 6, omit all words and expressions on these lines.	Disagreed with.
4. Clause 7, page 9, line 7, omit “(b) in any other case—”.	Disagreed with.
* * *	* *
6. Clause 7, page 9, line 40, after “cannabis” insert: “(ii) the offence was not committed for any purpose related to trafficking in cannabis; and (iii) the person has not previously been convicted of an offence under section 36B (2), Part III. or this Part of this Act, or under Part II. or Part III. of the <i>Poisons Act</i> 1962, or under Part XVIII. of the <i>Health Act</i> 1958, or under a provision of a law of another State or Territory of the Commonwealth corresponding to any of the foregoing provisions mentioned in this subparagraph, or under Division 2 of Part XIII. of the Act of the Commonwealth known as the <i>Customs Act</i> 1901”.	Agreed to with the following amendment: Omit the word “and” between subparagraphs (ii) and (iii) and subparagraph (iii).
7. Clause 7, page 9, line 44, omit “20” and insert “50”.	Agreed to with the following amendment: Omit “50” and insert “30”.

Amendments made by the Legislative Council	How dealt with by the Legislative Assembly
8. Clause 7, page 10, line 2, omit "one year" and insert "5 years".	Disagreed with.
9. Clause 7, page 10, line 3, omit "200" and insert "1000".	Agreed to with the following amendment: Omit "1000" and insert "400".
10. Clause 7, page 10, line 4, omit "five" and insert "fifteen".	Disagreed with.
11. Clause 7, page 10, line 11, at the end of the line insert: "(3) In determining whether a person has been previously convicted of an offence for the purposes of paragraph (a) of sub-section (1) of this section or section 75 (a) proceedings under the <i>Children's Court Act 1973</i> or under any Act of the Commonwealth or of a State or Territory of the Commonwealth which corresponds to that Act shall be disregarded."	Disagreed with.
12. Clause 7, page 10, line 15, omit "20" and insert "50".	Agreed to with the following amendment: Omit "50" and insert "30".
13. Clause 7, page 10, line 16, omit "one year" and insert "5 years".	Disagreed with.
14. Clause 7, page 10, line 22, omit "the offence was committed in relation to cannabis" and insert: "(i) the offence was committed in relation to a quantity of cannabis that is not more than the small quantity applicable to cannabis; (ii) the person has not previously been convicted of an offence under section 36B (2), Part III. or this Part of this Act, or under Part II. or Part III. of the <i>Poisons Act 1962</i> , or under Part XVIII. of the <i>Health Act 1958</i> , or under a provision of a law of another State or Territory of the Commonwealth corresponding to any of the foregoing provisions mentioned in this subparagraph or under Division 2 of Part XIII. of the Act of the Commonwealth known as the <i>Customs Act 1901</i> —".	Disagreed with.
15. Clause 7, page 10, line 24, omit "20" and insert "50".	Agreed to with the following amendment: Omit "50" and insert "30".
16. Clause 7, page 10, lines 25 and 26, omit "one year" and insert "2 years".	Disagreed with.
17. Clause 7, page 10, line 33, after "cannabis" insert: "and that the offence was committed in relation to a quantity of cannabis which is not more than the small quantity applicable to cannabis;"	Disagreed with.
18. Clause 7, page 10, line 38, after "cannabis" insert: "and that the offence was committed in relation to a quantity of cannabis which is not more than the small quantity applicable to cannabis;"	Disagreed with.
19. Clause 7, page 10, line 39, after "75" insert: "and the court is satisfied on the balance of probabilities that the offence was committed in relation to a quantity of cannabis which is not more than the small quantity applicable to cannabis;"	Disagreed with.
20. Clause 7, page 11, line 27, omit "shall" and insert "may in its discretion, having regard to the character and antecedents of the person and to all the circumstances and the public interest,".	Agreed to with the following amendment: Omit 'omit "shall" and insert "may in its discretion,' and insert 'after "shall" insert'.

<i>Amendments made by the Legislative Council</i>	<i>How dealt with by the Legislative Assembly</i>
21. Clause 7, page 11, lines 31 to 33, omit "unless having regard to all the circumstances the court considers it appropriate to proceed to a conviction".	Agreed to with the following amendment: Omit "unless having regard to all the circumstances the court considers it appropriate to proceed to a conviction" and insert "having regard to all the circumstances".
22. Clause 7, page 11, lines 34 to 36, omit all words and expressions on these lines.	Disagreed with.
23. Clause 7, page 11, line 37, omit "(3)" and insert "(2)".	Disagreed with.

The Honourable D. R. White moved, That the Council do not insist on their amendments with which the Assembly have disagreed, and agree to the amendments made by the Assembly.

Debate ensued.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 14 **TEACHING SERVICE BILL**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to some of the amendments made by the Council, and have disagreed with the others of the said amendments.

Ordered—That the foregoing Message be now taken into consideration.

And the amendments disagreed with by the Assembly were read and are as follows:

10. Clause 9, page 14, line 7, after this line insert:

"(7) Notwithstanding this section, principals, deputy principals and vice-principals shall be an approved unit of the teaching service."

12. Clause 9, page 15, line 4, after this line insert:

"(9) Where the Commission has determined that an applicant under subsection (1) shall not be the approved agent for an approved unit, the applicant may appeal against that determination to the Minister who may determine that the applicant shall or shall not be the approved agent for the approved unit.

(10) Notwithstanding this section, the approved agent for the approved unit of principals deputy principals or vice principals shall be a union or association most of the members of which are principals or other persons concerned in the administration of school.

(11) The Commission shall as soon as practicable after the commencement of section 9 of the *Teaching Service Act* 1983 determine under sub-section (10) the approved agent for the approved unit of principals."

The Honourable Evan Walker moved, That the Council do not insist on their amendments with which the Assembly have disagreed.

Debate ensued.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 15 **EGG INDUSTRY STABILIZATION BILL**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to one of the amendments made by the Council, have agreed to another with

an amendment, and have disagreed with the other but have made an amendment in the Bill, and desiring the concurrence of the Council therein.

Ordered—That the foregoing Message be now taken into consideration.

And the amendment agreed to with an amendment, and that disagreed with, together with a further amendment made by the Assembly, were read and are as follows:

Amendments made by the Legislative Council

How dealt with by the Legislative Assembly

1. Clause 24, page 11, line 16, after this line insert:

() Where any person who is the relation of a deceased licensee becomes entitled under the will or on the intestacy of the deceased licensee to any interest in land and any hen quota applying to that land, that person may hold that hen quota under this Act in respect of that land notwithstanding that the total amount of hen quota held by that person under this Act would exceed 10 000 or such other number as he is otherwise authorized to hold by this Act.

() In sub-section (3) "relation" in relation to a deceased licensee, means the spouse, son, daughter, father, mother, brother, sister, grandfather, grandmother, grandson or granddaughter of the deceased licensee.'

2. Clause 34, page 16, line 9, after this line insert:

() Notwithstanding anything to the contrary in the foregoing provisions of this section, where a licensee holds hen quota under this Act in respect of a poultry farm and the licensee—

(a) wishes to retire from poultry farming; or

(b) by reason of ill-health or incapacity is unable to continue to be a *bona fide* poultry farmer in respect of that poultry farm—the licensee may sell that hen quota to a relation of the licensee.

() A person who acquires hen quota pursuant to sub-section (10) may hold that hen quota under this Act in respect of the poultry farm referred to in that sub-section notwithstanding that the total amount of hen quota held by that person under this Act would exceed 10 000 or such other number as he is otherwise authorized to hold by this Act.

() In sub-section (10) "relation" in relation to a licensee means the spouse, son, daughter, father, mother, brother, sister, grandfather, grandmother, grandson or granddaughter of the licensee.'

Agreed to with the following amendment:
Omit ", sister, grandfather, grandmother, grandson or granddaughter" and insert "or sister".

Disagreed with but the following amendment made in the Bill:

Clause 34, page 16, line 13, after this line insert:

() Notwithstanding anything to the contrary in the foregoing provisions of this section, where a licensee holds hen quota under this Act and the licensee by reason of ill-health or incapacity is unable to continue to be a *bona fide* poultry farmer, the licensee may sell all his hen quota to a relation of the licensee.

() A person who acquires hen quota pursuant to sub-section (10) may hold that hen quota under this Act in respect of the poultry farm to which the hen quota applies notwithstanding that the total amount of hen quota held by that person under this Act would exceed 10 000 or such other number as he is otherwise authorized to hold by this Act.

() A person who disposes of all of his hen quota in accordance with sub-section (10) shall not be eligible to again hold hen quota under this Act.

() In sub-section (10) "relation" in relation to a licensee means the spouse, son, daughter, father, mother, brother or sister of the licensee.'

The Honourable D. E. Kent moved, That the Council do not insist on their amendment with which the Assembly have disagreed, and agree to the amendments made by the Assembly.

Debate ensued.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 16 STATE DISASTERS BILL—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the amendments made in such Bill by the Council.
- 17 STAMPS (FURTHER AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
Bill read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 18 PAPERS—The following Papers, pursuant to the direction of an Act of Parliament, were laid upon the Table by the Clerk:
Statutory Rules under the following Acts of Parliament:
County Court Act 1958—No. 331.
Evidence Act 1958—No. 332.
Films Act 1971—No. 333.
Finance Brokers Act 1969—No. 334.
Local Government Act 1958—No. 343.
Marketing of Primary Products Act 1958—No. 342.
Police Offences Act 1958—No. 335.
Sale of Land Act 1962—No. 336.
Status of Children Act 1974—No. 337.
Supreme Court Act 1958—No. 338.
Town and Country Planning Act 1961—No. 340.
- 19 POSTPONEMENT OF ORDERS OF THE DAY AND NOTICES OF MOTION—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 7 to 12 inclusive, and the Notices of Motion, General Business, be postponed until the next day of meeting.
- 20 HEALTH (ALCOHOLIC BEVERAGES ADVERTISING) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—
Question—put and negatived.
- 21 DISCHARGE OF ORDERS OF THE DAY—The Honourable A. J. Hunt moved, by leave, That Orders of the Day, General Business, Nos. 3, 5 to 7 inclusive, 10, 11, 13, 17, 18, 22 to 25 inclusive, 27, 31 to 41 inclusive, 43 to 46 inclusive, 48 to 52 inclusive, 54, 55 and 57, be read and discharged.
Question—put and resolved in the affirmative.
- 22 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until a day and hour to be fixed by the President, which time of meeting shall be notified to each Honourable Member by telegram or letter.
Debate ensued.
Question—put and resolved in the affirmative.
The Honourable Evan Walker moved, That the House do now adjourn.
Debate ensued.
Question—put and resolved in the affirmative.

And then the Council, at 8.49 p.m., adjourned until a day and hour to be fixed by the President, which time of meeting shall be notified to each Honourable Member by telegram or letter.

R. K. EVANS
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- 1 NATIONAL PARKS (AMENDMENT) BILL—(Hon. R. A. Mackenzie)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- *2 SOUTH MELBOURNE LAND BILL—(from Assembly—Hon. Evan Walker)—Second reading.
- 3 EQUAL OPPORTUNITY BILL—(from Assembly—Hon. J. H. Kennan)—To be further considered in Committee.
- 4 WORKERS COMPENSATION (AMENDMENT) BILL (NO. 2)—(Hon. D. R. White)—Second reading—Resumption of debate. (Hon. W. R. Baxter).
- 5 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 6 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 7 MILK PASTEURIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- 8 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. Haddon Storey).

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 The Hon. D. M. EVANS—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 3 The Hon. B. A. CHAMBERLAIN—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- 4 The Hon. A. J. HUNT—To move, That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is unparliamentary and will not be accepted by this House, and hereby authorizes and requires the President to rule out of order any Bill which offends against that principle.

* Indicates new entry.

- 5 The Hon. B. A. CHAMBERLAIN—To move, That a Select Committee of six Members be appointed to investigate and report upon the implications to the wine industry and the economy of this State of differential taxes imposed by neighbouring States on wine; the Committee to have power to send for persons, papers and records; three to be the quorum.
- *6 The Hon. B. A. CHAMBERLAIN—To move, That the action of the Minister for Planning and Environment in relation to the calling in of the planning application of the R.A.C.V. be taken into consideration.

Contingent Notice of Motion

- 1 The Hon. HADDON STOREY—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

Orders of the Day

- 1 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (*Hon. Haddon Storey*)—*Resumption of debate. (Hon. W. A. Landeryou).*
- 2 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- φ3 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. M. J. Arnold).*
- φ4 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. M. J. Arnold).*
- 5 MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 6 GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—STATE BOARD OF EDUCATION REPORT—MOTION TO TAKE NOTE OF REPORT (*Hon. A. J. Hunt*)—*Resumption of debate. (Hon. N. B. Reid).*
- §7 PRISONS SERVICE COMMITTEE—GOVERNMENT'S GUIDELINES FOR PUBLIC SERVANTS ATTENDING BEFORE COMMITTEE—To be considered.
- §8 RELATIONS BETWEEN PARLIAMENT AND THE EXECUTIVE—STATEMENT AND LETTERS TO THE PREMIER AND SOLICITOR-GENERAL DATED 15 SEPTEMBER 1983—To be considered.
- 9 ALCOA SMELTER, PORTLAND—MOTION FOR APPOINTMENT OF SELECT COMMITTEE—(*Hon. D. G. Crozier*)—*Resumption of debate. (Hon. A. J. Hunt).*

φ Cognate Motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.

§ Cognate subjects—To be debated concurrently pursuant to order of the Council on 21 September 1983.

- 10 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- 11 RADIO MASTS—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 12 SALINITY COMMITTEE—REPORT ON ACTIVITIES—To be considered.
- 13 SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES—(*Hon. W. R. Baxter*)—*Resumption of debate.* (*Hon. D. M. Evans*).
- †14 SUBORDINATE LEGISLATION (DEREGULATION) BILL—(*Hon. A. J. Hunt*)—Second reading—*Resumption of debate.* (*Hon. J. H. Kennan*).
- 15 ROAD SAFETY IN VICTORIA—INTERIM REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- 16 FEBRUARY, 1984 REFERENDUM PROPOSALS—MOTION DECLARING SUPPORT OF HOUSE AND COMMENDING AFFIRMATIVE VOTES BY VICTORIAN ELECTORS (*Hon. W. A. Landeryou*)—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 17 FREEWAY SPEED LIMITS—MINISTER'S RESPONSE TO RECOMMENDATIONS IN SOCIAL DEVELOPMENT COMMITTEE'S REPORT—To be considered.
- 18 POKER MACHINES—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—To be considered.
- *19 GREYHOUND RACING CONTROL BOARD REPORT, 1982-83—To be considered.
- *20 HARNESS RACING BOARD REPORT, 1982-83—To be considered.
- *21 NATIONAL PARKS—DIRECTOR'S REPORT, 1982-83—To be considered.
- *22 NURSING COUNCIL REPORT, 1982-83—To be considered.
- *23 YOUTH, SPORT AND RECREATION—DIRECTOR-GENERAL'S REPORT, 1982-83—To be considered.
- *24 METROPOLITAN CEMETERY LAND NEEDS AND A CREMATORIUM AT GEELONG—REPORT OF MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—To be considered.
- *25 WATER SECTOR—STRATEGIES FOR REFORM—MINISTERIAL STATEMENT—To be considered.

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

† *Proposals in Bill currently before Legal and Constitutional Committee.*

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

* * * *

SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M. Evans, C. J. Hogg, A. J. Hunt, J. E. Kirner and W. A. Landeryou.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 The Hon. D. M. EVANS—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 3 The Hon. B. A. CHAMBERLAIN—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- 4 The Hon. A. J. HUNT—To move, That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is unparliamentary and will not be accepted by this House, and hereby authorizes and requires the President to rule out of order any Bill which offends against that principle.
- 5 The Hon. B. A. CHAMBERLAIN—To move, That a Select Committee of six Members be appointed to investigate and report upon the implications to the wine industry and the economy of this State of differential taxes imposed by neighbouring States on wine; the Committee to have power to send for persons, papers and records; three to be the quorum.
- *6 The Hon. A. J. HUNT—To move, That this House records its alarm at the continuing mismanagement by the Government of the capital resources and potential of the State, including the concurrent dissipation of its assets and increasing of its debts, to the serious detriment of future generations of Victorians.
- *7 The Hon. B. P. DUNN—To move, That this House recognizes the importance of the grain industry to Victoria and censures the Minister of Transport for his failure to adequately carry out his responsibilities during the 1983-84 grain harvest, and calls on the Government to—
 increase V-Line locomotive power and rolling stock; and
 upgrade rail lines serving traditional grain growing areas,
 and assist the industry to—
 increase permanent storage at delivery points;
 improve lifting and outloading capacity at delivery points; and
 further develop the Port of Portland as a grain shipping terminal.
- *8 The Hon. B. A. CHAMBERLAIN—To move, That this House, noting the decision of the Minister for Planning to block the further development of the Royal Automobile Club of Victoria complex at Noble Park and to frustrate the \$12 million development with resultant loss of substantial job opportunities, and noting the strong opinions in favour of the development by the City of Springvale and the Planning Appeals Board, calls upon the Minister to

** Indicates new entry.*

immediately negotiate with the RACV with a view to enabling the development to proceed in a mutually acceptable form.

- *9 The Hon. W. R. BAXTER—To move, That in the view of the serious disadvantage imposed upon students from country Victoria, this House—
- (a) Condemns the Government for closing and initiating disposal of student hostels in Melbourne;
 - (b) Questions the failure of the Government to widely advertise, prior to the commencement of the academic year, that two hostels were to remain open contrary to earlier advice;
 - (c) Rejects its belated attempt to transfer responsibility for student housing to the Commonwealth; and
 - (d) Calls for the hostels to be re-opened forthwith or for suitable alternative accommodation to be provided by the leasing of migrant hostels or the use of surplus nurses homes and the like.
- *10 The Hon. D. M. EVANS—To move, That this House censures the Government for its failure to appoint a Chairman of the Country Fire Authority, and its failure to recognize the damage being done to morale amongst volunteer members of Country Fire Authority brigades by continuing to promote amalgamation between the Country Fire Authority and the Metropolitan Fire Brigades Board.
- *11 The Hon. W. R. BAXTER—To move, That this House calls on the Government to reject the Monash University report into the costs and benefits of irrigation on the following grounds:
- (a) Statistics produced by reputable authorities such as the Bureau of Agricultural Economics and the Department of Agriculture clearly show that farmers could not financially survive a fourfold increase in water charges;
 - (b) It is self-evident that irrigation has provided manifold benefits to Victoria in respect of—
 - (i) decentralization;
 - (ii) recreation;
 - (iii) urban water supplies;
 - (iv) flood mitigation; and
 - (v) cheap and bountiful high quality food to urban consumers; and
 - (c) That, unless the report is rejected, organizations such as municipalities in irrigation areas, farmer bodies, government departments such as the State Rivers and Water Supply Commission and the Department of Agriculture, Victoria and individuals will be compelled to expend significant resources in money and time in refuting the specious claims made therein.

Contingent Notice of Motion

- 1 The Hon. HADDON STOREY—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

Orders of the Day

- 1 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 2 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate.* (*Hon. B. P. Dunn*).
- φ3 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- φ4 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- 5 MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 6 GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—STATE BOARD OF EDUCATION REPORT—MOTION TO TAKE NOTE OF REPORT (*Hon. A. J. Hunt*)—*Resumption of debate.* (*Hon. N. B. Reid*).
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- 10 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- 11 RADIO MASTS—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 12 SALINITY COMMITTEE—REPORT ON ACTIVITIES—To be considered.
- 13 SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES—(*Hon. W. R. Baxter*)—*Resumption of debate.* (*Hon. D. M. Evans*).
- †14 SUBORDINATE LEGISLATION (DEREGULATION) BILL—(*Hon. A. J. Hunt*)—Second reading—*Resumption of debate.* (*Hon. J. H. Kennan*).
- 15 ROAD SAFETY IN VICTORIA—INTERIM REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- 16 FEBRUARY, 1984 REFERENDUM PROPOSALS—MOTION DECLARING SUPPORT OF HOUSE AND COMMENDING AFFIRMATIVE VOTES BY VICTORIAN ELECTORS (*Hon. W. A. Landeryou*)—*Resumption of debate.* (*Hon. A. J. Hunt*).

φ Cognate Motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.

§ Cognate subjects—To be debated concurrently pursuant to order of the Council on 21 September 1983.

† Proposals in Bill currently before Legal and Constitutional Committee.

- 17 FREEWAY SPEED LIMITS—MINISTER'S RESPONSE TO RECOMMENDATIONS IN SOCIAL DEVELOPMENT COMMITTEE'S REPORT—To be considered.
- 18 POKER MACHINES—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—To be considered.
- 19 GREYHOUND RACING CONTROL BOARD REPORT, 1982-83—To be considered.
- 20 HARNESS RACING BOARD REPORT, 1982-83—To be considered.
- 21 NATIONAL PARKS—DIRECTOR'S REPORT, 1982-83—To be considered.
- 22 NURSING COUNCIL REPORT, 1982-83—To be considered.
- 23 YOUTH, SPORT AND RECREATION—DIRECTOR-GENERAL'S REPORT, 1982-83—To be considered.
- 24 METROPOLITAN CEMETERY LAND NEEDS AND A CREMATORIUM AT GEELONG—REPORT OF MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—To be considered.
- 25 WATER SECTOR—STRATEGIES FOR REFORM—MINISTERIAL STATEMENT—To be considered.
- *26 ARTS CENTRE TRUST REPORT, 1982-83—To be considered.
- *27 DAIRY INDUSTRY AUTHORITY REPORT, 1982-83—To be considered.
- *28 DEAKIN UNIVERSITY REPORT, 1982—To be considered.
- *29 EMPLOYMENT AND TRAINING MINISTRY REPORT, 1982-83—To be considered.
- *30 FISHING INDUSTRY COUNCIL REPORT, 1982-83—To be considered.
- *31 GEELONG PERFORMING ARTS CENTRE TRUST REPORT, 1982-83—To be considered.
- *32 HOSPITALS SUPERANNUATION BOARD REPORT, 1982-83—To be considered.
- *33 INDUSTRIAL TRAINING COMMISSION REPORT, 1982-83—To be considered.
- *34 INSTITUTE OF SECONDARY EDUCATION REPORT, 1982—To be considered.
- *35 LATROBE VALLEY WATER AND SEWERAGE BOARD REPORT, 1983-83—To be considered.
- *36 LAW FOUNDATION REPORT, 1982-83—To be considered.
- *37 MELBOURNE AND METROPOLITAN BOARD OF WORKS ACCOUNTS, 1982-83—To be considered.
- *38 MELBOURNE UNIVERSITY REPORT AND FINANCIAL STATEMENTS, 1982-83—To be considered.
- *39 METROPOLITAN FIRE BRIGADES BOARD REPORT, 1982-83—To be considered.
- *40 METROPOLITAN FIRE BRIGADES SUPERANNUATION BOARD REPORT, 1982-83—To be considered.
- *41 LOCAL GOVERNMENT INVESTMENT SERVICE FUND FINANCIAL REPORT, PERIOD ENDED 30 JUNE 1983—To be considered.
- *42 NATIONAL COMPANIES AND SECURITIES COMMISSION REPORT, 1982-83—To be considered.
- *43 NATIONAL GALLERY TRUSTEES REPORT, 1982-83—To be considered.
- *44 PUBLIC OFFICES CORPORATION REPORT, 1982-83—To be considered.

- *45 PUBLIC OFFICES CORPORATION REPORT OF EXERCISE OF POWERS—To be considered.
- *46 PUBLICATIONS—STATE CLASSIFICATION BOARD REPORT, 1982–83—To be considered.
- *47 STATE EMPLOYEES RETIREMENT BENEFITS BOARD REPORT, 1982–83—To be considered.
- *48 STATE INSURANCE OFFICE ACCOUNTS, 1982–83—To be considered.
- *49 WEST MOORABOOL WATER BOARD REPORT, 1982–83—To be considered.
- *50 YOUTH PAROLE BOARD REPORT, 1981–82—To be considered.
- *51 THIRD PARTY INSURANCE PREMIUMS COMMITTEE REPORT, 1982–83—To be considered.
- *52 TOURISM COMMISSION REPORT, 1982–83—To be considered.
- ‡*53 INTERPRETATION BILL—MINISTER'S RESPONSE TO RECOMMENDATIONS IN LEGAL AND CONSTITUTIONAL COMMITTEE'S REPORT—To be considered.
- *54 PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND REPORT, 1982–83—To be considered.
- *55 SMALL BUSINESS DEVELOPMENT CORPORATION—REPORT OF PUBLIC BODIES REVIEW COMMITTEE—To be considered.
- *56 ALBURY–WODONGA (VICTORIA) CORPORATION—REPORT OF PUBLIC BODIES REVIEW COMMITTEE—To be considered.

GOVERNMENT BUSINESS

Orders of the Day

- 1 EQUAL OPPORTUNITY BILL—(from Assembly—Hon. J. H. Kennan)—To be further considered in Committee.
- 2 NATIONAL PARKS (AMENDMENT) BILL—(Hon. R. A. Mackenzie)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- 3 SOUTH MELBOURNE LAND BILL—(from Assembly—Hon. Evan Walker)—Second reading.
- 4 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 5 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 6 MILK PASTEURIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- 7 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. Haddon Storey).

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‡ Cognate subjects—To be debated concurrently pursuant to order of the Council on 28 February 1984.

TUESDAY, 6 MARCH
GOVERNMENT BUSINESS

Orders of the Day

- *1 WRONGS (ANIMALS STRAYING ON HIGHWAYS) BILL—(*Hon. J. H. Kennan*)—
Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- *2 DRAINAGE OF LAND (AMENDMENT) BILL—(*Hon. D. R. White*)—Second reading—
Resumption of debate. (Hon. R. J. Long).
- ‡*3 INTERPRETATION OF LEGISLATION BILL—(*Hon. J. H. Kennan*)—Second reading—
Resumption of debate. (Hon. Haddon Storey).

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

* * * *

SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M. Evans, C. J. Hogg, A. J. Hunt, J. E. Kirner and W. A. Landeryou.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

Water (Delegation of Powers) Act.
Occupiers' Liability Act.
Water (Amendment) Act.
Films (Amendment) Act.
Motor Car Traders (Amendment) Act.
Melbourne and Metropolitan Board of Works (Amendment) Act.
Industrial Relations (Further Amendment) Act.
State Electricity Commission (Clearance of Lines) Act.
Drugs Poisons and Controlled Substances (Amendment) Act.
Public Authorities (Dividends) Act.
Country Fire Authority (Amendment) Act.
State Bank (Amendment) Act.
Fisheries (Further Amendment) Act.
Magistrates (Summary Proceedings) (Warrants of Distress) Act.
Port Fairy Land Act.
Pay-roll Tax (Amendment) Act.
State Disasters Act.
Land (Amendment) Act.
Legal Profession Practice (Further Amendment) Act.
Courts (Powers of Investment) Act.
Racing (Further Amendment) Act.
Liquor Control (Fees) Act.
Pensioners Rates Remission Act.
Water (Borrowing Powers) Act.
Employment Agents Act.
Local Government (General Amendment) Act.
Housing Act.
State Electricity Commission (Brown Coal Royalty) Act.
Health Commission (Amendment) Act.
Motor Car (Penalties) Act.
Egg Industry Stabilization Act.

On 20 December 1983—

Geelong Market Site Act.
Crimes (Procedure) Act.
Trustee Companies (Amendment) Act.
Estate Agents (Amendment) Act.
Teaching Service Act.

- 3 CORRECTION OF SHORT TITLES OF BILLS—The Honourable Evan Walker moved, by leave, That where a Bill has passed through both Houses and the citation of the Bill includes a reference to a calendar year earlier than that in which the passage of the Bill was completed, the Clerk of the Parliaments be empowered to alter the calendar year reference in the citation of the Bill and any corresponding citation within the Bill itself to the year in which the passage of the Bill was so completed.

Question—put and resolved in the affirmative.

- 4 MINISTERIAL STATEMENT—INTERPRETATION BILL—The Honourable J. H. Kennan made a Ministerial Statement in response to the report of the Legal and Constitutional Committee on the Interpretation Bill (pursuant to section 40 of the *Parliamentary Committees Act* 1968).

The Honourable A. J. Hunt moved, That, contingent upon the introduction of the Interpretation of Legislation Bill, the Ministerial Statement be taken into consideration cognately with that Bill.

Question—put and resolved in the affirmative.

- 5 PETITION—INDUSTRIAL RELATIONS AND WORKERS COMPENSATION ACTS—The Honourable G. A. S. Butler presented a Petition from certain citizens of Victoria praying that the proposed amendments to the *Industrial Relations Act* 1979 and *Workers Compensation Act* 1958 be enacted.

Ordered to lie on the Table.

- 6 WRONGS (ANIMALS STRAYING ON HIGHWAYS) BILL—On the motion (by leave without notice) of the Honourable J. H. Kennan, leave was given to bring in a Bill to modify the law relating to liability for animals straying on to highways and for that purpose to amend the *Wrongs Act* 1958 and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 7 INTERPRETATION OF LEGISLATION BILL—On the motion (by leave without notice) of the Honourable J. H. Kennan, leave was given to bring in a Bill to make fresh provision with respect to the construction and operation of, and the shortening of the language used in, Acts of Parliament and subordinate instruments, to repeal the *Acts Interpretation Act* 1958, to amend the *Property Law Act* 1958, the *Supreme Court Act* 1958, the *Subordinate Legislation Act* 1962, the *Constitution Act* 1975, the *Penalties and Sentences Act* 1981 and certain other Acts and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 8 DRAINAGE OF LAND (AMENDMENT) BILL—On the motion (by leave without notice) of the Honourable D. R. White, leave was given to bring in a Bill to amend Part I. of the *Drainage of Land Act* 1975 with respect to the Rights and Duties of Occupiers of Land, to amend the *Water Act* 1958 and the *Planning Appeals Board Act* 1980 and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 9 PAPERS—

PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND—The Honourable D. R. White moved, by leave, That there be laid before this House a copy of the Report of the Parliamentary Contributory Superannuation Fund for the year 1982–83.

Question—put and resolved in the affirmative.

The said report was thereupon presented by the Honourable D. R. White and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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PUBLIC BODIES REVIEW COMMITTEE—SMALL BUSINESS DEVELOPMENT CORPORATION—The Honourable B. A. Chamberlain presented a Report from the Public Bodies Review Committee upon the Small Business Development Corporation, together with an Appendix and Minutes of Evidence.

Ordered to lie on the Table, and the report and appendix to be printed.

PUBLIC BODIES REVIEW COMMITTEE—ALBURY—WODONGA (VICTORIA) CORPORATION—
The Honourable B. A. Chamberlain presented a Report from the Public Bodies Review Committee upon the Albury—Wodonga (Victoria) Corporation, together with Appendices and Minutes of Evidence.

Ordered to lie on the Table and the report and appendices to be printed.

The Honourable A. J. Hunt moved, That the reports of the Public Bodies Review Committee be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Arts Centre Trust—Report for the year 1982–83.

Dairy Industry Authority—Report for the year 1982–83.

Deakin University—Report and accounts, together with statutes approved by the Governor in Council, for the year 1982 (three papers).

Education Act 1958—Resumption of land at Cranbourne North—Certificate of the Minister of Education.

Employment and Training—Report of the Ministry of Employment and Training for the year 1982–83.

Fishing Industry Council—Report for the year 1982–83.

Geelong Performing Arts Centre Trust—Report and accounts for the year 1982–83.

Hospitals Superannuation Board—Report for the year 1982–83.

Industrial Training Commission—Report for the year 1982–83.

Institute of Secondary Education—Report for the year 1982.

Land Act 1958—Acquisition of land at Melbourne for erection of a Remand Centre—Certificate of the Minister for Community Welfare Services.

Latrobe Valley Water and Sewerage Board—Report and accounts for the year 1982–83.

Law Foundation—Report for the year ended 30 September 1983.

Melbourne and Metropolitan Board of Works—Statement of accounts, together with particulars of rates made, for the year 1982–83.

Melbourne University—

Financial statements for the year 1982.

Report of the Council, together with statutes and regulations allowed by His Excellency the Governor, for the year 1982 (twelve papers).

Metropolitan Fire Brigades Board—Report for the year 1982–83.

Metropolitan Fire Brigades Superannuation Board—Report for the year 1982–83.

Municipal Association Act 1907—Financial report on Local Government Investment Service Fund for the period 31 March to 30 June 1983.

National Companies and Securities Commission—Report and financial statements for the year 1982–83.

National Gallery—Report of the Council of Trustees, together with financial statements, for the year 1982–83.

Public Offices Corporation—

Report and accounts for the year 1982–83.

Report of exercise of powers pursuant to section 9 (2) of the *Victorian Public Offices Corporation Act 1974*.

Publications—Report of the State Classification of Publications Board for the year 1982–83.

State Employees Retirement Benefits Board—Report for the year 1982–83.

State Insurance Office—Report and accounts for the year 1982–83.

Statutory Rules under the following Acts of Parliament:

Abattoir and Meat Inspection Act 1973—No. 3/1984.

Appeal Costs Fund Act 1964—No. 405/1983.

Audit Act 1958—No. 379/1983.

Boilers and Pressure Vessels Act 1970—Nos. 28 and 29/1984.

Building Control Act 1981—No. 428/1983.

Business Franchise (Tobacco) Act 1974—Business Franchise (Petroleum Products) Act 1979—No. 371/1983.

Business Names Act 1962—No. 352/1983.

Chiropractors and Osteopaths Act 1978—No. 407/1983.

Cluster Titles Act 1974—No. 364/1983.

Coal Mines Act 1958—No. 442/1983.

Companies (Acquisition of Shares) (Application of Laws) Act 1981—No. 421/1983.

Companies (Administration) Act 1981—No. 406/1983.

Companies (Application of Laws) Act 1981—No. 422/1983.

Construction Industry Long Service Leave Act 1983—No. 367/1983; and No. 30/1984.

Country Fire Authority Act 1958—No. 394/1983.

Dietitians Act 1981—No. 431/1983.

Discharged Servicemen's Preference Act 1943—No. 409/1983.

Dried Fruits Act 1958—No. 439/1983.

Drugs, Poisons and Controlled Substances Act 1981—No. 408/1983.

Education Act 1958—No. 20/1984.

Education Service Act 1981—Nos. 35 to 37/1984.

Energy Consumption Levy Act 1982—No. 24/1984.

Environment Protection Act 1970—No. 429/1983.

Extractive Industries Act 1966—No. 410/1983.

Farm Produce Merchants and Commission Agents Act 1965—No. 438/1983.

Firearms Act 1958—No. 23/1984.

Fisheries Act 1968—No. 27/1984.

Forests Act 1958—Nos. 1 and 5/1984.

Freedom of Information Act 1982—No. 365/1983.

Friendly Societies Act 1958—No. 376/1983.

Grain Elevators Act 1958—No. 348/1983.

Groundwater Act 1969—No. 411/1983.

Health Act 1958—Nos. 351, 375, 377, 430 and 443/1983; and Nos. 6, 7, 8, 18 and 19/1984.

Health Commission Act 1977—No. 22/1984.

Hospitals Superannuation Act 1965—No. 441/1983.

Statutory Rules under the following Acts of Parliament—*continued*—

- Industrial Relations Act 1979—Nos. 380 and 413/1983; and Nos. 9 and 10/1984.
- Industrial Safety, Health and Welfare Act 1981—No. 361/1983.
- Industrial Training Act 1975—Nos. 13 and 17/1984.
- Instruments Act 1958—No. 353/1983.
- Juries Act 1967—No. 446/1983.
- Land Tax Act 1958—No. 384/1983.
- Law Reform Act 1973—No. 412/1983.
- Legal Profession Practice Act 1958—No. 349/1983.
- Lifts and Cranes Act 1967—No. 31/1984.
- Local Government Act 1958—Nos. 345, 346, 393, 397 and 427/1983; and No. 21/1984.
- Lotteries Gaming and Betting Act 1966—No. 398/1983; and No. 15/1984.
- Magistrates' Courts Act 1971—Nos. 354 and 445/1983.
- Marine Act 1958—Nos. 385 to 391/1983.
- Marketing of Primary Products Act 1958—No. 382/1983.
- Melbourne and Metropolitan Board of Works Act 1958—Nos. 347 and 374/1983.
- Metropolitan Fire Brigades Superannuation Act 1976—No. 12/1984.
- Milk and Dairy Supervision Act 1958—No. 437/1983.
- Milk Pasteurization Act 1958—No. 436/1983.
- Mines Act 1958—Nos. 362, 414 and 415/1983.
- Money Lenders Act 1958—No. 355/1983.
- Motor Boating Act 1961—Nos. 372 and 392/1983; and Nos. 2, 26 and 38/1984.
- Motor Car Act 1958—Nos. 368 and 440/1983.
- Motor Car Traders Act 1973—No. 416/1983.
- National Gallery of Victoria Act 1966—No. 378/1983.
- National Parks Act 1975—No. 370/1983; and Nos. 14 and 41/1984.
- Pay-roll Tax Act 1971—No. 434/1983.
- Pharmacists Act 1974—No. 363/1983.
- Post-Secondary Education Act 1978—No. 395/1983; and No. 42/1984.
- Printers and Newspapers Act 1958—No. 356/1983.
- Property Law Act 1958—No. 357/1983.
- Public Service Act 1974—Nos. 381, 419 and 420/1983; and No. 34/1984; PSD Nos. 76 and 79 to 93/1983; and Nos. 1 to 8/1984.
- Racing Act 1958—Nos. 366, 396, 399 to 403, 425, 432 and 433/1983.
- Reference Areas Act 1978—No. 16/1984.
- Religious Successory and Charitable Trusts Act 1958—No. 358/1983.
- Scaffolding Act 1971—No. 32/1984.
- Second-hand Dealers Act 1958—No. 11/1984.
- Securities Industry (Application of Laws) Act 1981—No. 423/1983.
- Stock Medicines Act 1958—No. 435/1983.

Statutory Rules under the following Acts of Parliament—*continued*—

Strata Titles Act 1967—No. 359/1983.

Supreme Court Act 1958—Nos. 339, 417 and 418/1983.

Survey Co-ordination Act 1958—No. 444/1983.

Tattersall Consultations Act 1958—No. 424/1983.

Trade Unions Act 1958—No. 369/1983.

Transfer of Land Act 1958—Nos. 350 and 360/1983.

Transport Act 1983—Nos. 344 and 426/1983; and Nos. 4 and 25/1984.

Valuation of Land Act 1960—No. 447/1983.

Veterinary Surgeons Act 1958—No. 33/1984.

Water Act 1958—No. 383/1983.

Weights and Measures Act 1958—No. 341/1983.

Wildlife Act 1975—No. 373/1983.

Youth, Sport and Recreation Act 1972—No. 404/1983.

Third Party Insurance Premiums Committee—Report for the year 1982–83.

Tourism Commission—Report and accounts for the year 1982–83.

Town and Country Planning Act 1961:

Ararat—Shire of Ararat (Willaura) Planning Scheme—Amendment No. 4.

Bacchus Marsh Planning Scheme—Amendment No. 22.

Benalla—City of Benalla Planning Scheme—Amendment No. 35.

Bulla—Shire of Bulla Planning Scheme 1959—Amendment No. 92, 1983.

Colac—City of Colac Planning Scheme 1963—Amendment No. 19.

Eildon Reservoir Planning Scheme 1959 (Shire of Mansfield)—Amendments Nos. 31, 32, 32A and 33.

Flinders—Shire of Flinders Planning Scheme 1962—Amendments Nos. 151 and 159, 1983; and No. 167.

Geelong Regional Planning Scheme—Amendments No. 38, Part 3; No. 45, Part 1 (with map); No. 45, Part 2; No. 48, Part 1, 1983; No. 62, Part 2, 1983; No. 72, Part 1, 1983; and No. 73, 1983.

Hastings—Shire of Hastings Planning Scheme—Amendment No. 11, Part 1.

Kilmore—Shire of Kilmore Planning Scheme 1973—Amendment No. 50, 1981.

Knox—City of Knox Planning Scheme 1965—Amendments No. 252, 1983; No. 255, Part A; No. 256, 1982; No. 257, 1982; No. 259, 1983; and No. 264, 1983.

Korumburra—Shire of Korumburra Planning Scheme—Amendments Nos. 23 and 24, 1983.

Kyabram—Town of Kyabram Planning Scheme 1963—Amendment No. 29.

Lillydale—Shire of Lillydale Planning Scheme 1958—Amendment No. 167.

Lorne Planning Scheme—Amendments Nos. 5, 8 and 9.

Melbourne Metropolitan Planning Scheme—Amendments No. 155, Part 4 (with map); No. 192, Part 2A (with five maps); No. 192, Part 3 (with four maps); No. 193, Part 1B (with map); No. 193, Part 2 (with map); No. 214, Part 1A (with twelve maps); No. 225, Part 2 (with four maps); No. 230, Part 1 (with three maps); No. 231, Part 1 (with 22 maps); No. 253 (with map); No. 257 (with map); No. 258 (with three maps); No. 262 (with map); No. 264 (with map); No. 266 (with map); No. 269 (with map); and No. 271.

Town and Country Planning Act 1961—*continued*—

- Moe—City of Moe Planning Scheme 1966—Amendment No. 72, 1983.
- Pakenham—Shire of Pakenham Planning Scheme Part 1—Amendments Nos. 21, 24 and 26.
- Phillip Island Planning Scheme—Amendment No. 18.
- Sale—City of Sale Planning Scheme—Amendment No. 12, 1982.
- Seymour Planning Scheme—Amendment No. 82.
- Sherbrooke—Shire of Sherbrooke Planning Scheme 1979 (Urban Areas)—Amendment No. 18.
- South Gippsland—Shire of South Gippsland Planning Scheme—Amendments No. 47, Part A, 1980; and No. 51, 1981.
- Stawell—Town of Stawell Planning Scheme—Amendment No. 24.
- Swan Hill—City of Swan Hill Planning Scheme 1981.
- Tambo—Shire of Tambo (Lakes Entrance) Planning Scheme—Amendments Nos. 40 and 46.
- Traralgon—City of Traralgon Planning Scheme—Amendments Nos. 38, 41 and 42, 1983.
- Warragul Planning Scheme 1954—Amendment No. 47, 1983.
- Woorayl—Shire of Woorayl Planning Scheme—Amendments No. 62, Part A; and No. 63.
- West Moorabool Water Board—Report and statements of accounts for the year 1982–83.
- Youth Parole Board—Report for the year 1981–82.

The Honourable A. J. Hunt moved, That the reports, accounts and financial statements tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 10 **WRONGS (ANIMALS STRAYING ON HIGHWAYS) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 11 **DRAINAGE OF LAND (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable R. J. Long moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered, after debate—That the debate be adjourned until Tuesday next.

- 12 **INTERPRETATION OF LEGISLATION BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 13 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 to 3 inclusive, be postponed until later this day.
- 14 WORKERS COMPENSATION (AMENDMENT) BILL (No. 2)—DISCHARGE OF ORDER OF THE DAY—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—
The Honourable Evan Walker (for the Honourable D. R. White) moved, That the said Order be discharged.
Question—put and resolved in the affirmative.
Ordered—That the Bill be withdrawn.
- 15 EQUAL OPPORTUNITY BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.
House in Committee.
The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.
Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.
- 16 ADJOURNMENT—The Honourable Evan Walker moved, That the House do now adjourn.
Debate ensued.
And the Council having continued to sit until after 12 midnight—

WEDNESDAY, 29 FEBRUARY

- Debate continued.
Question—put and resolved in the affirmative.
And then the Council, at 12.05 a.m., adjourned until this day.

R. K. EVANS
Clerk of the Legislative Council

No. 86—Wednesday, 29 February 1984

- 1 The President took the Chair and read the Prayer.
- 2 PETITION—BIRREGURRA HOSPITAL—The Honourable R. I. Knowles presented a Petition from certain citizens of Victoria praying that the recommendation for the closure of the Birregurra Hospital be disregarded.
Ordered to lie on the Table.
- 3 ENVIRONMENT PROTECTION (UNLEADED PETROL) BILL—On the motion (by leave without notice) of the Honourable Evan Walker, leave was given to bring in a Bill to amend the *Environment Protection Act 1970*, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 4 CRIMINAL PROCEEDINGS BILL—On the motion (by leave without notice) of the Honourable J. H. Kennan, leave was given to bring in a Bill to make special provisions with respect to certain criminal proceedings and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 5 EVIDENCE (AMENDMENT) BILL—On the motion (by leave without notice) of the Honourable J. H. Kennan, leave was given to bring in a Bill to amend the *Evidence Act* 1958, and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 6 POSTPONEMENT OF NOTICES OF MOTION—Ordered—That the consideration of Notices of Motion, General Business, Nos. 1 to 5 inclusive, be postponed until later this day.
- 7 STATE'S CAPITAL RESOURCES—The Honourable A. J. Hunt moved, That this House records its alarm at the continuing mismanagement by the Government of the capital resources and potential of the State, including the concurrent dissipation of its assets and increasing of its debts, to the serious detriment of future generations of Victorians.

Debate ensued.

Question—put.

The Council divided.

AYES, 22

The Hon. W. R. Baxter
 H. G. Baylor (*Teller*)
 M. A. Birrell (*Teller*)
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward
 K. I. M. Wright

NOES, 19

The Hon. M. J. Arnold (*Teller*)
 G. A. S. Butler
 Joan Coxsedg (*Teller*)
 J. L. Dixon
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

- 8 POSTPONEMENT OF NOTICES OF MOTION AND ORDERS OF THE DAY—Ordered—That the consideration of Notices of Motion, General Business, Nos. 7 to 11 inclusive, and the Orders of the Day, General Business, be postponed until later this day.
- 9 ENVIRONMENT PROTECTION (UNLEADED PETROL) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.
- The Honourable B. A. Chamberlain moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until Tuesday next.
- 10 EVIDENCE (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 11 CRIMINAL PROCEEDINGS BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 12 EQUAL OPPORTUNITY BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 13 NATIONAL PARKS (AMENDMENT) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable D. M. Evans moved, as an amendment, That all the words after “That” be omitted with the view of inserting in place thereof “this Bill be not read a second time until the proposed restructuring of the Department of Conservation, Forests and Lands has been completed and suitable management procedures for all public land in Victoria have been drawn up”.

The Honourable C. J. Kennedy moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 14 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 6.10 p.m., adjourned until Tuesday next.

R. K. EVANS
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- 1 NATIONAL PARKS (AMENDMENT) BILL—(*Hon. R. A. Mackenzie*)—*Resumption of debate on the question—That this Bill be now read a second time—and on the amendment of the Hon. D. M. Evans—That all the words after “That” be omitted with the view of inserting in place thereof “this Bill be not read a second time until the proposed restructuring of the Department of Conservation, Forests and Lands has been completed and suitable management procedures for all public land in Victoria have been drawn up”—(Hon. C. J. Kennedy).*
- *2 ENVIRONMENT PROTECTION (UNLEADED PETROL) BILL—(*Hon. Evan Walker*)—*Second reading—Resumption of debate. (Hon. B. A. Chamberlain).*
- 3 DRAINAGE OF LAND (AMENDMENT) BILL—(*Hon. D. R. White*)—*Second reading—Resumption of debate. (Hon. R. J. Long).*
- 4 WRONGS (ANIMALS STRAYING ON HIGHWAYS) BILL—(*Hon. J. H. Kennan*)—*Second reading—Resumption of debate. (Hon. Haddon Storey).*
- ‡5 INTERPRETATION OF LEGISLATION BILL—(*Hon. J. H. Kennan*)—*Second reading—Resumption of debate. (Hon. Haddon Storey).*
- *6 CRIMINAL PROCEEDINGS BILL—(*Hon. J. H. Kennan*)—*Second reading—Resumption of debate. (Hon. Haddon Storey).*
- *7 EVIDENCE (AMENDMENT) BILL—(*Hon. J. H. Kennan*)—*Second reading—Resumption of debate. (Hon. Haddon Storey).*
- 8 SOUTH MELBOURNE LAND BILL—(*from Assembly—Hon. Evan Walker*)—*Second reading.*
- 9 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(*from Assembly—Hon. J. H. Kennan*)—*Second reading—Resumption of debate. (Hon. Haddon Storey).*
- 10 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—*To be considered.*
- 11 MILK PASTEURIZATION (AMENDMENT) BILL—(*Hon. D. E. Kent*)—*Second reading—Resumption of debate. (Hon. R. I. Knowles).*
- 12 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. Evan Walker*)—*Second reading—Resumption of debate. (Hon. Haddon Storey).*

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. A. J. HUNT—*To move, That this House requests the Government to honour its pre-election commitment to open government.*
- 2 The Hon. D. M. EVANS—*To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.*

‡ *Cognate subjects—To be debated concurrently pursuant to order of the Council on 28 February 1984.*

* *Indicates new entry.*

- 3 The Hon. B. A. CHAMBERLAIN—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- 4 The Hon. A. J. HUNT—To move, That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is unparliamentary and will not be accepted by this House, and hereby authorizes and requires the President to rule out of order any Bill which offends against that principle.
- 5 The Hon. B. A. CHAMBERLAIN—To move, That a Select Committee of six Members be appointed to investigate and report upon the implications to the wine industry and the economy of this State of differential taxes imposed by neighbouring States on wine; the Committee to have power to send for persons, papers and records; three to be the quorum.
- 6 The Hon. B. P. DUNN—To move, That this House recognizes the importance of the grain industry to Victoria and censures the Minister of Transport for his failure to adequately carry out his responsibilities during the 1983–84 grain harvest, and calls on the Government to—
- increase V-Line locomotive power and rolling stock; and
 - upgrade rail lines serving traditional grain growing areas,
- and assist the industry to—
- increase permanent storage at delivery points;
 - improve lifting and outloading capacity at delivery points; and
 - further develop the Port of Portland as a grain shipping terminal.
- 7 The Hon. B. A. CHAMBERLAIN—To move, That this House, noting the decision of the Minister for Planning and Environment to block the further development of the Royal Automobile Club of Victoria complex at Noble Park and to frustrate the \$12 million development with resultant loss of substantial job opportunities, and noting the strong opinions in favour of the development by the City of Springvale and the Planning Appeals Board, calls upon the Minister to immediately negotiate with the RACV with a view to enabling the development to proceed in a mutually acceptable form.
- 8 The Hon. W. R. BAXTER—To move, That in the view of the serious disadvantage imposed upon students from country Victoria, this House—
- (a) Condemns the Government for closing and initiating disposal of student hostels in Melbourne;
 - (b) Questions the failure of the Government to widely advertise, prior to the commencement of the academic year, that two hostels were to remain open contrary to earlier advice;
 - (c) Rejects its belated attempt to transfer responsibility for student housing to the Commonwealth; and
 - (d) Calls for the hostels to be re-opened forthwith or for suitable alternative accommodation to be provided by the leasing of migrant hostels or the use of surplus nurses homes and the like.
- 9 The Hon. D. M. EVANS—To move, That this House censures the Government for its failure to appoint a Chairman of the Country Fire Authority, and its failure to recognize the damage being done to morale amongst volunteer members of Country Fire Authority brigades by continuing to promote amalgamation between the Country Fire Authority and the Metropolitan Fire Brigades Board.

10 The Hon. W. R. BAXTER—To move, That this House calls on the Government to reject the Monash University report into the costs and benefits of irrigation on the following grounds:

- (a) Statistics produced by reputable authorities such as the Bureau of Agricultural Economics and the Department of Agriculture clearly show that farmers could not financially survive a fourfold increase in water charges;
- (b) It is self-evident that irrigation has provided manifold benefits to Victoria in respect of—
 - (i) decentralization;
 - (ii) recreation;
 - (iii) urban water supplies;
 - (iv) flood mitigation; and
 - (v) cheap and bountiful high quality food to urban consumers; and
- (c) That, unless the report is rejected, organizations such as municipalities in irrigation areas, farmer bodies, government departments such as the State Rivers and Water Supply Commission and the Department of Agriculture, Victoria and individuals will be compelled to expend significant resources in money and time in refuting the specious claims made therein.

Contingent Notice of Motion

1 The Hon. HADDON STOREY—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

Orders of the Day

- 1 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (*Hon. Haddon Storey*)—*Resumption of debate. (Hon. W. A. Landeryou).*
- 2 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- φ3 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. M. J. Arnold).*
- φ4 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. M. J. Arnold).*
- 5 MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.

φ Cognate Motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.

- 6 GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—STATE BOARD OF EDUCATION REPORT—MOTION TO TAKE NOTE OF REPORT (*Hon. A. J. Hunt*)—*Resumption of debate.* (*Hon. N. B. Reid*).
- §7 PRISONS SERVICE COMMITTEE—GOVERNMENT'S GUIDELINES FOR PUBLIC SERVANTS ATTENDING BEFORE COMMITTEE—To be considered.
- §8 RELATIONS BETWEEN PARLIAMENT AND THE EXECUTIVE—STATEMENT AND LETTERS TO THE PREMIER AND SOLICITOR-GENERAL DATED 15 SEPTEMBER 1983—To be considered.
- 9 ALCOA SMELTER, PORTLAND—MOTION FOR APPOINTMENT OF SELECT COMMITTEE—(*Hon. D. G. Crozier*)—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 10 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- 11 RADIO MASTS—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 12 SALINITY COMMITTEE—REPORT ON ACTIVITIES—To be considered.
- 13 SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES—(*Hon. W. R. Baxter*)—*Resumption of debate.* (*Hon. D. M. Evans*).
- †14 SUBORDINATE LEGISLATION (DEREGULATION) BILL—(*Hon. A. J. Hunt*)—Second reading—*Resumption of debate.* (*Hon. J. H. Kennan*).
- 15 ROAD SAFETY IN VICTORIA—INTERIM REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- 16 FEBRUARY, 1984 REFERENDUM PROPOSALS—MOTION DECLARING SUPPORT OF HOUSE AND COMMENDING AFFIRMATIVE VOTES BY VICTORIAN ELECTORS (*Hon. W. A. Landeryou*)—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 17 FREEWAY SPEED LIMITS—MINISTER'S RESPONSE TO RECOMMENDATIONS IN SOCIAL DEVELOPMENT COMMITTEE'S REPORT—To be considered.
- 18 POKER MACHINES—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—To be considered.
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- 24 METROPOLITAN CEMETERY LAND NEEDS AND A CREMATORIUM AT GEELONG—REPORT OF MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—To be considered.
- 25 WATER SECTOR—STRATEGIES FOR REFORM—MINISTERIAL STATEMENT—To be considered.

§ Cognate subjects—To be debated concurrently pursuant to order of the Council on 21 September 1983.

† Proposals in Bill currently before Legal and Constitutional Committee.

- 26 ARTS CENTRE TRUST REPORT, 1982-83—To be considered.
- 27 DAIRY INDUSTRY AUTHORITY REPORT, 1982-83—To be considered.
- 28 DEAKIN UNIVERSITY REPORT, 1982—To be considered.
- 29 EMPLOYMENT AND TRAINING MINISTRY REPORT, 1982-83—To be considered.
- 30 FISHING INDUSTRY COUNCIL REPORT, 1982-83—To be considered.
- 31 GEELONG PERFORMING ARTS CENTRE TRUST REPORT, 1982-83—To be considered.
- 32 HOSPITALS SUPERANNUATION BOARD REPORT, 1982-83—To be considered.
- 33 INDUSTRIAL TRAINING COMMISSION REPORT, 1982-83—To be considered.
- 34 INSTITUTE OF SECONDARY EDUCATION REPORT, 1982—To be considered.
- 35 LATROBE VALLEY WATER AND SEWERAGE BOARD REPORT, 1982-83—To be considered.
- 36 LAW FOUNDATION REPORT, 1982-83—To be considered.
- 37 MELBOURNE AND METROPOLITAN BOARD OF WORKS ACCOUNTS, 1982-83—To be considered.
- 38 MELBOURNE UNIVERSITY REPORT AND FINANCIAL STATEMENTS, 1982—To be considered.
- 39 METROPOLITAN FIRE BRIGADES BOARD REPORT, 1982-83—To be considered.
- 40 METROPOLITAN FIRE BRIGADES SUPERANNUATION BOARD REPORT, 1982-83—To be considered.
- 41 LOCAL GOVERNMENT INVESTMENT SERVICE FUND FINANCIAL REPORT, PERIOD ENDED 30 JUNE 1983—To be considered.
- 42 NATIONAL COMPANIES AND SECURITIES COMMISSION REPORT, 1982-83—To be considered.
- 43 NATIONAL GALLERY TRUSTEES REPORT, 1982-83—To be considered.
- 44 PUBLIC OFFICES CORPORATION REPORT, 1982-83—To be considered.
- 45 PUBLIC OFFICES CORPORATION REPORT OF EXERCISE OF POWERS—To be considered.
- 46 PUBLICATIONS—STATE CLASSIFICATION BOARD REPORT, 1982-83—To be considered.
- 47 STATE EMPLOYEES RETIREMENT BENEFITS BOARD REPORT, 1982-83—To be considered.
- 48 STATE INSURANCE OFFICE ACCOUNTS, 1982-83—To be considered.
- 49 WEST MOORABOOL WATER BOARD REPORT, 1982-83—To be considered.
- 50 YOUTH PAROLE BOARD REPORT, 1981-82—To be considered.
- 51 THIRD PARTY INSURANCE PREMIUMS COMMITTEE REPORT, 1982-83—To be considered.
- 52 TOURISM COMMISSION REPORT, 1982-83—To be considered.

- ‡53 INTERPRETATION BILL—MINISTER'S RESPONSE TO RECOMMENDATIONS IN LEGAL AND CONSTITUTIONAL COMMITTEE'S REPORT—To be considered.
- 54 PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND REPORT, 1982-83—To be considered.
- 55 SMALL BUSINESS DEVELOPMENT CORPORATION—REPORT OF PUBLIC BODIES REVIEW COMMITTEE—To be considered.
- 56 ALBURY-WODONGA (VICTORIA) CORPORATION—REPORT OF PUBLIC BODIES REVIEW COMMITTEE—To be considered.

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M. Evans, C. J. Hogg, A. J. Hunt, J. E. Kirner and W. A. Landeryou.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

Notices of Motion

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φ Cognate Motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.

§ Cognate subjects—To be debated concurrently pursuant to order of the Council on 21 September 1983.

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- 24 METROPOLITAN CEMETERY LAND NEEDS AND A CREMATORIUM AT GEELONG—REPORT OF MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—To be considered.
- 25 WATER SECTOR—STRATEGIES FOR REFORM—MINISTERIAL STATEMENT—To be considered.
- 26 ARTS CENTRE TRUST REPORT, 1982-83—To be considered.
- 27 DAIRY INDUSTRY AUTHORITY REPORT, 1982-83—To be considered.
- 28 DEAKIN UNIVERSITY REPORT, 1982—To be considered.
- 29 EMPLOYMENT AND TRAINING MINISTRY REPORT, 1982-83—To be considered.
- 30 FISHING INDUSTRY COUNCIL REPORT, 1982-83—To be considered.
- 31 GEELONG PERFORMING ARTS CENTRE TRUST REPORT, 1982-83—To be considered.
- 32 HOSPITALS SUPERANNUATION BOARD REPORT, 1982-83—To be considered.
- 33 INDUSTRIAL TRAINING COMMISSION REPORT, 1982-83—To be considered.
- 34 INSTITUTE OF SECONDARY EDUCATION REPORT, 1982—To be considered.
- 35 LATROBE VALLEY WATER AND SEWERAGE BOARD REPORT, 1982-83—To be considered.
- 36 LAW FOUNDATION REPORT, 1982-83—To be considered.
- 37 MELBOURNE AND METROPOLITAN BOARD OF WORKS ACCOUNTS, 1982-83—To be considered.
- 38 MELBOURNE UNIVERSITY REPORT AND FINANCIAL STATEMENTS, 1982—To be considered.
- 39 METROPOLITAN FIRE BRIGADES BOARD REPORT, 1982-83—To be considered.
- 40 METROPOLITAN FIRE BRIGADES SUPERANNUATION BOARD REPORT, 1982-83—To be considered.
- 41 LOCAL GOVERNMENT INVESTMENT SERVICE FUND FINANCIAL REPORT, PERIOD ENDED 30 JUNE 1983—To be considered.
- 42 NATIONAL COMPANIES AND SECURITIES COMMISSION REPORT, 1982-83—To be considered.
- 43 NATIONAL GALLERY TRUSTEES REPORT, 1982-83—To be considered.
- 44 PUBLIC OFFICES CORPORATION REPORT, 1982-83—To be considered.

- 45 PUBLIC OFFICES CORPORATION REPORT OF EXERCISE OF POWERS—To be considered.
- 46 PUBLICATIONS—STATE CLASSIFICATION BOARD REPORT, 1982-83—To be considered.
- 47 STATE EMPLOYEES RETIREMENT BENEFITS BOARD REPORT, 1982-83—To be considered.
- 48 STATE INSURANCE OFFICE ACCOUNTS, 1982-83—To be considered.
- 49 WEST MOORABOOL WATER BOARD REPORT, 1982-83—To be considered.
- 50 YOUTH PAROLE BOARD REPORT, 1981-82—To be considered.
- 51 THIRD PARTY INSURANCE PREMIUMS COMMITTEE REPORT, 1982-83—To be considered.
- 52 TOURISM COMMISSION REPORT, 1982-83—To be considered.
- 53 PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND REPORT, 1982-83—To be considered.
- 54 SMALL BUSINESS DEVELOPMENT CORPORATION—REPORT OF PUBLIC BODIES REVIEW COMMITTEE—To be considered.
- 55 ALBURY-WODONGA (VICTORIA) CORPORATION—REPORT OF PUBLIC BODIES REVIEW COMMITTEE—To be considered.
- *56 DELAYS IN THE COURTS—MINISTERIAL STATEMENT—To be considered.
- *57 COMMUNITY WELFARE SERVICES DEPARTMENT REPORT, 1982-83—To be considered.
- *58 LIQUOR CONTROL COMMISSION REPORT, 1982-83—To be considered.
- *59 MITCHELL WATER BOARD—MINISTER'S REASONS FOR PROPOSED RECOMMENDATION TO CONSTITUTE BOARD AND ABOLISH CERTAIN WATERWORKS TRUSTS—To be considered.
- *60 GRAIN HARVEST, 1983-84, HANDLING AND TRANSPORT—MINISTERIAL STATEMENT—To be considered.

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TUESDAY, 13 MARCH

GOVERNMENT BUSINESS

Orders of the Day

- *1 CRIMES (GENERAL AMENDMENT) BILL—(Hon. J. H. Kennan)—Second reading—*Resumption of debate.* (Hon. W. R. Baxter).
- *2 VAGRANCY (AMENDMENT) BILL—(Hon. J. H. Kennan)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).

GOVERNMENT BUSINESS
Orders of the Day

- *1 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL (No. 2)—(from Assembly—Hon. D. R. White)—Second reading.
- *2 ARCHAEOLOGICAL AND ABORIGINAL RELICS PRESERVATION (AMENDMENT) BILL—(Hon. Evan Walker)—Second reading.
- *3 WORKERS COMPENSATION (AMENDMENT) BILL (No. 3)—(from Assembly—Hon. D. R. White)—Second reading.
- 4 WRONGS (ANIMALS STRAYING ON HIGHWAYS) BILL—(Hon. J. H. Kennan)—To be further considered in Committee.
- 5 NATIONAL PARKS (AMENDMENT) BILL—(Hon. R. A. Mackenzie)—*Resumption of debate on the question—That this Bill be now read a second time—and on the amendment of the Hon. D. M. Evans—That all the words after “That” be omitted with the view of inserting in place thereof “this Bill be not read a second time until the proposed restructuring of the Department of Conservation, Forests and Lands has been completed and suitable management procedures for all public land in Victoria have been drawn up”*—(Hon. C. J. Kennedy).
- 6 CRIMINAL PROCEEDINGS BILL—(Hon. J. H. Kennan)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 7 DRAINAGE OF LAND (AMENDMENT) BILL—(Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. R. J. Long).
- 8 SOUTH MELBOURNE LAND BILL—(from Assembly—Hon. Evan Walker)—Second reading.
- 9 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 10 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 11 MILK PASTEURIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—*Resumption of debate.* (Hon. R. I. Knowles).
- 12 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. Evan Walker)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler,
B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn,
J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn,
A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Cocksedge, W. A.
Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward,
C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables
C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter,
D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Cocksedge,
B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier,
D. M. Evans, C. J. Hogg, A. J. Hunt, J. E. Kirner and W. A. Landeryou.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A.
Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg
and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler,
B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon
Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will
apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business,
for consideration of a paper tabled either pursuant to Statute or His Excellency's
Command will be discharged from the Notice Paper after five consecutive listings,
unless a motion to take note of the paper is pending resolution.

MINUTES OF THE PROCEEDINGS

Nos. 87 and 88

No. 87—Tuesday, 6 March 1984

- 1 The President took the Chair and read the Prayer.
- 2 **ARCHAEOLOGICAL AND ABORIGINAL RELICS PRESERVATION (AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable Evan Walker, leave was given to bring in a Bill to amend the *Archaeological and Aboriginal Relics Preservation Act 1972*, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 3 **CRIMES (GENERAL AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable J. H. Kennan, leave was given to bring in a Bill to amend the law relating to crimes and criminal law procedure and for that purpose to amend the *Crimes Act 1958* and other Acts and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 4 **VAGRANCY (AMENDMENT) BILL**.—On the motion (by leave without notice) of the Honourable J. H. Kennan, leave was given to bring in a Bill to amend the *Vagrancy Act 1966*, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 5 **MINISTERIAL STATEMENT—DELAYS IN THE COURTS**—The Honourable J. H. Kennan made a Ministerial Statement on delays in the Courts.

The Honourable Haddon Storey moved, That the statement be taken into consideration later this day.

Question—put and resolved in the affirmative.

- 6 **PAPERS**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Community Welfare Services Department—Report for the year 1982–83.

Education Act 1958—Resumption of land at Boort—Certificate of the Minister of Education.

Liquor Control Commission—Report and statement of accounts for the year 1982–83.

Police Service Board—Determinations Nos. 391 to 394.

Statutory Rules under the Public Service Act 1974—PSD No. 94/1983 and No. 10/1984.

Water and Sewerage Authorities (Restructuring) Act 1983—Minister's written reasons dated 1 March 1984 for proposed recommendation to Governor in Council re an Order to constitute the Mitchell Water Board and abolish certain waterworks trusts and sewerage authorities.

The Honourable Haddon Storey moved, That the reports and the Minister's reasons pursuant to the *Water and Sewerage Authorities (Restructuring) Act 1983* be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

7 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 to 6 inclusive, be postponed until later this day.

8 EVIDENCE (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

9 INTERPRETATION OF LEGISLATION BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and, by leave, read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

10 WRONGS (ANIMALS STRAYING ON HIGHWAYS) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable W. R. Baxter moved, as an amendment, That all the words after “That” be omitted with the view of inserting in place thereof “this Bill be withdrawn and re-drafted to embody the recommendations for legislative change contained in the report of the Statute Law Revision Committee upon the Law relating to Animals on Highways dated 2 November 1978”.

Debate ensued.

Question—That the words proposed to be omitted stand part of the question—put.

The Council divided.

AYES, 34

The Hon. M. J. Arnold
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 G. A. S. Butler
 B. A. Chamberlain
 G. P. Connard
 Joan Coxsedge
 D. G. Crozier
 J. L. Dixon (*Teller*)
 D. K. Hayward
 D. E. Henshaw
 C. J. Hogg (*Teller*)
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. I. Knowles

NOES, 4

The Hon. W. R. Baxter (*Teller*)
 B. P. Dunn
 D. M. Evans (*Teller*)
 K. I. M. Wright

R. Lawson
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 J. W. S. Radford
 N. B. Reid
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 Evan Walker
 H. R. Ward
 D. R. White

And so it was resolved in the affirmative—Amendment negatived.

Question—That this Bill be now read a second time—put.

The Council divided.

AYES, 34

The Hon. M. J. Arnold
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 G. A. S. Butler (*Teller*)
 B. A. Chamberlain
 G. P. Connard
 Joan Cocksedge
 D. G. Crozier
 J. L. Dixon
 D. K. Hayward
 D. E. Henshaw
 C. J. Hogg
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy (*Teller*)
 D. E. Kent
 J. E. Kirner
 R. I. Knowles
 R. Lawson
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 J. W. S. Radford
 N. B. Reid
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 Evan Walker
 H. R. Ward
 D. R. White

NOES, 4

The Hon. W. R. Baxter (*Teller*)
 B. P. Dunn
 D. M. Evans (*Teller*)
 K. I. M. Wright

And so it was resolved in the affirmative.

Ordered—That the Bill be committed to a Committee of the whole later this day.

- 11 MINISTERIAL STATEMENT—GRAIN HARVEST, 1983–84—The Honourable D. E. Kent made a Ministerial Statement on the handling and transport of the 1983–84 grain harvest.
- The Honourable D. G. Crozier moved, That the Ministerial statement be taken into consideration on the next day of meeting and, by leave and contingent upon Notice of Motion, General Business, No. 6 being moved, that the debate be taken cognately with that proposal.
- Question—put and resolved in the affirmative.
- 12 VAGRANCY (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker (for the Honourable J. H. Kennan) moved, That this Bill be now read a second time.
- The Honourable A. J. Hunt (for the Honourable Haddon Storey) moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until Tuesday next.
- 13 CRIMES (GENERAL AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.
- The Honourable W. R. Baxter moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until Tuesday next.
- 14 WORKERS COMPENSATION (AMENDMENT) BILL (NO. 3)—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Workers Compensation Act 1958’ and for other purposes*” and desiring the concurrence of the Council therein.
- On the motion of the Honourable J. H. Kennan (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
- 15 WRONGS (ANIMALS STRAYING ON HIGHWAYS) BILL—This Bill was, according to Order, committed to a Committee of the whole.
- House in Committee.
- The President resumed the Chair, and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.
- Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.
- 16 ENVIRONMENT PROTECTION (UNLEADED PETROL) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.
- House in Committee.
- The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.
- Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
- 17 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL (NO. 2)—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend*

the 'Medical Practitioners Act 1970', to make provision with respect to Private Hospitals in which a Medical Practitioner has a Notifiable Interest, to amend the 'Health Act 1958', and for other purposes" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

18 ADJOURNMENT—The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.32 p.m., adjourned until tomorrow.

R. K. EVANS
Clerk of the Legislative Council

No. 88—Wednesday, 7 March 1984

1 The President took the Chair and read the Prayer.

2 PETITION—LAKE TYERS—The Honourable B. A. Murphy presented a Petition from certain citizens of Victoria praying that commercial fishing be banned from Lake Tyers.

Ordered to lie on the Table.

3 PAPERS—The following Papers, pursuant to the direction of an Act of Parliament, were laid upon the Table by the Clerk:

Statutory Rules under the following Acts of Parliament:

Drugs, Poisons and Controlled Substances Act 1981—No. 44.

Farm Produce Merchants and Commission Agents Act 1965—No. 39.

Health Act 1958—No. 47.

Public Service Act 1974—PSD Nos. 9 and 12.

Racing Act 1958—No. 40.

Supreme Court Act 1958—No. 45.

4 POSTPONEMENT OF NOTICES OF MOTION—Ordered—That the consideration of Notices of Motion, General Business, Nos. 1 to 5 inclusive, be postponed until later this day.

5 GRAIN HARVEST, 1983–84—The Honourable B. P. Dunn moved, That this House recognizes the importance of the grain industry to Victoria and censures the Minister of Transport for his failure to adequately carry out his responsibilities during the 1983–84 grain harvest, and calls on the Government to—

increase V/Line locomotive power and rolling stock; and
upgrade rail lines serving traditional grain growing areas,

and assist the industry to—

increase permanent storage at delivery points;
improve lifting and outloading capacity at delivery points; and
further develop the Port of Portland as a grain shipping terminal.

Debate ensued.

The Honourable L. A. McArthur moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 6 POSTPONEMENT OF NOTICES OF MOTION AND ORDERS OF THE DAY—Ordered—That the consideration of Notices of Motion, General Business, Nos. 7 to 10 inclusive, and the Orders of the Day, General Business, be postponed until later this day.
- 7 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL (NO. 2)—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 8 R.A.C.V. DEVELOPMENT, NOBLE PARK—Leave having been granted for his Notice of Motion to be moved in an amended form, the Honourable B. A. Chamberlain moved, That this House, noting the decision of the Minister for Planning and Environment to block the further development of the Royal Automobile Club of Victoria complex at Noble Park and to frustrate the \$12 million development with resultant loss of substantial job opportunities, and noting the strong opinions in favour of the development by the City of Springvale and the Planning Appeals Board, calls upon the Minister to immediately negotiate with the R.A.C.V. with a view to enabling the development to proceed in a mutually acceptable form at Noble Park.

Debate ensued.

Question—put and resolved in the affirmative.

- 9 REFERENDUM PROPOSALS—The Order of the Day having been read for the resumption of the debate on the question, That the Council agree to a resolution declaring support for the February, 1984, referendum proposals and recommending an affirmative vote by Victorian electors (for motion, see page 409 *ante*)—

The Honourable Evan Walker moved, That this Order of the Day be discharged.

Question—put and resolved in the affirmative.

- 10 ARCHAEOLOGICAL AND ABORIGINAL RELICS PRESERVATION (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable H. R. Ward moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 11 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3 and 4, be postponed until later this day.

- 12 NATIONAL PARKS (AMENDMENT) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—*and on the amendment*—That all the words after “That” be omitted with the view of inserting in place thereof “this Bill be not read a second time until the proposed restructuring of the Department of Conservation, Forests and Lands has been completed and suitable management procedures for all public land in Victoria have been drawn up” —

Debate resumed.

Question—That the words proposed to be omitted stand part of the question—put.

The Council divided.

AYES, 31

The Hon. M. J. Arnold
 H. G. Baylor
 M. A. Birrell
 G. A. S. Butler
 B. A. Chamberlain
 G. P. Connard
 Joan Coxsedg
 D. G. Crozier
 D. E. Henshaw
 C. J. Hogg
 W. V. Houghton
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. I. Knowles
 R. Lawson
 R. J. Long
 R. A. Mackenzie
 L. A. McArthur (*Teller*)
 B. W. Mier (*Teller*)
 B. A. Murphy
 B. T. Pullen
 J. W. S. Radford
 N. B. Reid
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 Evan Walker
 H. R. Ward
 D. R. White

NOES, 4

The Hon. W. R. Baxter (*Teller*)
 B. P. Dunn
 D. M. Evans (*Teller*)
 K. I. M. Wright

And so it was resolved in the affirmative—Amendment negatived.

Question—That this Bill be now read a second time—put and resolved in the affirmative.

Ordered—That the Bill be committed to a Committee of the whole later this day.

- 13 CRIMINAL PROCEEDINGS BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 14 NATIONAL PARKS (AMENDMENT) BILL—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the

Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

15 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday, 20 March.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.17 p.m., adjourned until Tuesday, 20 March.

R. K. EVANS
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- 1 WORKERS COMPENSATION (AMENDMENT) BILL (NO. 3)—(*from Assembly—Hon. D. R. White*)—Second reading.
- 2 WRONGS (ANIMALS STRAYING ON HIGHWAYS) BILL—(*Hon. J. H. Kennan*)—To be further considered in Committee.
- 3 ARCHAEOLOGICAL AND ABORIGINAL RELICS PRESERVATION (AMENDMENT) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate.* (*Hon. H. R. Ward*).
- 4 DRAINAGE OF LAND (AMENDMENT) BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. R. J. Long*).
- 5 VAGRANCY (AMENDMENT) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).
- 6 CRIMES (GENERAL AMENDMENT) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate.* (*Hon. W. R. Baxter*).
- 7 MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL (NO. 2)—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 8 SOUTH MELBOURNE LAND BILL—(*from Assembly—Hon. Evan Walker*)—Second reading.
- 9 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).
- 10 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 11 MILK PASTEURIZATION (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate.* (*Hon. R. I. Knowles*).
- 12 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate.* (*Hon. Haddon Storey*).

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 The Hon. D. M. EVANS—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.

- 3 The Hon. B. A. CHAMBERLAIN—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- 4 The Hon. A. J. HUNT—To move, That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is unparliamentary and will not be accepted by this House, and hereby authorizes and requires the President to rule out of order any Bill which offends against that principle.
- 5 The Hon. B. A. CHAMBERLAIN—To move, That a Select Committee of six Members be appointed to investigate and report upon the implications to the wine industry and the economy of this State of differential taxes imposed by neighbouring States on wine; the Committee to have power to send for persons, papers and records; three to be the quorum.
- 6 The Hon. W. R. BAXTER—To move, That in the view of the serious disadvantage imposed upon students from country Victoria, this House—
 - (a) Condemns the Government for closing and initiating disposal of student hostels in Melbourne;
 - (b) Questions the failure of the Government to widely advertise, prior to the commencement of the academic year, that two hostels were to remain open contrary to earlier advice;
 - (c) Rejects its belated attempt to transfer responsibility for student housing to the Commonwealth; and
 - (d) Calls for the hostels to be re-opened forthwith or for suitable alternative accommodation to be provided by the leasing of migrant hostels or the use of surplus nurses homes and the like.
- 7 The Hon. D. M. EVANS—To move, That this House censures the Government for its failure to appoint a Chairman of the Country Fire Authority, and its failure to recognize the damage being done to morale amongst volunteer members of Country Fire Authority brigades by continuing to promote amalgamation between the Country Fire Authority and the Metropolitan Fire Brigades Board.
- 8 The Hon. W. R. BAXTER—To move, That this House calls on the Government to reject the Monash University report into the costs and benefits of irrigation on the following grounds:
 - (a) Statistics produced by reputable authorities such as the Bureau of Agricultural Economics and the Department of Agriculture clearly show that farmers could not financially survive a fourfold increase in water charges;
 - (b) It is self-evident that irrigation has provided manifold benefits to Victoria in respect of—
 - (i) decentralization;
 - (ii) recreation;
 - (iii) urban water supplies;
 - (iv) flood mitigation; and
 - (v) cheap and bountiful high quality food to urban consumers; and
 - (c) That, unless the report is rejected, organizations such as municipalities in irrigation areas, farmer bodies, government departments such as the State Rivers and Water Supply Commission and the Department of Agriculture, Victoria and individuals will be compelled to expend

significant resources in money and time in refuting the specious claims made therein.

Contingent Notice of Motion

- 1 The Hon. HADDON STOREY—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

Orders of the Day

- 1 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 2 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate.* (*Hon. B. P. Dunn*).
- φ3 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- φ4 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- 5 MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 6 GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—STATE BOARD OF EDUCATION REPORT—MOTION TO TAKE NOTE OF REPORT (*Hon. A. J. Hunt*)—*Resumption of debate.* (*Hon. N. B. Reid*).
- §7 PRISONS SERVICE COMMITTEE—GOVERNMENT'S GUIDELINES FOR PUBLIC SERVANTS ATTENDING BEFORE COMMITTEE—To be considered.
- §8 RELATIONS BETWEEN PARLIAMENT AND THE EXECUTIVE—STATEMENT AND LETTERS TO THE PREMIER AND SOLICITOR-GENERAL DATED 15 SEPTEMBER 1983—To be considered.
- 9 ALCOA SMELTER, PORTLAND—MOTION FOR APPOINTMENT OF SELECT COMMITTEE—(*Hon. D. G. Crozier*)—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 10 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- 11 RADIO MASTS—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 12 SALINITY COMMITTEE—REPORT ON ACTIVITIES—To be considered.

φ Cognate Motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.

§ Cognate subjects—To be debated concurrently pursuant to order of the Council on 21 September 1983.

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- 13 SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES—(*Hon. W. R. Baxter*)—*Resumption of debate. (Hon. D. M. Evans).*
 - †14 SUBORDINATE LEGISLATION (DEREGULATION) BILL—(*Hon. A. J. Hunt*)—Second reading—*Resumption of debate. (Hon. J. H. Kennan).*
 - 15 ROAD SAFETY IN VICTORIA—INTERIM REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
 - 16 FREEWAY SPEED LIMITS—MINISTER'S RESPONSE TO RECOMMENDATIONS IN SOCIAL DEVELOPMENT COMMITTEE'S REPORT—To be considered.
 - 17 POKER MACHINES—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—To be considered.
 - 18 GREYHOUND RACING CONTROL BOARD REPORT, 1982-83—To be considered.
 - 19 HARNESS RACING BOARD REPORT, 1982-83—To be considered.
 - 20 NATIONAL PARKS—DIRECTOR'S REPORT, 1982-83—To be considered.
 - 21 NURSING COUNCIL REPORT, 1982-83—To be considered.
 - 22 YOUTH, SPORT AND RECREATION—DIRECTOR-GENERAL'S REPORT, 1982-83—To be considered.
 - 23 METROPOLITAN CEMETERY LAND NEEDS AND A CREMATORIUM AT GEELONG—REPORT OF MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—To be considered.
 - 24 WATER SECTOR—STRATEGIES FOR REFORM—MINISTERIAL STATEMENT—To be considered.
 - 25 ARTS CENTRE TRUST REPORT, 1982-83—To be considered.
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 - 34 LATROBE VALLEY WATER AND SEWERAGE BOARD REPORT, 1982-83—To be considered.
 - 35 LAW FOUNDATION REPORT, 1982-83—To be considered.
 - 36 MELBOURNE AND METROPOLITAN BOARD OF WORKS ACCOUNTS, 1982-83—To be considered.
 - 37 MELBOURNE UNIVERSITY REPORT AND FINANCIAL STATEMENTS, 1982—To be considered.
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† *Proposals in Bill currently before Legal and Constitutional Committee.*

- 39 METROPOLITAN FIRE BRIGADES SUPERANNUATION BOARD REPORT, 1982-83—To be considered.
- 40 LOCAL GOVERNMENT INVESTMENT SERVICE FUND FINANCIAL REPORT, PERIOD ENDED 30 JUNE 1983—To be considered.
- 41 NATIONAL COMPANIES AND SECURITIES COMMISSION REPORT, 1982-83—To be considered.
- 42 NATIONAL GALLERY TRUSTEES REPORT, 1982-83—To be considered.
- 43 PUBLIC OFFICES CORPORATION REPORT, 1982-83—To be considered.
- 44 PUBLIC OFFICES CORPORATION REPORT OF EXERCISE OF POWERS—To be considered.
- 45 PUBLICATIONS—STATE CLASSIFICATION BOARD REPORT, 1982-83—To be considered.
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- 48 WEST MOORABOOL WATER BOARD REPORT, 1982-83—To be considered.
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- ‡59 GRAIN HARVEST, 1983-84, HANDLING AND TRANSPORT—MINISTERIAL STATEMENT—To be considered.

‡ Cognate subjects—To be debated concurrently pursuant to order of the Council on 6 March 1984.

- ‡*60 GRAIN HARVEST, 1983-84—MOTION TO CENSURE MINISTER OF TRANSPORT AS TO TRANSPORT DEFICIENCIES AND CALLING FOR IMPROVEMENTS TO TRANSPORT, STORAGE AND SHIPPING TERMINAL FACILITIES—(Hon. B. P. Dunn)—*Resumption of debate.* (Hon. L. A. McArthur).

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler,
B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn,
J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn,
A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Cocksedge, W. A.
Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward,
C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables
C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter,
D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Cocksedge,
B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier,
D. M. Evans, C. J. Hogg, A. J. Hunt, J. E. Kirner and W. A. Landeryou.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A.
Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg
and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler,
B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon
Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will
apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business,
for consideration of a paper tabled either pursuant to Statute or His Excellency's
Command will be discharged from the Notice Paper after five consecutive listings,
unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.
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- *56 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDER NO. 11, 1983—To be considered.
- *57 GEELONG REGIONAL COMMISSION REPORT, 1982-83—To be considered.
- *58 INSTITUTE OF EDUCATIONAL ADMINISTRATION REPORT, 1982-83—To be considered.
- *59 OPTOMETRISTS REGISTRATION BOARD REPORT, 1982-83—To be considered.
- *60 STATE SUPERANNUATION BOARD REPORT, 1982-83—To be considered.

GOVERNMENT BUSINESS

Orders of the Day

- *1 CRIMES (CONSPIRACY AND INCITEMENT) BILL—(Hon. J. H. Kennan)—Second reading.
- *2 GROUNDWATER (RESERVES) BILL—(Hon. D. R. White)—Second reading.
- *3 INFERTILITY (MEDICAL PROCEDURES) BILL—(Hon. J. H. Kennan)—Second reading.
- *4 ZOOLOGICAL PARKS AND GARDENS (LIQUOR LICENCE) BILL—(Hon. R. A. Mackenzie)—Second reading.
- *5 STATUS OF CHILDREN (AMENDMENT) BILL—(Hon. J. H. Kennan)—Second reading.
- *6 ALBURY-WODONGA AGREEMENT (COVENANTS) BILL—(From Assembly—Hon. D. R. White)—Second reading.
- *7 STATUTE LAW REVISION BILL—(Hon. J. H. Kennan)—Second reading.
- 8 VAGRANCY (AMENDMENT) BILL—(Hon. J. H. Kennan)—Second reading—*Resumption of debate.* (Hon. B. A. Chamberlain).
- 9 ARCHAEOLOGICAL AND ABORIGINAL RELICS PRESERVATION (AMENDMENT) BILL—(Hon. Evan Walker)—Second reading—*Resumption of debate.* (Hon. H. R. Ward).
- 10 DRAINAGE OF LAND (AMENDMENT) BILL—(Hon. D. R. White)—To be further considered in Committee.
- *11 POLICE REGULATION (AMENDMENT) BILL (NO. 2)—(from Assembly—Hon. R. A. Mackenzie)—Second reading—*Resumption of debate.* (Hon. N. B. Reid).
- 12 CRIMES (GENERAL AMENDMENT) BILL—(Hon. J. H. Kennan)—Second reading—*Resumption of debate.* (Hon. W. R. Baxter).
- 13 SOUTH MELBOURNE LAND BILL—(from Assembly—Hon. Evan Walker)—Second reading.

‡ Cognate subjects—To be debated concurrently pursuant to order of the Council on 6 March 1984.
 * Indicates new entry.

- 14 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 15 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 16 MILK PASTEURIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second reading—*Resumption of debate.* (Hon. R. I. Knowles).
- 17 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. Evan Walker)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).

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TUESDAY, 27 MARCH
GOVERNMENT BUSINESS

Orders of the Day

- 1 WORKERS COMPENSATION (AMENDMENT) BILL (No. 3)—(from Assembly—Hon. D. R. White)—Second reading—*Resumption of debate.* (Hon. C. Bubb).
- *2 FIREARMS (AMENDMENT) BILL (No. 2)—(from Assembly—Hon. R. A. Mackenzie)—Second reading—*Resumption of debate.* (Hon. N. B. Reid).

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TUESDAY, 10 APRIL
GOVERNMENT BUSINESS

Order of the Day

- *1 LOCAL GOVERNMENT (MUNICIPAL COUNCILS TRIENNIAL ELECTIONS) BILL—(from Assembly—Hon. Evan Walker)—Second reading—*Resumption of debate.* (Hon. A. J. Hunt).

R. K. EVANS
Clerk of the Legislative Council

K. I. M. WRIGHT
Acting President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M. Evans, C. J. Hogg, A. J. Hunt, J. E. Kirner and W. A. Landeryou.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

- Tuesday—3.00 p.m.
- Wednesday—11.00 a.m.
- Thursday—11.00 a.m.

Business to take precedence—

- Tuesday and Thursday—Government business.
- Wednesday—Private Members' business.
- No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 89 and 90

No. 89—Tuesday, 20 March 1984

- 1 The inability of the President to attend the Council this week on account of illness having been announced by the Clerk—

The Acting President took the Chair and read the Prayer.

- 2 LOCAL GOVERNMENT (MUNICIPAL COUNCILS TRIENNIAL ELECTIONS) BILL.—The Acting President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Local Government Act 1958' to provide for triennial elections of municipal councils and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 3 GROUNDWATER (RESERVES) BILL.—On the motion (by leave without notice) of the Honourable D. R. White, leave was given to bring in a Bill to amend the *Groundwater Act 1969* to provide for the reservation of groundwater resources for future public use and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 4 ZOOLOGICAL PARKS AND GARDENS (LIQUOR LICENCE) BILL.—On the motion (by leave without notice) of the Honourable R. A. Mackenzie, leave was given to bring in a Bill to amend the *Zoological Parks and Gardens Act 1967* to make provision for the issue of liquor licences to the Zoological Board of Victoria and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 5 CRIMES (CONSPIRACY AND INCITEMENT) BILL.—On the motion (by leave without notice) of the Honourable J. H. Kennan, leave was given to bring in a Bill to amend and codify the law relating to conspiracy and incitement, to amend the *Crimes Act 1958*, and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 6 INFERTILITY (MEDICAL PROCEDURES) BILL.—On the motion (by leave without notice) of the Honourable J. H. Kennan, leave was given to bring in a Bill relating to the regulation of certain procedures for the alleviation of infertility or to assist conception, to amend the *Human Tissue Act 1982* and the *Freedom of Information Act 1982* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 7 STATUS OF CHILDREN (AMENDMENT) BILL.—On the motion (by leave without notice) of the Honourable J. H. Kennan, leave was given to bring in a Bill relating to the status of persons conceived by certain means, to amend the *Status of Children Act 1974* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 8 STATUTE LAW REVISION BILL (NO. 2)—On the motion (by leave without notice) of the Honourable J. H. Kennan, leave was given to bring in a Bill to revise the Statute Law of Victoria, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

9 PAPERS—

ADMINISTRATIVE ARRANGEMENTS—The Honourable Evan Walker moved, by leave, That there be laid before this House a copy of Administrative Arrangements Order (No. 11) 1983 made pursuant to the *Administrative Arrangements Act 1983*.

Question—put and resolved in the affirmative.

The said paper was thereupon presented by the Honourable Evan Walker and ordered to lie on the Table.

The Honourable A. J. Hunt moved, That the paper be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Geelong Regional Commission—Report and accounts for the year 1982–83.

Institute of Educational Administration—Report for the year 1982–83.

Optometrists Registration Board—Report for the year 1982–83.

Police Service Board—Determination No. 395 and Determination No. 1 for the Retired Police Reserve.

Statutory Rules under the following Acts of Parliament:

Court Security Act 1980—No. 51.

Drugs, Poisons and Controlled Substances Act 1981—No. 43.

Health Act 1958—No. 49.

Hospitals and Charities Act 1958—No. 46.

Local Authorities Superannuation Act 1958—No. 52.

Melbourne and Metropolitan Board of Works Act 1958—No. 48.

Public Service Act 1974—PSD No. 11.

State Rivers and Water Supply Commission (Special Projects) Act 1959—No. 50.

Superannuation—Report of the State Superannuation Board for the year 1982–83.

The Honourable A. J. Hunt moved, That the reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 10 WORKERS COMPENSATION (AMENDMENT) BILL (NO. 3)—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable C. Bubb moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 11 CRIMINAL PROCEEDINGS BILL—The Acting President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to this Bill without amendment.

- 12 POLICE REGULATION (AMENDMENT) BILL (NO. 2)—The Acting President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend section 4 (2) of the ‘Police Regulation Act 1958’*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable R. A. Mackenzie), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 13 **WRONGS (ANIMALS STRAYING ON HIGHWAYS) BILL**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the Acting President left the Chair.

House in Committee.

The Acting President resumed the Chair; and the Honourable M. J. Arnold having reported that the Committee had agreed to the Bill with an amendment, the House ordered the report to be taken into consideration this day, whereupon the House adopted the report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 14 **FIREARMS (AMENDMENT) BILL (NO. 2)**—The Acting President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Firearms Act 1958' to provide for the removal of the waiting period for the issue of a shooter's licence in some instances and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable R. A. Mackenzie), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker (for the Honourable R. A. Mackenzie) moved, That this Bill be now read a second time.

The Honourable B. A. Chamberlain (for the Honourable N. B. Reid) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 15 **POSTPONEMENT OF ORDERS OF THE DAY**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3 to 6 inclusive, be postponed until later this day.

- 16 **MEDICAL PRACTITIONERS (PRIVATE HOSPITALS) BILL (NO. 2)**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 17 **POLICE REGULATION (AMENDMENT) BILL (NO. 2)**—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker (for the Honourable R. A. Mackenzie) moved, That this Bill be now read a second time.

The Honourable A. J. Hunt (for the Honourable N. B. Reid) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 18 **LOCAL GOVERNMENT (MUNICIPAL COUNCILS TRIENNIAL ELECTIONS) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the debate be adjourned until Tuesday next.

The Honourable A. J. Hunt moved, as an amendment, That the words "until Tuesday next" be omitted with the view of inserting in place thereof "for three weeks".

Debate ensued.

Question—That the words proposed to be omitted stand part of the question—put.

The Council divided.

AYES, 18	NOES, 19
The Hon. M. J. Arnold	The Hon. W. R. Baxter
G. A. S. Butler	H. G. Baylor
Joan Coxsedg	M. A. Birrell
J. L. Dixon	C. Bubb (<i>Teller</i>)
D. E. Henshaw	B. A. Chamberlain (<i>Teller</i>)
C. J. Hogg	G. P. Connard
J. H. Kennan	D. G. Crozier
C. J. Kennedy	B. P. Dunn
D. E. Kent	D. M. Evans
J. E. Kirner	F. J. Granter
R. A. Mackenzie	D. K. Hayward
L. A. McArthur	W. V. Houghton
B. W. Mier	A. J. Hunt
B. A. Murphy (<i>Teller</i>)	R. I. Knowles
B. T. Pullen (<i>Teller</i>)	R. Lawson
M. J. Sandon	R. J. Long
G. A. Sgro	N. B. Reid
D. R. White	Haddon Storey
	H. R. Ward

And so it passed in the negative.

Question—That the words proposed to be inserted be so inserted—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday, 10 April.

- 19 ALBURY-WODONGA AGREEMENT (COVENANTS) BILL—The Acting President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Albury-Wodonga Agreement Act 1973' to empower the Albury-Wodonga (Victoria) Corporation to impose covenants on land vested in the Corporation, and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 20 VAGRANCY (AMENDMENT) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable B. A. Chamberlain moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 21 DRAINAGE OF LAND (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The Acting President resumed the Chair; and the Honourable G. A. S. Butler reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

22 ADJOURNMENT—The Honourable Evan Walker moved, That the House do now adjourn. Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.50 p.m., adjourned until tomorrow.

R. K. EVANS
Clerk of the Legislative Council

No. 90—Wednesday, 21 March 1984

- 1 The Acting President took the Chair and read the Prayer.
- 2 POSTPONEMENT OF NOTICES OF MOTION—Ordered—That the consideration of Notices of Motion, General Business, Nos. 1 to 6 inclusive, be postponed until later this day.
- 3 COUNTRY FIRE AUTHORITY—The Honourable D. M. Evans moved, That this House censures the Government for its failure to appoint a Chairman of the Country Fire Authority, and its failure to recognize the damage being done to morale amongst volunteer members of Country Fire Authority brigades by continuing to promote amalgamation between the Country Fire Authority and the Metropolitan Fire Brigades Board.

Debate ensued.

Question—put and resolved in the affirmative.

- 4 WINE INDUSTRY—Leave having been granted for his Notice of Motion to be moved in an amended form, the Honourable B. A. Chamberlain moved, That a Select Committee of six Members be appointed to investigate and report upon the implications to the wine industry and the economy of this State of differential taxes imposed by Victoria and its neighbouring States on wine; the Committee to have power to send for persons, papers and records; three to be the quorum.

Debate ensued.

The Honourable C. J. Kennedy moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 5 POSTPONEMENT OF NOTICE OF MOTION AND ORDERS OF THE DAY—Ordered—That the consideration of Notice of Motion, General Business, No. 8, the Orders of the Day, General Business, and Orders of the Day, Government Business, Nos. 1 to 9 inclusive, be postponed until later this day.
- 6 DRAINAGE OF LAND (AMENDMENT) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the Acting President left the Chair.

House in Committee.

The Acting President resumed the Chair; and the Honourable M. J. Arnold having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 7 **FOOD BILL**—The Acting President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to consolidate and amend the Law relating to the Preparation and Sale of Food, to make Provision for securing the Wholesomeness and Purity of and fixing Standards for Food, to prevent false or misleading packaging and labelling of Food and false or misleading advertising in connexion with Food, to amend the ‘Health Act 1958’, the ‘Magistrates (Summary Proceedings) Act 1975’ and the ‘Health Commission Act 1977’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 8 **CRIMES (CONSPIRACY AND INCITEMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered, after debate—That the debate be adjourned until Tuesday next.

- 9 **INFERTILITY (MEDICAL PROCEDURES) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday, 3 April.

- 10 **STATUS OF CHILDREN (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday, 3 April.

- 11 **ALBURY–WODONGA AGREEMENT (COVENANTS) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan (for the Honourable D. R. White) moved, That this Bill be now read a second time.

The Honourable C. Bubb (for the Honourable R. I. Knowles) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Wednesday next.

- 12 **ZOOLOGICAL PARKS AND GARDENS (LIQUOR LICENCE) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. E. Kent (for the Honourable R. A. Mackenzie) moved, That this Bill be now read a second time.

The Honourable C. Bubb moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 13 **GROUNDWATER (RESERVES) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. E. Kent (for the Honourable D. R. White) moved, That this Bill be now read a second time.

The Honourable C. Bubb (for the Honourable R. J. Long) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Wednesday next.

- 14 VAGRANCY (AMENDMENT) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

Question—put

The Council divided.

AYES, 37

The Hon. M. J. Arnold
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 G. A. S. Butler
 B. A. Chamberlain
 G. P. Connard (*Teller*)
 Joan Cocksedge
 D. G. Crozier
 J. L. Dixon
 F. J. Granter
 D. K. Hayward
 D. E. Henshaw
 C. J. Hogg
 W. V. Houghton
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. I. Knowles
 R. Lawson
 R. J. Long
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 J. W. S. Radford
 N. B. Reid
 M. J. Sandon (*Teller*)
 G. A. Sgro
 Haddon Storey
 Evan Walker
 H. R. Ward
 D. R. White

NOES, 3

The Hon. W. R. Baxter (*Teller*)
 B. P. Dunn
 D. M. Evans (*Teller*)

And so it was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The Acting President resumed the Chair; and the Honourable D. M. Evans having reported that the Committee had agreed to the Bill with an amendment, the House ordered the report to be taken into consideration this day, whereupon the House adopted the report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 15 **ARCHAEOLOGICAL AND ABORIGINAL RELICS PRESERVATION (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The Acting President resumed the Chair; and the Honourable R. J. Long having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 16 **POLICE REGULATION (AMENDMENT) BILL (NO. 2)**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative. Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 17 **ADJOURNMENT**—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.13 p.m., adjourned until Tuesday next.

R. K. EVANS
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

Orders of the Day

- *1 FOOD BILL—(*from Assembly—Hon. D. R. White*)—Second reading.
- 2 FIREARMS (AMENDMENT) BILL (NO. 2)—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate. (Hon. N. B. Reid).*
- 3 WORKERS COMPENSATION (AMENDMENT) BILL (NO. 3)—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. C. Bubb).*
- 4 CRIMES (CONSPIRACY AND INCITEMENT) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 5 STATUTE LAW REVISION BILL (NO. 2)—(*Hon. J. H. Kennan*)—Second reading.
- 6 ZOOLOGICAL PARKS AND GARDENS (LIQUOR LICENCE) BILL—(*Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate. (Hon. C. Bubb).*
- 7 CRIMES (GENERAL AMENDMENT) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. W. R. Baxter).*
- 8 SOUTH MELBOURNE LAND BILL—(*from Assembly—Hon. Evan Walker*)—Second reading.
- 9 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 10 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 11 MILK PASTEURIZATION (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate. (Hon. R. I. Knowles).*
- 12 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

GENERAL BUSINESS

Notices of Motion

- 1 The Hon. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 The Hon. D. M. EVANS—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 3 The Hon. B. A. CHAMBERLAIN—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.

* Indicates new entry.

- 4 The Hon. A. J. HUNT—To move, That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is unparliamentary and will not be accepted by this House, and hereby authorizes and requires the President to rule out of order any Bill which offends against that principle.
- 5 The Hon. W. R. BAXTER—To move, That in view of the serious disadvantage imposed upon students from country Victoria, this House—
- (a) Condemns the Government for closing and initiating disposal of student hostels in Melbourne;
 - (b) Questions the failure of the Government to widely advertise, prior to the commencement of the academic year, that two hostels were to remain open contrary to earlier advice;
 - (c) Rejects its belated attempt to transfer responsibility for student housing to the Commonwealth; and
 - (d) Calls for the hostels to be re-opened forthwith or for suitable alternative accommodation to be provided by the leasing of migrant hostels or the use of surplus nurses homes and the like.
- 6 The Hon. W. R. BAXTER—To move, That this House calls on the Government to reject the Monash University report into the costs and benefits of irrigation on the following grounds:
- (a) Statistics produced by reputable authorities such as the Bureau of Agricultural Economics and the Department of Agriculture clearly show that farmers could not financially survive a fourfold increase in water charges;
 - (b) It is self-evident that irrigation has provided manifold benefits to Victoria in respect of—
 - (i) decentralization;
 - (ii) recreation;
 - (iii) urban water supplies;
 - (iv) flood mitigation; and
 - (v) cheap and bountiful high quality food to urban consumers; and
 - (c) That, unless the report is rejected, organizations such as municipalities in irrigation areas, farmer bodies, government departments such as the State Rivers and Water Supply Commission and the Department of Agriculture, Victoria and individuals will be compelled to expend significant resources in money and time in refuting the specious claims made therein.

Contingent Notice of Motion

- 1 The Hon. HADDON STOREY—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

Orders of the Day

- 1 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 2 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate.* (*Hon. B. P. Dunn*).
- φ3 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- φ4 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- 5 MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 6 GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—STATE BOARD OF EDUCATION REPORT—MOTION TO TAKE NOTE OF REPORT (*Hon. A. J. Hunt*)—*Resumption of debate.* (*Hon. N. B. Reid*).
- §7 PRISONS SERVICE COMMITTEE—GOVERNMENT'S GUIDELINES FOR PUBLIC SERVANTS ATTENDING BEFORE COMMITTEE—To be considered.
- §8 RELATIONS BETWEEN PARLIAMENT AND THE EXECUTIVE—STATEMENT AND LETTERS TO THE PREMIER AND SOLICITOR-GENERAL DATED 15 SEPTEMBER 1983—To be considered.
- 9 ALCOA SMELTER, PORTLAND—MOTION FOR APPOINTMENT OF SELECT COMMITTEE—(*Hon. D. G. Crozier*)—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 10 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- 11 RADIO MASTS—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 12 SALINITY COMMITTEE—REPORT ON ACTIVITIES—To be considered.
- 13 SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES—(*Hon. W. R. Baxter*)—*Resumption of debate.* (*Hon. D. M. Evans*).
- †14 SUBORDINATE LEGISLATION (DEREGULATION) BILL—(*Hon. A. J. Hunt*)—Second reading—*Resumption of debate.* (*Hon. J. H. Kennan*).
- 15 ROAD SAFETY IN VICTORIA—INTERIM REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- 16 FREEWAY SPEED LIMITS—MINISTER'S RESPONSE TO RECOMMENDATIONS IN SOCIAL DEVELOPMENT COMMITTEE'S REPORT—To be considered.
- 17 POKER MACHINES—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—To be considered.

φ *Cognate Motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.*

§ *Cognate subjects—To be debated concurrently pursuant to order of the Council on 21 September 1983.*

† *Proposals in Bill currently before Legal and Constitutional Committee.*

- 18 METROPOLITAN CEMETERY LAND NEEDS AND A CREMATORIUM AT GEELONG—REPORT OF MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—To be considered.
- 19 WATER SECTOR—STRATEGIES FOR REFORM—MINISTERIAL STATEMENT—To be considered.
- 20 PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND REPORT, 1982-83—To be considered.
- 21 SMALL BUSINESS DEVELOPMENT CORPORATION—REPORT OF PUBLIC BODIES REVIEW COMMITTEE—To be considered.
- 22 ALBURY-WODONGA (VICTORIA) CORPORATION—REPORT OF PUBLIC BODIES REVIEW COMMITTEE—To be considered.
- 23 DELAYS IN THE COURTS—MINISTERIAL STATEMENT—To be considered.
- 24 COMMUNITY WELFARE SERVICES DEPARTMENT REPORT, 1982-83—To be considered.
- 25 LIQUOR CONTROL COMMISSION REPORT, 1982-83—To be considered.
- 26 MITCHELL WATER BOARD—MINISTER'S REASONS FOR PROPOSED RECOMMENDATION TO CONSTITUTE BOARD AND ABOLISH CERTAIN WATERWORKS TRUSTS, &c.—To be considered.
- ‡27 GRAIN HARVEST, 1983-84, HANDLING AND TRANSPORT—MINISTERIAL STATEMENT—To be considered.
- ‡28 GRAIN HARVEST, 1983-84—MOTION TO CENSURE MINISTER OF TRANSPORT AS TO TRANSPORT DEFICIENCIES AND CALLING FOR IMPROVEMENTS TO TRANSPORT, STORAGE AND SHIPPING TERMINAL FACILITIES—(*Hon. B. P. Dunn*)—*Resumption of debate. (Hon. L. A. McArthur)*.
- 29 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDER No. 11, 1983—To be considered.
- 30 GEELONG REGIONAL COMMISSION REPORT, 1982-83—To be considered.
- 31 INSTITUTE OF EDUCATIONAL ADMINISTRATION REPORT, 1982-83—To be considered.
- 32 OPTOMETRISTS REGISTRATION BOARD REPORT, 1982-83—To be considered.
- 33 STATE SUPERANNUATION BOARD REPORT, 1982-83—To be considered.
- *34 WINE INDUSTRY DIFFERENTIAL TAXES—MOTION FOR APPOINTMENT OF SELECT COMMITTEE—(*Hon. B. A. Chamberlain*)—*Resumption of debate. (Hon. C. J. Kennedy)*.

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WEDNESDAY, 28 MARCH
GOVERNMENT BUSINESS

Orders of the Day

- 1 ALBURY-WODONGA AGREEMENT (COVENANTS) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. R. I. Knowles)*.
- 2 GROUNDWATER (RESERVES) BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. R. J. Long)*.

‡ Cognate subjects—To be debated concurrently pursuant to order of the Council on 6 March 1984.

**TUESDAY, 3 APRIL
GOVERNMENT BUSINESS**

Orders of the Day

- 1 INFERTILITY (MEDICAL PROCEDURES) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 2 STATUS OF CHILDREN (AMENDMENT) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

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**TUESDAY, 10 APRIL
GOVERNMENT BUSINESS**

Order of the Day

- 1 LOCAL GOVERNMENT (MUNICIPAL COUNCILS TRIENNIAL ELECTIONS) BILL—(*from Assembly—Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

* * * *

SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M. Evans, C. J. Hogg, A. J. Hunt, J. E. Kirner and W. A. Landeryou.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS**Notices of Motion**

- 1 **THE HON. A. J. HUNT**—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 **THE HON. D. M. EVANS**—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 3 **THE HON. B. A. CHAMBERLAIN**—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- 4 **THE HON. A. J. HUNT**—To move, That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is unparliamentary and will not be accepted by this House, and hereby authorizes and requires the President to rule out of order any Bill which offends against that principle.
- 5 **THE HON. W. R. BAXTER**—To move, That in view of the serious disadvantage imposed upon students from country Victoria, this House—
 - (a) Condemns the Government for closing and initiating disposal of student hostels in Melbourne;
 - (b) Questions the failure of the Government to widely advertise, prior to the commencement of the academic year, that two hostels were to remain open contrary to earlier advice;
 - (c) Rejects its belated attempt to transfer responsibility for student housing to the Commonwealth; and
 - (d) Calls for the hostels to be re-opened forthwith or for suitable alternative accommodation to be provided by the leasing of migrant hostels or the use of surplus nurses homes and the like.
- 6 **THE HON. W. R. BAXTER**—To move, That this House calls on the Government to reject the Monash University report into the costs and benefits of irrigation on the following grounds:
 - (a) Statistics produced by reputable authorities such as the Bureau of Agricultural Economics and the Department of Agriculture clearly show that farmers could not financially survive a fourfold increase in water charges;
 - (b) It is self-evident that irrigation has provided manifold benefits to Victoria in respect of—
 - (i) decentralization;
 - (ii) recreation;
 - (iii) urban water supplies;
 - (iv) flood mitigation; and

- (v) cheap and bountiful high quality food to urban consumers; and
- (c) That, unless the report is rejected, organizations such as municipalities in irrigation areas, farmer bodies, government departments such as the State Rivers and Water Supply Commission and the Department of Agriculture, Victoria and individuals will be compelled to expend significant resources in money and time in refuting the specious claims made therein.

*7 **THE HON. D. G. CROZIER**—To move, That this House—

- (a) recognizes the importance of the live sheep export trade to the rural community, the Port of Portland and the economy of Victoria; and
- (b) calls upon the Government to ensure that this trade is supported and maintained free from interference.

Contingent Notice of Motion

- 1 **THE HON. HADDON STOREY**—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

Orders of the Day

- 1 **MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS** (*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 2 **CONSTITUTION (REFORM) BILL**—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate.* (*Hon. B. P. Dunn*).
- φ3 **STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER** (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- φ4 **STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER** (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- 5 **MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE**—To be considered.
- 6 **GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—STATE BOARD OF EDUCATION REPORT—MOTION TO TAKE NOTE OF REPORT** (*Hon. A. J. Hunt*)—*Resumption of debate.* (*Hon. N. B. Reid*).
- §7 **PRISONS SERVICE COMMITTEE—GOVERNMENT'S GUIDELINES FOR PUBLIC SERVANTS ATTENDING BEFORE COMMITTEE**—To be considered.
- §8 **RELATIONS BETWEEN PARLIAMENT AND THE EXECUTIVE—STATEMENT AND LETTERS TO THE PREMIER AND SOLICITOR-GENERAL DATED 15 SEPTEMBER 1983**—To be considered.

* *Indicates new entry.*

φ *Cognate Motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.*

§ *Cognate subjects—To be debated concurrently pursuant to order of the Council on 21 September 1983.*

- 9 **ALCOA SMELTER, PORTLAND**—MOTION FOR APPOINTMENT OF SELECT COMMITTEE—*(Hon. D. G. Crozier)*—*Resumption of debate. (Hon. A. J. Hunt).*
- 10 **APPRENTICE TRAINING PROGRAMME**—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES *(Hon. P. D. Block)*—*Resumption of debate. (Hon. G. A. Sgro).*
- 11 **RADIO MASTS**—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 12 **SALINITY COMMITTEE**—REPORT ON ACTIVITIES—To be considered.
- 13 **SUPREME COURT COUNTRY CIRCUIT**—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES—*(Hon. W. R. Baxter)*—*Resumption of debate. (Hon. D. M. Evans).*
- †14 **SUBORDINATE LEGISLATION (DEREGULATION) BILL**—*(Hon. A. J. Hunt)*—Second reading—*Resumption of debate. (Hon. J. H. Kennan).*
- 15 **ROAD SAFETY IN VICTORIA**—INTERIM REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- 16 **FREEWAY SPEED LIMITS**—MINISTER'S RESPONSE TO RECOMMENDATIONS IN SOCIAL DEVELOPMENT COMMITTEE'S REPORT—To be considered.
- 17 **POKER MACHINES**—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—To be considered.
- 18 **METROPOLITAN CEMETERY LAND NEEDS AND A CREMATORIUM AT GEELONG**—REPORT OF MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—To be considered.
- 19 **WATER SECTOR**—STRATEGIES FOR REFORM—MINISTERIAL STATEMENT—To be considered.
- 20 **PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND REPORT, 1982-83**—To be considered.
- 21 **SMALL BUSINESS DEVELOPMENT CORPORATION**—REPORT OF PUBLIC BODIES REVIEW COMMITTEE—To be considered.
- 22 **ALBURY-WODONGA (VICTORIA) CORPORATION**—REPORT OF PUBLIC BODIES REVIEW COMMITTEE—To be considered.
- 23 **DELAYS IN THE COURTS**—MINISTERIAL STATEMENT—To be considered.
- 24 **COMMUNITY WELFARE SERVICES DEPARTMENT REPORT, 1982-83**—To be considered.
- 25 **LIQUOR CONTROL COMMISSION REPORT, 1982-83**—To be considered.
- 26 **MITCHELL WATER BOARD**—MINISTER'S REASONS FOR PROPOSED RECOMMENDATION TO CONSTITUTE BOARD AND ABOLISH CERTAIN WATERWORKS TRUSTS, &c.—To be considered.

† *Proposals in Bill currently before Legal and Constitutional Committee.*

- ‡27 **GRAIN HARVEST, 1983-84, HANDLING AND TRANSPORT—MINISTERIAL STATEMENT—**
To be considered.
- ‡28 **GRAIN HARVEST, 1983-84—MOTION TO CENSURE MINISTER OF TRANSPORT AS TO**
TRANSPORT DEFICIENCIES AND CALLING FOR IMPROVEMENTS TO TRANSPORT,
STORAGE AND SHIPPING TERMINAL FACILITIES—*(Hon. B. P. Dunn)—Resumption*
of debate. (Hon. L. A. McArthur).
- 29 **ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDER NO. 11, 1983—**To be considered.
- 30 **GEELONG REGIONAL COMMISSION REPORT, 1982-83—**To be considered.
- 31 **INSTITUTE OF EDUCATIONAL ADMINISTRATION REPORT, 1982-83—**To be considered.
- 32 **OPTOMETRISTS REGISTRATION BOARD REPORT, 1982-83—**To be considered.
- 33 **STATE SUPERANNUATION BOARD REPORT, 1982-83—**To be considered.
- *34 **WINE INDUSTRY DIFFERENTIAL TAXES—MOTION FOR APPOINTMENT OF SELECT**
COMMITTEE—*(Hon. B. A. Chamberlain)—Resumption of debate. (Hon. C. J.*
Kennedy).
- *35 **BUILDING INDUSTRY LONG SERVICE LEAVE BOARD REPORT, 1982-83—**To be
considered.
- *36 **EXHIBITION TRUSTEES REPORT, 1982-83—**To be considered.
- *37 **HOUSING COMMISSION REPORT, 1982-83—**To be considered.
- *38 **LIBRARY COUNCIL REPORT, 1981-82—**To be considered.

GOVERNMENT BUSINESS

Orders of the Day

- *1 **CRIMES (CRIMINAL INVESTIGATIONS) BILL—***(J. H. Kennan)—*Second reading.
- *2 **JUDGEMENT DEBT RECOVERY BILL—***(Hon. J. H. Kennan)—*Second reading.
- 3 **ALBURY-WODONGA AGREEMENT (COVENANTS) BILL—***(from Assembly—Hon. D. R.*
*White)—*Second reading—*Resumption of debate. (Hon. R. I. Knowles).*
- 4 **GROUNDWATER (RESERVES) BILL—***(Hon. D. R. White)—*Second reading—
Resumption of debate. (Hon. R. J. Long).
- 5 **SOUTH MELBOURNE LAND BILL—***(from Assembly—Hon. Evan Walker)—*Second
reading.
- 6 **CONSTITUTION (DURATION OF PARLIAMENT) BILL—***(from Assembly—Hon. J. H.*
*Kennan)—*Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 7 **ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED**
DOCUMENTS—To be considered.
- 8 **MILK PASTEURIZATION (AMENDMENT) BILL—***(Hon. D. E. Kent)—*Second reading—
Resumption of debate. (Hon. R. I. Knowles).
- 9 **ANZAC DAY (PUBLIC HOLIDAY) BILL—***(Hon. Evan Walker)—*Second reading—
Resumption of debate. (Hon. Haddon Storey).

‡ Cognate subjects—To be debated concurrently pursuant to order of the Council
on 6 March 1984.

**TUESDAY, 3 APRIL
GOVERNMENT BUSINESS**

Orders of the Day

- 1 **INFERTILITY (MEDICAL PROCEDURES) BILL**—(*Hon. J. H. Kennan*)—*Second reading—Resumption of debate. (Hon. Haddon Storey).*
- 2 **STATUS OF CHILDREN (AMENDMENT) BILL**—(*Hon. J. H. Kennan*)—*Second reading—Resumption of debate. (Hon. Haddon Storey).*
- 3 **FOOD BILL**—(*from Assembly—Hon. D. R. White*)—*Second reading—Resumption of debate. (Hon. G. P. Connard).*

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**TUESDAY, 10 APRIL
GOVERNMENT BUSINESS**

Order of the Day

- 1 **LOCAL GOVERNMENT (MUNICIPAL COUNCILS TRIENNIAL ELECTIONS) BILL**—(*from Assembly—Hon. Evan Walker*)—*Second reading—Resumption of debate. (Hon. A. J. Hunt).*

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**TUESDAY, 17 APRIL
GOVERNMENT BUSINESS**

Order of the Day

- 1 **WORKERS COMPENSATION (AMENDMENT) BILL (NO. 3)**—(*from Assembly—Hon. D. R. White*)—*Resumption of debate on the question—That this Bill be now read a second time—and on the amendment of the Hon. C. Bubb—That all the words after “That” be omitted with the view of inserting in place thereof “this House refuses to read this Bill a second time until—*
 - (a) *the Government has received the Cooney report;*
 - (b) *the recommendations of the report have been made available to the general public for comment; and*
 - (c) *the comments of the general public have been considered by the Government”—(Hon. A. J. Hunt).*

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**TUESDAY, 1 MAY
GOVERNMENT BUSINESS**

Order of the Day

- 1 **STATUTE LAW REVISION BILL (NO. 2)**—(*Hon. J. H. Kennan*)—*Second reading—Resumption of debate. (Hon. Haddon Storey).*

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M. Evans, C. J. Hogg, A. J. Hunt, J. E. Kirner and W. A. Landeryou.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

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Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 91 and 92

No. 91—Tuesday, 27 March 1984

- 1 The President took the Chair and read the Prayer.
- 2 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR—The Honourable Evan Walker presented a Message from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz.:

*Criminal Proceedings Act.**Police Regulation (Amendment) Act.*

- 3 SUBORDINATE LEGISLATION (DEREGULATION) BILL—The Honourable Evan Walker moved, by leave, That the resolution of the House of 30 November 1983 referring the proposals contained in the Subordinate Legislation (Deregulation) Bill to the Legal and Constitutional Committee for report within 4 months be amended so far as to now require the Committee to report by 30 June 1984.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them of the foregoing resolution and desiring their concurrence therein.

4 PETITIONS—

LOWER GLENELG NATIONAL PARK—The Honourable D. G. Crozier presented a Petition from certain citizens of Victoria praying that the huts and facilities in the Lower Glenelg National Park be allowed to continue undisturbed.

Ordered to lie on the Table.

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LAKE TYERS—The Honourable B. A. Murphy presented a Petition from certain citizens of Victoria praying that commercial fishing be banned from Lake Tyers.

Ordered to lie on the Table.

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ROBYN HILL, WOODLAND PARK AND BALMORAL DRIVE ESTATES—The Honourable J. W. S. Radford presented a Petition from certain citizens of Victoria praying that the Minister of Housing provide an assurance that no further house and land package deals be purchased by the Ministry of Housing in the Robyn Hill, Woodland Park and Balmoral Drive Estates.

Ordered to lie on the Table.

- 5 JUDGMENT DEBT RECOVERY BILL—On the motion (by leave without notice) of the Honourable J. H. Kennan, leave was given to bring in a Bill to provide for the recovery of judgment debts by instalments, to amend the *Imprisonment of Fraudulent Debtors Act 1958*, the *Supreme Court Act 1958* and the *Magistrates (Summary Proceedings) Act 1975*, and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 6 CRIMES (CRIMINAL INVESTIGATIONS) BILL—On the motion (by leave without notice) of the Honourable J. H. Kennan, leave was given to bring in a Bill to amend the law relating to the Investigation of Crimes by the Police, to amend the *Crimes Act 1958*

and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 7 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Building Industry Long Service Leave Board—Report for the year 1982–83.

Exhibition Trustees—Report for the year 1982–83.

Housing Commission—Report for the year 1982–83.

Library Council—Report for the year 1981–82.

Statutory Rules under the following Acts of Parliament:

Mines Act 1958—No. 414/1983 (*in lieu of that tabled on 28 February 1984*).

Pharmacists Act 1974—No. 54.

Transport Act 1983—Nos. 56 and 57.

Town and Country Planning Act 1961:

Alberton—Shire of Alberton (Coastal) Planning Scheme—Amendment No. 19, 1982.

Ararat—Shire of Ararat (Willaura) Planning Scheme—Amendment No. 3.

Ballaarat—City of Ballaarat Planning Scheme—Amendment No. 71.

Cobram—Shire of Cobram Planning Scheme 1979—Amendment No. 10.

Frankston—City of Frankston Planning Scheme—Amendment No. 34.

Hastings—Shire of Hastings Planning Scheme—Amendment No. 6, Part 2.

Mildura—City of Mildura Planning Scheme—Amendment No. 58, 1983.

Mornington—Shire of Mornington Planning Scheme 1959—Amendment No. 155, 1982.

Rosedale—Shire of Rosedale Planning Scheme—Amendment No. 32, 1982.

Sherbrooke—Shire of Sherbrooke Planning Scheme 1979 (Rural Areas)—Amendment No. 13.

Swan Hill—City of Swan Hill Planning Scheme 1981—Amendments Nos. 2 and 4.

Tallangatta Planning Scheme 1956—Amendment No. 8.

Traralgon—City of Traralgon Planning Scheme—Amendment No. 39.

The Honourable Haddon Storey moved, That the reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 8 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 1, be postponed until later this day.

- 9 FIREARMS (AMENDMENT) BILL (NO. 2)—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 10 **WORKERS COMPENSATION (AMENDMENT) BILL (No. 3)**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable C. Bubb moved, as an amendment, That all the words after “That” be omitted with the view of inserting in place thereof “this House refuses to read this Bill a second time until—

- (a) the Government has received the Cooney report;
- (b) the recommendations of the report have been made available to the general public for comment; and
- (c) the comments of the general public have been considered by the Government”.

Debate ensued.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered, after debate—That the debate be adjourned until Tuesday, 17 April.

- 11 **POSTPONEMENT OF ORDER OF THE DAY**—Ordered—That the consideration of Order of the Day, Government Business, No. 4, be postponed until later this day.
- 12 **STATUTE LAW REVISION BILL (No. 2)**—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday, 1 May.

- 13 **STATUTE LAW REVISION BILL (No. 2)**—The Honourable J. H. Kennan moved, by leave, That the proposals contained in the Statute Law Revision Bill (No. 2) be referred to the Legal and Constitutional Committee for inquiry, consideration and report by 1 May 1984.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them of the foregoing resolution and desiring their concurrence therein.

- 14 **CRIMES (CONSPIRACY AND INCITEMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 15 **POSTPONEMENT OF ORDER OF THE DAY**—Ordered—That the consideration of Order of the Day, Government Business, No. 6, be postponed until later this day.

- 16 **CRIMES (GENERAL AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The Deputy President resumed the Chair; and the Honourable G. A. S. Butler having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 17 ZOOLOGICAL PARKS AND GARDENS (LIQUOR LICENCE) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 18 FOOD BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable G. P. Connard moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 19 ADJOURNMENT—The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.13 p.m., adjourned until tomorrow.

R. K. EVANS

Clerk of the Legislative Council

No. 92—Wednesday, 28 March 1984

- 1 The President took the Chair and read the Prayer.
- 2 OCCUPATIONAL HEALTH AND SAFETY BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to promote and improve standards for Occupational Health, Safety and Welfare, to establish the Occupational Health and Safety Commission, to repeal the 'Industrial Safety, Health and Welfare Act 1981' and certain other Acts, to amend certain other Acts, and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 3 SUBORDINATE LEGISLATION (DEREGULATION) BILL—The President announced the receipt of a Message from the Assembly acquainting the Council that they have concurred with the Council and have resolved to extend the time for inquiry, consideration and report by the Legal and Constitutional Committee of the proposals contained in the Subordinate Legislation (Deregulation) Bill to 30 June 1984.
- 4 STATUTE LAW REVISION BILL (NO. 2)—The President announced the receipt of a Message from the Assembly acquainting the Council that they have concurred with the Council and have resolved to refer the proposals contained in the Statute Law Revision Bill (No. 2) to the Legal and Constitutional Committee for inquiry, consideration and report by 1 May 1984.
- 5 PETITION—MARBLE PROJECT, BENAMBRA—The Honourable B. A. Murphy presented a Petition from certain citizens of Victoria praying that Victorian Alpine Marble Pty

Ltd be granted an exploration licence forthwith to prove the viability of the marble project at Benambra.

Ordered to lie on the Table.

- 6 PAPER—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:

Planning—Report of the Department of Planning for the year 1982–83.

The Honourable Haddon Storey moved, That the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 7 POSTPONEMENT OF NOTICES OF MOTION—Ordered—That the consideration of Notices of Motion, General Business, Nos. 1 to 6 inclusive, be postponed until later this day.

- 8 LIVE SHEEP EXPORTS—The Honourable D. G. Crozier moved, That this House—

- (a) recognizes the importance of the live sheep export trade to the rural community, the Port of Portland and the economy of Victoria; and
- (b) calls upon the Government to ensure that this trade is supported and maintained free from interference.

Debate ensued.

Question—put and resolved in the affirmative.

- 9 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, General Business, Nos. 1 to 33 inclusive, be postponed until later this day.

- 10 WINE INDUSTRY—The Order of the Day having been read for the resumption of the debate on the question, That a Select Committee be appointed to examine the implications of differential taxes on the Victorian wine industry (for motion, see page 453 *ante*)—

Debate resumed.

Motion, by leave, withdrawn.

- 11 WINE INDUSTRY—The Honourable B. A. Chamberlain moved, by leave, That there be referred to the Economic and Budget Review Committee for inquiry, consideration and report within four months the implications to the wine industry and the economy of this State of differential taxes imposed by Victoria and its neighbouring States on wine, with power for that purpose to examine insofar as deemed necessary by the Committee—

(a) Victoria's relative position to other States in terms of the industry's—

- marketing strategy
- tourism potential
- comparative cost structures
- respective State Government and Federal Government area of responsibilities;

(b) Current State Government policies in light of their impact and assistance to the industry;

(c) Import competition on Victorian premium wine production;

(d) Price elasticity of demand for Victorian premium wines;

(e) The implication of the Industries Assistance Commission inquiry into dried fruits; and

(f) The implications of the Government's economic strategy initiatives.

Debate ensued.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them of the foregoing resolution and desiring their concurrence therein.

- 12 **PUBLIC SERVICE (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Public Service Act 1974' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White (for the Honourable Evan Walker), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 13 **FIREARMS (AMENDMENT) BILL (NO. 2)**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the amendments made in such Bill by the Council.

- 14 **METROPOLITAN CEMETERY LAND NEEDS AND GEELONG CREMATORIUM**—The Order of the Day having been read for the consideration of the report of the Mortuary Industry and Cemeteries Administration Committee upon Metropolitan Cemetery Land Needs and a Crematorium at Geelong, the Honourable R. Lawson moved, That the Council take note of the report.

Debate ensued.

Question—put and resolved in the affirmative.

- 15 **POSTPONEMENT OF ORDERS OF THE DAY**—Ordered—That the consideration of Orders of the Day, General Business, Nos. 35 to 38 inclusive, be postponed until later this day.

- 16 **CRIMES (CRIMINAL INVESTIGATIONS) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable A. J. Hunt (for the Honourable Haddon Storey) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 17 **JUDGMENT DEBT RECOVERY BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable A. J. Hunt (for the Honourable Haddon Storey) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 18 **CONSUMER AFFAIRS (ITEM PRICING) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Consumer Affairs Act 1972' with respect to the marking of prices on certain goods and the display of prices of goods, and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable J. H. Kennan, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 19 **ADJOURNMENT**—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 5.33 p.m., adjourned until Tuesday next.

R. K. EVANS
Clerk of the Legislative Council



LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 PUBLIC SERVICE (AMENDMENT) BILL—(*from Assembly—Hon. Evan Walker*)—
Second reading.
- *2 OCCUPATIONAL HEALTH AND SAFETY BILL—(*from Assembly—Hon. D. R. White*)—Second reading.
- *3 CONSUMER AFFAIRS (ITEM PRICING) BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading.
- 4 CRIMES (CRIMINAL INVESTIGATIONS) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 5 JUDGMENT DEBT RECOVERY BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 6 ALBURY-WODONGA AGREEMENT (COVENANTS) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. R. I. Knowles).*
- 7 GROUNDWATER (RESERVES) BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. R. J. Long).*
- 8 INFERTILITY (MEDICAL PROCEDURES) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 9 STATUS OF CHILDREN (AMENDMENT) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 10 FOOD BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. G. P. Connard).*
- 11 SOUTH MELBOURNE LAND BILL—(*from Assembly—Hon. Evan Walker*)—
Second reading.
- 12 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 13 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 14 MILK PASTEURIZATION (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate. (Hon. R. I. Knowles).*
- 15 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

* Indicates new entry.

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. A. J. HUNT**—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 **THE HON. D. M. EVANS**—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 3 **THE HON. B. A. CHAMBERLAIN**—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- 4 **THE HON. A. J. HUNT**—To move, That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is unparliamentary and will not be accepted by this House, and hereby authorizes and requires the President to rule out of order any Bill which offends against that principle.
- 5 **THE HON. W. R. BAXTER**—To move, That in view of the serious disadvantage imposed upon students from country Victoria, this House—
 - (a) Condemns the Government for closing and initiating disposal of student hostels in Melbourne;
 - (b) Questions the failure of the Government to widely advertise, prior to the commencement of the academic year, that two hostels were to remain open contrary to earlier advice;
 - (c) Rejects its belated attempt to transfer responsibility for student housing to the Commonwealth; and
 - (d) Calls for the hostels to be re-opened forthwith or for suitable alternative accommodation to be provided by the leasing of migrant hostels or the use of surplus nurses homes and the like.
- 6 **THE HON. W. R. BAXTER**—To move, That this House calls on the Government to reject the Monash University report into the costs and benefits of irrigation on the following grounds:
 - (a) Statistics produced by reputable authorities such as the Bureau of Agricultural Economics and the Department of Agriculture clearly show that farmers could not financially survive a fourfold increase in water charges;
 - (b) It is self-evident that irrigation has provided manifold benefits to Victoria in respect of—
 - (i) decentralization;
 - (ii) recreation;
 - (iii) urban water supplies;
 - (iv) flood mitigation; and
 - (v) cheap and bountiful high quality food to urban consumers; and
 - (c) That, unless the report is rejected, organizations such as municipalities in irrigation areas, farmer bodies, government departments such as the State Rivers and Water Supply Commission and the Department of

Agriculture, Victoria and individuals will be compelled to expend significant resources in money and time in refuting the specious claims made therein.

CONTINGENT NOTICE OF MOTION

- 1 **THE HON. HADDON STOREY**—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

ORDERS OF THE DAY

- 1 **MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS** (*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 2 **CONSTITUTION (REFORM) BILL**—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate.* (*Hon. B. P. Dunn*).
- φ3 **STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER** (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- φ4 **STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER** (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- 5 **MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE**—To be considered.
- 6 **GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—STATE BOARD OF EDUCATION REPORT—MOTION TO TAKE NOTE OF REPORT** (*Hon. A. J. Hunt*)—*Resumption of debate.* (*Hon. N. B. Reid*).
- §7 **PRISONS SERVICE COMMITTEE—GOVERNMENT'S GUIDELINES FOR PUBLIC SERVANTS ATTENDING BEFORE COMMITTEE**—To be considered.
- §8 **RELATIONS BETWEEN PARLIAMENT AND THE EXECUTIVE—STATEMENT AND LETTERS TO THE PREMIER AND SOLICITOR-GENERAL DATED 15 SEPTEMBER 1983**—To be considered.
- 9 **ALCOA SMELTER, PORTLAND—MOTION FOR APPOINTMENT OF SELECT COMMITTEE**—(*Hon. D. G. Crozier*)—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 10 **APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES** (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- 11 **RADIO MASTS—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE**—To be considered.
- 12 **SALINITY COMMITTEE—REPORT ON ACTIVITIES**—To be considered.

φ Cognate Motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.

§ Cognate subjects—To be debated concurrently pursuant to order of the Council on 21 September 1983.

- 13 SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES—(Hon. W. R. Baxter)—*Resumption of debate.* (Hon. D. M. Evans).
- †14 SUBORDINATE LEGISLATION (DEREGULATION) BILL—(Hon. A. J. Hunt)—Second reading—*Resumption of debate.* (Hon. J. H. Kennan).
- 15 ROAD SAFETY IN VICTORIA—INTERIM REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- 16 FREEWAY SPEED LIMITS—MINISTER'S RESPONSE TO RECOMMENDATIONS IN SOCIAL DEVELOPMENT COMMITTEE'S REPORT—To be considered.
- 17 POKER MACHINES—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—To be considered.
- 18 WATER SECTOR—STRATEGIES FOR REFORM—MINISTERIAL STATEMENT—To be considered.
- 19 PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND REPORT, 1982-83—To be considered.
- 20 SMALL BUSINESS DEVELOPMENT CORPORATION—REPORT OF PUBLIC BODIES REVIEW COMMITTEE—To be considered.
- 21 ALBURY-WODONGA (VICTORIA) CORPORATION—REPORT OF PUBLIC BODIES REVIEW COMMITTEE—To be considered.
- 22 DELAYS IN THE COURTS—MINISTERIAL STATEMENT—To be considered.
- ‡23 GRAIN HARVEST, 1983-84, HANDLING AND TRANSPORT—MINISTERIAL STATEMENT—To be considered.
- ‡24 GRAIN HARVEST, 1983-84—MOTION TO CENSURE MINISTER OF TRANSPORT AS TO TRANSPORT DEFICIENCIES AND CALLING FOR IMPROVEMENTS TO TRANSPORT, STORAGE AND SHIPPING TERMINAL FACILITIES—(Hon. B. P. Dunn)—*Resumption of debate.* (Hon. L. A. McArthur).
- 25 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDER NO. 11, 1983—To be considered.
- 26 GEELONG REGIONAL COMMISSION REPORT, 1982-83—To be considered.
- 27 INSTITUTE OF EDUCATIONAL ADMINISTRATION REPORT, 1982-83—To be considered.
- 28 OPTOMETRISTS REGISTRATION BOARD REPORT, 1982-83—To be considered.
- 29 STATE SUPERANNUATION BOARD REPORT, 1982-83—To be considered.
- 30 BUILDING INDUSTRY LONG SERVICE LEAVE BOARD REPORT, 1982-83—To be considered.
- 31 EXHIBITION TRUSTEES REPORT, 1982-83—To be considered.
- 32 HOUSING COMMISSION REPORT, 1982-83—To be considered.
- 33 LIBRARY COUNCIL REPORT, 1981-82—To be considered.
- *34 PLANNING DEPARTMENT REPORT, 1982-83—To be considered.

† Proposals in Bill currently before Legal and Constitutional Committee for report by 30 June 1984.
 ‡ Cognate subjects—To be debated concurrently pursuant to order of the Council on 6 March 1984.

**TUESDAY, 10 APRIL
GOVERNMENT BUSINESS**

ORDER OF THE DAY

- 1 **LOCAL GOVERNMENT (MUNICIPAL COUNCILS TRIENNIAL ELECTIONS) BILL**—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. A. J. Hunt).

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**TUESDAY, 17 APRIL
GOVERNMENT BUSINESS**

ORDER OF THE DAY

- 1 **WORKERS COMPENSATION (AMENDMENT) BILL (No. 3)**—(from Assembly—Hon. D. R. White)—Resumption of debate on the question—That this Bill be now read a second time—and on the amendment of the Hon. C. Bubb—That all the words after “That” be omitted with the view of inserting in place thereof “this House refuses to read this Bill a second time until—
- (a) the Government has received the Cooney report;
 - (b) the recommendations of the report have been made available to the general public for comment; and
 - (c) the comments of the general public have been considered by the Government”—(Hon. A. J. Hunt).

* * * *

**TUESDAY, 1 MAY
GOVERNMENT BUSINESS**

ORDER OF THE DAY

- ¶1 **STATUTE LAW REVISION BILL (No. 2)**—(Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

* * * *

SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M. Evans, C. J. Hogg, A. J. Hunt, J. E. Kirner and W. A. Landeryou.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. A. J. HUNT**—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 **THE HON. D. M. EVANS**—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 3 **THE HON. B. A. CHAMBERLAIN**—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- 4 **THE HON. A. J. HUNT**—To move, That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is unparliamentary and will not be accepted by this House, and hereby authorizes and requires the President to rule out of order any Bill which offends against that principle.
- 5 **THE HON. W. R. BAXTER**—To move, That in view of the serious disadvantage imposed upon students from country Victoria, this House—
 - (a) Condemns the Government for closing and initiating disposal of student hostels in Melbourne;
 - (b) Questions the failure of the Government to widely advertise, prior to the commencement of the academic year, that two hostels were to remain open contrary to earlier advice;
 - (c) Rejects its belated attempt to transfer responsibility for student housing to the Commonwealth; and
 - (d) Calls for the hostels to be re-opened forthwith or for suitable alternative accommodation to be provided by the leasing of migrant hostels or the use of surplus nurses homes and the like.
- 6 **THE HON. W. R. BAXTER**—To move, That this House calls on the Government to reject the Monash University report into the costs and benefits of irrigation on the following grounds:
 - (a) Statistics produced by reputable authorities such as the Bureau of Agricultural Economics and the Department of Agriculture clearly show that farmers could not financially survive a fourfold increase in water charges;
 - (b) It is self-evident that irrigation has provided manifold benefits to Victoria in respect of—
 - (i) decentralization;
 - (ii) recreation;
 - (iii) urban water supplies;
 - (iv) flood mitigation; and
 - (v) cheap and bountiful high quality food to urban consumers; and

- (c) That, unless the report is rejected, organizations such as municipalities in irrigation areas, farmer bodies, government departments such as the State Rivers and Water Supply Commission and the Department of Agriculture, Victoria and individuals will be compelled to expend significant resources in money and time in refuting the specious claims made therein.

CONTINGENT NOTICE OF MOTION

- 1 **THE HON. HADDON STOREY**—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

ORDERS OF THE DAY

- 1 **MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS** (*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 2 **CONSTITUTION (REFORM) BILL**—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate.* (*Hon. B. P. Dunn*).
- φ3 **STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER** (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- φ4 **STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER** (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. M. J. Arnold*).
- 5 **MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE**—To be considered.
- 6 **GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—STATE BOARD OF EDUCATION REPORT—MOTION TO TAKE NOTE OF REPORT** (*Hon. A. J. Hunt*)—*Resumption of debate.* (*Hon. N. B. Reid*).
- §7 **PRISONS SERVICE COMMITTEE—GOVERNMENT'S GUIDELINES FOR PUBLIC SERVANTS ATTENDING BEFORE COMMITTEE**—To be considered.
- §8 **RELATIONS BETWEEN PARLIAMENT AND THE EXECUTIVE—STATEMENT AND LETTERS TO THE PREMIER AND SOLICITOR-GENERAL DATED 15 SEPTEMBER 1983**—To be considered.
- 9 **ALCOA SMELTER, PORTLAND—MOTION FOR APPOINTMENT OF SELECT COMMITTEE**—(*Hon. D. G. Crozier*)—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 10 **APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES** (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).

φ Cognate motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.

§ Cognate subjects—To be debated concurrently pursuant to order of the Council on 21 September 1983.

- 11 RADIO MASTS—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 12 SALINITY COMMITTEE—REPORT ON ACTIVITIES—To be considered.
- 13 SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES—(*Hon. W. R. Baxter*)—*Resumption of debate.* (*Hon. D. M. Evans*).
- †14 SUBORDINATE LEGISLATION (DEREGULATION) BILL—(*Hon. A. J. Hunt*)—Second reading—*Resumption of debate.* (*Hon. J. H. Kennan*).
- 15 ROAD SAFETY IN VICTORIA—INTERIM REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- 16 FREEWAY SPEED LIMITS—MINISTER'S RESPONSE TO RECOMMENDATIONS IN SOCIAL DEVELOPMENT COMMITTEE'S REPORT—To be considered.
- 17 POKER MACHINES—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—To be considered.
- 18 WATER SECTOR—STRATEGIES FOR REFORM—MINISTERIAL STATEMENT—To be considered.
- 19 PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND REPORT, 1982-83—To be considered.
- 20 SMALL BUSINESS DEVELOPMENT CORPORATION—REPORT OF PUBLIC BODIES REVIEW COMMITTEE—To be considered.
- 21 ALBURY-WODONGA (VICTORIA) CORPORATION—REPORT OF PUBLIC BODIES REVIEW COMMITTEE—To be considered.
- 22 DELAYS IN THE COURTS—MINISTERIAL STATEMENT—To be considered.
- ‡23 GRAIN HARVEST, 1983-84, HANDLING AND TRANSPORT—MINISTERIAL STATEMENT—To be considered.
- ‡24 GRAIN HARVEST, 1983-84—MOTION TO CENSURE MINISTER OF TRANSPORT AS TO TRANSPORT DEFICIENCIES AND CALLING FOR IMPROVEMENTS TO TRANSPORT, STORAGE AND SHIPPING TERMINAL FACILITIES—(*Hon. B. P. Dunn*)—*Resumption of debate.* (*Hon. L. A. McArthur*).
- 25 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDER NO. 11, 1983—To be considered.
- 26 GEELONG REGIONAL COMMISSION REPORT, 1982-83—To be considered.
- 27 INSTITUTE OF EDUCATIONAL ADMINISTRATION REPORT, 1982-83—To be considered.
- 28 OPTOMETRISTS REGISTRATION BOARD REPORT, 1982-83—To be considered.
- 29 STATE SUPERANNUATION BOARD REPORT, 1982-83—To be considered.
- 30 BUILDING INDUSTRY LONG SERVICE LEAVE BOARD REPORT, 1982-83—To be considered.
- 31 EXHIBITION TRUSTEES REPORT, 1982-83—To be considered.
- 32 HOUSING COMMISSION REPORT, 1982-83—To be considered.

† Proposals in Bill currently before Legal and Constitutional Committee for report by 30 June 1984.

‡ Cognate subjects—To be debated concurrently pursuant to order of the Council on 6 March 1984.

- 33 LIBRARY COUNCIL REPORT, 1981-82—To be considered.
- 34 PLANNING DEPARTMENT REPORT, 1982-83—To be considered.
- *35 ELECTORAL COMMISSION—REPORT ON THE 1983-84 DIVISION OF VICTORIA INTO ELECTORAL PROVINCES AND ELECTORAL DISTRICTS—To be considered.
- *36 MOTOR ACCIDENTS BOARD REPORT, 1982-83—To be considered.
- *37 RIVER MURRAY COMMISSION REPORT, 1982-83—To be considered.

GOVERNMENT BUSINESS

NOTICE OF MOTION

- *1 THE HON. D. R. WHITE—To move, That he have leave to bring in a Bill to make further provision with respect to the renewal of leases and licences under the Extractive Industries Act 1966, to amend that Act and for other purposes.

ORDERS OF THE DAY

- 1 PUBLIC SERVICE (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading.
- *2 STATE INSURANCE OFFICE BILL—(from Assembly—Hon. D. R. White)—Second reading.
- *3 ENVIRONMENT PROTECTION (REVIEW) BILL—(Hon. Evan Walker)—Second reading.
- *4 ANNUAL REPORTING (AMENDMENT) BILL—(from Assembly—Hon. D. H. White)—Second reading.
- *5 URBAN LAND AUTHORITY (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading.
- 6 GROUNDWATER (RESERVES) BILL—(Hon. D. R. White)—To be further considered in Committee.
- 7 FOOD BILL—(from Assembly—Hon. D. R. White)—To be further considered in Committee.
- *8 MELBOURNE CRICKET GROUND BILL (NO. 2)—(Hon. R. A. Mackenzie)—Second Reading—*Resumption of debate.* (Hon. R. I. Knowles).
- *9 EQUAL OPPORTUNITY BILL—MESSAGE FROM THE ASSEMBLY—To be considered.
- *10 CONSTITUTION (COUNCIL POWERS) BILL—MESSAGE FROM THE ASSEMBLY—To be considered.
- 11 INFERTILITY (MEDICAL PROCEDURES) BILL—(Hon. J. H. Kennan)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 12 STATUS OF CHILDREN (AMENDMENT) BILL—(Hon. J. H. Kennan)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 13 JUDGMENT DEBT RECOVERY BILL—(Hon. J. H. Kennan)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).

- 14 SOUTH MELBOURNE LAND BILL—(from Assembly—Hon. Evan Walker)—
Second reading.
- 15 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(from Assembly—Hon.
J. H. Kennan)—Second reading—Resumption of debate (Hon. Haddon Storey).
- 16 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND
RELATED DOCUMENTS—To be considered.
- 17 MILK PASTEURIZATION (AMENDMENT) BILL—(Hon. D. E. Kent)—Second
reading—Resumption of debate. (Hon. R. I. Knowles).
- 18 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. Evan Walker)—Second reading—
Resumption of debate. (Hon. Haddon Storey).

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TUESDAY, 10 APRIL

GOVERNMENT BUSINESS

ORDER OF THE DAY

- 1 LOCAL GOVERNMENT (MUNICIPAL COUNCILS TRIENNIAL ELECTIONS)
BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption
of debate. (Hon. A. J. Hunt).

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TUESDAY, 17 APRIL

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 WORKERS COMPENSATION (AMENDMENT) BILL (No. 3)—(from Assembly—
Hon. D. R. White)—Resumption of debate on the question—That this Bill
be now read a second time—and on the amendment of the Hon. C. Bubb—
That all the words after “That” be omitted with the view of inserting in
place thereof “this House refuses to read this Bill a second time until—
 - (a) the Government has received the Cooney report;
 - (b) the recommendations of the report have been made available to the
general public for comment; and
 - (c) the comments of the general public have been considered by the
Government”—(Hon. A. J. Hunt).
- 2 OCCUPATIONAL HEALTH AND SAFETY BILL—(from Assembly—Hon. D. R.
White)—Second reading—Resumption of debate. (Hon. P. D. Block).
- 3 CONSUMER AFFAIRS (ITEM PRICING) BILL—(from Assembly—Hon. J. H.
Kennan)—Second reading—(Resumption of debate. (Hon. A. J. Hunt).

TUESDAY, 1 MAY
GOVERNMENT BUSINESS

ORDER OF THE DAY

¶1 **STATUTE LAW REVISION BILL (No. 2)**—(*Hon. J. H. Kennan*)—Second reading—
Resumption of debate. (Hon. Haddon Storey).

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M. Evans, C. J. Hogg, A. J. Hunt, J. E. Kirner and W. A. Landeryou.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

- Tuesday—3.00 p.m.
- Wednesday—11.00 a.m.
- Thursday—11.00 a.m.

Business to take precedence—

- Tuesday and Thursday—Government business.
- Wednesday—Private Members' business.
- No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 93 and 94

No. 93—Tuesday, 3 April 1984

- 1 The President took the Chair and read the Prayer.
- 2 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR—The Honourable Evan Walker presented a Message from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz.:

Medical Practitioners (Private Hospitals) Act.

Firearms (Amendment) Act.

- 3 FISHERIES (ABALONE LICENCES) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Fisheries Act 1968' with respect to Abalone Licences and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 4 CONSTITUTION (COUNCIL POWERS) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have disagreed with the amendments made in such Bill by the Council.

Ordered—That the foregoing Message be taken into consideration later this day.

- 5 ENVIRONMENT PROTECTION (REVIEW) BILL—On the motion (by leave without notice) of the Honourable Evan Walker, leave was given to bring in a Bill to amend the *Environment Protection Act 1970* with respect to the constitution, powers, duties and functions of the Environment Protection Authority, to establish the Environment Council, to make further provision for the protection of the environment, to amend the *Planning Appeals Board Act 1980* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 6 MELBOURNE CRICKET GROUND BILL (No. 2)—On the motion (by leave without notice) of the Honourable R. A. Mackenzie, leave was given to bring in a Bill to facilitate the construction of floodlight towers and the operation of floodlight towers at the ground known as the Melbourne Cricket Ground, to amend the *Melbourne Cricket Ground Act 1933*, and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 7 PAPERS—

LEGAL AND CONSTITUTIONAL COMMITTEE—DELAYS IN COURTS—The Honourable Joan Coxsedge presented a preliminary Report from the Legal and Constitutional Committee upon Delays in Courts, together with Appendices and Minutes of Evidence.

Ordered to lie on the Table, and the Report and Appendices to be printed.

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ECONOMIC AND BUDGET REVIEW COMMITTEE—ROYAL SOUTHERN MEMORIAL HOSPITAL—The Honourable G. P. Connard presented a Report from the Economic

and Budget Review Committee upon the Royal Southern Memorial Hospital, together with Appendices and Minutes of Evidence.

Ordered to lie on the Table, and the Report and Appendices to be printed.

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The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Education Act 1958—Resumption of land at Windsor—Certificates of the Minister of Education (three papers).

Electoral Commission—Report on the 1983–84 division of Victoria into electoral provinces and electoral districts, with maps.

Motor Accidents Board—Report for the year 1982–83.

National Parks Act 1975—Notice of consent to the renewal of an exploration licence in Chiltern Park dated 12 September 1983.

River Murray Commission—Report for the year 1982–83.

Statutory Rules under the following Acts of Parliament:

Chiropractors Act 1968—No. 63.

Historic Shipwrecks Act 1981—No. 60.

Medical Practitioners Act 1970—No. 61.

Pharmacists Act 1974—No. 62.

Public Service Act 1974—PSD No. 13.

Racing Act 1958—No. 68.

Victoria State Emergency Service Act 1981—No. 53.

Water Act 1958—No. 64.

Zoological Parks and Gardens Act 1967—No. 67.

The Honourable A. J. Hunt moved, That the reports tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

8 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 1, be postponed until later this day.

9 OCCUPATIONAL HEALTH AND SAFETY BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable P. D. Block moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday, 17 April.

10 CONSUMER AFFAIRS (ITEM PRICING) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday, 17 April.

11 CRIMES (CRIMINAL INVESTIGATIONS) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the

Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 12 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 5, be postponed until later this day.

- 13 ALBURY-WODONGA AGREEMENT (COVENANTS) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 14 EQUAL OPPORTUNITY BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to some of the amendments made by the Council, and have disagreed with others of the said amendments.

Ordered—That the foregoing Message be taken into consideration later this day.

- 15 FISHERIES (ABALONE LICENCES) BILL—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 16 GROUNDWATER (RESERVES) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

- 17 MELBOURNE CRICKET GROUND BILL (No. 2)—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable R. I. Knowles moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 18 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 8 and 9, be postponed until the next day of meeting.

- 19 STATE INSURANCE OFFICE BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to establish the State Insurance Office as a body corporate under the Management and control of a Board of Management, to provide for Insurance Business to be undertaken by the State*

Insurance Office, to repeal the 'State Insurance Act 1975' and for other purposes" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 20 ANNUAL REPORTING (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make further provision for the report to Parliament annually of Ministers in relation to Departments of the Public Service and of Public Bodies, to amend the 'Annual Reporting Act 1983' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 21 FOOD BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

- 22 URBAN LAND AUTHORITY (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Urban Land Authority Act 1979', and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 23 ADJOURNMENT—The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.01 p.m., adjourned until tomorrow.

R. K. EVANS
Clerk of the Legislative Council

No. 94—Wednesday, 4 April 1984

- 1 The President took the Chair and read the Prayer.
- 2 PAPER—ECONOMIC AND BUDGET REVIEW COMMITTEE—EDUCATION DEPARTMENT—The Honourable G. P. Connard presented a Report from the Economic and Budget Review Committee upon matters raised in the Education Department by the Auditor-General, together with Appendices and Minutes of Evidence.

Ordered to lie on the Table, and the Report and Appendices to be printed.

- 3 POSTPONEMENT OF NOTICES OF MOTION—Ordered—That the consideration of Notices of Motion, General Business, Nos. 1 to 5 inclusive, be postponed until later this day.
- 4 IRRIGATION—The Honourable W. R. Baxter moved, That this House calls on the Government to reject the Monash University report into the costs and benefits of irrigation on the following grounds:
- (a) Statistics produced by reputable authorities such as the Bureau of Agricultural Economics and the Department of Agriculture clearly show that farmers could not financially survive a fourfold increase in water charges;
 - (b) It is self-evident that irrigation has provided manifold benefits to Victoria in respect of—
 - (i) decentralization;
 - (ii) recreation;
 - (iii) urban water supplies;
 - (iv) flood mitigation; and
 - (v) cheap and bountiful high quality food to urban consumers; and
 - (c) That, unless the report is rejected, organizations such as municipalities in irrigation areas, farmer bodies, government departments such as the State Rivers and Water Supply Commission and the Department of Agriculture, Victoria and individuals will be compelled to expend significant resources in money and time in refuting the specious claims made therein.

The Honourable M. J. Sandon moved, as an amendment, That all the words after “That” (where first occurring) be omitted with the view of inserting in place thereof “this House takes note of the views of Honourable Members in relation to the Monash University Report into the costs and benefits of irrigation in the State of Victoria, and refers those views to the Public Bodies Review Committee for consideration”.

Debate ensued.

Question—That the words proposed to be omitted stand part of the question—put and negatived.

Question—That the words proposed to be inserted be so inserted—put and resolved in the affirmative.

Question—That the motion, as amended, be agreed to—put and resolved in the affirmative.

- 5 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, General Business, Nos. 1 and 2, be postponed until later this day.
- 6 LEGISLATIVE COUNCIL COMMITTEES—The Order of the Day having been read for the resumption of the cognate debate (pursuant to the resolution of the Council on 25 May 1983) on the question, That a Sessional Order be agreed to for the appointment of certain Standing Committees (for motion, see page 260 *ante*), and the question, That a Standing Order be adopted for the appointment of a Staffing and Appropriations Committee (for motion, see page 265 *ante*)—

Debate resumed.

The Honourable W. R. Baxter moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 7 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, General Business, Nos. 5 to 37 inclusive, be postponed until later this day.
- 8 EXTRACTIVE INDUSTRIES (RENEWAL OF LEASES AND LICENCES) BILL—On the motion of the Honourable Evan Walker (for the Honourable D. R. White), leave was given

to bring in a Bill to make further provision with respect to the renewal of leases and licences under the *Extractive Industries Act 1966*, to amend that Act and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable B. A. Chamberlain (for the Honourable D. G. Crozier) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 9 ENVIRONMENT PROTECTION (UNLEADED PETROL) BILL—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to this Bill without amendment.
- 10 POST-SECONDARY EDUCATION (MISCELLANEOUS AMENDMENTS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Post-Secondary Education Act 1978’, the ‘Post-Secondary Education (Amendment) Act 1981’ and the ‘Post-Secondary Education (Amendment) Act 1983’, and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White (for the Honourable Evan Walker), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 11 PUBLIC SERVICE (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan (for the Honourable Evan Walker) moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 12 STATE INSURANCE OFFICE BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable A. J. Hunt (for the Honourable P. D. Block) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 13 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 3, be postponed until later this day.

- 14 ANNUAL REPORTING (AMENDMENT) BILL—This Bill was, according to Order, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 15 URBAN LAND AUTHORITY (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable A. J. Hunt (for the Honourable D. K. Hayward) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

16 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 6 and 7, be postponed until later this day.

17 MELBOURNE CRICKET GROUND BILL (No. 2)—ORDER OF THE DAY DISCHARGED—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

The Honourable Evan Walker (for the Honourable R. A. Mackenzie) moved, That the said Order be discharged.

Question—put and resolved in the affirmative.

Ordered—That the Bill be withdrawn.

18 MELBOURNE CRICKET GROUND BILL (No. 3)—By leave, on the motion (by leave without notice) of the Honourable Evan Walker (for the Honourable R. A. Mackenzie), leave was given to bring in a Bill to facilitate the construction of floodlight towers and the operation of floodlights at the ground known as the Melbourne Cricket Ground, to amend the *Melbourne Cricket Ground Act 1933*, and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable Evan Walker (for the Honourable R. A. Mackenzie) moved, That this Bill be now read a second time.

Debate ensued.

The Honourable R. I. Knowles moved, as an amendment, That all the words after “That” be omitted with the view of inserting in place thereof “this House refuses to read this Bill a second time until the Government undertakes to pay the *bona fide* costs reasonably incurred in respect of the preparation and presentation of submissions in relation to the planning and environmental aspects of the proposal during 1983, all of which were rendered abortive by the announcement of the Government’s decision to present this Bill”.

Debate ensued.

Question—That the words proposed to be omitted stand part of the question—put.

The Council divided.

AYES, 22

The Hon. M. J. Arnold (*Teller*)
 W. R. Baxter
 G. A. S. Butler
 Joan Coxsedg
 J. L. Dixon
 B. P. Dunn
 D. E. Henshaw (*Teller*)
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 Evan Walker
 D. R. White
 K. I. M. Wright

NOES, 18

The Hon. H.G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier (*Teller*)
 F. J. Granter (*Teller*)
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward

And so it was resolved in the affirmative—Amendment negated.

Question—That this Bill be now read a second time—put and resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 19 ENVIRONMENT PROTECTION (REVIEW) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable B. A. Chamberlain moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 20 FOOD BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 21 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday, 17 April.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.48 p.m., adjourned until Tuesday, 17 April.

R. K. EVANS
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 POST-SECONDARY EDUCATION (MISCELLANEOUS AMENDMENTS) BILL—
(From Assembly—Hon. Evan Walker)—Second reading.
- *2 EXTRACTIVE INDUSTRIES (RENEWAL OF LEASES AND LICENCES) BILL—
(Hon. D. R. White)—Second reading—Resumption of debate. (Hon. D. G. Crozier).
- 3 PUBLIC SERVICE (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—
Second reading—Resumption of debate. (Hon. Haddon Storey).
- 4 STATE INSURANCE OFFICE BILL—(from Assembly—Hon. D. R. White)—
Second reading—Resumption of debate. (Hon. P. D. Block).
- 5 ENVIRONMENT PROTECTION (REVIEW) BILL—(Hon. Evan Walker)—Second
reading—Resumption of debate. (Hon. B. A. Chamberlain).
- 6 URBAN LAND AUTHORITY (AMENDMENT) BILL—(from Assembly—Hon. Evan
Walker)—Second reading—Resumption of debate. (Hon. D. K. Hayward).
- 7 GROUNDWATER (RESERVES) BILL—(Hon. D. R. White)—To be further
considered in Committee.
- 8 WORKERS COMPENSATION (AMENDMENT) BILL (No. 3)—(from Assembly—
Hon. D. R. White)—Resumption of debate on the question—That this Bill
be now read a second time—and on the amendment of the Hon. C. Bubb—
That all the words after “That” be omitted with the view of inserting in
place thereof “this House refuses to read this Bill a second time until—
(a) the Government has received the Cooney report;
(b) the recommendations of the report have been made available to the
general public for comment; and
(c) the comments of the general public have been considered by the
Government”—(Hon. A. J. Hunt).
- 9 OCCUPATIONAL HEALTH AND SAFETY BILL—(from Assembly—Hon. D. R.
White)—Second reading—Resumption of debate. (Hon. P. D. Block).
- 10 CONSUMER AFFAIRS (ITEM PRICING) BILL—(from Assembly—Hon. J. H.
Kennan)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- 11 EQUAL OPPORTUNITY BILL—MESSAGE FROM THE ASSEMBLY—To be
considered.
- 12 CONSTITUTION (COUNCIL POWERS) BILL—MESSAGE FROM THE ASSEMBLY—
To be considered.
- 13 INFERTILITY (MEDICAL PROCEDURES) BILL—(Hon. J. H. Kennan)—Second
reading—Resumption of debate. (Hon. Haddon Storey).

* Indicates new entry.

- 14 **STATUS OF CHILDREN (AMENDMENT) BILL**—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 15 **JUDGMENT DEBT RECOVERY BILL**—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 16 **LOCAL GOVERNMENT (MUNICIPAL COUNCILS TRIENNIAL ELECTIONS) BILL**—(*from Assembly—Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*
- 17 **SOUTH MELBOURNE LAND BILL**—(*from Assembly—Hon. Evan Walker*)—Second reading.
- 18 **CONSTITUTION (DURATION OF PARLIAMENT) BILL**—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 19 **ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS**—To be considered.
- 20 **MILK PASTEURIZATION (AMENDMENT) BILL**—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate. (Hon. R. I. Knowles).*
- 21 **ANZAC DAY (PUBLIC HOLIDAY) BILL**—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. A. J. HUNT**—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 **THE HON. D. M. EVANS**—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 3 **THE HON. B. A. CHAMBERLAIN**—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- 4 **THE HON. A. J. HUNT**—To move, That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is unparliamentary and will not be accepted by this House, and hereby authorizes and requires the President to rule out of order any Bill which offends against that principle.
- 5 **THE HON. W. R. BAXTER**—To move, That in view of the serious disadvantage imposed upon students from country Victoria, this House—
- (a) Condemns the Government for closing and initiating disposal of student hostels in Melbourne;
 - (b) Questions the failure of the Government to widely advertise, prior to the commencement of the academic year, that two hostels were to remain open contrary to earlier advice;
 - (c) Rejects its belated attempt to transfer responsibility for student housing to the Commonwealth; and
 - (d) Calls for the hostels to be re-opened forthwith or for suitable alternative

accommodation to be provided by the leasing of migrant hostels or the use of surplus nurses homes and the like.

CONTINGENT NOTICE OF MOTION

- 1 THE HON. HADDON STOREY—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

ORDERS OF THE DAY

- 1 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 2 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate.* (*Hon. B. P. Dunn*).
- φ3 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. W. R. Baxter*).
- φ4 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. W. R. Baxter*).
- 5 MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 6 GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—STATE BOARD OF EDUCATION REPORT—MOTION TO TAKE NOTE OF REPORT (*Hon. A. J. Hunt*)—*Resumption of debate.* (*Hon. N. B. Reid*).
- §7 PRISONS SERVICE COMMITTEE—GOVERNMENT'S GUIDELINES FOR PUBLIC SERVANTS ATTENDING BEFORE COMMITTEE—To be considered.
- §8 RELATIONS BETWEEN PARLIAMENT AND THE EXECUTIVE—STATEMENT AND LETTERS TO THE PREMIER AND SOLICITOR-GENERAL DATED 15 SEPTEMBER 1983—To be considered.
- 9 ALCOA SMELTER, PORTLAND—MOTION FOR APPOINTMENT OF SELECT COMMITTEE—(*Hon. D. G. Crozier*)—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 10 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- 11 RADIO MASTS—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 12 SALINITY COMMITTEE—REPORT ON ACTIVITIES—To be considered.

φ Cognate motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.

§ Cognate subjects—To be debated concurrently pursuant to order of the Council on 21 September 1983.

- 13 SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES—(*Hon. W. R. Baxter*)—*Resumption of debate. (Hon. D. M. Evans).*
- †14 SUBORDINATE LEGISLATION (DEREGULATION) BILL—(*Hon. A. J. Hunt*)—Second reading—*Resumption of debate. (Hon. J. H. Kennan).*
- 15 ROAD SAFETY IN VICTORIA—INTERIM REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- 16 FREEWAY SPEED LIMITS—MINISTER'S RESPONSE TO RECOMMENDATIONS IN SOCIAL DEVELOPMENT COMMITTEE'S REPORT—To be considered.
- 17 POKER MACHINES—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—To be considered.
- 18 WATER SECTOR—STRATEGIES FOR REFORM—MINISTERIAL STATEMENT—To be considered.
- 19 PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND REPORT, 1982-83—To be considered.
- 20 SMALL BUSINESS DEVELOPMENT CORPORATION—REPORT OF PUBLIC BODIES REVIEW COMMITTEE—To be considered.
- 21 ALBURY-WODONGA (VICTORIA) CORPORATION—REPORT OF PUBLIC BODIES REVIEW COMMITTEE—To be considered.
- 22 DELAYS IN THE COURTS—MINISTERIAL STATEMENT—To be considered.
- ‡23 GRAIN HARVEST, 1983-84, HANDLING AND TRANSPORT—MINISTERIAL STATEMENT—To be considered.
- ‡24 GRAIN HARVEST, 1983-84—MOTION TO CENSURE MINISTER OF TRANSPORT AS TO TRANSPORT DEFICIENCIES AND CALLING FOR IMPROVEMENTS TO TRANSPORT, STORAGE AND SHIPPING TERMINAL FACILITIES—(*Hon. B. P. Dunn*)—*Resumption of debate. (Hon. L. A. McArthur).*
- 25 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDER NO. 11, 1983—To be considered.
- 26 BUILDING INDUSTRY LONG SERVICE LEAVE BOARD REPORT, 1982-83—To be considered.
- 27 EXHIBITION TRUSTEES REPORT, 1982-83—To be considered.
- 28 HOUSING COMMISSION REPORT, 1982-83—To be considered.
- 29 LIBRARY COUNCIL REPORT, 1981-82—To be considered.
- 30 PLANNING DEPARTMENT REPORT, 1982-83—To be considered.
- 31 ELECTORAL COMMISSION—REPORT ON THE 1983-84 DIVISION OF VICTORIA INTO ELECTORAL PROVINCES AND ELECTORAL DISTRICTS—To be considered.
- 32 MOTOR ACCIDENTS BOARD REPORT, 1982-83—To be considered.
- 33 RIVER MURRAY COMMISSION REPORT, 1982-83—To be considered.

† Proposals in Bill currently before Legal and Constitutional Committee for report by 30 June 1984.

‡ Cognate subjects—To be debated concurrently pursuant to order of the Council on 6 March 1984.

TUESDAY, 1 MAY
GOVERNMENT BUSINESS

ORDER OF THE DAY

¶1 **STATUTE LAW REVISION BILL (No. 2)**—(*Hon. J. H. Kennan*)—Second reading—
Resumption of debate. (Hon. Haddon Storey).

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

¶ Proposals in Bill currently before Legal and Constitutional Committee for report by 1 May 1984.

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

* * * *

SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M. Evans, C. J. Hogg, A. J. Hunt, J. E. Kirner and W. A. Landeryou.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

* * * *

SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

NOTICE OF MOTION

*1 THE HON. D. R. WHITE—To move, That, notwithstanding the recommendations of the Public Bodies Review Committee contained in its Final Report presented to this House on 24 May 1983, pursuant to section 4P (5) (b) of the *Parliamentary Committees Act 1968* this House resolves that the bodies listed hereunder shall continue to exist:

- 1 State Rivers and Water Supply Commission.
- 2 Ministry of Water Resources and Water Supply.
- 3 Latrobe River Improvement Trust.
- 4 Macalister River Improvement Trust.
- 5 Dandenong Valley Authority.
- 6 Longwarry Drainage Trust.
- 7 Shire of Korumburra River Improvement Trust.
- 8 West Moorabool Water Board.
- 9 Bendigo Creek Improvement Trust.
- 10 Shire of Alberton River Improvement Trust.
- 11 Shire of Alexandra River Improvement Trust.
- 12 King Parrot Creek Improvement Trust.
- 13 Seymour Shire River Improvement Trust.
- 14 Shire of Yea River Improvement Trust.
- 15 Avoca River Improvement Trust.
- 16 Bullock Creek Improvement Trust.
- 17 Pental Island Improvement Trust.
- 18 Fifteen Mile Creek Improvement Trust.
- 19 Ovens and King River Trust.
- 20 Broken River Improvement Trust.
- 21 Cann River Improvement Trust.
- 22 Glenelg River Improvement Trust.
- 23 Strathdownie Drainage Trust.
- 24 Kiewa River Improvement Trust.
- 25 Mitchell River Improvement Trust.
- 26 Mitta Mitta River Improvement Trust.
- 27 Snowy River Improvement Trust.
- 28 Tambo River Improvement Trust.
- 29 Tarwin River Improvement Trust.
- 30 Shire of Upper Murray River Improvement Trust.
- 31 Lough Calvert Drainage Trust.
- 32 Avon River Improvement Trust.

* Indicates new entry.

- 33 Thomson River Improvement Trust.
- 34 Yatchaw Drainage Trust.
- 35 Black Dog Creek Improvement Trust.

ORDERS OF THE DAY

- *1 PUBLIC LANDS AND WORKS (AMENDMENT) BILL (No. 2)—(Hon. Evan Walker)—Second reading.
- *2 SUPREME COURT (AMENDMENT) BILL—(Hon. J. H. Kennan)—Second reading.
- *3 PRAHRAN MECHANICS' INSTITUTE BILL—(Hon. J. H. Kennan)—Second reading.
- *4 WATER (CENTRAL MANAGEMENT RESTRUCTURING) BILL—(from Assembly—Hon. D. R. White)—Second reading.
- *5 WATER AND SEWERAGE AUTHORITIES (FURTHER RESTRUCTURING) BILL—(from Assembly—Hon. D. R. White)—Second reading.
- *6 METROPOLITAN FIRE BRIGADES (AMENDMENT) BILL (No. 2)—(from Assembly—Hon. R. A. Mackenzie)—Second reading.
- 7 POST-SECONDARY EDUCATION (MISCELLANEOUS AMENDMENTS) BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. M. A. Birrell).
- 8 INFERTILITY (MEDICAL PROCEDURES) BILL—(Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 9 JUDGMENT DEBT RECOVERY BILL—(Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 10 LOCAL GOVERNMENT (MUNICIPAL COUNCILS TRIENNIAL ELECTIONS) BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- 11 OCCUPATIONAL HEALTH AND SAFETY BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. P. D. Block).
- *12 FORESTS (WOOD PULP AGREEMENT) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- *13 COUNTRY FIRE AUTHORITY (BORROWING POWERS) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—Resumption of debate. (Hon. N. B. Reid).
- 14 ENVIRONMENT PROTECTION (REVIEW) BILL—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- *15 PLANNING (MASSAGE PARLOURS) BILL—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- *16 TOWN AND COUNTRY PLANNING (AMENDMENT) BILL (No. 3)—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- *17 MAGISTRATES' COURTS (JURISDICTION) BILL—(Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- *18 GRAIN HANDLING IMPROVEMENT AUTHORITIES (ABOLITION) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—Resumption of debate. (Hon. R. J. Long).

- 19 **EQUAL OPPORTUNITY BILL**—MESSAGE FROM THE ASSEMBLY—To be considered.
- 20 **CONSTITUTION (DURATION OF PARLIAMENT) BILL**—(from Assembly—Hon. J. H. Kennan)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- 21 **CONSTITUTION (COUNCIL POWERS) BILL**—MESSAGE FROM THE ASSEMBLY—To be considered.
- 22 **CONSUMER AFFAIRS (ITEM PRICING) BILL**—(from Assembly—Hon. J. H. Kennan)—Second reading—*Resumption of debate.* (Hon. A. J. Hunt).
- 23 **ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS**—To be considered.
- 24 **MILK PASTEURIZATION (AMENDMENT) BILL**—(Hon. D. E. Kent)—Second reading—*Resumption of debate.* (Hon. R. I. Knowles).
- 25 **ANZAC DAY (PUBLIC HOLIDAY) BILL**—(Hon. Evan Walker)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. A. J. HUNT**—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 **THE HON. D. M. EVANS**—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 3 **THE HON. B. A. CHAMBERLAIN**—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- 4 **THE HON. A. J. HUNT**—To move, That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is unparliamentary and will not be accepted by this House, and hereby authorizes and requires the President to rule out of order any Bill which offends against that principle.
- 5 **THE HON. W. R. BAXTER**—To move, That in view of the serious disadvantage imposed upon students from country Victoria, this House—
- (a) Condemns the Government for closing and initiating disposal of student hostels in Melbourne;
 - (b) Questions the failure of the Government to widely advertise, prior to the commencement of the academic year, that two hostels were to remain open contrary to earlier advice;
 - (c) Rejects its belated attempt to transfer responsibility for student housing to the Commonwealth; and
 - (d) Calls for the hostels to be re-opened forthwith or for suitable alternative accommodation to be provided by the leasing of migrant hostels or the use of surplus nurses homes and the like.

CONTINGENT NOTICE OF MOTION

- 1 **THE HON. HADDON STOREY**—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

ORDERS OF THE DAY

- 1 **MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS** (*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 2 **CONSTITUTION (REFORM) BILL**—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate.* (*Hon. B. P. Dunn*).
- φ3 **STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER** (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. W. R. Baxter*).
- φ4 **STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER** (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. W. R. Baxter*).
- 5 **MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE**—To be considered.
- 6 **GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—STATE BOARD OF EDUCATION REPORT—MOTION TO TAKE NOTE OF REPORT** (*Hon. A. J. Hunt*)—*Resumption of debate.* (*Hon. N. B. Reid*).
- §7 **PRISONS SERVICE COMMITTEE—GOVERNMENT'S GUIDELINES FOR PUBLIC SERVANTS ATTENDING BEFORE COMMITTEE**—To be considered.
- §8 **RELATIONS BETWEEN PARLIAMENT AND THE EXECUTIVE—STATEMENT AND LETTERS TO THE PREMIER AND SOLICITOR-GENERAL DATED 15 SEPTEMBER 1983**—To be considered.
- 9 **ALCOA SMELTER, PORTLAND—MOTION FOR APPOINTMENT OF SELECT COMMITTEE**—(*Hon. D. G. Crozier*)—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 10 **APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES** (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- 11 **RADIO MASTS—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE**—To be considered.
- 12 **SALINITY COMMITTEE—REPORT ON ACTIVITIES**—To be considered.
- 13 **SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES**—(*Hon. W. R. Baxter*)—*Resumption of debate.* (*Hon. D. M. Evans*).

φ Cognate motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.

§ Cognate subjects—To be debated concurrently pursuant to order of the Council on 21 September 1983.

- †14 SUBORDINATE LEGISLATION (DEREGULATION) BILL—(*Hon. A. J. Hunt*)—
Second reading—*Resumption of debate. (Hon. J. H. Kennan).*
- 15 ROAD SAFETY IN VICTORIA—INTERIM REPORT OF SOCIAL DEVELOPMENT
COMMITTEE—To be considered.
- 16 FREEWAY SPEED LIMITS—MINISTER'S RESPONSE TO RECOMMENDATIONS
IN SOCIAL DEVELOPMENT COMMITTEE'S REPORT—To be considered.
- 17 POKER MACHINES—REPORT OF BOARD OF INQUIRY AND PREMIER'S
MINISTERIAL STATEMENT—To be considered.
- 18 WATER SECTOR—STRATEGIES FOR REFORM—MINISTERIAL STATEMENT—
To be considered.
- 19 PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND REPORT,
1982-83—To be considered.
- 20 SMALL BUSINESS DEVELOPMENT CORPORATION—REPORT OF PUBLIC
BODIES REVIEW COMMITTEE—To be considered.
- 21 ALBURY-WODONGA (VICTORIA) CORPORATION—REPORT OF PUBLIC BODIES
REVIEW COMMITTEE—To be considered.
- 22 DELAYS IN THE COURTS—MINISTERIAL STATEMENT—To be considered.
- ‡23 GRAIN HARVEST, 1983-84, HANDLING AND TRANSPORT—MINISTERIAL
STATEMENT—To be considered.
- ‡24 GRAIN HARVEST, 1983-84—MOTION TO CENSURE MINISTER OF TRANSPORT
AS TO TRANSPORT DEFICIENCIES AND CALLING FOR IMPROVEMENTS TO
TRANSPORT, STORAGE AND SHIPPING TERMINAL FACILITIES—(*Hon.
B. P. Dunn*)—*Resumption of debate. (Hon. L. A. McArthur).*
- 25 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDER NO. 11, 1983—To be
considered.
- 26 BUILDING INDUSTRY LONG SERVICE LEAVE BOARD REPORT, 1982-83—To
be considered.
- 27 EXHIBITION TRUSTEES REPORT, 1982-83—To be considered.
- 28 HOUSING COMMISSION REPORT, 1982-83—To be considered.
- 29 LIBRARY COUNCIL REPORT, 1981-82—To be considered.
- 30 PLANNING DEPARTMENT REPORT, 1982-83—To be considered.
- 31 ELECTORAL COMMISSION—REPORT ON THE 1983-84 DIVISION OF VICTORIA
INTO ELECTORAL PROVINCES AND ELECTORAL DISTRICTS—To be
considered.
- 32 MOTOR ACCIDENTS BOARD REPORT, 1982-83—To be considered.
- 33 RIVER MURRAY COMMISSION REPORT, 1982-83—To be considered.
- *34 CONSUMER AFFAIRS DIRECTOR'S REPORT, 1982-83—To be considered.
- *35 DANDENONG VALLEY AUTHORITY REPORT, 1982-83—To be considered.
- *36 DENTAL BOARD AND SPECIALIST PRACTITIONERS QUALIFICATIONS
COMMITTEE REPORTS, 1982-83—To be considered.

† Proposals in Bill currently before Legal and Constitutional Committee for report by 30 June 1984.

‡ Cognate subjects—To be debated concurrently pursuant to order of the Council on 6 March 1984.

- *37 FRIENDLY SOCIETIES AND BENEFIT ASSOCIATIONS—GOVERNMENT STATIST'S REPORT, 1982-83—To be considered.
- *38 POULTRY FARMER LICENSING REVIEW COMMITTEE REPORT, 1982-83—To be considered.
- *39 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—SUMMARY OF VARIATIONS NOTIFIED TO 31 MARCH 1984—To be considered.
- *40 NATIONAL PARKS ACT 1975—MINISTER'S NOTICE OF CONSENT TO RENEWAL OF MINERS RIGHT CLAIM IN CHILTERN PARK DATED 22 MARCH 1984—To be considered.

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TUESDAY, 1 MAY

GOVERNMENT BUSINESS

ORDER OF THE DAY

- ¶1 STATUTE LAW REVISION BILL (No. 2)—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

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TUESDAY, 8 MAY

GOVERNMENT BUSINESS

ORDER OF THE DAY

- 1 WORKERS COMPENSATION (AMENDMENT) BILL (No. 3)—(*from Assembly—Hon. D. R. White*)—*Resumption of debate on the question—That this Bill be now read a second time—and on the amendment of the Hon. C. Bubb—That all the words after “That” be omitted with the view of inserting in place thereof “this House refuses to read this Bill a second time until—*
- (a) the Government has received the Cooney report;
 - (b) the recommendations of the report have been made available to the general public for comment; and
 - (c) the comments of the general public have been considered by the Government”—(*Hon. A. J. Hunt*).

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

* * * *

SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M. Evans, C. J. Hogg, A. J. Hunt, J. E. Kirner and W. A. Landeryou.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

* * * *

SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

|| Wednesday—Private Members' business.

|| No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

|| Suspended on 17 April 1984 until end of May 1984.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 PRAHRAN MECHANICS' INSTITUTE BILL—(*Hon. J. H. Kennan*)—Second reading.
- *2 MARKET COURT (AMENDMENT) BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading.
- 3 WATER (CENTRAL MANAGEMENT RESTRUCTURING) BILL—(*from Assembly—Hon. D. R. White*)—Second reading.
- 4 WATER AND SEWERAGE AUTHORITIES (FURTHER RESTRUCTURING) BILL—(*from Assembly—Hon. D. R. White*)—Second reading.
- *5 GAS AND FUEL CORPORATION (BORROWING POWERS) BILL—(*from Assembly—Hon. D. R. White*)—Second reading.
- *6 VICTORIAN PUBLIC AUTHORITIES FINANCE BILL—(*from Assembly—Hon. D. R. White*)—Second reading.
- 7 LOCAL GOVERNMENT (MUNICIPAL COUNCILS TRIENNIAL ELECTIONS) BILL—(*from Assembly—Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*
- 8 OCCUPATIONAL HEALTH AND SAFETY BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. D. K. Hayward).*
- 9 SUPREME COURT (AMENDMENT) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- *10 TRANSPORT (TRAFFIC INFRINGEMENT NOTICES) BILL—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading.
- 11 ENVIRONMENT PROTECTION (REVIEW) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- 12 PLANNING (MASSAGE PARLOURS) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- 13 TOWN AND COUNTRY PLANNING (AMENDMENT) BILL (No. 3)—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- 14 MAGISTRATES' COURTS (JURISDICTION) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 15 EQUAL OPPORTUNITY BILL—MESSAGE FROM THE ASSEMBLY—To be considered.
- 16 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 17 CONSTITUTION (COUNCIL POWERS) BILL—MESSAGE FROM THE ASSEMBLY—To be considered.

* Indicates new entry.

- 18 **CONSUMER AFFAIRS (ITEM PRICING) BILL**—(from Assembly—Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- 19 **ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS**—To be considered.
- 20 **MILK PASTEURIZATION (AMENDMENT) BILL**—(Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- 21 **ANZAC DAY (PUBLIC HOLIDAY) BILL**—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. Haddon Storey).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. A. J. HUNT**—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 **THE HON. D. M. EVANS**—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 3 **THE HON. B. A. CHAMBERLAIN**—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- 4 **THE HON. A. J. HUNT**—To move, That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is unparliamentary and will not be accepted by this House, and hereby authorizes and requires the President to rule out of order any Bill which offends against that principle.
- 5 **THE HON. W. R. BAXTER**—To move, That in view of the serious disadvantage imposed upon students from country Victoria, this House—
 - (a) Condemns the Government for closing and initiating disposal of student hostels in Melbourne;
 - (b) Questions the failure of the Government to widely advertise, prior to the commencement of the academic year, that two hostels were to remain open contrary to earlier advice;
 - (c) Rejects its belated attempt to transfer responsibility for student housing to the Commonwealth; and
 - (d) Calls for the hostels to be re-opened forthwith or for suitable alternative accommodation to be provided by the leasing of migrant hostels or the use of surplus nurses homes and the like.

CONTINGENT NOTICE OF MOTION

- 1 **THE HON. HADDON STOREY**—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

ORDERS OF THE DAY

- 1 **MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS** (*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 2 **CONSTITUTION (REFORM) BILL—**(*Hon. Haddon Storey*)—Second reading—*Resumption of debate.* (*Hon. B. P. Dunn*).
- φ3 **STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER** (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. W. R. Baxter*).
- φ4 **STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER** (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. W. R. Baxter*).
- 5 **MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—**To be considered.
- 6 **GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—STATE BOARD OF EDUCATION REPORT—MOTION TO TAKE NOTE OF REPORT** (*Hon. A. J. Hunt*)—*Resumption of debate.* (*Hon. N. B. Reid*).
- §7 **PRISONS SERVICE COMMITTEE—GOVERNMENT'S GUIDELINES FOR PUBLIC SERVANTS ATTENDING BEFORE COMMITTEE—**To be considered.
- §8 **RELATIONS BETWEEN PARLIAMENT AND THE EXECUTIVE—STATEMENT AND LETTERS TO THE PREMIER AND SOLICITOR-GENERAL DATED 15 SEPTEMBER 1983—**To be considered.
- 9 **ALCOA SMELTER, PORTLAND—MOTION FOR APPOINTMENT OF SELECT COMMITTEE—**(*Hon. D. G. Crozier*)—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 10 **APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES** (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- 11 **RADIO MASTS—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—**To be considered.
- 12 **SALINITY COMMITTEE—REPORT ON ACTIVITIES—**To be considered.
- 13 **SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES—**(*Hon. W. R. Baxter*)—*Resumption of debate.* (*Hon. D. M. Evans*).
- †14 **SUBORDINATE LEGISLATION (DEREGULATION) BILL—**(*Hon. A. J. Hunt*)—Second reading—*Resumption of debate.* (*Hon. J. H. Kennan*).
- 15 **ROAD SAFETY IN VICTORIA—INTERIM REPORT OF SOCIAL DEVELOPMENT COMMITTEE—**To be considered.

φ Cognate motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.

§ Cognate subjects—To be debated concurrently pursuant to order of the Council on 21 September 1983.

† Proposals in Bill currently before Legal and Constitutional Committee for report by 30 June 1984.

- 16 FREEWAY SPEED LIMITS—MINISTER'S RESPONSE TO RECOMMENDATIONS IN SOCIAL DEVELOPMENT COMMITTEE'S REPORT—To be considered.
- 17 POKER MACHINES—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—To be considered.
- 18 WATER SECTOR—STRATEGIES FOR REFORM—MINISTERIAL STATEMENT—To be considered.
- 19 PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND REPORT, 1982-83—To be considered.
- 20 SMALL BUSINESS DEVELOPMENT CORPORATION—REPORT OF PUBLIC BODIES REVIEW COMMITTEE—To be considered.
- 21 ALBURY-WODONGA (VICTORIA) CORPORATION—REPORT OF PUBLIC BODIES REVIEW COMMITTEE—To be considered.
- 22 DELAYS IN THE COURTS—MINISTERIAL STATEMENT—To be considered.
- ‡23 GRAIN HARVEST, 1983-84, HANDLING AND TRANSPORT—MINISTERIAL STATEMENT—To be considered.
- ‡24 GRAIN HARVEST, 1983-84—MOTION TO CENSURE MINISTER OF TRANSPORT AS TO TRANSPORT DEFICIENCIES AND CALLING FOR IMPROVEMENTS TO TRANSPORT, STORAGE AND SHIPPING TERMINAL FACILITIES—(*Hon. B. P. Dunn*)—*Resumption of debate. (Hon. L. A. McArthur)*.
- 25 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDER NO. 11, 1983—To be considered.
- 26 PLANNING DEPARTMENT REPORT, 1982-83—To be considered.
- 27 ELECTORAL COMMISSION—REPORT ON THE 1983-84 DIVISION OF VICTORIA INTO ELECTORAL PROVINCES AND ELECTORAL DISTRICTS—To be considered.
- 28 MOTOR ACCIDENTS BOARD REPORT, 1982-83—To be considered.
- 29 RIVER MURRAY COMMISSION REPORT, 1982-83—To be considered.
- 30 CONSUMER AFFAIRS DIRECTOR'S REPORT, 1982-83—To be considered.
- 31 DANDENONG VALLEY AUTHORITY REPORT, 1982-83—To be considered.
- 32 DENTAL BOARD AND SPECIALIST PRACTITIONERS QUALIFICATIONS COMMITTEE REPORTS, 1982-83—To be considered.
- 33 FRIENDLY SOCIETIES AND BENEFIT ASSOCIATIONS—GOVERNMENT STATIST'S REPORT, 1982-83—To be considered.
- 34 POULTRY FARMER LICENSING REVIEW COMMITTEE REPORT, 1982-83—To be considered.
- 35 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—SUMMARY OF VARIATIONS NOTIFIED TO 31 MARCH 1984—To be considered.
- 36 NATIONAL PARKS ACT 1975—MINISTER'S NOTICE OF CONSENT TO RENEWAL OF MINERS RIGHT CLAIM IN CHILTERN PARK DATED 22 MARCH 1984—To be considered.

‡ Cognate subjects—To be debated concurrently pursuant to order of the Council on 6 March 1984.

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TUESDAY, 1 MAY
GOVERNMENT BUSINESS

ORDER OF THE DAY

¶1 **STATUTE LAW REVISION BILL (No. 2)**—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

* * * *

TUESDAY, 8 MAY
GOVERNMENT BUSINESS

ORDER OF THE DAY

1 **WORKERS COMPENSATION (AMENDMENT) BILL (No. 3)**—(*from Assembly—Hon. D. R. White*)—*Resumption of debate on the question—That this Bill be now read a second time—and on the amendment of the Hon. C. Bubb—That all the words after “That” be omitted with the view of inserting in place thereof “this House refuses to read this Bill a second time until—*

- (a) the Government has received the Cooney report;
- (b) the recommendations of the report have been made available to the general public for comment; and
- (c) the comments of the general public have been considered by the Government”—(*Hon. A. J. Hunt*).

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SATURDAY, 30 JUNE
GOVERNMENT BUSINESS

ORDER OF THE DAY

1 **INFERTILITY (MEDICAL PROCEDURES) BILL**—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

Bill to amend the *Town and Country Planning Act 1961*, the *Port Phillip Authority Act 1966* and the *Planning Appeals Board Act 1980* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 8 **PLANNING (MESSAGE PARLOURS) BILL**—On the motion (by leave without notice) of the Honourable Evan Walker, leave was given to bring in a Bill to amend the *Town and Country Planning Act 1961*, the *Vagrancy Act 1966*, and the *Summary Offences Act 1966* with respect to massage parlours and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 9 **PUBLIC LANDS AND WORKS (AMENDMENT) BILL (No. 2)**—On the motion (by leave without notice) of the Honourable Evan Walker, leave was given to bring in a Bill to amend the *Public Lands and Works Act 1964* by extending the powers of delegation of the Minister of Public Works; to enable other Ministers of the Crown to authorize minor works to buildings for which they are responsible, and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 10 **PRAHRAN MECHANICS' INSTITUTE BILL**—On the motion (by leave without notice) of the Honourable J. H. Kennan, leave was given to bring in a Bill to make provision with respect to the Prahran Mechanics' Institution and Circulating Library Incorporated, to amend the *Prahran Mechanics' Institute Act 1899* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 11 **SUPREME COURT (AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable J. H. Kennan leave was given to bring in a Bill to amend the *Supreme Court Act 1958* in Relation to Appeals to the Full Court and the Rules relating to Parties in Causes or Matters, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 12 **MAGISTRATES' COURTS (JURISDICTION) BILL**—On the motion (by leave without notice) of the Honourable J. H. Kennan, leave was given to bring in a Bill to amend the law relating to the jurisdiction of justices, the jurisdiction of magistrates' courts and the procedure in magistrates' courts in relation to certain offences, to amend the *Magistrates' Courts Act 1971*, the *Coroners Act 1958* and the *Magistrates (Summary Proceedings) Act 1975* and for other purposes and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 13 **PAPERS**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Consumer Affairs—Report of the Director for the year 1982–83.
 - Dandenong Valley Authority—Report and statement of accounts for the year ended 30 September 1983.
 - Dental Board—Report and financial statement, together with Report of Specialist Practitioners Qualifications Committee, for the year ended 30 September 1983 (two papers).
 - Friendly Societies and Benefit Associations—Report of the Government Statist, together with Report of the Registrar of Friendly Societies, for the year 1982–83.
 - Members of Parliament (Register of Interests) Act 1978—Summary of variations notified to 31 March 1984.
 - National Parks Act 1975—Notice of consent to the renewal of a miners right claim in respect of land situated in Chiltern Park dated 22 March 1984.
 - Poultry Farmer Licensing Review Committee—Report for the year ended 28 February 1983.

Statutory Rules under the following Acts of Parliament:

- Chattel Securities Act 1981—No. 76.
- Environment Protection Act 1970—No. 66.
- Estate Agents Act 1980—No. 65.
- Groundwater Act 1969—No. 59.
- Legal Profession Practice Act 1958—No. 73.
- Nurses Act 1958—No. 71.
- Public Service Act 1974—PSD Nos. 14 and 17.
- Supreme Court Act 1958—Nos. 78 and 79.

The Honourable Haddon Storey moved, That the papers tabled by the Clerk, other than Statutory Rules, be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 14 POST-SECONDARY EDUCATION (MISCELLANEOUS AMENDMENTS) BILL—The Order of the Day having been read for the second-reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable M. A. Birrell moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 15 EXTRACTIVE INDUSTRIES (RENEWAL OF LEASES AND LICENCES) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 16 PUBLIC SERVICE (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The Deputy President resumed the Chair; and the Honourable P. D. Block having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 17 STATE INSURANCE OFFICE BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable B. A. Chamberlain having reported that the Committee had agreed to the Bill with an amended title, which amended title is as follows:—“*An Act to establish the State Insurance Office as a body corporate under the Management and Control of a Board of Management, to provide for Insurance Business to be undertaken by the State Insurance Office, to repeal the ‘State Insurance Office Act 1975’ and for other purposes*”; the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment and desiring their concurrence therein.

18 MELBOURNE CRICKET GROUND BILL (No. 3)—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to this Bill without amendment.

19 ENVIRONMENT PROTECTION (REVIEW) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

The Honourable B. A. Chamberlain moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

20 URBAN LAND AUTHORITY (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

21 GROUNDWATER (RESERVES) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the president left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable B. A. Chamberlain having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

22 WORKERS COMPENSATION (AMENDMENT) BILL (No. 3)—The Order of the Day having been read for the resumption of debate on the question, That this Bill be now read a second time—*and on the amendment*—That all the words after “That” be omitted with the view of inserting in place thereof “this House refuses to read this Bill a second time until—

(a) the Government has received the Cooney report;

(b) the recommendations of the report have been made available to the general public for comment; and

(c) the comments of the general public have been considered by the Government”.

The Honourable A. J. Hunt moved, That the debate be adjourned for 21 days.

Debate ensued.

Question—That the debate be now adjourned—put.

The Council divided.

AYES, 22

The Hon. W. R. Baxter
H. G. Baylor
M. A. Birrell
P. D. Block
C. Bubb
B. A. Chamberlain

NOES, 20

The Hon. M. J. Arnold
G. A. S. Butler
Joan Coxsedg (*Teller*)
J. L. Dixon (*Teller*)
D. E. Henshaw
C. J. Hogg

G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 J. V. C. Guest (*Teller*)
 D. K. Hayward (*Teller*)
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward
 K. I. M. Wright

J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

Question—That the debate be adjourned for 21 days—put.

The Council divided.

AYES, 22

The Hon. W. R. Baxter
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward
 A. J. Hunt
 R. I. Knowles (*Teller*)
 R. Lawson (*Teller*)
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward
 K. I. M. Wright

NOES, 20

The Hon. M. J. Arnold
 G. A. S. Butler
 Joan Coxsedg
 J. L. Dixon
 D. E. Henshaw (*Teller*)
 C. J. Hogg (*Teller*)
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday, 8 May.

- 23 WATER (CENTRAL MANAGEMENT RESTRUCTURING) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to abolish the State Rivers and Water Supply Commission and the Water Resources Council, to establish a Rural Water Commission of Victoria, to make provision with respect to the powers of the Minister for Water Resources, to incorporate the Director-General of Water Resources, to amend the Water Act 1958, to repeal the Water Resources Act 1975 and the Water (Delegation of Powers) Act 1983, to make consequential amendments to various Acts and for other purposes.*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 24 **POSTPONEMENT OF ORDERS OF THE DAY**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 9 to 13 inclusive, be postponed until later this day.
- 25 **STATUS OF CHILDREN (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question. That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 26 **WATER AND SEWERAGE AUTHORITIES (FURTHER RESTRUCTURING) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Geelong Waterworks and Sewerage Act 1958', the 'Mildura Irrigation and Water Trusts Act 1958', the 'Water Act 1958' and the 'Water and Sewerage Authorities (Restructuring) Act 1983' for the purpose of further restructuring Victoria's Urban Water and Sewerage Authorities, to consequentially amend certain other Acts, and for other purposes,*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 27 **FORESTS (WOOD PULP AGREEMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to ratify, validate, approve and otherwise give effect to an Agreement between the Minister for Conservation, Forests and Lands, the Forests Commission and Australian Paper Manufacturers Limited supplemental to the Agreement referred to in the 'Forests (Wood Pulp Agreement) Act 1961' and for other purposes,*" and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 28 **GRAIN HANDLING IMPROVEMENT AUTHORITIES (ABOLITION) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to abolish the Geelong Grain Handling Improvement Authority, the Portland Grain Handling Improvement Authority and the Country Grain Handling Improvement Authority, to transfer the rights, properties, duties and obligations of those Authorities to the Grain Elevators Board and for other purposes,*" and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 29 **FORESTS (WOOD PULP AGREEMENT) BILL**—The Order of the Day having been read for the second-reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable H. R. Ward (for the Honourable R. I. Knowles) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 30 PLANNING (MESSAGE PARLOURS) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable B. A. Chamberlain moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 31 TOWN AND COUNTRY PLANNING (AMENDMENT) BILL (NO. 3)—The Order of the Day having been read for the second-reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable B. A. Chamberlain moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 32 METROPOLITAN FIRE BRIGADES (AMENDMENT) BILL (NO. 2)—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Metropolitan Fire Brigades Act 1958,' and the 'Country Fire Authority Act 1958,' and for other purposes.*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable R. A. Mackenzie), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 33 MAGISTRATES' COURTS (JURISDICTION) BILL—The Order of the Day having been read for the second-reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable H. R. Ward (for the Honourable Haddon Storey) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered, after debate—That the debate be adjourned until the next day of meeting.

- 34 GRAIN HANDLING IMPROVEMENT AUTHORITIES (ABOLITION) BILL—The Order of the Day having been read for the second-reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable H. R. Ward (for the Honourable R. J. Long) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 35 COUNTRY FIRE AUTHORITY (BORROWING POWERS) BILL—The Deputy President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Country Fire Authority Act 1958' to increase the borrowing powers of the Country Fire Authority*" and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

The Order of the Day having been read for the second-reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable H. R. Ward (for the Honourable N. B. Reid) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

36 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 15 and 16, be postponed until the next day of meeting.

37 SOUTH MELBOURNE LAND BILL—ORDER OF THE DAY DISCHARGED—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

The Honourable Evan Walker moved, That the said order be discharged.

Question— put and resolved in the affirmative.

Ordered—That the Bill be withdrawn.

38 ADJOURNMENT—The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.42 p.m., adjourned until tomorrow.

R. K. EVANS

Clerk of the Legislative Council

No. 96—Wednesday, 18 April 1984

- 1 The President took the Chair and read the Prayer.
- 2 PAPERS—ECONOMIC AND BUDGET REVIEW COMMITTEE—Public Sector Superannuation—The Honourable J. V. C. Guest presented the following Reports from the Economic and Budget Review Committee:
 - A Review of Superannuation in the Victorian Public Sector, together with Appendices, Consultants' reports and Minutes of Evidence; and
 - Summary of Victorian Public Sector Superannuation Schemes, together with an Appendix.
 Severally, ordered to lie on the Table, and the Reports and Appendices to be printed.
- 3 WATER INDUSTRY RESTRUCTURING—The Honourable D. R. White moved, That, notwithstanding the recommendations of the Public Bodies Review Committee contained in its Final Report presented to this House on 24 May 1983, pursuant to section 4P (5) (b) of the 'Parliamentary Committees Act 1968' this House resolves that the bodies listed hereunder shall continue to exist:
 - 1 State Rivers and Water Supply Commission
 - 2 Ministry of Water Resources and Water Supply
 - 3 Latrobe River Improvement Trust
 - 4 Macalister River Improvement Trust
 - 5 Dandenong Valley Authority
 - 6 Longwarry Drainage Trust
 - 7 Shire of Korumburra River Improvement Trust
 - 8 West Moorabool Water Board
 - 9 Bendigo Creek Improvement Trust
 - 10 Shire of Alberton River Improvement Trust
 - 11 Shire of Alexandra River Improvement Trust

- 12 King Parrot Creek Improvement Trust
- 13 Seymour Shire River Improvement Trust
- 14 Shire of Yea River Improvement Trust
- 15 Avoca River Improvement Trust
- 16 Bullock Creek Improvement Trust
- 17 Pental Island Improvement Trust
- 18 Fifteen Mile Creek Improvement Trust
- 19 Ovens and King River Trust
- 20 Broken River Improvement Trust
- 21 Cann River Improvement Trust
- 22 Glenclg River Improvement Trust
- 23 Strathdownie Drainage Trust
- 24 Kiewa River Improvement Trust
- 25 Mitchell River Improvement Trust
- 26 Mitta Mitta River Improvement Trust
- 27 Snowy River Improvement Trust
- 28 Tambo River Improvement Trust
- 29 Tarwin River Improvement Trust
- 30 Shire of Upper Murray River Improvement Trust
- 31 Lough Calvert Drainage Trust
- 32 Avon River Improvement Trust
- 33 Thomson River Improvement Trust
- 34 Yatchaw Drainage Trust
- 35 Black Dog Creek Improvement Trust

Debate ensued.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them of the foregoing resolution and desiring their concurrence therein.

- 4 PUBLIC LANDS AND WORKS (AMENDMENT) BILL (No. 2)—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable R. I. Knowles moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 5 SUPREME COURT (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 6 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3 to 6 inclusive, be postponed until later this day.

- 7 POST-SECONDARY EDUCATION (MISCELLANEOUS AMENDMENTS) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 8 INFERTILITY (MEDICAL PROCEDURES) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

The Honourable Haddon Storey moved, That the debate be adjourned until 30 June. Debate ensued.

Question—That the debate be now adjourned—put.

The Council divided.

AYES, 22

The Hon. W. R. Baxter
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long (*Teller*)
 J. W. S. Radford (*Teller*)
 N. B. Reid
 Haddon Storey
 K. I. M. Wright

NOES, 19

The Hon. M. J. Arnold
 G. A. S. Butler
 Joan Cocksedge
 J. L. Dixon
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy (*Teller*)
 D. E. Kent
 J. E. Kirner (*Teller*)
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

Question—That the debate be adjourned until 30 June—put.

The Council divided.

AYES, 22

The Hon. W. R. Baxter
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward
 W. V. Houghton (*Teller*)
 A. J. Hunt
 R. I. Knowles

NOES, 19

The Hon. M. J. Arnold
 G. A. S. Butler
 Joan Cocksedge
 J. L. Dixon
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. A. Mackenzie
 L. A. McArthur (*Teller*)
 B. W. Mier (*Teller*)
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon

R. J. Long
 R. Lawson
 J. W. S. Radford
 N. B. Reid (*Teller*)
 Haddon Storey
 K. I. M. Wright

G. A. Sgro
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

Ordered—That the debate be adjourned until Saturday, 30 June.

- 9 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR—The Honourable Evan Walker presented a Message from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Act presented to him by the Clerk of the Parliaments, viz.:

Melbourne Cricket Ground Act.

- 10 PUBLIC ACCOUNT (AMENDMENT) BILL (No. 2)—The Deputy President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to facilitate the enactment of a Supply Act and an Appropriation Act combining recurrent and works appropriations in a program format and for that purpose to modify the 'Audit Act 1958', amend the 'Public Account Act 1958' and consequentially amend the 'Water Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, this Bill was read a second time, after debate, and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 11 GAS AND FUEL CORPORATION (BORROWING POWERS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the Gas and Fuel Corporation Act 1958 to increase the borrowing powers of the Gas and Fuel Corporation of Victoria and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 12 VICTORIAN PUBLIC AUTHORITIES FINANCE BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to establish a Victorian Public Authorities Finance Agency to provide financial services for certain Public Authorities in Victoria and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 13 PUBLIC LANDS AND WORKS (AMENDMENT) BILL (No. 2)—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 14 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 9 to 11 inclusive, be postponed until later this day.
- 15 FORESTS (WOOD PULP AGREEMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
Bill read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 16 COUNTRY FIRE AUTHORITY (BORROWING POWERS) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
Bill read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 17 METROPOLITAN FIRE BRIGADES (AMENDMENT) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 18 JUDGMENT DEBT RECOVERY BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time, after debate, and passed.
Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
- 19 MARKET COURT (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Market Court Act 1978' and for other purposes*" and desiring the concurrence of the Council therein.
On the motion of the Honourable J. H. Kennan, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 20 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 14 to 17 inclusive, be postponed until later this day.
- 21 GRAIN HANDLING IMPROVEMENT AUTHORITIES (ABOLITION) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—
Debate resumed.
The Honourable B. P. Dunn moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until later this day.

- 22 **TRANSPORT (TRAFFIC INFRINGEMENT NOTICES) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Transport Act 1983’ with respect to the traffic infringements for which Traffic Infringement Notices may be issued, and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White (for the Honourable R. A. Mackenzie), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 23 **OCCUPATIONAL HEALTH AND SAFETY BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable D. K. Hayward moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 24 **GRAIN HANDLING IMPROVEMENT AUTHORITIES (ABOLITION) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

And then the Council, at 11.31 p.m., adjourned until tomorrow.

R. K. EVANS

Clerk of the Legislative Council

No. 97—Thursday 19 April 1984

- 1 The President took the Chair and read the Prayer.

- 2 **TRANSPORT (VICTORIAN PORTS AUTHORITY) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to establish a Victorian Ports Authority, to abolish the Port of Melbourne Authority, the Port of Geelong Authority and the Port of Portland Authority, to provide for the reconstitution of the Marine Board of Victoria, to repeal the ‘Port of Melbourne Authority Act 1958’, the ‘Port of Geelong Authority Act 1958’, the ‘Port of Portland Authority Act 1958’ and the ‘Harbor Boards Act 1958’, to amend the ‘Transport Act 1983’, the ‘Marine Act 1958’ and certain other Acts and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 3 **SUPPLY (1984–85, NO. 1) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to make interim provision for the Appropriation of Moneys out of the Consolidated Fund for the Recurrent Services and for certain Works and Purposes for the Financial Year 1984–85*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

4. PETITION—MARBLE PROJECT, BENAMBRA—The Honourable B. A. Murphy presented a Petition from certain citizens of Victoria praying that Victorian Alpine Marble Pty Ltd be granted an exploration licence forthwith to prove the viability of the marble project at Benambra.

Ordered to lie on the Table.

- 5 PAPERS—The following Papers, pursuant to the directions of an Act of Parliament, were laid upon the Table by the Clerk:

Police Service Board—Determinations Nos. 396 to 398; and Determination No. 2 for the Retired Police Reserve.

- 6 PRAHRAN MECHANICS' INSTITUTE BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

And the President having ruled the Bill to be a Private Bill—

The Honourable J. H. Kennan moved, That this Bill be dealt with as a Public Bill.

Question—put and resolved in the affirmative.

Debate resumed.

Question—That this Bill be now read a second time—put and resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 7 MARKET COURT (AMENDMENT) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 8 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 3, be postponed until later this day.

- 9 WATER AND SEWERAGE AUTHORITIES (FURTHER RESTRUCTURING) BILL—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

The Deputy President resumed the Chair; and the Honourable B. A. Chamberlain having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 10 GAS AND FUEL CORPORATION (BORROWING POWERS) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 11 SUPPLY (1984–85, NO. 1) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 12 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 6, be postponed until later this day.

- 13 LOCAL GOVERNMENT (MUNICIPAL COUNCILS TRIENNIAL ELECTIONS) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

Question—put.

The Council divided.

AYES, 18

The Hon. M. J. Arnold
 G. A. S. Butler
 J. L. Dixon
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy (*Teller*)
 B. T. Pullen (*Teller*)
 M. J. Scandon
 Evan Walker
 D. R. White

NOES, 21

The Hon. W. R. Baxter
 H. G. Baylor (*Teller*)
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 J. V. C. Guest
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid (*Teller*)
 Haddon Storey
 H. R. Ward
 K. I. M. Wright

And so it passed in the negative.

- 14 WATER (CENTRAL MANAGEMENT RESTRUCTURING) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable R. J. Long moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 15 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 8 and 9, be postponed until later this day.

- 16 TRANSPORT (TRAFFIC INFRINGEMENT NOTICES) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White (for the Honourable R. A. Mackenzie) moved, That this Bill be now read a second time.

The Honourable N. B. Reid moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

17 ADJOURNMENT—The Honourable D. R. White moved, That the Council, at its rising, adjourn until Monday, 30 April at 3.00 p.m.

Question—put and resolved in the affirmative.

The Honourable D. R. White moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 5.02 p.m., adjourned until Monday, 30 April at 3.00 p.m.

R. K. EVANS
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 **TRANSPORT (VICTORIAN PORTS AUTHORITY) BILL**—(from Assembly—Hon. R. A. Mackenzie)—Second reading.
- 2 **VICTORIAN PUBLIC AUTHORITIES FINANCE BILL**—(from Assembly—Hon. D. R. White)—Second reading.
- 3 **OCCUPATIONAL HEALTH AND SAFETY BILL**—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. D. K. Hayward).
- 4 **ENVIRONMENT PROTECTION (REVIEW) BILL**—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- 5 **PLANNING (MASSAGE PARLOURS) BILL**—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- 6 **TOWN AND COUNTRY PLANNING (AMENDMENT) BILL (No. 3)**—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- 7 **SUPREME COURT (AMENDMENT) BILL**—(Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 8 **MAGISTRATES' COURTS (JURISDICTION) BILL**—(Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 9 **TRANSPORT (TRAFFIC INFRINGEMENT NOTICES) BILL**—(from Assembly—Hon. R. A. Mackenzie)—Second reading—Resumption of debate. (Hon. N. B. Reid).
- 10 **WATER (CENTRAL MANAGEMENT RESTRUCTURING) BILL**—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. R. J. Long).
- 11 **EQUAL OPPORTUNITY BILL**—MESSAGE FROM THE ASSEMBLY—To be considered.
- 12 **CONSTITUTION (DURATION OF PARLIAMENT) BILL**—(from Assembly—Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 13 **CONSTITUTION (COUNCIL POWERS) BILL**—MESSAGE FROM THE ASSEMBLY—To be considered.
- 14 **CONSUMER AFFAIRS (ITEM PRICING) BILL**—(from Assembly—Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- *15 **SUPPLY (1984-85, No. 1) BILL**—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- 16 **ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS**—To be considered.
- 17 **MILK PASTEURIZATION (AMENDMENT) BILL**—(Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. R. I. Knowles).

* Indicates new entry.

- 18 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 THE HON. D. M. EVANS—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 3 THE HON. B. A. CHAMBERLAIN—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- 4 THE HON. A. J. HUNT—To move, That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is unparliamentary and will not be accepted by this House, and hereby authorizes and requires the President to rule out of order any Bill which offends against that principle.
- 5 THE HON. W. R. BAXTER—To move, That in view of the serious disadvantage imposed upon students from country Victoria, this House—
 - (a) Condemns the Government for closing and initiating disposal of student hostels in Melbourne;
 - (b) Questions the failure of the Government to widely advertise, prior to the commencement of the academic year, that two hostels were to remain open contrary to earlier advice;
 - (c) Rejects its belated attempt to transfer responsibility for student housing to the Commonwealth; and
 - (d) Calls for the hostels to be re-opened forthwith or for suitable alternative accommodation to be provided by the leasing of migrant hostels or the use of surplus nurses homes and the like.

CONTINGENT NOTICE OF MOTION

- 1 THE HON. HADDON STOREY—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

ORDERS OF THE DAY

- 1 MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS (*Hon. Haddon Storey*)—*Resumption of debate. (Hon. W. A. Landeryou).*

- 2 **CONSTITUTION (REFORM) BILL**—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- φ3 **STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER** (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. W. R. Baxter).*
- φ4 **STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER** (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. W. R. Baxter).*
- 5 **MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE**—To be considered.
- 6 **GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—STATE BOARD OF EDUCATION REPORT—MOTION TO TAKE NOTE OF REPORT** (*Hon. A. J. Hunt*)—*Resumption of debate. (Hon. N. B. Reid).*
- §7 **PRISONS SERVICE COMMITTEE—GOVERNMENT'S GUIDELINES FOR PUBLIC SERVANTS ATTENDING BEFORE COMMITTEE**—To be considered.
- §8 **RELATIONS BETWEEN PARLIAMENT AND THE EXECUTIVE—STATEMENT AND LETTERS TO THE PREMIER AND SOLICITOR-GENERAL DATED 15 SEPTEMBER 1983**—To be considered.
- 9 **ALCOA SMELTER, PORTLAND—MOTION FOR APPOINTMENT OF SELECT COMMITTEE**—(*Hon. D. G. Crozier*)—*Resumption of debate. (Hon. A. J. Hunt).*
- 10 **APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES** (*Hon. P. D. Block*)—*Resumption of debate. (Hon. G. A. Sgro).*
- 11 **RADIO MASTS—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE**—To be considered.
- 12 **SALINITY COMMITTEE—REPORT ON ACTIVITIES**—To be considered.
- 13 **SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES**—(*Hon. W. R. Baxter*)—*Resumption of debate. (Hon. D. M. Evans).*
- †14 **SUBORDINATE LEGISLATION (DEREGULATION) BILL**—(*Hon. A. J. Hunt*)—Second reading—*Resumption of debate. (Hon. J. H. Kennan).*
- 15 **ROAD SAFETY IN VICTORIA—INTERIM REPORT OF SOCIAL DEVELOPMENT COMMITTEE**—To be considered.
- 16 **FREEWAY SPEED LIMITS—MINISTER'S RESPONSE TO RECOMMENDATIONS IN SOCIAL DEVELOPMENT COMMITTEE'S REPORT**—To be considered.
- 17 **POKER MACHINES—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT**—To be considered.
- 18 **WATER SECTOR—STRATEGIES FOR REFORM—MINISTERIAL STATEMENT**—To be considered.
- 19 **PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND REPORT, 1982-83**—To be considered.

φ Cognate motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.

§ Cognate subjects—To be debated concurrently pursuant to order of the Council on 21 September 1983.

† Proposals in Bill currently before Legal and Constitutional Committee for report by 30 June 1984.

- 20 SMALL BUSINESS DEVELOPMENT CORPORATION—REPORT OF PUBLIC BODIES REVIEW COMMITTEE—To be considered.
- 21 ALBURY-WODONGA (VICTORIA) CORPORATION—REPORT OF PUBLIC BODIES REVIEW COMMITTEE—To be considered.
- 22 DELAYS IN THE COURTS—MINISTERIAL STATEMENT—To be considered.
- ‡23 GRAIN HARVEST, 1983-84, HANDLING AND TRANSPORT—MINISTERIAL STATEMENT—To be considered.
- ‡24 GRAIN HARVEST, 1983-84—MOTION TO CENSURE MINISTER OF TRANSPORT AS TO TRANSPORT DEFICIENCIES AND CALLING FOR IMPROVEMENTS TO TRANSPORT, STORAGE AND SHIPPING TERMINAL FACILITIES—(Hon. B. P. Dunn)—*Resumption of debate. (Hon. L. A. McArthur).*
- 25 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDER NO. 11, 1983—To be considered.
- 26 ELECTORAL COMMISSION—REPORT ON THE 1983-84 DIVISION OF VICTORIA INTO ELECTORAL PROVINCES AND ELECTORAL DISTRICTS—To be considered.
- 27 MOTOR ACCIDENTS BOARD REPORT, 1982-83—To be considered.
- 28 RIVER MURRAY COMMISSION REPORT, 1982-83—To be considered.
- 29 CONSUMER AFFAIRS DIRECTOR'S REPORT, 1982-83—To be considered.
- 30 DANDENONG VALLEY AUTHORITY REPORT, 1982-83—To be considered.
- 31 DENTAL BOARD AND SPECIALIST PRACTITIONERS QUALIFICATIONS COMMITTEE REPORTS, 1982-83—To be considered.
- 32 FRIENDLY SOCIETIES AND BENEFIT ASSOCIATIONS—GOVERNMENT STATIST'S REPORT, 1982-83—To be considered.
- 33 POULTRY FARMER LICENSING REVIEW COMMITTEE REPORT, 1982-83—To be considered.
- 34 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—SUMMARY OF VARIATIONS NOTIFIED TO 31 MARCH 1984—To be considered.
- 35 NATIONAL PARKS ACT 1975—MINISTER'S NOTICE OF CONSENT TO RENEWAL OF MINERS RIGHT CLAIM IN CHILTERN PARK DATED 22 MARCH 1984—To be considered.

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TUESDAY, 1 MAY

GOVERNMENT BUSINESS

ORDER OF THE DAY

- ¶1 STATUTE LAW REVISION BILL (No. 2)—(Hon. J. H. Kennan)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

‡ Cognate subjects—To be debated concurrently pursuant to order of the Council on 6 March 1984.
¶ Proposals in Bill currently before Legal and Constitutional Committee for report by 1 May 1984.

TUESDAY, 8 MAY
GOVERNMENT BUSINESS

ORDER OF THE DAY

- 1 **WORKERS COMPENSATION (AMENDMENT) BILL (No. 3)**—*(from Assembly—Hon. D. R. White)—Resumption of debate on the question—That this Bill be now read a second time—and on the amendment of the Hon. C. Bubb—That all the words after “That” be omitted with the view of inserting in place thereof “this House refuses to read this Bill a second time until—*
 - (a) the Government has received the Cooney report;
 - (b) the recommendations of the report have been made available to the general public for comment; and
 - (c) the comments of the general public have been considered by the Government”—*(Hon. A. J. Hunt).*

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SATURDAY, 30 JUNE
GOVERNMENT BUSINESS

ORDER OF THE DAY

- 1 **INFERTILITY (MEDICAL PROCEDURES) BILL**—*(Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).*

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

* * * *

SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M. Evans, C. J. Hogg, A. J. Hunt, J. E. Kirner and W. A. Landeryou.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

|| Wednesday—Private Members' business.

|| No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 **PLANNING (MASSAGE PARLOURS) BILL**—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- 2 **ENVIRONMENT PROTECTION (REVIEW) BILL**—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- 3 **WATER (CENTRAL MANAGEMENT RESTRUCTURING) BILL**—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. R. J. Long).*
- 4 **SUPPLY (1984-85, No. 1) BILL**—(*from Assembly—Hon. D. R. White*)—To be further considered in Committee.
- 5 **OCCUPATIONAL HEALTH AND SAFETY BILL**—(*from Assembly—Hon. D. R. White*)—To be further considered in Committee.
- 6 **TOWN AND COUNTRY PLANNING (AMENDMENT) BILL (No. 3)**—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- 7 **SUPREME COURT (AMENDMENT) BILL**—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 8 **MAGISTRATES' COURTS (JURISDICTION) BILL**—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 9 **TRANSPORT (TRAFFIC INFRINGEMENT NOTICES) BILL**—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate. (Hon. N. B. Reid).*
- 10 **TRANSPORT (VICTORIAN PORTS AUTHORITY) BILL**—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate. (Hon. D. G. Crozier).*
- 11 **EQUAL OPPORTUNITY BILL**—MESSAGE FROM THE ASSEMBLY—To be considered.
- ¶12 **STATUTE LAW REVISION BILL (No. 2)**—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 13 **CONSTITUTION (DURATION OF PARLIAMENT) BILL**—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 14 **CONSTITUTION (COUNCIL POWERS) BILL**—MESSAGE FROM THE ASSEMBLY—To be considered.
- 15 **CONSUMER AFFAIRS (ITEM PRICING) BILL**—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*
- 16 **ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS**—To be considered.

* Proposals in Bill currently before Legal and Constitutional Committee for report by 1 May 1984.

- 17 **MILK PASTEURIZATION (AMENDMENT) BILL**—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate. (Hon. R. I. Knowles).*
- 18 **ANZAC DAY (PUBLIC HOLIDAY) BILL**—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. A. J. HUNT**—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 **THE HON. D. M. EVANS**—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 3 **THE HON. B. A. CHAMBERLAIN**—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- 4 **THE HON. A. J. HUNT**—To move, That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is unparliamentary and will not be accepted by this House, and hereby authorizes and requires the President to rule out of order any Bill which offends against that principle.
- 5 **THE HON. W. R. BAXTER**—To move, That in view of the serious disadvantage imposed upon students from country Victoria, this House—
- (a) Condemns the Government for closing and initiating disposal of student hostels in Melbourne;
 - (b) Questions the failure of the Government to widely advertise, prior to the commencement of the academic year, that two hostels were to remain open contrary to earlier advice;
 - (c) Rejects its belated attempt to transfer responsibility for student housing to the Commonwealth; and
 - (d) Calls for the hostels to be re-opened forthwith or for suitable alternative accommodation to be provided by the leasing of migrant hostels or the use of surplus nurses homes and the like.

CONTINGENT NOTICE OF MOTION

- 1 **THE HON. HADDON STOREY**—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

ORDERS OF THE DAY

- 1 **MINISTERIAL STATEMENTS**—**MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING**

ORDERS (*Hon. Haddon Storey*)—Resumption of debate. (*Hon. W. A. Landeryou*).

- 2 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—Resumption of debate. (*Hon. B. P. Dunn*).
- φ3 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—Resumption of debate. (*Hon. W. R. Baxter*).
- φ4 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—Resumption of debate. (*Hon. W. R. Baxter*).
- 5 MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 6 GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—STATE BOARD OF EDUCATION REPORT—MOTION TO TAKE NOTE OF REPORT (*Hon. A. J. Hunt*)—Resumption of debate. (*Hon. N. B. Reid*).
- §7 PRISONS SERVICE COMMITTEE—GOVERNMENT'S GUIDELINES FOR PUBLIC SERVANTS ATTENDING BEFORE COMMITTEE—To be considered.
- §8 RELATIONS BETWEEN PARLIAMENT AND THE EXECUTIVE—STATEMENT AND LETTERS TO THE PREMIER AND SOLICITOR-GENERAL DATED 15 SEPTEMBER 1983—To be considered.
- 9 ALCOA SMELTER, PORTLAND—MOTION FOR APPOINTMENT OF SELECT COMMITTEE—(*Hon. D. G. Crozier*)—Resumption of debate. (*Hon. A. J. Hunt*).
- 10 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (*Hon. P. D. Block*)—Resumption of debate. (*Hon. G. A. Sgro*).
- 11 RADIO MASTS—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 12 SALINITY COMMITTEE—REPORT ON ACTIVITIES—To be considered.
- 13 SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES—(*Hon. W. R. Baxter*)—Resumption of debate. (*Hon. D. M. Evans*).
- †14 SUBORDINATE LEGISLATION (DEREGULATION) BILL—(*Hon. A. J. Hunt*)—Second reading—Resumption of debate. (*Hon. J. H. Kennan*).
- 15 ROAD SAFETY IN VICTORIA—INTERIM REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- 16 FREEWAY SPEED LIMITS—MINISTER'S RESPONSE TO RECOMMENDATIONS IN SOCIAL DEVELOPMENT COMMITTEE'S REPORT—To be considered.
- 17 POKER MACHINES—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—To be considered.
- 18 WATER SECTOR—STRATEGIES FOR REFORM—MINISTERIAL STATEMENT—To be considered.

φ Cognate motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.

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- 19 PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND REPORT, 1982-83—To be considered.
- 20 SMALL BUSINESS DEVELOPMENT CORPORATION—REPORT OF PUBLIC BODIES REVIEW COMMITTEE—To be considered.
- 21 ALBURY-WODONGA (VICTORIA) CORPORATION—REPORT OF PUBLIC BODIES REVIEW COMMITTEE—To be considered.
- 22 DELAYS IN THE COURTS—MINISTERIAL STATEMENT—To be considered.
- ‡23 GRAIN HARVEST, 1983-84, HANDLING AND TRANSPORT—MINISTERIAL STATEMENT—To be considered.
- ‡24 GRAIN HARVEST, 1983-84—MOTION TO CENSURE MINISTER OF TRANSPORT AS TO TRANSPORT DEFICIENCIES AND CALLING FOR IMPROVEMENTS TO TRANSPORT, STORAGE AND SHIPPING TERMINAL FACILITIES—(Hon. B. P. Dunn)—*Resumption of debate.* (Hon. L. A. McArthur).
- 25 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDER NO. 11, 1983—To be considered.
- 26 CONSUMER AFFAIRS DIRECTOR'S REPORT, 1982-83—To be considered.
- 27 DANDENONG VALLEY AUTHORITY REPORT, 1982-83—To be considered.
- 28 DENTAL BOARD AND SPECIALIST PRACTITIONERS QUALIFICATIONS COMMITTEE REPORTS, 1982-83—To be considered.
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- 31 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—SUMMARY OF VARIATIONS NOTIFIED TO 31 MARCH 1984—To be considered.
- 32 NATIONAL PARKS ACT 1975—MINISTER'S NOTICE OF CONSENT DATED 22 MARCH 1984 TO RENEWAL OF MINERS RIGHT CLAIM IN CHILTERN PARK—To be considered.
- *33 MACALISTER AND TARAGO WATER BOARDS—MINISTER'S REASONS FOR PROPOSED RECOMMENDATIONS TO CONSTITUTE BOARDS AND ABOLISH CERTAIN WATERWORKS TRUSTS, &c.—To be considered.

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TUESDAY, 8 MAY

GOVERNMENT BUSINESS

ORDER OF THE DAY

- 1 WORKERS COMPENSATION (AMENDMENT) BILL (No. 3)—(from Assembly—Hon. D. R. White)—*Resumption of debate on the question—That this Bill be now read a second time—and on the amendment of the Hon. C. Bubb—That all the words after “That” be omitted with the view of inserting in place thereof “this House refuses to read this Bill a second time until—*
- (a) the Government has received the Cooney report;

‡ Cognate subjects—To be debated concurrently pursuant to order of the Council on 6 March 1984.
* Indicates new entry.

- (b) the recommendations of the report have been made available to the general public for comment; and
- (c) the comments of the general public have been considered by the Government"—(*Hon. A. J. Hunt*).

* * * *

SATURDAY, 30 JUNE
GOVERNMENT BUSINESS

ORDER OF THE DAY

- 1 **INFERTILITY (MEDICAL PROCEDURES) BILL**—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey)*.

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PRISONS SERVICE—The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M. Evans, C. J. Hogg, A. J. Hunt, J. E. Kirner and W. A. Landeryou.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

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Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

|| Wednesday—Private Members' business.

|| No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 **COMMERCIAL ARBITRATION BILL**—(*Hon. J. H. Kennan*)—Second reading.
- *2 **STAMPS BILL**—(*from Assembly—Hon D. R. White*)—Second reading.
- *3 **PATHOLOGY SERVICES ACCREDITATION BILL**—(*from Assembly—Hon. D. R. White*)—Second reading.
- *4 **CO-OPERATION (AMENDMENT) BILL**—(*from Assembly—Hon. Evan Walker*)—Second reading.
- *5 **SALE (LAND DEVELOPMENT) BILL**—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading.
- 6 **WATER (CENTRAL MANAGEMENT RESTRUCTURING) BILL**—(*from Assembly—Hon. D. R. White*)—To be further considered in Committee.
- 7 **PLANNING (MASSAGE PARLOURS) BILL**—(*Hon. Evan Walker*)—To be further considered in Committee.
- 8 **OCCUPATIONAL HEALTH AND SAFETY BILL**—(*from Assembly—Hon. D. R. White*)—To be further considered in Committee.
- 9 **SUPREME COURT (AMENDMENT) BILL**—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 10 **MAGISTRATES' COURTS (JURISDICTION) BILL**—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 11 **TOWN AND COUNTRY PLANNING (AMENDMENT) BILL (No. 3)**—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- *12 **FOOD BILL—MESSAGE FROM THE ASSEMBLY**—To be considered.
- *#13 **CREDIT BILL**—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- *#14 **CREDIT (ADMINISTRATION) BILL**—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 15 **SUPPLY (1984-85, No. 1) BILL**—(*from Assembly—Hon. D. R. White*)—To be further considered in Committee.
- 16 **TRANSPORT (TRAFFIC INFRINGEMENT NOTICES) BILL**—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate. (Hon. N. B. Reid).*
- 17 **TRANSPORT (VICTORIAN PORTS AUTHORITY) BILL**—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate. (Hon. D. G. Crozier).*
- 18 **EQUAL OPPORTUNITY BILL—MESSAGE FROM THE ASSEMBLY**—To be considered.

* Indicates new entry.

Cognate subjects—To be debated concurrently pursuant to order of the Council on 1 May 1984.

- ¶19 **STATUTE LAW REVISION BILL (No. 2)**—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 20 **CONSTITUTION (DURATION OF PARLIAMENT) BILL**—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 21 **CONSTITUTION (COUNCIL POWERS) BILL**—MESSAGE FROM THE ASSEMBLY—To be considered.
- 22 **CONSUMER AFFAIRS (ITEM PRICING) BILL**—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*
- 23 **ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS**—To be considered.
- 24 **MILK PASTEURIZATION (AMENDMENT) BILL**—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate. (Hon. R. I. Knowles).*
- 25 **ANZAC DAY (PUBLIC HOLIDAY) BILL**—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. A. J. HUNT**—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 **THE HON. D. M. EVANS**—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 3 **THE HON. B. A. CHAMBERLAIN**—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- 4 **THE HON. A. J. HUNT**—To move, That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is unparliamentary and will not be accepted by this House, and hereby authorizes and requires the President to rule out of order any Bill which offends against that principle.
- 5 **THE HON. W. R. BAXTER**—To move, That in view of the serious disadvantage imposed upon students from country Victoria, this House—
 - (a) Condemns the Government for closing and initiating disposal of student hostels in Melbourne;
 - (b) Questions the failure of the Government to widely advertise, prior to the commencement of the academic year, that two hostels were to remain open contrary to earlier advice;
 - (c) Rejects its belated attempt to transfer responsibility for student housing to the Commonwealth; and
 - (d) Calls for the hostels to be re-opened forthwith or for suitable alternative accommodation to be provided by the leasing of migrant hostels or the use of surplus nurses homes and the like.

CONTINGENT NOTICE OF MOTION

- 1 **THE HON. HADDON STOREY**—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

ORDERS OF THE DAY

- 1 **MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS** (*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 2 **CONSTITUTION (REFORM) BILL**—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate.* (*Hon. B. P. Dunn*).
- φ3 **STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER** (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. W. R. Baxter*).
- φ4 **STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER** (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. W. R. Baxter*).
- 5 **MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE**—To be considered.
- 6 **GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—STATE BOARD OF EDUCATION REPORT—MOTION TO TAKE NOTE OF REPORT** (*Hon. A. J. Hunt*)—*Resumption of debate.* (*Hon. N. B. Reid*).
- §7 **PRISONS SERVICE COMMITTEE—GOVERNMENT'S GUIDELINES FOR PUBLIC SERVANTS ATTENDING BEFORE COMMITTEE**—To be considered.
- §8 **RELATIONS BETWEEN PARLIAMENT AND THE EXECUTIVE—STATEMENT AND LETTERS TO THE PREMIER AND SOLICITOR-GENERAL DATED 15 SEPTEMBER 1983**—To be considered.
- 9 **ALCOA SMELTER, PORTLAND—MOTION FOR APPOINTMENT OF SELECT COMMITTEE**—(*Hon. D. G. Crozier*)—*Resumption of debate.* (*Hon. A. J. Hunt*).
- 10 **APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES** (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- 11 **RADIO MASTS—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE**—To be considered.
- 12 **SALINITY COMMITTEE—REPORT ON ACTIVITIES**—To be considered.
- 13 **SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES**—(*Hon. W. R. Baxter*)—*Resumption of debate.* (*Hon. D. M. Evans*).

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- †14 **SUBORDINATE LEGISLATION (DEREGULATION) BILL**—(*Hon. A. J. Hunt*)—
Second reading—*Resumption of debate. (Hon. J. H. Kennan).*
- 15 **ROAD SAFETY IN VICTORIA—INTERIM REPORT OF SOCIAL DEVELOPMENT COMMITTEE**—To be considered.
- 16 **FREEWAY SPEED LIMITS—MINISTER'S RESPONSE TO RECOMMENDATIONS IN SOCIAL DEVELOPMENT COMMITTEE'S REPORT**—To be considered.
- 17 **POKER MACHINES—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT**—To be considered.
- 18 **WATER SECTOR—STRATEGIES FOR REFORM—MINISTERIAL STATEMENT**—
To be considered.
- 19 **PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND REPORT, 1982-83**—To be considered.
- 20 **SMALL BUSINESS DEVELOPMENT CORPORATION—REPORT OF PUBLIC BODIES REVIEW COMMITTEE**—To be considered.
- 21 **ALBURY-WODONGA (VICTORIA) CORPORATION—REPORT OF PUBLIC BODIES REVIEW COMMITTEE**—To be considered.
- 22 **DELAYS IN THE COURTS—MINISTERIAL STATEMENT**—To be considered.
- ‡23 **GRAIN HARVEST, 1983-84, HANDLING AND TRANSPORT—MINISTERIAL STATEMENT**—To be considered.
- ‡24 **GRAIN HARVEST, 1983-84—MOTION TO CENSURE MINISTER OF TRANSPORT AS TO TRANSPORT DEFICIENCIES AND CALLING FOR IMPROVEMENTS TO TRANSPORT. STORAGE AND SHIPPING TERMINAL FACILITIES**—(*Hon. B. P. Dunn*)—*Resumption of debate. (Hon. L. A. McArthur).*
- 25 **ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDER NO. 11, 1983**—To be considered.
- 26 **CONSUMER AFFAIRS DIRECTOR'S REPORT, 1982-83**—To be considered.
- 27 **DANDENONG VALLEY AUTHORITY REPORT, 1982-83**—To be considered.
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- 29 **FRIENDLY SOCIETIES AND BENEFIT ASSOCIATIONS—GOVERNMENT STATIST'S REPORT, 1982-83**—To be considered.
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- 33 **MACALISTER AND TARAGO WATER BOARDS—MINISTER'S REASONS FOR PROPOSED RECOMMENDATIONS TO CONSTITUTE BOARDS AND ABOLISH CERTAIN WATERWORKS TRUSTS, &c.**—To be considered.
- *34 **PRISONS SERVICE COMMITTEE—INTERIM REPORT**—To be considered.
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† Proposals in Bill currently before Legal and Constitutional Committee for report by 30 June 1984.

‡ Cognate subjects—To be debated concurrently pursuant to order of the Council on 6 March 1984.

- *35 BARRISTER'S AND SOLICITOR'S DISCIPLINARY TRIBUNALS—LAY OBSERVER'S REPORTS, 1983—To be considered.
- *36 GLENELG-WANNON WATER BOARD—MINISTER'S REASONS FOR PROPOSED RECOMMENDATION TO CONSTITUTE BOARD AND ABOLISH CERTAIN WATERWORKS TRUSTS, &c.—To be considered.

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TUESDAY, 8 MAY

GOVERNMENT BUSINESS

ORDER OF THE DAY

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SATURDAY, 30 JUNE

GOVERNMENT BUSINESS

ORDER OF THE DAY

- 1 INFERTILITY (MEDICAL PROCEDURES) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

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LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

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SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 TEACHING SERVICE (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading.
- *2 MOTOR CAR (AMENDMENT) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading.
- *3 PENSIONER CONCESSIONS (REHABILITATION ALLOWANCE) BILL—(from Assembly—Hon. D. R. White)—Second reading.
- *4 MEDICAL PRACTITIONERS (MISCELLANEOUS AMENDMENTS) BILL—(from Assembly—Hon. D. R. White)—Second reading.
- 5 PATHOLOGY SERVICES ACCREDITATION BILL—(from Assembly—Hon. D. R. White)—Second reading.
- 6 STATUTE LAW REVISION BILL (No. 2)—(Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- *7 PENALTIES AND SENTENCES (YOUTH ATTENDANCE PROJECTS) BILL—(from Assembly—Hon. J. H. Kennan)—Second reading.
- 8 TRANSPORT (TRAFFIC INFRINGEMENT NOTICES) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—Resumption of debate. (Hon. N. B. Reid).
- #9 CREDIT BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
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- 14 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 15 CONSTITUTION (COUNCIL POWERS) BILL—MESSAGE FROM THE ASSEMBLY—To be considered.
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* Indicates new entry.

Cognate subjects—To be debated concurrently pursuant to order of the Council on 1 May 1984.

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- 19 **ANZAC DAY (PUBLIC HOLIDAY) BILL**—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. A. J. HUNT**—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 **THE HON. D. M. EVANS**—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 3 **THE HON. B. A. CHAMBERLAIN**—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- 4 **THE HON. A. J. HUNT**—To move, That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is unparliamentary and will not be accepted by this House, and hereby authorizes and requires the President to rule out of order any Bill which offends against that principle.
- 5 **THE HON. W. R. BAXTER**—To move, That in view of the serious disadvantage imposed upon students from country Victoria, this House—
 - (a) Condemns the Government for closing and initiating disposal of student hostels in Melbourne;
 - (b) Questions the failure of the Government to widely advertise, prior to the commencement of the academic year, that two hostels were to remain open contrary to earlier advice;
 - (c) Rejects its belated attempt to transfer responsibility for student housing to the Commonwealth; and
 - (d) Calls for the hostels to be re-opened forthwith or for suitable alternative accommodation to be provided by the leasing of migrant hostels or the use of surplus nurses homes and the like.

CONTINGENT NOTICE OF MOTION

- 1 **THE HON. HADDON STOREY**—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

ORDERS OF THE DAY

- 1 **MINISTERIAL STATEMENTS**—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING

- ORDERS (*Hon. Haddon Storey*)—*Resumption of debate. (Hon. W. A. Landeryou).*
- 2 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- φ3 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. W. R. Baxter).*
- φ4 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. W. R. Baxter).*
- 5 MELBOURNE DRY DOCKING AND REPAIR FACILITIES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 6 GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—STATE BOARD OF EDUCATION REPORT—MOTION TO TAKE NOTE OF REPORT (*Hon. A. J. Hunt*)—*Resumption of debate. (Hon. N. B. Reid).*
- §7 PRISONS SERVICE COMMITTEE—GOVERNMENT'S GUIDELINES FOR PUBLIC SERVANTS ATTENDING BEFORE COMMITTEE—To be considered.
- §8 RELATIONS BETWEEN PARLIAMENT AND THE EXECUTIVE—STATEMENT AND LETTERS TO THE PREMIER AND SOLICITOR-GENERAL DATED 15 SEPTEMBER 1983—To be considered.
- 9 ALCOA SMELTER, PORTLAND—MOTION FOR APPOINTMENT OF SELECT COMMITTEE—(*Hon. D. G. Crozier*)—*Resumption of debate. (Hon. A. J. Hunt).*
- 10 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (*Hon. P. D. Block*)—*Resumption of debate. (Hon. G. A. Sgro).*
- 11 RADIO MASTS—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 12 SALINITY COMMITTEE—REPORT ON ACTIVITIES—To be considered.
- 13 SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES—(*Hon. W. R. Baxter*)—*Resumption of debate. (Hon. D. M. Evans).*
- †14 SUBORDINATE LEGISLATION (DEREGULATION) BILL—(*Hon. A. J. Hunt*)—Second reading—*Resumption of debate. (Hon. J. H. Kennan).*
- 15 ROAD SAFETY IN VICTORIA—INTERIM REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- 16 FREEWAY SPEED LIMITS—MINISTER'S RESPONSE TO RECOMMENDATIONS IN SOCIAL DEVELOPMENT COMMITTEE'S REPORT—To be considered.
- 17 POKER MACHINES—REPORT OF BOARD OF INQUIRY AND PREMIER'S MINISTERIAL STATEMENT—To be considered.
- 18 WATER SECTOR—STRATEGIES FOR REFORM—MINISTERIAL STATEMENT—To be considered.

φ Cognate motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.

§ Cognate subjects—To be debated concurrently pursuant to order of the Council on 21 September 1983.

† Proposals in Bill currently before Legal and Constitutional Committee for report by 30 June 1984.

- 19 PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND REPORT, 1982-83—To be considered.
- 20 SMALL BUSINESS DEVELOPMENT CORPORATION—REPORT OF PUBLIC BODIES REVIEW COMMITTEE—To be considered.
- 21 ALBURY-WODONGA (VICTORIA) CORPORATION—REPORT OF PUBLIC BODIES REVIEW COMMITTEE—To be considered.
- 22 DELAYS IN THE COURTS—MINISTERIAL STATEMENT—To be considered.
- ‡23 GRAIN HARVEST, 1983-84, HANDLING AND TRANSPORT—MINISTERIAL STATEMENT—To be considered.
- ‡24 GRAIN HARVEST, 1983-84—MOTION TO CENSURE MINISTER OF TRANSPORT AS TO TRANSPORT DEFICIENCIES AND CALLING FOR IMPROVEMENTS TO TRANSPORT, STORAGE AND SHIPPING TERMINAL FACILITIES—(Hon. B. P. Dunn)—*Resumption of debate.* (Hon. L. A. McArthur).
- 25 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDER NO. 11, 1983—To be considered.
- 26 MACALISTER AND TARAGO WATER BOARDS—MINISTER'S REASONS FOR PROPOSED RECOMMENDATIONS TO CONSTITUTE BOARDS AND ABOLISH CERTAIN WATERWORKS TRUSTS, &c.—To be considered.
- 27 PRISONS SERVICE COMMITTEE—INTERIM REPORT—To be considered.
- 28 BARRISTERS' AND SOLICITORS' DISCIPLINARY TRIBUNALS—LAY OBSERVER'S REPORTS, 1983—To be considered.
- 29 GLENELG-WANNON WATER BOARD—MINISTER'S REASONS FOR PROPOSED RECOMMENDATION TO CONSTITUTE BOARD AND ABOLISH CERTAIN WATERWORKS TRUSTS, &c.—To be considered.
- *30 LIQUOR CONTROL COMMISSION REPORT, 1982-83—To be considered.
- *31 MOTOR CAR TRADERS COMMITTEE REPORT, 1983—To be considered.
- *32 OMBUDSMAN'S HALF YEARLY REPORT, DECEMBER, 1983—To be considered.

* * * *

TUESDAY, 8 MAY

GOVERNMENT BUSINESS

ORDER OF THE DAY

- 1 WORKERS COMPENSATION (AMENDMENT) BILL (No. 3)—(from Assembly—Hon. D. R. White)—*Resumption of debate on the question—That this Bill be now read a second time—and on the amendment of the Hon. C. Bubb—That all the words after "That" be omitted with the view of inserting in place thereof "this House refuses to read this Bill a second time until—*
- (a) the Government has received the Cooney report;
 - (b) the recommendations of the report have been made available to the general public for comment; and
 - (c) the comments of the general public have been considered by the Government"—(Hon. A. J. Hunt).

‡ Cognate subjects—To be debated concurrently pursuant to order of the Council on 6 March 1984.

SATURDAY, 30 JUNE
GOVERNMENT BUSINESS

ORDER OF THE DAY

- 1 INFERTILITY (MEDICAL PROCEDURES) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

* * * *

SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

* * * *

SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

|| Wednesday—Private Members' business.

|| No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 98, 99, 100 and 101

No. 98—Monday, 30 April 1984

- 1 The President took the Chair and read the Prayer.
- 2 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Education Act 1958—Resumption of land at Wantirna South—Certificate of the Minister of Education.

Statutory Rules under the following Acts of Parliament:

Building Control Act 1981—No. 75.

Fisheries Act 1968—Nos. 80 and 81.

Health Act 1958—No. 69.

Town and Country Planning Act 1961—Shire of Pakenham Planning Scheme, Part 1 (with thirty-two maps).

Water and Sewerage Authorities (Restructuring) Act 1983—Minister's written reasons dated 19 April 1984 for proposed recommendations to Governor in Council *re* Orders to constitute the Macalister and Tarago Water Boards and abolish certain waterworks trusts and sewerage authorities (two papers).

The Honourable A. J. Hunt moved, That the Minister's reasons pursuant to the *Water and Sewerage Authorities (Restructuring) Act 1983* be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 3 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 1, be postponed until later this day.

- 4 VICTORIAN PUBLIC AUTHORITIES FINANCE BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 5 OCCUPATIONAL HEALTH AND SAFETY BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

Question—put.

The Council divided.

AYES, 38

The Hon. M. J. Arnold
 H. G. Baylor
 M. A. Birrell
 P. D. Block (*Teller*)
 C. Bubb
 G. A. S. Butler
 B. A. Chamberlain
 G. P. Connard

NOES, 3

The Hon. W. R. Baxter (*Teller*)
 B. P. Dunn
 D. M. Evans (*Teller*)

Joan Coxsedge
 D. G. Crozier
 J. L. Dixon
 F. J. Granter
 D. K. Hayward
 D. E. Henshaw
 C. J. Hogg
 W. V. Houghton
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. I. Knowles
 W. A. Landeryou
 R. Lawson
 R. J. Long
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 J. W. S. Radford
 N. B. Reid
 M. J. Sandon (*Teller*)
 G. A. Sgro
 Haddon Storey
 Evan Walker
 H. R. Ward
 D. R. White

And so it was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The Deputy President resumed the Chair; and the Honourable G. A. S. Butler reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

- 6 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 4 to 14 inclusive, be postponed until later this day.
- 7 SUPPLY (1984–85, No. 1) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

- 8 TRANSPORT (VICTORIAN PORTS AUTHORITY) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable D. G. Crozier moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 9 ADJOURNMENT—The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.58 p.m., adjourned until tomorrow.

R. K. EVANS
Clerk of the Legislative Council

No. 99—Tuesday, 1 May 1984

- 1 The President took the Chair and read the Prayer.
- 2 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR—The Honourable Evan Walker presented Messages from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz.:
- Country Fire Authority (Borrowing Powers) Act.*
 - Gas and Fuel Corporation (Borrowing Powers) Act.*
 - Forests (Wood Pulp Agreement) Act.*
 - Metropolitan Fire Brigades (Amendment) Act.*
 - Post-Secondary Education (Miscellaneous Amendments) Act.*
 - Public Account (Amendment) Act.*
 - Public Service (Amendment) Act.*
 - Urban Land Authority (Amendment) Act.*
- 3 PETITION—PROSTITUTION—The Honourable K. I. M. Wright presented a Petition from certain citizens of Victoria praying that, having regard to the welfare of the citizens, the Government abandon the iniquitous proposals to legalize prostitution.
- Ordered to lie on the Table.
- 4 COMMERCIAL ARBITRATION BILL—On the motion (by leave without notice) of the Honourable J. H. Kennan, leave was given to bring in a Bill to make provision with respect to the arbitration of certain disputes, to repeal the *Arbitration Act 1958*, to amend the *Legal Profession Practice Act 1958* and the *Supreme Court Act 1958*, to make certain consequential amendments to various other Acts and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 5 PAPERS—
- PRISONS SERVICE COMMITTEE—The Honourable A. J. Hunt presented an Interim Report from the Prisons Service Committee, together with an Appendix and Minutes of Evidence.
- Ordered to lie on the Table and the report and appendix to be printed.
- The Honourable A. J. Hunt moved, That the report be taken into consideration on the next day of meeting.
- Question—put and resolved in the affirmative.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 10 **PATHOLOGY SERVICES ACCREDITATION BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to establish the Pathology Services Accreditation Board, to provide for the accreditation of pathology services and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 11 **FOOD BILL**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to some of the amendments made by the Council, and have disagreed with others of the said amendments.

Ordered—That the foregoing Message be taken into consideration later this day.

- 12 **CREDIT BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act relating to the provision of credit and the regulation of contracts providing credit and of matters connected with the provision of credit, to repeal the ‘Money Lenders Act 1958’ and the ‘Credit Act 1981’, to amend the ‘Hire-Purchase Act 1959’, the ‘Chattel Securities Act 1981’ and certain other Acts and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable J. H. Kennan, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 13 **CREDIT (ADMINISTRATION) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act relating to the Administration of the ‘Credit Act 1984’, to make Provision for the Licensing of certain Persons, for Tribunals and for other matters and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable J. H. Kennan, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 14 **WATER INDUSTRY RESTRUCTURING**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have concurred with the Council and have resolved that certain water industry bodies shall continue to exist (for resolution, see pages 480–1 *ante*).

- 15 **ENVIRONMENT PROTECTION (REVIEW) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable M. J. Arnold having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

16 STATE INSURANCE OFFICE BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendment made in such Bill by the Council.

17 LANDS (MISCELLANEOUS MATTERS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to revoke the Permanent Reservations of certain Lands, to revoke the Crown grant of certain Lands, to provide for the sale of certain Lands, and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

18 STAMPS BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend Subdivisions (4), (4A) and (6) of Part II. of and the Third Schedule to the 'Stamps Act 1958', to amend the 'Cattle Compensation Act 1967' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable D. R. White), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

19 EXHIBITION (BORROWING POWER) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Exhibition Act 1957' to increase the borrowing power of the Exhibition Trustees*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

20 LANDS (MISCELLANEOUS MATTERS) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

21 CO-OPERATION (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to empower the Registrar of Co-operatives to vary common bond requirements of credit societies and to make provision for annual appropriation of profits by credit societies to a reserve fund, and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie (for the Honourable Evan Walker), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

22 EXHIBITION (BORROWING POWER) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

23 PLANNING (MESSAGE PARLOURS) BILL—The Order of the Day having been read for the committal of this Bill—

The Honourable A. J. Hunt, moved, by leave, That it be an instruction to the Committee that they have power to consider new clauses providing for restrictions on the persons to whom and circumstances in which permits may be granted, the revocation of permits, offences, the exclusion of persons under 18 years from premises to which the Bill relates, compliance with health requirements, quarantine orders and their effects publication and rescission, and matters ancillary to the foregoing.

Question—put and resolved in the affirmative.

The President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

- 24 SALE (LAND DEVELOPMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make further provision with respect to the re-location of Sale Railway Station and the development of the land in and in the vicinity of the former Railway Station and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable J. H. Kennan (for the Honourable R. A. Mackenzie), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 25 CREDIT BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 26 CREDIT (ADMINISTRATION) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 27 COGNATE BILLS—The Honourable J. H. Kennan moved, by leave, That this House authorizes and requires the Honourable the President to permit the second reading debate on the Credit Bill and the Credit (Administration) Bill to be taken concurrently.

Question—put and resolved in the affirmative.

- 28 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until tomorrow at 10.00 a.m.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

And the Council having continued to sit until after 12 midnight—

WEDNESDAY, 2 MAY

Debate continued.

Question—put and resolved in the affirmative.

And then the Council, at 12.07 a.m., adjourned until this day at 10.00 a.m.

R. K. EVANS
Clerk of the Legislative Council

No. 100—Wednesday, 2 May 1984

1 The President took the Chair and read the Prayer.

2 PAPERS—

LEGAL AND CONSTITUTIONAL COMMITTEE—STATUTE LAW REVISION BILL—The Honourable N. B. Reid presented a report from the Legal and Constitutional Committee upon the Statute Law Revision Bill (No. 2), together with Minutes of Evidence.

Ordered to lie on the Table and to be printed.

* * * * *

The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk.

Liquor Control Commission—Report and statement of accounts for the year 1982–83 (*In lieu of report tabled on 6 March 1984*).

Motor Car Traders Committee—Report for the year 1983.

Ombudsman—Report for the half year ended 31 December 1983.

The Honourable Haddon Storey moved, That the reports be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

3 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 to 3 inclusive, be postponed until later this day.

4 CO-OPERATION (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

Debate ensued.

Question—put and resolved in the affirmative.

Ordered—That the Bill be committed to a Committee of the whole later this day.

5 COMMERCIAL ARBITRATION BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

6 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 5, be postponed until later this day.

7 WATER (CENTRAL MANAGEMENT RESTRUCTURING) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time, after debate, and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

8 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 7 and 8, be postponed until later this day.

9 SUPREME COURT (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable G. A. S. Butler having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

10 MAGISTRATES' COURTS (JURISDICTION) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

Question—put.

The Council divided.

AYES, 36

The Hon. M. J. Arnold
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 G. A. S. Butler
 G. P. Connard
 Joan Coxsedge (*Teller*)
 D. G. Crozier
 J. L. Dixon (*Teller*)
 F. J. Granter
 J. V. C. Guest
 D. E. Henshaw
 C. J. Hogg
 W. V. Houghton
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. I. Knowles
 W. A. Landeryou
 R. Lawson
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 J. W. S. Radford
 N. B. Reid
 M. J. Sandon

NOES, 4

The Hon. W. R. Baxter (*Teller*)
 B. P. Dunn
 D. M. Evans (*Teller*)
 K. I. M. Wright

G. A. Sgro
Haddon Storey
Evan Walker
H. R. Ward
D. R. White

And so it was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 11 SUBORDINATE LEGISLATION (REVOCATION) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to revoke certain classes of Subordinate Legislation made prior to 1 August 1962 and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable J. H. Kennan, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

The Order of the Day for the second reading having then been read, the Bill was read a second time, after debate, and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 12 STAMPS BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 13 TOWN AND COUNTRY PLANNING (AMENDMENT) BILL (No. 3)—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable R. J. Long reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 14 MOTOR CAR (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the Motor Car Act 1958*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable R. A. Mackenzie), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 15 PLANNING (MESSAGE PARLOURS) BILL (changed to PLANNING (BROTHELS) BILL)—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, and had amended the

title thereof, which amended title is as follows: "*An Act to amend the Town and Country Planning Act 1961, the Crimes Act 1958, the Vagrancy Act 1966, and the Summary Offences Act 1966 with respect to brothels and for other purposes*"; the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report.

The Honourable Evan Walker moved, That the Bill be now read a third time.

Debate ensued.

Question—put.

The Council divided.

AYES, 33

The Hon. H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb (*Teller*)
 G. A. S. Butler
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 J. L. Dixon
 F. J. Granter
 J. V. C. Guest
 D. E. Henshaw
 C. J. Hogg (*Teller*)
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. I. Knowles
 R. Lawson
 R. J. Long
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 J. W. S. Radford
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 Evan Walker
 H. R. Ward
 D. R. White

NOES, 4

The Hon. W. R. Baxter (*Teller*)
 B. P. Dunn
 D. M. Evans (*Teller*)
 K. I. M. Wright

And so it was resolved in the affirmative—Bill read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 16 TEACHING SERVICE (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Teaching Service Act 1981', the 'Education Service (Amendment) Act 1982' and the 'Teaching Service Act 1983', to provide for interim Teaching Service Appeals Boards for the purposes of the 'Teaching Service Act 1981', and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 17 CO-OPERATION (AMENDMENT) BILL—The Order of the Day having been read for the committal of this Bill, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment, and desiring their concurrence therein.

- 18 SALE (LAND DEVELOPMENT) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 19 TOWN AND COUNTRY PLANNING (AMENDMENT) BILL (No. 3)—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 20 LAND TAX (LANDATA PROJECT) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make further provision with respect to the use of information in the possession of the Commissioner of Land Tax in connexion with the project known as Landata*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 21 FOOD BILL—The Order of the Day having been read for the consideration of the amendments made in this Bill by the Council and disagreed with by the Assembly, the said amendments were read and are as follows:

* * * * *

8. Clause 60, page 38, line 41, omit "and".

9. Clause 60, page 38, after line 41 insert:

"(j) one shall be a person who is appointed by the Governor in Council on the nomination of the Minister after consideration of a panel of not less than three names submitted to the Minister by the body known as the Australian Hotels Association."

10. Clause 60, page 38, line 42, omit all words and expressions on this line and insert "() one shall be an appropriately qualified person who is".

11. Clause 60, page 39, lines 2 and 3, omit "or (i)" and insert ", (i) or (j)".

The Honourable D. R. White moved, That the Council do not insist on their amendments with which the Assembly have disagreed.

Debate ensued.

Question—put.

The Council divided.

AYES, 36	NOES, 4
The Hon. M. J. Arnold	The Hon. W. R. Baxter (<i>Teller</i>)
H. G. Baylor	B. P. Dunn
M. A. Birrell	D. M. Evans (<i>Teller</i>)
P. D. Block	K. I. M. Wright
C. Bubb	
G. A. S. Butler	
B. A. Chamberlain (<i>Teller</i>)	
G. P. Connard	
Joan Cocksedge	
D. G. Crozier	
J. L. Dixon	
F. J. Granter	
J. V. C. Guest	
D. K. Hayward	
D. E. Henshaw	
C. J. Hogg	
A. J. Hunt	
J. H. Kennan	
C. J. Kennedy (<i>Teller</i>)	
D. E. Kent	
J. E. Kirner	
R. I. Knowles	
R. Lawson	
R. J. Long	
R. A. Mackenzie	
L. A. McArthur	
B. W. Mier	
B. T. Pullen	
J. W. S. Radford	
N. B. Reid	
M. J. Sandon	
G. A. Sgro	
Haddon Storey	
Evan Walker	
H. R. Ward	
D. R. White	

And so it was resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 22 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 13 to 16 inclusive, be postponed until later this day.
- 23 TRANSPORT (VICTORIAN PORTS AUTHORITY) BILL—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

Question—put.

The Council divided.

AYES, 19

The Hon. M. J. Arnold
 G. A. S. Butler
 Joan Coxsedge
 J. L. Dixon
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner (*Teller*)
 R. A. Mackenzie
 L. A. McArthur (*Teller*)
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

NOES, 22

The Hon. W. R. Baxter
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard (*Teller*)
 D. G. Crozier (*Teller*)
 B. P. Dunn
 D. M. Evans
 J. V. C. Guest
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward
 K. I. M. Wright

And so it passed in the negative.

- 24 LAND TAX (LANDATA PROJECT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

Debate ensued.

The Honourable K. I. M. Wright moved, as an amendment, That all the words after “That” be omitted with the view of inserting in place thereof “this House refuses to read this Bill a second time until the Landata Project has been referred to the Economic and Budget Review Committee for inquiry, consideration and report and the Committee has reported to Parliament accordingly”.

Question—That the words proposed to be omitted stand part of the question—put and resolved in the affirmative—Amendment negatived.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 25 MEDICAL PRACTITIONERS (MISCELLANEOUS AMENDMENTS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Medical Practitioners Act 1970’, and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 26 PENALTIES AND SENTENCES (YOUTH ATTENDANCE PROJECTS) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to empower courts to order attendance at Youth Attendance Projects as a non-custodial alternative to detention in a youth training centre for young offenders, to amend the ‘Penalties and Sentences Act 1981’, the ‘Community Welfare Services Act*

1970' and other Acts and for other purposes" and desiring the concurrence of the Council therein.

On the motion of the Honourable J. H. Kennan, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 27 PENSIONER CONCESSIONS (REHABILITATION ALLOWANCE) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to grant concessions to persons receiving the Commonwealth rehabilitation allowance, to amend the 'Municipalities Assistance Act 1973', the 'Motor Car Act 1958' and the 'Land Tax Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 28 EQUAL OPPORTUNITY BILL—The Order of the Day having been read for the consideration of the amendments made in this Bill by the Council and disagreed with by the Assembly, the said amendments were read and are as follows:

* * * * *

3 Clause 4, page 5, lines 15 to 21, omit all words and expressions on these lines.

* * * * *

- 5 Clause 4, page 6, line 22, omit "or by reason of the private life".
 6 Clause 4, page 6, lines 24 and 25, omit "or the reason of the private life".
 7 Clause 16, lines 28 and 29, omit "or by reason of the private life".
 8 Clause 16, lines 35 and 36, omit "or by reason of the private life".
 9 Clause 17, line 8, omit "or by reason of the private life".
 10 Clause 17 lines 10 and 11, omit "or with a different private life".
 11 Clause 17, line 13, omit "or with a different private life".
 12 Clause 17, line 24, omit "or with the private life".
 13 Clause 17, line 27, omit "or with the private life".
 14 Clause 17, lines 30 and 31, omit "or with a different private life".
 15 Clause 17, lines 33 and 34, omit "or by reason of the private life".
 16 Clause 17, lines 37 and 38, omit "or with a different private life".

* * * * *

- 18 Clause 21, page 13, lines 23 and 24, omit "or by reason of the private life".
 19 Clause 21, page 13, line 33, omit "or by reason of the private life".
 20 Clause 21, page 14, line 7, omit "(f)" and insert "(d)".

* * * * *

- 22 Clause 21, page 14, lines 15 to 24, omit all words and expressions on these lines.
 23 Clause 21, page 14, lines 31 and 32, omit "or by reason of private life".
 24 Clause 21, page 15, line 36, omit "(f)" and insert "(d)".
 25 Clause 22, page 16, line 5, omit "or by reason of the private life of a person" and insert "of the person".
 26 Clause 22, page 16, line 13, omit "or by reason of the private life".
 27 Clause 23, page 17, lines 23 and 24, omit "or by reason of the private life".
 28 Clause 24, page 18, lines 34 and 35, omit "or by reason of his private life" and insert "of the partner".
 29 Clause 25, page 19, line 39 omit "or by reason of the private life".
 30 Clause 25, page 20, line 3, omit "or by reason of the private life".
 31 Clause 26, page 20, lines 17 and 18, omit "or by reason of the private life."

* * * * *

- 33 Clause 27, line 14, omit "or by reason of the private life".
 34 Clause 28, page 21, line 21, omit "or by reason of the private life".
 35 Clause 28, page 21, line 27, omit "or by reason of the private life".
 36 Clause 28, page 22, lines 29 to 34, omit all words and expressions on these lines.
 37 Clause 29, page 22, line 37, omit "or by reason of the private life".
 38 Clause 30, page 23, line 19, omit "or by reason of the private life".
 39 Clause 30, page 23, line 28, omit "or by reason of the private life".

* * * * *

- 44 Clause 31, page 26, lines 5 and 6, omit "or by reason of the private life".
 45 Clause 31, page 26, lines 11 and 12, omit "or by reason of the private life".
 46 Clause 31, page 26, line 19, omit "or by reason of the private life".
 47 Clause 31, page 26, lines 21 and 22, omit "or with a different private life (as the case may be)".
 48 Clause 31, page 26, line 26, omit "or with the private life".

* * * * *

- 50 Clause 32, line 1, omit "(1)".
 51 Clause 32, line 4, omit "grounds of status or private life" and insert "ground of status".
 52 Clause 32, lines 5 to 8, omit all words and expressions on these lines.
 53 Clause 39, page 28, line 37, omit "or private life".

* * * * *

- 55 Clause 44, line 14, omit "or by reason of the private life".

The Honourable Haddon Storey moved, That the Council do not insist on Amendment No. 3 with which the Assembly have disagreed, but make the following amendments in the Bill:

Clause 4, page 5, line 17, after "person;" insert "or".

Clause 4, page 5, line 19, omit "or" (where second occurring).

Clause 4, page 5, lines 20 and 21, omit all words and expressions on these lines.

Debate ensued.

Question—put.

The Council divided.

AYES, 35

The Hon. M. J. Arnold
 M. A. Birrell
 P. D. Block
 C. Bubb
 G. A. S. Butler
 B. A. Chamberlain
 G. P. Connard
 Joan Coxsedge
 D. G. Crozier
 J. L. Dixon
 J. V. C. Guest
 D. K. Hayward
 D. E. Henshaw
 C. J. Hogg
 A. J. Hunt

NOES, 4

The Hon. W. R. Baxter (*Teller*)
 B. P. Dunn
 D. M. Evans (*Teller*)
 K. I. M. Wright

J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. I. Knowles
 R. Lawson (*Teller*)
 R. J. Long
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen (*Teller*)
 J. W. S. Radford
 N. B. Reid
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 Evan Walker
 H. R. Ward
 D. R. White

And so it was resolved in the affirmative.

The Honourable Haddon Storey moved, That the Council do not insist on Amendments Nos. 5 to 16 and 18 to 20 with which the Assembly have disagreed.

Question—put and resolved in the affirmative.

The Honourable Haddon Storey moved, That the Council do not insist on Amendment No. 22 with which the Assembly have disagreed, but make the following amendment in the Bill:

Clause 21, page 14, lines 22 to 24, omit all words and expressions on these lines and insert:

“(d) discrimination by an employer or a prospective employer which is authorized or required by or under any law of the Commonwealth or the State of Victoria or is pursuant to any lawful agreement or arrangement relating to industrial relations.”.

Debate ensued.

Question—put and resolved in the affirmative.

The Honourable Haddon Storey moved, That the Council do not insist on Amendments Nos. 23 to 31, 33 to 39, 44 to 48, 50 to 53 and 55, with which the Assembly have disagreed.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them that the Council do not insist on their amendments with which the Assembly have disagreed, but have made amendments in the Bill, with which they desire the concurrence of the Legislative Assembly.

29 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until tomorrow at 10.00 a.m.

Question—put and resolved in the affirmative.

And then the Council, at 11.32 p.m. adjourned until tomorrow at 10.00 a.m.

R. K. EVANS
 Clerk of the Legislative Council

No. 101—Thursday, 3 May 1984

- 1 The President took the Chair and read the Prayer.
- 2 SUPERANNUATION (AMENDMENT) BILL (NO. 2)—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to provide for superannuation for part-time officers, to provide further for superannuation for officers on leave, to amend the ‘Superannuation Act 1958’ and the ‘Superannuation (Lump Sum Benefits) Act 1981’, and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 3 WATER (AMENDMENT) BILL (NO. 2)—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Water Act 1958’ to make provision for an alternative system of charging for water supplied to rural districts and to reduce the interest-free period for payment of charges for water and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

4 PAPERS—

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—
ADMINISTRATION OF CEMETERIES—The Honourable R. Lawson presented the second report from the Mortuary Industry and Cemeteries Administration Committee upon the Administration of Cemeteries in Victoria, together with Appendices.

Ordered to lie on the Table and to be printed.

The Honourable C. J. Kennedy moved, That the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * * *

SOCIAL DEVELOPMENT COMMITTEE—ROAD SAFETY—The Honourable C. J. Hogg presented a Report from the Social Development Committee upon Road Safety in Victoria, together with an Appendix and Minutes of Evidence.

Ordered to lie on the Table and the report and appendix to be printed.

* * * * *

The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Dental Technicians Licensing Committee—Report and accounts for the year 1982–83.

Statutory Rules under the following Acts of Parliament:

County Court Act 1958—No. 77.

Dental Technicians Act 1972—Nos. 99 and 107.

Health Act 1958—No. 85.

Physiotherapists Act 1978—No. 90.

Public Service Act 1974—PSD No. 15.

Racing Act 1958—No. 111.

Second-hand Dealers Act 1958—No. 92.

Transfer of Land Act 1958—No. 94.

Transport Act 1983—No. 101.

Water Act 1958—No. 97.

Water and Sewerage Authorities (Restructuring) Act 1983—Minister's written reasons dated 2 May 1984 for proposed recommendation to Governor in Council *re* Order to constitute the Tambo Water Board and abolish certain waterworks trusts and sewerage authorities.

The Honourable A. J. Hunt moved, That the report and the Minister's reasons pursuant to the *Water and Sewerage Authorities (Restructuring) Act 1983* be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 5 PROFESSIONAL BOXING CONTROL (SUSPENSION OF REGISTRATION) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Professional Boxing Control Act 1975' to make provision for suspension of a boxer's registration in certain situations and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. E. Kent, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 6 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 to 5 inclusive, be postponed until later this day.

- 7 STATUTE LAW REVISION BILL (NO. 2)—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 8 MOTOR CAR (AMENDMENT) BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable N. B. Reid moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 9 PENSIONER CONCESSIONS (REHABILITATION ALLOWANCE) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 10 MEDICAL PRACTITIONERS (MISCELLANEOUS AMENDMENTS) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 11 PATHOLOGY SERVICES ACCREDITATION BILL—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable G. P. Connard) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 12 WATER (AMENDMENT) BILL (NO. 2)—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 13 PROFESSIONAL BOXING CONTROL (SUSPENSION OF REGISTRATION) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 14 SUPERANNUATION (AMENDMENT) BILL (NO. 2)—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable J. V. C. Guest) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 15 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 7 and 8, be postponed until later this day.

- 16 CREDIT BILL AND CREDIT (ADMINISTRATION) BILL—The Orders of the Day having been read for the resumption of the cognate debate on the questions, That these Bills be now read a second time (pursuant to the Order of the Council on 1 May 1984)—

Debate resumed.

And the debate being concluded—

- 17 CREDIT (ADMINISTRATION) BILL—

Question—That this Bill be now read a second time—put and resolved in the affirmative—Bill read a second time.

Ordered—That the Bill be committed to a Committee of the whole later this day.

- 18 CREDIT BILL—

Question—That this Bill be now read a second time—put and resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The Deputy President resumed the Chair; and the Honourable M. J. Arnold having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 19 CREDIT (ADMINISTRATION) BILL—The Order of the Day having been read for the committal of this Bill, the Deputy President left the Chair.

House in Committee.

The Deputy President resumed the Chair, and the Honourable M. J. Arnold having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 20 TEACHING SERVICE (AMENDMENT) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 21 TRANSPORT (TRAFFIC INFRINGEMENT NOTICES) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 22 SUPERANNUATION (AMENDMENT) BILL (NO. 2)—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable J. V. C. Guest moved, as an amendment, That all the words after “That” be omitted with the view of inserting in place thereof “this Bill be not read a second time until its proposals have been referred to the Economic and Budget Review Committee for inquiry, consideration and report and the Committee has reported to Parliament accordingly”.

Debate ensued.

Question—That the words proposed to be omitted stand part of the question—put and resolved in the affirmative—Amendment negatived.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

The Deputy President resumed the Chair; and the Honourable B. A. Chamberlain having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 23 MOTOR CAR (AMENDMENT) BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time, after debate, and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

24 DRAINAGE OF LAND (AMENDMENT) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same with amendments, and desiring the concurrence of the Council therein.

Ordered—That the amendments be taken into consideration later this day.

25 PATHOLOGY SERVICES ACCREDITATION BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

26 DRAINAGE OF LAND (AMENDMENT) BILL—The Order of the Day having been read for the consideration of the amendments made by the Assembly in this Bill, the said amendments were read and are as follows:

Clause 9, page 6, line 26, after “have” insert “to bring an action before the Planning Appeals Board”.

Clause 9, page 6, line 27, omit this line and insert:

“(a) in accordance with common law principles; or”.

On the motion of the Honourable D. R. White, and after debate, the Council agreed to the amendments made by the Assembly, and ordered that a Message be sent to the Assembly acquainting them therewith.

27 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 11 to 17 inclusive, be postponed until later this day.

28 MILK PASTEURIZATION (AMENDMENT) BILL—ORDER OF THE DAY DISCHARGED—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

The Honourable Evan Walker moved, That the said Order be discharged.

Question—put and resolved in the affirmative.

Ordered—That the Bill be withdrawn.

29 POSTPONEMENT OF NOTICES OF MOTION AND ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 19, and the Notices of Motion, General Business, be postponed until later this day.

30 ORDERS OF THE DAY DISCHARGED—The Honourable A. J. Hunt moved, by leave, That the following Orders of the Day, General Business be read and discharged:

MELBOURNE DRY DOCKING AND REPAIR FACILITIES—Report of Economic and Budget Review Committee—To be considered.

GRANTS TO NON-GOVERNMENT SCHOOLS, 1984 AND 1985—State Board of Education Report—Motion to take note of report —Resumption of debate.

PRISONS SERVICE COMMITTEE—Government’s Guidelines for Public Servants attending before Committee—To be considered.

RELATIONS BETWEEN PARLIAMENT AND THE EXECUTIVE—Statement and Letters to the Premier and Solicitor-General dated 15 September 1983—To be considered.

ALCOA SMELTER, PORTLAND—Motion for appointment of Select Committee—Resumption of debate.

RADIO MASTS—Report of Natural Resources and Environment Committee—To be considered.

SALINITY COMMITTEE—Report on activities—To be considered.

ROAD SAFETY IN VICTORIA—Interim Report of Social Development Committee—To be considered.

FREEWAY SPEED LIMITS—Minister's response to recommendations in Social Development Committee's Report—To be considered.

POKER MACHINES—Report of Board of Inquiry and Premier's Ministerial Statement—To be considered.

WATER SECTOR—Strategies for Reform—Ministerial Statement—To be considered.

PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND REPORT, 1982–83—To be considered.

SMALL BUSINESS DEVELOPMENT CORPORATION—Report of Public Bodies Review Committee—To be considered.

ALBURY–WODONGA (VICTORIA) CORPORATION—Report of Public Bodies Review Committee—To be considered.

DELAYS IN THE COURTS—Ministerial Statement—To be considered.

ADMINISTRATIVE ARRANGEMENTS ACT 1983—Order No. 11, 1983—To be considered.

Question—put and resolved in the affirmative.

- 31 SUPPLY (1984–85, No. 1) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 32 BUILDING CONTROL (AMENDMENT) BILL—By leave, on the motion (by leave without notice) of the Honourable Evan Walker, leave was given to bring in a Bill to amend the *Building Control Act 1981*, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, this Bill was read a second time, after debate, and, by leave, read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 33 PENALTIES AND SENTENCES (YOUTH ATTENDANCE PROJECTS) BILL—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 34 SUPPLY (1984–85, No. 1) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 35 MINISTERIAL STATEMENT—TRANSMISSION LINES SERVING MELBOURNE—The Honourable D. R. White made a Ministerial Statement in response to the Second Report of the Natural Resources and Environment Committee on Transmission

Lines Serving Melbourne (pursuant to section 40 of the *Parliamentary Committees Act 1968*).

The Honourable R. I. Knowles moved, That the statement be taken into consideration forthwith.

Question—put and resolved in the affirmative.

The Honourable R. I. Knowles moved, That the Council take note of the Ministerial statement.

And the Council having continued to sit until after 12 midnight—

FRIDAY, 4 MAY

Debate ensued.

The Honourable W. V. Houghton moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 36 PLANNING (BROTHERS) BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same with amendments, and desiring the concurrence of the Council therein.

Ordered—That the amendments be taken into consideration later this day.

- 37 MINISTERIAL STATEMENT—MORWELL RIVER DIVERSION—The Honourable D. R. White made a Ministerial Statement in response to the Report of the Natural Resources and Environment Committee upon the proposed diversion of the Morwell River (pursuant to section 40 of the *Parliamentary Committees Act 1968*).

The Honourable R. I. Knowles moved, That the statement be taken into consideration forthwith.

Question—put and resolved in the affirmative.

The Honourable R. I. Knowles moved, That the Council take note of the Ministerial statement.

The Honourable D. G. Crozier moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 38 PLANNING (BROTHERS) BILL—The Order of the Day having been read for the consideration of the amendments made by the Assembly in this Bill, the said amendments were read and are as follows:

Clause 4, lines 20 to 24, omit all words and expressions on these lines and insert “is or, within the preceding five years, has been, convicted of an offence under the *Drugs, Poisons and Controlled Substances Act 1981* or of an indictable offence under any other Act punishable by imprisonment for twelve months or more, the permit is, upon the expiration of 35 days after that conviction or the person becoming the owner or occupier, whichever is the later, revoked unless, on or before that expiration, the person has disposed of his interest in the land to a person eligible to be the holder of such a permit and, upon that expiration, is not the owner or occupier of the land.”.

Clause 7, line 6, after “7.” insert “(1) Subject to sub-section (2),”.

Clause 7, page 8, after line 13, insert—

“(2) The several sections inserted in the *Town and Country Planning Act 1961* by sub-section (1) shall come into operation on a day or the respective days to be fixed by proclamation or successive proclamations of the Governor in Council published in the *Government Gazette*.”.

On the motion of the Honourable Evan Walker, and after debate, the Council agreed to the amendments made by the Assembly, and ordered that a Message be sent to the Assembly acquainting them therewith.

- 39 MINISTERIAL STATEMENT—DANGEROUS GOODS LEGISLATION—The Honourable D. R. White made a Ministerial Statement on Dangerous Goods Legislation.

The Honourable D. G. Crozier moved, That the statement be taken into consideration forthwith.

Question—put and resolved in the affirmative.

The Honourable D. G. Crozier moved, That the Council take note of the Ministerial statement.

Debate ensued.

Question—put and resolved in the affirmative.

- 40 SUPPLY (1984–85, No. 1) BILL—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 41 INTERPRETATION OF LEGISLATION BILL—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same with amendments, and desiring the concurrence of the Council therein.

Ordered—That the amendments be now taken into consideration.

And the said amendments were read and are as follows:

Clause 22, lines 7 to 16, omit all words and expressions on these lines and insert:

“22. (1) Every subordinate instrument shall be construed as operating to the full extent of, but so as not to exceed—

(a) the legislative power of the State of Victoria; or

(b) the power to make the subordinate instrument conferred by the Act under or pursuant to which it is made—

to the intent that where a provision of a subordinate instrument, or the application of any such provision to any person, subject-matter or circumstance, would, but for this section, have been construed as being in excess of that power, it shall nevertheless be a valid provision to the extent to which it is not in excess of that power and the remainder of the subordinate instrument and the application of that provision to other persons, subject-matters or circumstances shall not be affected.”

Clause 22, line 18, after “provision” insert “of a subordinate instrument or”.

Clause 52, line 14, after “committed” insert “or the penalty that could have been imposed in respect of the offence had the offence been committed at the same time as the conviction was made, whichever is the lesser”.

On the motion of the Honourable J. H. Kennan, the amendments made by the Assembly were agreed to with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 42 CONSTITUTION (DURATION OF PARLIAMENT) BILL (NO. 2)—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend*

the 'Constitution Act 1975' and 'The Constitution Act Amendment Act 1958' with respect to the Duration of the Legislative Assembly, the Tenure of Members of the Legislative Council and the Dissolution of the Legislative Assembly and for other purposes" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable Evan Walker moved, That this Bill be now read a second time.

Debate ensued.

The Honourable B. P. Dunn moved, That the debate be now adjourned.

Debate ensued.

Question—That the debate be now adjourned—put.

The Council divided.

AYES, 22

The Hon. W. R. Baxter (*Teller*)
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 J. V. C. Guest (*Teller*)
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 K. I. M. Wright

NOES, 19

The Hon. M. J. Arnold
 G. A. S. Butler
 Joan Coxsedg
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy (*Teller*)
 B. T. Pullen
 M. J. Sandon (*Teller*)
 G. A. Sgro
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

The Honourable Evan Walker moved, That the debate be adjourned for four weeks.

The Honourable B. P. Dunn moved, as an amendment, That the words "for four weeks" be omitted with the view of inserting in place thereof "until 4 September".

Debate ensued.

Question—That the words proposed to be omitted stand part of the question—put.

The Council divided.

AYES, 19

The Hon. M. J. Arnold (*Teller*)
 G. A. S. Butler
 Joan Coxsedg
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan

NOES, 22

The Hon. W. R. Baxter
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 B. A. Chamberlain

C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro (*Teller*)
 Evan Walker
 D. R. White

G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans (*Teller*)
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward (*Teller*)
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 K. I. M. Wright

And so it passed in the negative.

Question—That the expression proposed to be inserted be so inserted—put.

The Council divided.

AYES, 22

The Hon. W. R. Baxter (*Teller*)
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles (*Teller*)
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 K. I. M. Wright

NOES, 19

The Hon. M. J. Arnold
 G. A. S. Butler
 Joan Coxsedge
 D. E. Henshaw (*Teller*)
 C. J. Hogg (*Teller*)
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

Ordered—That the debate be adjourned until 4 September.

43 MESSAGES FROM THE ASSEMBLY—The President announced the receipt of the following Messages from the Assembly:

Acquainting the Council that they have agreed to the following Bills without amendment:

Zoological Parks and Gardens (Liquor Licence) Bill
 National Parks (Amendment) Bill
 Public Lands and Works (Amendment) Bill
 Extractive Industries (Renewal of Leases and Licences) Bill
 Status of Children (Amendment) Bill

Groundwater (Reserves) Bill
 Wrongs (Animals Straying on Highways) Bill
 Environment Protection (Review) Bill
 Building Control (Amendment) Bill
 Town and Country Planning (Amendment) Bill (No. 3)
 Crimes (Criminal Investigations) Bill
 Evidence (Amendment) Bill
 Crimes (General Amendment) Bill
 Crimes (Conspiracy and Incitement) Bill
 Judgment Debt Recovery Bill
 Supreme Court (Amendment) Bill
 Magistrates' Courts (Jurisdiction) Bill
 Statute Law Revision Bill (No. 2);

Acquainting the Council that they have agreed to the amendments now made by the Council in the Equal Opportunity Bill; and

Acquainting the Council that they have agreed to the amendments made by the Council in the following Bills:

Credit Bill
 Credit (Administration) Bill
 Co-operation (Amendment) Bill
 Water (Central Management Restructuring) Bill
 Superannuation (Amendment) Bill (No. 2).

44 PAPERS—The following Papers, pursuant to the direction of an Act of Parliament, were laid upon the Table by the Clerk:

Statutory Rule under the Prerogative Powers of the Crown—Commissions and Boards of Inquiry—No. 104.

Statutory Rules under the following Acts of Parliament:

Building Control Act 1981—No. 98.
 Dentists Act 1972—Nos. 89 and 91.
 Education Act 1958—No. 110.
 Hospitals and Charities Act 1958—No. 88.
 Hospitals Superannuation Act 1965—No. 93.
 Magistrates' Courts Act 1971—No. 105.
 Police Regulation Act 1958—No. 103.
 Post-Secondary Education Act 1978—No. 112.
 Transport Act 1983—No. 109.

45 RETIREMENT OF JOHN CHARLES FINEMORE Esq., O.B.E., Q.C.—The Honourable J. H. Kennan moved, That this House, noting the retirement on 4 May 1984 of John Charles Finemore, O.B.E., Q.C., as Chief Parliamentary Counsel, records its high appreciation of the long and outstanding service rendered by him to the Parliament of Victoria.

And other Honourable Members and the President having addressed the House—

The question was put and, Honourable Members signifying their assent by rising in their places, unanimously resolved in the affirmative.

46 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until a day and hour to be fixed by the President, which time of meeting shall be notified to each Honourable Member by telegram or letter.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 4.07 a.m., adjourned until a day and hour to be fixed by the President, which time of meeting shall be notified to each Honourable Member by telegram or letter.

R. K. EVANS
Clerk of the Legislative Council

Mr President takes the Chair at 3.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS**ORDERS OF THE DAY**

- *1 **CONSTITUTION (DURATION OF PARLIAMENT) BILL (No. 2)**—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. B. P. Dunn).
- 2 **OCCUPATIONAL HEALTH AND SAFETY BILL**—(from Assembly—Hon. D. R. White)—To be further considered in Committee.
- 3 **INFERTILITY (MEDICAL PROCEDURES) BILL**—(Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 4 **WORKERS COMPENSATION (AMENDMENT) BILL (No. 3)**—(from Assembly—Hon. D. R. White)—Resumption of debate on the question—That this Bill be now read a second time—and on the amendment of the Hon. C. Bubb—That all the words after “That” be omitted with the view of inserting in place thereof “this House refuses to read this Bill a second time until—
 - (a) the Government has received the Cooney report;
 - (b) the recommendations of the report have been made available to the general public for comment; and
 - (c) the comments of the general public have been considered by the Government”. (Hon. A. J. Hunt).
- 5 **COMMERCIAL ARBITRATION BILL**—(Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 6 **CONSUMER AFFAIRS (ITEM PRICING) BILL**—(from Assembly—Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- 7 **CONSTITUTION (COUNCIL POWERS) BILL**—MESSAGE FROM THE ASSEMBLY—To be considered.
- 8 **CONSTITUTION (DURATION OF PARLIAMENT) BILL**—(from Assembly—Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 9 **ASH WEDNESDAY BUSHFIRES—PREMIER’S MINISTERIAL STATEMENT AND RELATED DOCUMENTS**—To be considered.
- 10 **ANZAC DAY (PUBLIC HOLIDAY) BILL**—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. Haddon Storey).

GENERAL BUSINESS**NOTICES OF MOTION**

- 1 **THE HON. A. J. HUNT**—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 **THE HON. D. M. EVANS**—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.

* Indicates new entry.

- 3 **THE HON. B. A. CHAMBERLAIN**—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- 4 **THE HON. A. J. HUNT**—To move, That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is unparliamentary and will not be accepted by this House, and hereby authorizes and requires the President to rule out of order any Bill which offends against that principle.
- 5 **THE HON. W. R. BAXTER**—To move, That in view of the serious disadvantage imposed upon students from country Victoria, this House—
- (a) Condemns the Government for closing and initiating disposal of student hostels in Melbourne;
 - (b) Questions the failure of the Government to widely advertise, prior to the commencement of the academic year, that two hostels were to remain open contrary to earlier advice;
 - (c) Rejects its belated attempt to transfer responsibility for student housing to the Commonwealth; and
 - (d) Calls for the hostels to be re-opened forthwith or for suitable alternative accommodation to be provided by the leasing of migrant hostels or the use of surplus nurses homes and the like.

CONTINGENT NOTICE OF MOTION

- 1 **THE HON. HADDON STOREY**—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

ORDERS OF THE DAY

- 1 **MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS**—(*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 2 **CONSTITUTION (REFORM) BILL**—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate.* (*Hon. B. P. Dunn*).
- φ3 **STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER** (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. W. R. Baxter*).
- φ4 **STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER** (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. W. R. Baxter*).

- 5 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- 6 SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES—(*Hon. W. R. Baxter*)—*Resumption of debate.* (*Hon. D. M. Evans*).
- †7 SUBORDINATE LEGISLATION (DEREGULATION) BILL—(*Hon. A. J. Hunt*)—Second reading—*Resumption of debate.* (*Hon. J. H. Kennan*).
- ‡8 GRAIN HARVEST, 1983-84, HANDLING AND TRANSPORT—MINISTERIAL STATEMENT—To be considered.
- ‡9 GRAIN HARVEST, 1983-84—MOTION TO CENSURE MINISTER OF TRANSPORT AS TO TRANSPORT DEFICIENCIES AND CALLING FOR IMPROVEMENTS TO TRANSPORT, STORAGE AND SHIPPING TERMINAL FACILITIES—(*Hon. B. P. Dunn*)—*Resumption of debate.* (*Hon. L. A. McArthur*).
- 10 MACALISTER AND TARAGO WATER BOARDS—MINISTER'S REASONS FOR PROPOSED RECOMMENDATIONS TO CONSTITUTE BOARDS AND ABOLISH CERTAIN WATERWORKS TRUSTS, &c.—To be considered.
- 11 PRISONS SERVICE COMMITTEE—INTERIM REPORT—To be considered.
- 12 BARRISTERS' AND SOLICITORS' DISCIPLINARY TRIBUNALS—LAY OBSERVER'S REPORTS, 1983—To be considered.
- 13 GLENELG-WANNON WATER BOARD—MINISTER'S REASONS FOR PROPOSED RECOMMENDATION TO CONSTITUTE BOARD AND ABOLISH CERTAIN WATERWORKS TRUSTS, &c.—To be considered.
- 14 LIQUOR CONTROL COMMISSION REPORT, 1982-83—To be considered.
- 15 MOTOR CAR TRADERS COMMITTEE REPORT, 1983—To be considered.
- 16 OMBUDSMAN'S HALF YEARLY REPORT, DECEMBER, 1983—To be considered.
- *17 ADMINISTRATION OF CEMETERIES—REPORT OF MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—To be considered.
- *18 DENTAL TECHNICIANS LICENSING COMMITTEE REPORT, 1982-83—To be considered.
- *19 TAMBO WATER BOARD—MINISTER'S REASONS FOR PROPOSED RECOMMENDATION TO CONSTITUTE BOARD AND ABOLISH CERTAIN WATERWORKS TRUSTS, &c.—To be considered.
- *20 TRANSMISSION LINES SERVING MELBOURNE—MINISTERIAL STATEMENT ON NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. R. I. Knowles*)—*Resumption of debate.* (*Hon. W. V. Houghton*).

† Proposals in Bill currently before Legal and Constitutional Committee for report by 30 June 1984.

‡ Cognate subjects—To be debated concurrently pursuant to order of the Council on 6 March 1984.

* Indicates new entry.

*21 MORWELL RIVER DIVERSION—MINISTERIAL STATEMENT ON NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. R. I. Knowles*)—*Resumption of debate.* (*Hon. D. G. Crozier*).

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

* * * *

SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Cocksedge, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Cocksedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

* * * *

SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 THE HON. D. M. EVANS—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 3 THE HON. B. A. CHAMBERLAIN—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- 4 THE HON. A. J. HUNT—To move, That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is unparliamentary and will not be accepted by this House, and hereby authorizes and requires the President to rule out of order any Bill which offends against that principle.
- 5 THE HON. W. R. BAXTER—To move, That in view of the serious disadvantage imposed upon students from country Victoria, this House—
 - (a) Condemns the Government for closing and initiating disposal of student hostels in Melbourne;
 - (b) Questions the failure of the Government to widely advertise, prior to the commencement of the academic year, that two hostels were to remain open contrary to earlier advice;
 - (c) Rejects its belated attempt to transfer responsibility for student housing to the Commonwealth; and
 - (d) Calls for the hostels to be re-opened forthwith or for suitable alternative accommodation to be provided by the leasing of migrant hostels or the use of surplus nurses homes and the like.
- *6 THE HON. D. M. EVANS—To move, That this House calls on the Government to abandon plans for a contiguous Alpine National Park, in view of the changes in public opinion, and the need to use the natural resources of timber and grazing and the tourist potential for the benefit of the whole community.
- *7 THE HON. B. A. CHAMBERLAIN—To move, That this House calls upon the Government to abandon its decision to establish a prison at Lara for the following reasons:
 - (a) The proposal runs contrary to its own policy;
 - (b) The proposal is strongly opposed by the local community;
 - (c) The proposed site is susceptible to the dangers of bushfire;
 - (d) The proposed prison is too large for the Lara community; and

* Indicates new entry.

(e) The proposal is contrary to good planning principles.

- *8 **THE HON. B. P. DUNN**—To move, That this House expresses its alarm at the failure of the Government and, in particular, the Minister of Agriculture, to grasp the importance of primary industry to the Victorian economy and deplores the lack of consideration, support and encouragement for the State's farmers.

CONTINGENT NOTICE OF MOTION

- 1 **THE HON. HADDON STOREY**—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

ORDERS OF THE DAY

- 1 **MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS**—(*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. W. A. Landeryou*).
- 2 **CONSTITUTION (REFORM) BILL**—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate.* (*Hon. B. P. Dunn*).
- φ3 **STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER** (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. W. R. Baxter*).
- φ4 **STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER** (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. W. R. Baxter*).
- 5 **APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES** (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- 6 **SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES**—(*Hon. W. R. Baxter*)—*Resumption of debate.* (*Hon. D. M. Evans*).
- †7 **SUBORDINATE LEGISLATION (DEREGULATION) BILL**—(*Hon. A. J. Hunt*)—Second reading—*Resumption of debate.* (*Hon. J. H. Kennan*).
- ‡8 **GRAIN HARVEST, 1983-84, HANDLING AND TRANSPORT—MINISTERIAL STATEMENT**—To be considered.
- ‡9 **GRAIN HARVEST, 1983-84—MOTION TO CENSURE MINISTER OF TRANSPORT AS TO TRANSPORT DEFICIENCIES AND CALLING FOR IMPROVEMENTS TO TRANSPORT, STORAGE AND SHIPPING TERMINAL FACILITIES**—(*Hon. B. P. Dunn*)—*Resumption of debate.* (*Hon. L. A. McArthur*).

φ Cognate motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.
 † Proposals in Bill currently before Legal and Constitutional Committee for report by 30 June 1984.
 ‡ Cognate subjects—To be debated concurrently pursuant to order of the Council on 6 March 1984.

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- 10 MACALISTER AND TARAGO WATER BOARDS—MINISTER'S REASONS FOR PROPOSED RECOMMENDATIONS TO CONSTITUTE BOARDS AND ABOLISH CERTAIN WATERWORKS TRUSTS, &c.—To be considered.
 - 11 PRISONS SERVICE COMMITTEE—INTERIM REPORT—To be considered.
 - 12 BARRISTERS' AND SOLICITORS' DISCIPLINARY TRIBUNALS—LAY OBSERVER'S REPORTS, 1983—To be considered.
 - 13 GLENELG-WANNON WATER BOARD—MINISTER'S REASONS FOR PROPOSED RECOMMENDATION TO CONSTITUTE BOARD AND ABOLISH CERTAIN WATERWORKS TRUSTS, &c.—To be considered.
 - 14 LIQUOR CONTROL COMMISSION REPORT, 1982-83—To be considered.
 - 15 MOTOR CAR TRADERS COMMITTEE REPORT, 1983—To be considered.
 - 16 OMBUDSMAN'S HALF YEARLY REPORT, DECEMBER, 1983—To be considered.
 - 17 ADMINISTRATION OF CEMETERIES—REPORT OF MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—To be considered.
 - 18 DENTAL TECHNICIANS LICENSING COMMITTEE REPORT, 1982-83—To be considered.
 - 19 TAMBO WATER BOARD—MINISTER'S REASONS FOR PROPOSED RECOMMENDATION TO CONSTITUTE BOARD AND ABOLISH CERTAIN WATERWORKS TRUSTS, &c.—To be considered.
 - 20 TRANSMISSION LINES SERVING MELBOURNE—MINISTERIAL STATEMENT ON NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. R. I. Knowles*)—*Resumption of debate. (Hon. W. V. Houghton).*
 - 21 MORWELL RIVER DIVERSION—MINISTERIAL STATEMENT ON NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. R. I. Knowles*)—*Resumption of debate. (Hon. D. G. Crozier).*
 - *22 PORNOGRAPHIC MATERIAL—PETITION OPPOSING LEGALIZATION—To be considered.
 - *23 INTER-GOVERNMENT RELATIONS—ADVISORY COUNCIL'S REPORT, 1983—To be considered.
 - *24 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS Nos. 12 to 15, 1984—To be considered.
 - *25 PUBLIC TRUSTEE'S REPORT, 1982-83—To be considered.
 - *26 HEALTH SERVICES COMPLAINTS PROCEDURES—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
 - *27 ADVANCED DENTAL TECHNICIANS QUALIFICATIONS BOARD REPORT, 1982-83—To be considered.
 - *28 ALBURY-WODONGA (VICTORIA) CORPORATION REPORT, 1982-83—To be considered.
 - *29 CHIROPODISTS REGISTRATION BOARD REPORT, 1983—To be considered.
 - *30 CO-OPERATIVE SOCIETIES—REGISTRAR'S REPORT, 1981-82—To be considered.
 - *31 DRIED FRUITS BOARD REPORT, 1983—To be considered.

- *32 ESTATE AGENTS BOARD REPORT, 1982-83—To be considered.
- *33 FILM VICTORIA REPORT, 1982-83—To be considered.
- *34 HAIRDRESSERS REGISTRATION BOARD REPORT, 1983—To be considered.
- *35 INDUSTRIAL RELATIONS COMMISSION—PRESIDENT'S REPORT, 1982-83—
To be considered.
- *36 LABOUR AND INDUSTRY DEPARTMENT REPORT, 1983—To be considered.
- *37 LAND ACT 1958—MINISTER'S CERTIFICATE *RE* ACQUISITION OF LAND FOR
ERECTION OF PRISON AND STAFF TRAINING COLLEGE—To be considered.
- *38 LIBRARY COUNCIL, NATIONAL MUSEUM AND SCIENCE MUSEUM BUILDING
TRUSTEES REPORT, 1982-83—To be considered.
- *39 MEDICAL BOARD REPORT, 1982-83—To be considered.
- *40 MONASH UNIVERSITY COUNCIL REPORT, 1982—To be considered.
- *41 PHYSIOTHERAPISTS REGISTRATION BOARD REPORT, 1983—To be considered.
- *42 PORT OF GEELONG AUTHORITY ACCOUNTS, 1983—To be considered.
- *43 PORT OF MELBOURNE AUTHORITY ACCOUNTS, 1982-83—To be considered.
- *44 PORT OF PORTLAND AUTHORITY ACCOUNTS, 1982-83—To be considered.
- *45 PSYCHOLOGICAL COUNCIL REPORT, 1983—To be considered.
- *46 TAXATION ANALYSIS—LAND TAX, 1982 AND PROBATE AND GIFT DUTY,
1982-83—To be considered.
- *47 TRADE UNIONS—REGISTRAR OF FRIENDLY SOCIETIES' REPORT, 1982-83—
To be considered.
- *48 TRANSPORT—MINISTRY'S REPORT, 1982-83—To be considered.
- *49 TRANSPORT ACT 1983—MINISTER'S ORDERS FOR TRANSFER OF ASSETS
AND LANDS OF STATE TRANSPORT AUTHORITY TO METROPOLITAN
TRANSIT AUTHORITY—To be considered.
- *50 YOUTH PAROLE BOARD REPORT, 1982-83—To be considered.
- *51 POLICE SERVICE BOARD—DETERMINATIONS Nos. 399 AND 401 to 406—To
be considered.
- *52 PARLIAMENTARY OFFICERS ACT 1975—STATEMENTS, 1983-84—To be
considered.

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 OCCUPATIONAL HEALTH AND SAFETY BILL—(*from Assembly—Hon. D. R. White*)—To be further considered in Committee.
- 2 INFERTILITY (MEDICAL PROCEDURES) BILL—(*Hon. J. H. Kennan*)—Second
reading—*Resumption of debate. (Hon. Haddon Storey).*

- 3 **WORKERS COMPENSATION (AMENDMENT) BILL (No. 3)**—(from Assembly—Hon. D. R. White)—*Resumption of debate on the question—That this Bill be now read a second time—and on the amendment of the Hon. C. Bubb—That all the words after “That” be omitted with the view of inserting in place thereof “this House refuses to read this Bill a second time until—*
- (a) the Government has received the Cooney report;
 - (b) the recommendations of the report have been made available to the general public for comment; and
 - (c) the comments of the general public have been considered by the Government”. (Hon. A. J. Hunt).
- 4 **COMMERCIAL ARBITRATION BILL**—(Hon. J. H. Kennan)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 5 **CONSUMER AFFAIRS (ITEM PRICING) BILL**—(from Assembly—Hon. J. H. Kennan)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*
- 6 **CONSTITUTION (COUNCIL POWERS) BILL**—MESSAGE FROM THE ASSEMBLY—To be considered.
- 7 **CONSTITUTION (DURATION OF PARLIAMENT) BILL**—(from Assembly—Hon. J. H. Kennan)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 8 **ASH WEDNESDAY BUSHFIRES—PREMIER’S MINISTERIAL STATEMENT AND RELATED DOCUMENTS**—To be considered.
- 9 **ANZAC DAY (PUBLIC HOLIDAY) BILL**—(Hon. Evan Walker)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

R. K. EVANS

Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

* * * *

SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

* * * *

SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 102 and 103

No. 102—Tuesday, 4 September 1984

- 1 The Council met in accordance with adjournment, the President, pursuant to resolution, having fixed this day at 3.00 p.m. as the time of meeting.
- 2 The President took the Chair and read the Prayer.
- 3 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR**—The Honourable Evan Walker presented Messages from His Excellency the Governor informing the Council that he had, on the dates mentioned hereunder, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz:

On 8 May 1984—

Water and Sewerage Authorities (Further Restructuring) Act.
Grain Handling Improvement Authorities (Abolition) Act.
Sale (Land Development) Act.
Exhibition (Borrowing Power) Act.
Market Court (Amendment) Act.
Professional Boxing Control (Suspension of Registration) Act.
Public Lands and Works (Amendment) Act.
Subordinate Legislation (Revocation) Act.
Zoological Parks and Gardens (Liquor Licence) Act.
Extractive Industries (Renewal of Leases and Licences) Act.
Land Tax (Landata Project) Act.
Lands (Miscellaneous Matters) Act.
Water (Amendment) Act.

On 15 May 1984—

Co-operation (Amendment) Act.
Superannuation (Amendment) Act.
Judgment Debt Recovery Act.
Drainage of Land (Amendment) Act.
Teaching Service (Amendment) Act.
Groundwater (Reserves) Act.
Stamps Act.
Victorian Public Authorities Finance Act.
Status of Children (Amendment) Act.
Pensioner Concessions (Rehabilitation Allowance) Act.
Prahran Mechanics' Institute Act.
Medical Practitioners (Miscellaneous Amendments) Act.
National Parks (Amendment) Act.
Evidence (Amendment) Act.
Supreme Court (Amendment) Act.
Crimes (Criminal Investigations) Act.
Magistrates' Courts (Jurisdiction) Act.
Wrongs (Animals Straying on Highways) Act.
Crimes (Conspiracy and Incitement) Act.
Penalties and Sentences (Youth Attendance Projects) Act.
Water (Central Management Restructuring) Act.
Food Act.

On 22 May 1984—

Pathology Services Accreditation Act.
Crimes (General Amendment) Act.
Transport (Traffic Infringement Notices) Act.
Motor Car (Amendment) Act.
Statute Law Revision Act.
Supply (1984–85, No. 1) Act.
State Insurance Office Act.
Building Control (Amendment) Act.
Credit (Administration) Act.
Environment Protection (Review) Act.
Town and Country Planning (Amendment) Act.
Planning (Brothels) Act.
Equal Opportunity Act.
Interpretation of Legislation Act.
Credit Act.

- 4 **SUSPENSION OF STANDING ORDERS—URGENCY**—The Honourable B. A. Chamberlain moved, That Standing Orders be suspended on the ground of urgency to the extent necessary to enable him to move the following motion forthwith—

“That this House:

- (a) Places on record its deep concern at the circumstances of the appointment of Ms Valerie Callister to the Environment Council in flagrant breach of:
 - (i) the undertaking given to the House by the Minister for Planning and Environment;
 - (ii) the long established practice of the Parliament; and
 - (iii) the intention and requirements of the *Constitution Act 1975*;
- (b) Re-affirms the fundamental principle that no member of the Parliament should hold a statutory office unless the relevant Act specifically so provides;
- (c) Specifically declares that Ms Valerie Callister ought never to have been appointed to the abovementioned office and should not be re-appointed thereto.”

Question—put and resolved in the affirmative.

- 5 **APPOINTMENT TO ENVIRONMENT COUNCIL**—Pursuant to the foregoing resolution, the Honourable B. A. Chamberlain moved, That this House—

- (a) Places on record its deep concern at the circumstances of the appointment of Ms Valerie Callister to the Environment Council in flagrant breach of:
 - (i) the undertaking given to the House by the Minister for Planning and Environment;
 - (ii) the long established practice of the Parliament; and
 - (iii) the intention and requirements of the *Constitution Act 1975*;
- (b) Re-affirms the fundamental principle that no member of the Parliament should hold a statutory office unless the relevant Act specifically so provides;
- (c) Specifically declares that Ms Valerie Callister ought never to have been appointed to the abovementioned office and should not be re-appointed thereto.”

Debate ensued.

Question—put and resolved in the affirmative.

- 6 **THE LATE HONOURABLE JOHN JAMES SHEEHAN**—The Honourable Evan Walker moved, That this House expresses its sincere sorrow at the death, on 4 June 1984, of the Honourable John James Sheehan, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Assembly for the Electoral District of Ballarat from 1952 to 1955 and as Minister in Charge of Housing in 1955.

And other Honourable Members having addressed the House—

The question was put and, Honourable Members signifying their assent by rising in their places, unanimously resolved in the affirmative.

- 7 **ADJOURNMENT**—The Honourable Evan Walker moved, That, as a further mark of respect to the memory of the late Honourable John James Sheehan, the House do now adjourn until this day at 8.00 p.m.

Question—put and resolved in the affirmative.

And then the Council, at 5.07 p.m., adjourned until this day at 8.00 p.m.

- 1 The President took the Chair.

- 2 **SUSPENSION OF STANDING ORDERS—QUESTIONS**—The Honourable Evan Walker moved, by leave, That so much of the Standing Orders as require answers to questions on notice to be delivered verbally in the House be suspended for the sitting of the Council this day.

Question—put and resolved in the affirmative.

- 3 **LEAVE OF ABSENCE**—The Honourable Evan Walker moved, by leave, That leave of absence be granted to the Honourable G. A. S. Butler for one month on account of ill-health.

Question—put and resolved in the affirmative.

- 4 **WINE INDUSTRY**—The Honourable Evan Walker moved, by leave, That the resolution of the Council of 28 March 1984 referring the implications of differential taxes on the Victorian wine industry to the Economic and Budget Review Committee for report within 4 months be amended so far as to now require the Committee to report by 13 November 1984.

Debate ensued.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them of the foregoing resolution and desiring their concurrence therein.

- 5 **PETITIONS**—

PORNOGRAPHIC MATERIAL—The Honourables B. A. Chamberlain, M. J. Arnold, G. P. Connard, D. M. Evans, F. J. Granter, H. R. Ward (for the Honourable W. V. Houghton), R. Lawson, N. B. Reid and H. R. Ward each presented a Petition from certain citizens of Victoria praying that, because it will cause serious harm to the community, the Parliament will not legalize the possession, sale, hire or supply of any publication, video, slide or other recording from which a visual image can be produced, which displays degradation of persons or animals, acts of violence and sex, or the use and effect of illicit drug taking.

Severally ordered to lie on the Table, and that of the Honourable B. A. Chamberlain to be read by the Clerk.

The Clerk read the Petition.

The Honourable B. A. Chamberlain moved, That the Petition be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

THERAPEUTIC GOODS AND COSMETICS BILL—

The Honourable R. Lawson presented a Petition from certain citizens of Victoria praying that further debate upon the Therapeutic Goods and Cosmetics Bill be adjourned for at least three months so as to allow the public to participate in the formulation of the Bill.

The Honourable M. J. Sandon presented a Petition from certain citizens of Victoria praying that, if the Therapeutic Goods and Cosmetics Bill is passed by Parliament, the freedom to seek natural health care will not be jeopardised; that the National Nutritional Foods Association and the Australian Natural Therapies Association be represented on the Advisory Committee; and that naturopaths be registered.

The Honourable K. I. M. Wright presented a Petition from certain citizens of Victoria praying that the Therapeutic Goods and Cosmetics Bill be not proceeded with.

Severally ordered to lie on the Table.

6 PAPERS—

ADVISORY COUNCIL FOR INTER-GOVERNMENT RELATIONS—The Honourable Evan Walker moved, by leave, That there be laid before this House a copy of the Report of the Advisory Council for Inter-government Relations for the year ended 31 August 1983.

Question—put and resolved in the affirmative.

The said report was thereupon presented by the Honourable Evan Walker and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

ADMINISTRATIVE ARRANGEMENTS—The Honourable Evan Walker moved, by leave, That there be laid before this House copies of Administrative Arrangements Orders (Nos. 12, 13, 14 and 15) made pursuant to the *Administrative Arrangements Act 1983*.

Question—put and resolved in the affirmative.

The said papers were thereupon presented by the Honourable Evan Walker and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the papers be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

SOCIAL DEVELOPMENT COMMITTEE—COMPLAINTS PROCEDURES AGAINST HEALTH SERVICES—The Honourable J. L. Dixon presented the Final Report from the Social Development Committee upon Complaints Procedures against Health Services, together with Appendices.

Ordered to lie on the Table and to be printed.

The Honourable A. J. Hunt moved, That the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

PUBLIC TRUSTEE—The Honourable R. A. Mackenzie (for the Honourable J. H. Kennan) moved, by leave, That there be laid before this House a copy of the Report of the Public Trustee for the year 1982–83.

Question—put and resolved in the affirmative.

The said report was thereupon presented by the Honourable R. A. Mackenzie and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Albury–Wodonga (Victoria) Corporation—Report and accounts for the year 1982–83.

Chiropodists Registration Board—Report and financial statement for the year 1983 (two papers).

Co-operative Societies—Report of the Registrar for the year 1981–82.

Dental Technicians Act 1972—Report of the Advanced Dental Technicians Qualifications Board for the year 1982–83.

Dried Fruits Board—Report and statement of accounts for the year 1983.

Estate Agents Board—Report and accounts for the year 1982–83.

Film Victoria—Report for the year 1982–83.

Hairdressers Registration Board—Report for the year 1983.

Industrial Relations Commission—Report of the President for the year ended 31 October 1983.

Labour and Industry Department—Report for the year 1983.

Land Act 1958—Acquisition of land within the Parish of Moranghurk, County of Grant, for erection of a prison and staff training college—Certificate of the Minister for Community Welfare Services.

Library Council, National Museum and Science Museum—Report of the Building Trustees, together with statements of receipts and expenditure, for the year 1982–83.

Marketing of Primary Products Act 1958—

Proclamation of 8 May 1984 declaring that oranges, mandarins and grapefruit shall become the property of the Citrus Fruit Marketing Board for a further period of two years.

Proclamation of 8 May 1984 declaring that tobacco leaf shall become the property of the Tobacco Leaf Marketing Board for a further period of two years.

Medical Board—Report for the year 1982–83.

Monash University—Report of the Council, together with Statutes approved by the Governor in Council, for the year 1982 (five papers).

Parliamentary Officers Act 1975—Statements of appointments, alterations of classifications, and of persons temporarily employed in the Parliamentary departments for the year 1983–84 (ten papers).

Physiotherapists Registration Board—Report for the year 1983.

Police Service Board—Determinations Nos. 399 and 401 to 406.

Port of Geelong Authority—Statement of accounts for the year 1983.

Port of Melbourne Authority—Statement of accounts for the year 1982–83.

Port of Portland Authority—Statement of accounts for the year 1982–83.

Psychological Council—Report and financial statement for the year 1983 (two papers).

Statutory Rules under the following Acts of Parliament:

- Alpine Resorts Act 1983—Nos. 108 and 204.
 Architects Act 1958—No. 124.
 Boilers and Pressure Vessels Act 1970—Nos. 165 and 166.
 Building Control Act 1981—Nos. 200 and 273.
 Business Franchise (Tobacco) Act 1974—No. 243.
 Cattle Compensation Act 1967—No. 158.
 Chiropodists Act 1968—No. 239.
 Chiropractors and Osteopaths Act 1978—No. 244.
 Coal Mines Act 1958—No. 290.
 Community Welfare Services Act 1970—Nos. 87 and 220.
 Companies (Administration) Act 1981—No. 133.
 Companies (Application of Laws) Act 1981—No. 129.
 Construction Industry Long Service Leave Act 1983—No. 167.
 Co-operation Act 1981—No. 297.
 Co-operative Housing Societies Act 1958—No. 123.
 Country Fire Authority Act 1958—Nos. 179 and 219.
 County Court Act 1958—No. 293.
 Court Security Act 1980—No. 218.
 Criminal Injuries Compensation Act 1983—No. 74.
 Dental Technicians Act 1972—Nos. 237 and 241.
 Dentists Act 1972—No. 240.
 Discharged Servicemen's Preference Act 1943—Nos. 134 and 274.
 Dried Fruits Act 1958—No. 304.
 Drugs, Poisons and Controlled Substances Act 1981—Nos. 246, 257 and 277.
 Egg Industry Stabilization Act 1983—No. 222.
 Electric Light and Power Act 1958—State Electricity Commission Act 1958—
 No. 261.
 Environment Protection Act 1970—Nos. 169 and 172.
 Evidence Act 1958—No. 226.
 Extractive Industries Act 1966—No. 410/1983 (*in lieu of that tabled on 28
 February 1984*) and No. 135.
 Farm Produce Merchants and Commission Agents Act 1965—No. 305.
 Films Act 1971—No. 118.
 Fisheries Act 1968—Nos. 82, 96, 157, 203, 224 and 294.
 Forests Act 1958—Nos. 100, 102, 161, 173, 205 and 206.
 Freedom of Information Act 1982—No. 232.
 Groundwater Act 1969—Nos. 136 and 278.
 Health Act 1958—Nos. 117, 154, 191, 236, 242, 245, 263 to 271, 275, 279 to
 284, 286, 287, 289 and 296.
 Hospitals and Charities Act 1958—Nos. 119 and 258.
 Housing Act 1983—Nos. 170 and 259.
 Industrial Relations Act 1979—Nos. 137 and 273.
 Industrial Training Act 1975—Nos. 146, 216 and 229.
 Labour and Industry Act 1958—No. 155.
 Land Act 1958—No. 223.
 Latrobe Regional Commission Act 1983—No. 113.
 Law Reform Act 1973—No. 138.
 Library Council of Victoria Act 1965—No. 221.
 Lifts and Cranes Act 1967—No. 163.
 Lotteries Gaming and Betting Act 1966—No. 152.
 Magistrates' Courts Act 1971—Nos. 177, 213, 227, 228 and 233.
 Marketing of Primary Products Act 1958—No. 156.
 Medical Practitioners Act 1970—No. 238.
 Melbourne and Metropolitan Board of Works Act 1958—Nos. 153, 180 and
 208.

Statutory Rules under the following Acts of Parliament (*continued*)—

- Metropolitan Fire Brigades Act 1958—No. 288.
 - Milk and Dairy Supervision Act 1958—No. 306.
 - Milk Pasteurization Act 1958—No. 307.
 - Mines Act 1958—No. 139 and No. 231, together with AS 1768–1983, Lightning Protection; AS 2187, Part 2–1983, SAA Explosives Code Part 2—Use of Explosives; and AS 2188–1979, Magazines for the Storage of Explosives (three papers).
 - Motor Boating Act 1961—Nos. 58 and 171.
 - Mt. Hotham Alpine Resort Act 1972—No. 120.
 - Museums Act 1983—No. 207.
 - National Parks Act 1975—No. 183.
 - Optometrists Registration Act 1958—Nos. 121, 122 and 235.
 - Parliamentary Salaries and Superannuation Act 1968—No. 215.
 - Parole Orders (Transfer) Act 1983—No. 234.
 - Pharmacists Act 1974—No. 285.
 - Post-Secondary Education Act 1978—Nos. 70, 128, 174, 175, 201, 202 and 303.
 - Prisoners (Interstate Transfer) Act 1983—No. 230.
 - Protection of Animals Act 1966—No. 125.
 - Public Authorities Marks Act 1958—No. 181.
 - Public Authorities Marks Act 1958—State Electricity Commission Act 1958—No. 255.
 - Public Service Act 1974—Nos. 83, 106, 131, 132, 168, 212 and 276; PSD Nos. 16, 18 to 21, 24 to 34, 37 to 39 and 41.
 - Racing Act 1958—Nos. 84, 141 to 144, 147 to 150, 214, 248 and 308.
 - Reference Areas Act 1978—No. 178.
 - Scaffolding Act 1971—No. 164.
 - Second-hand Dealers Act 1958—No. 116.
 - Securities Industry (Application of Laws) Act 1981—No. 130.
 - Stamps Act 1958—No. 55.
 - State Electricity Commission Act 1958—Nos. 256 and 260.
 - Supreme Court Act 1958—Nos. 127, 176 and 249 to 252.
 - Supreme Court Act 1958—Administration and Probate Act 1958—No. 126.
 - Survey Co-ordination Act 1958—No. 162.
 - Teaching Service Act 1981—Nos. 253 and 254.
 - Transfer of Land Act 1958—No. 95.
 - Transport Act 1983—Nos. 115, 182, 185 to 190, 193 to 199, 247 and 302.
 - Valuation of Land Act 1960—Nos. 86 and 140.
 - Venereal Diseases Act 1958—No. 291.
 - Vermin and Noxious Weeds Act 1958—No. 272.
 - Veterinary Surgeons Act 1958—No. 114.
 - Victorian Public Authorities Finance Act 1984—No. 192.
 - Water Act 1958—Nos. 209 to 211.
 - Weights and Measures Act 1958—No. 160.
 - Wildlife Act 1975—Nos. 159 and 225.
 - Workers Compensation Act 1958—No. 217.
 - Youth, Sport and Recreation Act 1972—No. 151.
 - Zoological Parks and Gardens Act 1967—No. 184.
- Taxation—Analysis of operations of Land Tax for the assessment year 1982, and Probate Duty and Gift Duty for the year 1982–83.
- Town and Country Planning Act 1961—
- Alexandra—Shire of Alexandra Planning Scheme—Amendment No. 18, 1984.
 - Bairnsdale—Town of Bairnsdale Planning Scheme—Amendment No. 44.
 - Ballaarat—City of Ballaarat Planning Scheme—Amendment No. 75.

Town and Country Planning Act 1961 (*continued*)—

Ballarat—Shire of Ballarat Planning Scheme—Amendment No. 15.

Bass—Shire of Bass Planning Scheme—Amendment No. 13.

Benalla—

City of Benalla Planning Scheme—Amendment No. 36.

Shire of Benalla Planning Scheme—Amendments Nos. 15, 21 and 23.

Bendigo—City of Bendigo Planning Scheme 1962—Amendment No. 36.

Berwick—City of Berwick Local Development Scheme; and Amendments Nos. 2 and 3.

Bungaree—Shire of Bungaree Planning Scheme—Amendment No. 13, 1983.

Buninyong—Shire of Buninyong Planning Scheme—Amendment No. 23.

Camberwell—City of Camberwell Planning Scheme—Amendments Nos. 52 and 57.

Cobram—Shire of Cobram Planning Scheme 1979—Amendment No. 6.

Cranbourne—Shire of Cranbourne (Western Port) Planning Scheme—Amendments Nos. 23, 24, 25 and 27, 1983; and No. 29, 1984.

Croydon—City of Croydon Planning Scheme 1961—Amendments Nos. 119, 125 and 134.

Echuca—City of Echuca Planning Scheme—Amendments Nos. 57, 58 and 60 to 63, 1983.

Flinders—Shire of Flinders Planning Scheme 1962—Amendments Nos. 156, 166 and 170, 1983; and No. 178.

Frankston—City of Frankston Planning Scheme—Amendment No. 35.

Geelong Regional Planning Scheme—Amendments No. 67, Part 2, 1983; No. 70, 1983; No. 72, Part 2, 1983; No. 72, Part 3A, 1983; No. 72, Part 3B; No. 74, Part B, 1983; No. 75, 1983; No. 76, Part 1, 1983; No. 76, Part 2, 1984; No. 77, 1983; No. 82; No. 84, 1983; No. 85, 1983; No. 86, Part 1, 1984; No. 87, 1983; No. 88, 1983; No. 90, Part 1, 1983; No. 92; No. 95; and No. 98.

Grenville—Shire of Grenville Planning Scheme—Amendment No. 10.

Hamilton—City of Hamilton Planning Scheme—Amendment No. 17.

Horsham—City of Horsham Planning Scheme 1973—Amendments No. 74, 1982; and Nos. 76 and 80, 1983.

Kilmore—Shire of Kilmore Planning Scheme 1973—Amendment No. 55, 1983.

Knox—City of Knox Planning Scheme 1965—Amendments No. 252, Part A; and No. 266.

Kyabram—Town of Kyabram Planning Scheme 1963—Amendment No. 27, 1983.

Lake Bellfield Planning Scheme—Amendment No. 14.

Lake Tyers to Cape Howe Coastal Planning Scheme—Amendment No. 9.

Lillydale—Shire of Lillydale Planning Scheme 1958—Amendments No. 125, Part 1, 1980; No. 125, Part 2, 1980; and Nos. 152, 166, 166A, 168, 169, 176, and 177.

Lorne Planning Scheme—Amendment No. 10.

Maffra—

Shire of Maffra (Heyfield Township) Planning Scheme—Amendments Nos. 11 and 14.

Shire of Maffra Planning Scheme 1965 (Maffra Township)—Amendment No. 23, 1983.

Maldon—Shire of Maldon Planning Scheme—Amendment No. 1.

Melbourne Metropolitan Planning Scheme—Amendments No. 143, Part 3B (with map); No. 150, Part 3; No. 150, Part 6 (with fifteen maps); No. 172, Part 2C (with map); No. 224 (with seven maps); No. 227, Part 2A (with five maps); No. 227, Part 2B (with map); No. 231, Part 2A (with map); No. 234, Part 1 (with six maps); No. 234, Part 2 (with two maps); No. 235, Part 1 (with three maps); No. 235, Part 2 (with two maps); No. 237, Part 1 (with

- Town and Country Planning Act 1961 (*continued*)—
 twelve maps); No. 245 (with map); No. 260 (with two maps); No. 270; No. 273, Part 1 (with three maps); No. 288 (with map); No. 292; No. 293 (with map); No. 294; No. 295 (with map); No. 299 (with map); No. 300; No. 301; and No. 303.
- Mildura—City of Mildura Planning Scheme—Amendment No. 60, 1983.
- Moe—City of Moe Planning Scheme 1966—Amendment No. 60, 1981.
- Mornington—Shire of Mornington Planning Scheme 1959—Amendments No. 159; No. 161, 1983; No. 165, 1983; and No. 167.
- Newham and Woodend—Shire of Newham and Woodend Planning Scheme—Amendment No. 20.
- Pakenham—
 Shire of Pakenham Planning Scheme, Part 1—Amendment No. 20.
 Shire of Pakenham Planning Scheme, Part 2.
- Phillip Island Planning Scheme—Amendments No. 16 and No. 19, Part 1.
- Portland—Town of Portland Planning Scheme—Amendment No. 49.
- Sebastopol—Borough of Sebastopol Planning Scheme—Amendments Nos. 29 and 30.
- Seymour Planning Scheme—Amendments Nos. 56, 80, 81, 83 and 85.
- Shepparton—City of Shepparton Planning Scheme 1953—Amendments No. 70, 1982; No. 74, 1983; and No. 81.
- Sherbrooke—
 Shire of Sherbrooke Planning Scheme 1979 (Rural Areas)—Amendments No. 15, 1983; and No. 16.
 Shire of Sherbrooke Planning Scheme 1979 (Urban Areas)—Amendments No. 2, 1982; No. 10, 1983; No. 19; No. 20A, 1984; and No. 21.
- Swan Hill—City of Swan Hill Planning Scheme 1981—Amendment No. 3.
- Tallangatta Planning Scheme 1956—Amendment No. 7.
- Traralgon—City of Traralgon Planning Scheme 1957—Amendments No. 43; and No. 45, 1984.
- Warragul Planning Scheme 1954—Amendment No. 49, 1983.
- Warrnambool—City of Warrnambool Planning Scheme—Amendments No. 6, Part 1; and No. 6, Part 2.
- Woorayl—Shire of Woorayl Planning Scheme—Amendments No. 62, Part B; and No. 65.
- Trade Unions—Report of the Registrar of Friendly Societies for the year 1982–83.
- Transport—Report and financial statements of the Ministry of Transport for the year 1982–83.
- Transport Act 1983—
 Minister's Orders dated 28 December 1983, 23 March 1984, May 1984, and 19 June 1984 transferring certain assets from the State Transport Authority to the Metropolitan Transit Authority (four papers).
 Minister's Order dated 3 August 1984 transferring certain lands from the State Transport Authority to the Metropolitan Transit Authority.
- Youth Parole Board—Report for the year 1982–83.

The Honourable Haddon Storey moved, That the papers tabled by the Clerk, with the exception of Proclamations under the *Marketing of Primary Products Act 1958*, Statutory Rules and amendments to planning schemes under the *Town and Country Planning Act 1961*, be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 7 **CONSTITUTION (DURATION OF PARLIAMENT) BILL (No. 2)**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time with the concurrence of an absolute majority of

the whole number of the Members of the Legislative Council and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

8 **ADJOURNMENT**—The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.38 p.m., adjourned until tomorrow.

R. K. EVANS

Clerk of the Legislative Council

No. 103—Wednesday, 5 September 1984

1 The President took the Chair and read the Prayer.

2 **STATE BANK (AMENDMENT) BILL (No. 3)**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'State Bank Act 1958' with respect to the capital of The Commissioners of the State Bank of Victoria and the promotion and formation by the Commissioners of corporations and other bodies and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

3 **ETHNIC AFFAIRS COMMISSION (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Ethnic Affairs Commission Act 1982'*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. E. Kent, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

4 **WINE INDUSTRY**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have concurred with the Council and have resolved to extend the time for inquiry, consideration and report by the Economic and Budget Review Committee of the implications of differential taxes on the Victorian wine industry to 13 November 1984.

5 **PETITIONS**—

PORNOGRAPHIC MATERIAL—The Honourable H. G. Baylor presented a Petition from certain citizens of Victoria praying that, because it will cause serious harm to the community, the Parliament will not legalize the possession, sale, hire, or supply

of any publication, video, slide or other recording from which a visual image can be produced, which displays degradation of persons or animals, acts of violence and sex, or the use and effect of illicit drug taking.

Ordered to lie on the Table.

* * * *

PSYCHOLOGISTS BILL—The Honourable G. P. Connard presented a Petition from certain citizens of Victoria praying that further debate upon the Psychologists Bill be adjourned for at least three months so as to allow the public an opportunity to participate in the formulation of the Bill.

Ordered to lie on the Table.

* * * *

FLUORIDATION—The Honourable K. I. M. Wright presented a Petition from certain citizens of Victoria praying that the fluoridation plant at the Coliban–Bendigo Water Supply District be not operated.

Ordered to lie on the Table.

- 6 **POSTPONEMENT OF NOTICES OF MOTION**—Ordered—That the consideration of Notices of Motion, General Business, Nos. 1 to 5 inclusive, be postponed until later this day.
- 7 **ALPINE NATIONAL PARK**—The Honourable D. M. Evans moved, That this House calls on the Government to abandon plans for a contiguous Alpine National Park, in view of the changes in public opinion, and the need to use the natural resources of timber and grazing and the tourist potential for the benefit of the whole community.

Debate ensued.

The Honourable B. A. Chamberlain moved, as an amendment, That the following words and expressions be added to the motion:

“and further requests the Government—

- (a) to withhold announcements of National Park expansion designed for political purposes, and to defer present consideration of further expansion of the National Parks system in a manner which cannot properly be serviced;
- (b) to provide adequate financial and managerial support for existing National Parks before expansion of the system;
- (c) to act urgently to arrest the declining morale amongst National Parks Service staff, and to restore morale; and
- (d) to ensure that deficiencies in the management structure of the National Parks Service and in Government policies relating to the management and financing of parks and the use of resources therein are remedied without delay in full consultation with the community, local municipalities and interest groups affected thereby.”

Debate ensued.

Question—That the words and expressions proposed to be added be so added—put.

The Council divided.

AYES, 20

The Hon. W. R. Baxter
H. G. Baylor (*Teller*)
M. A. Birrell (*Teller*)
P. D. Block
C. Bubb
B. A. Chamberlain

NOES, 17

The Hon. M. J. Arnold (*Teller*)
J. L. Dixon (*Teller*)
D. E. Henshaw
C. J. Hogg
J. H. Kennan
C. J. Kennedy

Ordered—That the debate be adjourned until the next day of meeting.

- 17 **ETHNIC AFFAIRS COMMISSION (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. E. Kent moved, That this Bill be now read a second time.

The Honourable H. R. Ward moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 18 **LIQUOR CONTROL (BOOTH LICENCES) BILL (No. 2)**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 19 **POSTPONEMENT OF ORDERS OF THE DAY**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 and 2, be postponed until later this day.

- 20 **WORKERS COMPENSATION (AMENDMENT) BILL (No. 3)**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—*and on the amendment*—That all the words after “That” be omitted with the view of inserting in place thereof “this House refuses to read this Bill a second time until—

(a) the Government has received the Cooney report;

(b) the recommendations of the report have been made available to the general public for comment; and

(c) the comments of the general public have been considered by the Government”—

Debate resumed.

Question—That the words proposed to be omitted stand part of the question—put and resolved in the affirmative—Amendment negatived.

Question—That this Bill be now read a second time—put.

The Council divided.

AYES, 29

The Hon. M. J. Arnold
 H. G. Baylor
 M. A. Birrell
 C. Bubb
 G. P. Connard
 D. G. Crozier
 J. L. Dixon
 J. V. C. Guest
 D. K. Hayward
 D. E. Henshaw
 C. J. Hogg
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy (*Teller*)

NOES, 4

The Hon. W. R. Baxter (*Teller*)
 B. P. Dunn
 D. M. Evans (*Teller*)
 K. I. M. Wright

D. E. Kent
 J. E. Kirner (*Teller*)
 R. I. Knowles
 R. Lawson
 R. J. Long
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 N. B. Reid
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 H. R. Ward
 D. R. White

And so it was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 21 **SESSIONAL ORDERS**—The Honourable Evan Walker moved, That so much of Sessional Orders be suspended as would prevent the consideration of the Magistrates' Courts (Appointment of Magistrates) Bill being taken after 10.00 p.m. today.

Question—put and resolved in the affirmative.

- 22 **LOCAL GOVERNMENT (LONG SERVICE LEAVE) BILL**—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 23 **MAGISTRATES' COURTS (APPOINTMENT OF MAGISTRATES) BILL**—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 24 **FUNDRAISING APPEALS BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to regulate and control the raising and application of money and other benefits from the public, to amend the 'Hospitals and Charities Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable J. H. Kennan, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 25 **ADJOURNMENT**—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.44 p.m., adjourned until Tuesday next.

R. K. EVANS
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 PIPELINES (PERMITS) BILL—(from Assembly—Hon. D. R. White)—Second reading.
- *2 FUNDRAISING APPEALS BILL—(from Assembly—Hon. J. H. Kennan)—Second reading.
- *3 YOUTH, SPORT AND RECREATION (STATE SPORTS COUNCIL) BILL—(from Assembly—Hon. D. E. Kent)—Second reading.
- *4 STATE BANK (AMENDMENT) BILL (No. 3)—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. P. D. Block).
- *5 ETHNIC AFFAIRS COMMISSION (AMENDMENT) BILL—(from Assembly—Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. H. R. Ward).
- 6 OCCUPATIONAL HEALTH AND SAFETY BILL—(from Assembly—Hon. D. R. White)—To be further considered in Committee.
- 7 INFERTILITY (MEDICAL PROCEDURES) BILL—(Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 8 COMMERCIAL ARBITRATION BILL—(Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 9 CONSUMER AFFAIRS (ITEM PRICING) BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- 10 CONSTITUTION (COUNCIL POWERS) BILL—MESSAGE FROM THE ASSEMBLY—To be considered.
- 11 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 12 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 13 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. Haddon Storey).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. A. J. HUNT—To move. That this House requests the Government to honour its pre-election commitment to open government.
- 2 THE HON. D. M. EVANS—To move. That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest

* Indicates new entry.

development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.

- 3 **THE HON. B. A. CHAMBERLAIN**—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- 4 **THE HON. A. J. HUNT**—To move, That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is unparliamentary and will not be accepted by this House, and hereby authorizes and requires the President to rule out of order any Bill which offends against that principle.
- 5 **THE HON. W. R. BAXTER**—To move, That in view of the serious disadvantage imposed upon students from country Victoria, this House—
 - (a) Condemns the Government for closing and initiating disposal of student hostels in Melbourne;
 - (b) Questions the failure of the Government to widely advertise, prior to the commencement of the academic year, that two hostels were to remain open contrary to earlier advice;
 - (c) Rejects its belated attempt to transfer responsibility for student housing to the Commonwealth; and
 - (d) Calls for the hostels to be re-opened forthwith or for suitable alternative accommodation to be provided by the leasing of migrant hostels or the use of surplus nurses homes and the like.
- 6 **THE HON. B. A. CHAMBERLAIN**—To move, That this House calls upon the Government to abandon its decision to establish a prison at Lara for the following reasons:
 - (a) The proposal runs contrary to its own policy;
 - (b) The proposal is strongly opposed by the local community;
 - (c) The proposed site is susceptible to the dangers of bushfire;
 - (d) The proposed prison is too large for the Lara community; and
 - (e) The proposal is contrary to good planning principles.
- 7 **THE HON. B. P. DUNN**—To move, That this House expresses its alarm at the failure of the Government and, in particular, the Minister of Agriculture, to grasp the importance of primary industry to the Victorian economy and deplores the lack of consideration, support and encouragement for the State's farmers.
- *8 **THE HON. D. G. CROZIER**—To move, That this House censures the Minister of Agriculture for his persistent failure to effectively support the live sheep export trade from Portland and to take adequate steps to protect the livelihood of those associated with it.

CONTINGENT NOTICE OF MOTION

- 1 **THE HON. HADDON STOREY**—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

ORDERS OF THE DAY

- 1 **MINISTERIAL STATEMENTS—MOTION REQUESTING STANDING ORDERS COMMITTEE TO REVIEW PAST PRACTICES AND RECOMMEND GUIDELINES FOR THE FUTURE AND ANY NECESSARY AMENDMENT TO STANDING ORDERS—(Hon. Haddon Storey)—Resumption of debate. (Hon. W. A. Landeryou).**
- 2 **CONSTITUTION (REFORM) BILL—(Hon. Haddon Storey)—Second reading—Resumption of debate. (Hon. B. P. Dunn).**
- φ3 **STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (Hon. J. V. C. Guest)—Resumption of debate. (Hon. W. R. Baxter).**
- φ4 **STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (Hon. J. V. C. Guest)—Resumption of debate. (Hon. W. R. Baxter).**
- 5 **APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (Hon. P. D. Block)—Resumption of debate. (Hon. G. A. Sgro).**
- 6 **SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES—(Hon. W. R. Baxter)—Resumption of debate. (Hon. D. M. Evans).**
- †7 **SUBORDINATE LEGISLATION (DEREGULATION) BILL—(Hon. A. J. Hunt)—Second reading—Resumption of debate. (Hon. J. H. Kennan).**
- ‡8 **GRAIN HARVEST, 1983-84, HANDLING AND TRANSPORT—MINISTERIAL STATEMENT—To be considered.**
- ‡9 **GRAIN HARVEST, 1983-84—MOTION TO CENSURE MINISTER OF TRANSPORT AS TO TRANSPORT DEFICIENCIES AND CALLING FOR IMPROVEMENTS TO TRANSPORT, STORAGE AND SHIPPING TERMINAL FACILITIES—(Hon. B. P. Dunn)—Resumption of debate. (Hon. L. A. McArthur).**
- 10 **PRISONS SERVICE COMMITTEE—INTERIM REPORT—To be considered.**
- 11 **BARRISTERS' AND SOLICITORS' DISCIPLINARY TRIBUNALS—LAY OBSERVER'S REPORTS, 1983—To be considered.**
- 12 **GLENELG-WANNON WATER BOARD—MINISTER'S REASONS FOR PROPOSED RECOMMENDATION TO CONSTITUTE BOARD AND ABOLISH CERTAIN WATERWORKS TRUSTS, &c.—To be considered.**
- 13 **LIQUOR CONTROL COMMISSION REPORT, 1982-83—To be considered.**
- 14 **MOTOR CAR TRADERS COMMITTEE REPORT, 1983—To be considered.**
- 15 **OMBUDSMAN'S HALF YEARLY REPORT, DECEMBER, 1983—To be considered.**
- 16 **ADMINISTRATION OF CEMETERIES—REPORT OF MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—To be considered.**
- 17 **DENTAL TECHNICIANS LICENSING COMMITTEE REPORT, 1982-83—To be considered.**

φ Cognate motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.
 † Proposals in Bill currently before Legal and Constitutional Committee for report by 30 June 1984.
 ‡ Cognate subjects—To be debated concurrently pursuant to order of the Council on 6 March 1984.

- 18 TAMBO WATER BOARD—MINISTER'S REASONS FOR PROPOSED RECOMMENDATION TO CONSTITUTE BOARD AND ABOLISH CERTAIN WATERWORKS TRUSTS, &c.—To be considered.
- 19 TRANSMISSION LINES SERVING MELBOURNE—MINISTERIAL STATEMENT ON NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(Hon. R. I. Knowles)—*Resumption of debate.* (Hon. W. V. Houghton).
- 20 MORWELL RIVER DIVERSION—MINISTERIAL STATEMENT ON NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(Hon. R. I. Knowles)—*Resumption of debate.* (Hon. D. G. Crozier).
- 21 PORNOGRAPHIC MATERIAL—PETITION OPPOSING LEGALIZATION—To be considered.
- 22 INTER-GOVERNMENT RELATIONS—ADVISORY COUNCIL'S REPORT, 1983—To be considered.
- 23 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS Nos. 12 to 15, 1984—To be considered.
- 24 PUBLIC TRUSTEE'S REPORT, 1982-83—To be considered.
- 25 HEALTH SERVICES COMPLAINTS PROCEDURES—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- 26 ADVANCED DENTAL TECHNICIANS QUALIFICATIONS BOARD REPORT, 1982-83—To be considered.
- 27 ALBURY-WODONGA (VICTORIA) CORPORATION REPORT, 1982-83—To be considered.
- 28 CHIROPODISTS REGISTRATION BOARD REPORT, 1983—To be considered.
- 29 CO-OPERATIVE SOCIETIES—REGISTRAR'S REPORT, 1981-82—To be considered.
- 30 DRIED FRUITS BOARD REPORT, 1983—To be considered.
- 31 ESTATE AGENTS BOARD REPORT, 1982-83—To be considered.
- 32 FILM VICTORIA REPORT, 1982-83—To be considered.
- 33 HAIRDRESSERS REGISTRATION BOARD REPORT, 1983—To be considered.
- 34 INDUSTRIAL RELATIONS COMMISSION—PRESIDENT'S REPORT, 1982-83—To be considered.
- 35 LABOUR AND INDUSTRY DEPARTMENT REPORT, 1983—To be considered.
- 36 LAND ACT 1958—MINISTER'S CERTIFICATE *RE* ACQUISITION OF LAND FOR ERECTION OF PRISON AND STAFF TRAINING COLLEGE—To be considered.
- 37 LIBRARY COUNCIL, NATIONAL MUSEUM AND SCIENCE MUSEUM BUILDING TRUSTEES REPORT, 1982-83—To be considered.
- 38 MEDICAL BOARD REPORT, 1982-83—To be considered.
- 39 MONASH UNIVERSITY COUNCIL REPORT, 1982—To be considered.
- 40 PHYSIOTHERAPISTS REGISTRATION BOARD REPORT, 1983—To be considered.
- 41 PORT OF GEELONG AUTHORITY ACCOUNTS, 1983—To be considered.
- 42 PORT OF MELBOURNE AUTHORITY ACCOUNTS, 1982-83—To be considered.

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- 43 PORT OF PORTLAND AUTHORITY ACCOUNTS, 1982-83—To be considered.
- 44 PSYCHOLOGICAL COUNCIL REPORT, 1983—To be considered.
- 45 TAXATION ANALYSIS—LAND TAX, 1982 AND PROBATE AND GIFT DUTY, 1982-83—To be considered.
- 46 TRADE UNIONS—REGISTRAR OF FRIENDLY SOCIETIES' REPORT, 1982-83—To be considered.
- 47 TRANSPORT—MINISTRY'S REPORT, 1982-83—To be considered.
- 48 TRANSPORT ACT 1983—MINISTER'S ORDERS FOR TRANSFER OF ASSETS AND LANDS OF STATE TRANSPORT AUTHORITY TO METROPOLITAN TRANSIT AUTHORITY—To be considered.
- 49 YOUTH PAROLE BOARD REPORT, 1982-83—To be considered.
- 50 POLICE SERVICE BOARD—DETERMINATIONS Nos. 399 AND 401 to 406—To be considered.
- 51 PARLIAMENTARY OFFICERS ACT 1975—STATEMENTS, 1983-84—To be considered.
- *52 PORTLAND ALUMINIUM SMELTER PROJECT—MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. D. G. Crozier*)—*Resumption of debate. (Hon. D. R. White).*

R. K. EVANS

Clerk of the Legislative Council

FRED S. GRIMWADE

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

Notice Paper No. 104 Wednesday, 12 September 1984

Mr President takes the Chair at 11.00 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. A. J. HUNT**—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 **THE HON. D. M. EVANS**—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 3 **THE HON. B. A. CHAMBERLAIN**—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- 4 **THE HON. A. J. HUNT**—To move, That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is unparliamentary and will not be accepted by this House, and hereby authorizes and requires the President to rule out of order any Bill which offends against that principle.
- 5 **THE HON. W. R. BAXTER**—To move, That in view of the serious disadvantage imposed upon students from country Victoria, this House—
 - (a) Condemns the Government for closing and initiating disposal of student hostels in Melbourne;
 - (b) Questions the failure of the Government to widely advertise, prior to the commencement of the academic year, that two hostels were to remain open contrary to earlier advice;
 - (c) Rejects its belated attempt to transfer responsibility for student housing to the Commonwealth; and
 - (d) Calls for the hostels to be re-opened forthwith or for suitable alternative accommodation to be provided by the leasing of migrant hostels or the use of surplus nurses homes and the like.
- 6 **THE HON. B. A. CHAMBERLAIN**—To move, That this House calls upon the Government to abandon its decision to establish a prison at Lara for the following reasons:
 - (a) The proposal runs contrary to its own policy;
 - (b) The proposal is strongly opposed by the local community;
 - (c) The proposed site is susceptible to the dangers of bushfire;
 - (d) The proposed prison is too large for the Lara community; and
 - (e) The proposal is contrary to good planning principles.
- 7 **THE HON. B. P. DUNN**—To move, That this House expresses its alarm at the failure of the Government and, in particular, the Minister of Agriculture, to grasp the importance of primary industry to the Victorian economy and deplores the lack of consideration, support and encouragement for the State's farmers.

- 8 **THE HON. D. G. CROZIER**—To move, That this House censures the Minister of Agriculture for his persistent failure to effectively support the live sheep export trade from Portland and to take adequate steps to protect the livelihood of those associated with it.

CONTINGENT NOTICE OF MOTION

- 1 **THE HON. HADDON STOREY**—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

ORDERS OF THE DAY

- 1 **CONSTITUTION (REFORM) BILL**—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- φ2 **STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER** (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. W. R. Baxter).*
- φ3 **STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER** (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. W. R. Baxter).*
- 4 **APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES** (*Hon. P. D. Block*)—*Resumption of debate. (Hon. G. A. Sgro).*
- 5 **SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES**—(*Hon. W. R. Baxter*)—*Resumption of debate. (Hon. D. M. Evans).*
- †6 **SUBORDINATE LEGISLATION (DEREGULATION) BILL**—(*Hon. A. J. Hunt*)—Second reading—*Resumption of debate. (Hon. J. H. Kennan).*
- ‡7 **GRAIN HARVEST, 1983-84, HANDLING AND TRANSPORT—MINISTERIAL STATEMENT**—To be considered.
- ‡8 **GRAIN HARVEST, 1983-84—MOTION TO CENSURE MINISTER OF TRANSPORT AS TO TRANSPORT DEFICIENCIES AND CALLING FOR IMPROVEMENTS TO TRANSPORT, STORAGE AND SHIPPING TERMINAL FACILITIES**—(*Hon. B. P. Dunn*)—*Resumption of debate. (Hon. L. A. McArthur).*
- 9 **PRISONS SERVICE COMMITTEE—INTERIM REPORT**—To be considered.
- 10 **LIQUOR CONTROL COMMISSION REPORT, 1982-83**—To be considered.
- 11 **MOTOR CAR TRADERS COMMITTEE REPORT, 1983**—To be considered.
- 12 **OMBUDSMAN'S HALF YEARLY REPORT, DECEMBER, 1983**—To be considered.
- 13 **ADMINISTRATION OF CEMETERIES—REPORT OF MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE**—To be considered.

φ Cognate motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.

† Proposals in Bill currently before Legal and Constitutional Committee for report by 30 June 1984.

‡ Cognate subjects—To be debated concurrently pursuant to order of the Council on 6 March 1984.

- 14 DENTAL TECHNICIANS LICENSING COMMITTEE REPORT, 1982-83—To be considered.
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- 17 MORWELL RIVER DIVERSION—MINISTERIAL STATEMENT ON NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. R. I. Knowles*)—*Resumption of debate.* (*Hon. D. G. Crozier*).
- 18 PORNOGRAPHIC MATERIAL—PETITION OPPOSING LEGALIZATION—To be considered.
- 19 INTER-GOVERNMENT RELATIONS—ADVISORY COUNCIL'S REPORT, 1982-83—To be considered.
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- 38 PORT OF GEELONG AUTHORITY ACCOUNTS, 1983—To be considered.
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 - 44 TRANSPORT—MINISTRY'S REPORT, 1982-83—To be considered.
 - 45 TRANSPORT ACT 1983—MINISTER'S ORDERS FOR TRANSFER OF ASSETS AND LANDS OF STATE TRANSPORT AUTHORITY TO METROPOLITAN TRANSIT AUTHORITY—To be considered.
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 - 47 POLICE SERVICE BOARD—DETERMINATIONS Nos. 399 AND 401 to 406—To be considered.
 - 48 PARLIAMENTARY OFFICERS ACT 1975—STATEMENTS, 1983-84—To be considered.
 - 49 PORTLAND ALUMINIUM SMELTER PROJECT—MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. D. G. Crozier*)—*Resumption of debate. (Hon. D. K. Hayward)*.
 - *50 POLICE FORCE REPORT, PERIOD ENDED 30 JUNE 1983—To be considered.
 - *51 SAGE'S COTTAGE—PAPER CIRCULATED ON 11 SEPTEMBER 1984 BY MINISTER FOR PLANNING AND ENVIRONMENT—To be considered.

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 PENALTIES AND SENTENCES (AMENDMENT) BILL (No. 2)—(*Hon. J. H. Kennan*)—Second reading.
- 2 OCCUPATIONAL HEALTH AND SAFETY BILL—(*from Assembly—Hon. D. R. White*)—To be further considered in Committee.
- 3 INFERTILITY (MEDICAL PROCEDURES) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey)*.
- 4 CONSUMER AFFAIRS (ITEM PRICING) BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt)*.
- 5 CONSTITUTION (COUNCIL POWERS) BILL—MESSAGE FROM THE ASSEMBLY—To be considered.
- 6 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey)*.
- 7 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.

Wednesday, 12 September 1984

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- 8 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. Evan Walker*)—Second reading—
Resumption of debate. (Hon. Haddon Storey).

TUESDAY, 18 SEPTEMBER
GOVERNMENT BUSINESS

ORDER OF THE DAY

- *1 FUNDRAISING APPEALS BILL—(*from Assembly—Hon. J. H. Kennan*)—Second
 reading—*Resumption of debate. (Hon. Haddon Storey).*

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TUESDAY, 25 SEPTEMBER
GENERAL BUSINESS

ORDER OF THE DAY

- *1 *IN VITRO* FERTILIZATION—REPORT AND RELATED MINISTERIAL COMMENTS
 ON DISPOSITION OF EMBRYOS—To be considered.

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

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Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

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No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS**Nos. 104 and 105****No. 104—Tuesday, 11 September 1984**

- 1 The President took the Chair and read the Prayer.
- 2 **MESSAGES FROM DEPUTY FOR HIS EXCELLENCY THE GOVERNOR**—The Honourable Evan Walker presented Messages from the Lieutenant-Governor as Deputy for His Excellency the Governor informing the Council that he had, on the dates mentioned hereunder, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz:

On 7 September 1984—

Liquor Control (Booth Licences) Act.

On 11 September 1984—

Local Government (Long Service Leave) Act.

Workers Compensation (Amendment) Act.

Magistrates' Courts (Appointment of Magistrates) Act.

- 3 **PETITIONS**—

LIVE SHEEP EXPORT—The Honourable D. G. Crozier presented a Petition from certain citizens of Victoria praying that the Government take such action as is necessary to prevent the harassment, intimidation and interference of Portland citizens associated with the live sheep export trade.

Ordered to lie on the Table.

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PSYCHOLOGISTS BILL—The Honourables J. V. C. Guest and B. T. Pullen each presented a Petition from certain citizens of Victoria praying that further debate upon the Psychologists Bill be adjourned for at least three months so as to allow the public to participate in the formulation of the Bill.

Severally ordered to lie on the Table.

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PORNOGRAPHIC MATERIAL—The Honourable R. I. Knowles and the Honourable D. G. Crozier (for the Honourable B. A. Chamberlain) each presented a Petition from certain citizens of Victoria praying that, because it will cause serious harm to the community, the Parliament will not legalize the possession, sale, hire, or supply of any publication, video, slide or other recording from which a visual image can be produced, which displays degradation of persons or animals, acts of violence and sex, or the use and effect of illicit drug taking.

Severally ordered to lie on the Table.

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FLUORIDATION—The Honourable K. I. M. Wright presented a Petition from certain citizens of Victoria praying that the fluoridation plant at the Mildura Water Supply District be not operated.

Ordered to lie on the Table.

- 14 **YOUTH, SPORT AND RECREATION (STATE SPORTS COUNCIL) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment, and desiring their concurrence therein.

- 15 **PORTLAND ALUMINIUM SMELTER PROJECT**—The Order of the Day having been read for the resumption of the debate on the question, That the Council take note of the Ministerial statement on the Portland Aluminium Smelter Project—

The Honourable A. J. Hunt (for the Honourable D. K. Hayward) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 16 **STANDING ORDERS COMMITTEE—MINISTERIAL STATEMENTS**—The Order of the Day having been read for the resumption of the debate on the question, That this House requests the Standing Orders Committee to review and report upon past practices with respect to Ministerial statements and to prepare for consideration by the House recommendations as to guidelines for the future and any necessary amendment to Standing Orders—

Debate resumed.

Question—put and resolved in the affirmative.

- 17 **PIPELINES (PERMITS) BILL**—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 18 **FUNDRAISING APPEALS BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 19 **ADJOURNMENT**—The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 9.44 p.m., adjourned until tomorrow.

No. 105—Wednesday, 12 September 1984

- 1 The President took the Chair and read the Prayer.
- 2 **DAIRY INDUSTRY BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to Re-enact with amendments the Law relating to the Victorian Dairy Industry, to repeal the ‘Filled Milk Act 1958’, the ‘Milk and Dairy Supervision Act 1958’, the ‘Milk Board Act 1958’, the ‘Milk Pasteurization Act 1958’, the ‘Imitation Milk Act 1969’, the ‘Victorian Dairy Industry Authority Act 1977’, the ‘Dairy Products (Repeal) Act 1978’ and for other purposes*” and desiring the concurrence of the Council therein.
On the motion of the Honourable D. E. Kent, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 3 **PETITION—THERAPEUTIC GOODS AND COSMETICS BILL**—The Honourable N. B. Reid presented a Petition from certain citizens of Victoria praying that the Therapeutic Goods and Cosmetics Bill be not proceeded with.
Ordered to lie on the Table.
- 4 **NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—BEVERAGE CONTAINER DEPOSIT LEGISLATION**—The Honourable D. E. Henshaw presented a Report from the Natural Resources and Environment Committee upon Beverage Container Deposit Legislation, together with Appendices, Minutes of Evidence, an Extract from the Proceedings and Minority Reports.
Ordered to lie on the Table, and the Report, Appendices, Extract from the Proceedings and Minority Reports to be printed.
The Honourable R. I. Knowles moved, That the report be taken into consideration on the next day of meeting.
Question—put and resolved in the affirmative.
- 5 **POSTPONEMENT OF NOTICES OF MOTION**—Ordered—That the consideration of Notices of Motion, General Business, Nos. 1 to 7 inclusive, be postponed until later this day.
- 6 **LIVE SHEEP EXPORTS**—The Honourable D. G. Crozier moved, That this House censures the Minister of Agriculture for his persistent failure to effectively support the live sheep export trade from Portland and to take adequate steps to protect the livelihood of those associated with it.
Debate ensued.
Question—put.
The Council divided.

AYES, 18

The Hon. M. A. Birrell
P. D. Block (*Teller*)
C. Bubb (*Teller*)
B. A. Chamberlain
G. P. Connard
D. G. Crozier
B. P. Dunn
D. M. Evans
F. J. Granter
J. V. C. Guest
A. J. Hunt
R. I. Knowles

NOES, 16

The Hon. M. J. Arnold
J. L. Dixon
D. E. Henshaw
C. J. Hogg
J. H. Kennan
C. J. Kennedy
D. E. Kent
J. E. Kirner
R. A. Mackenzie
L. A. McArthur (*Teller*)
B. W. Mier (*Teller*)
B. A. Murphy

R. Lawson
R. J. Long
N. B. Reid
Haddon Storey
H. R. Ward
K. I. M. Wright

M. J. Sandon
G. A. Sgro
Evan Walker
D. R. White

And so it was resolved in the affirmative.

- 7 **POSTPONEMENT OF ORDERS OF THE DAY**—Ordered—That the consideration of Orders of the Day, General Business, Nos. 1 to 48 inclusive, be postponed until later this day.
- 8 **PORTLAND ALUMINIUM SMELTER PROJECT**—The Order of the Day having been read for the resumption of the debate on the question, That the Council take note of the Ministerial statement on the Portland Aluminium Smelter Project—
Debate resumed.
Question—put and resolved in the affirmative.
- 9 **ADJOURNMENT**—The Honourable D. R. White moved, That the Council, at its rising, adjourn until Tuesday next.
Question—put and resolved in the affirmative.

And then the Council, at 3.12 p.m., adjourned until Tuesday next.

R. K. EVANS
Clerk of the Legislative Council

Mr President takes the Chair at 3.00 p.m.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 PENALTIES AND SENTENCES (AMENDMENT) BILL (No. 2)—(*Hon. J. H. Kennan*)—Second reading.
- *2 DAIRY INDUSTRY BILL—(*from Assembly—Hon. D. E. Kent*)—Second reading.
- 3 FUNDRAISING APPEALS BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 4 OCCUPATIONAL HEALTH AND SAFETY BILL—(*from Assembly—Hon. D. R. White*)—To be further considered in Committee.
- 5 INFERTILITY (MEDICAL PROCEDURES) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 6 CONSUMER AFFAIRS (ITEM PRICING) BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*
- 7 CONSTITUTION (COUNCIL POWERS) BILL—MESSAGE FROM THE ASSEMBLY—To be considered.
- 8 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 9 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 10 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. A. J. HUNT—To move. That this House requests the Government to honour its pre-election commitment to open government.
- 2 THE HON. D. M. EVANS—To move. That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 3 THE HON. B. A. CHAMBERLAIN—To move. That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- 4 THE HON. A. J. HUNT—To move. That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is

* Indicates new entry.

unparliamentary and will not be accepted by this House, and hereby authorizes and requires the President to rule out of order any Bill which offends against that principle.

- 5 **THE HON. W. R. BAXTER**—To move, That in view of the serious disadvantage imposed upon students from country Victoria, this House—
- (a) Condemns the Government for closing and initiating disposal of student hostels in Melbourne;
 - (b) Questions the failure of the Government to widely advertise, prior to the commencement of the academic year, that two hostels were to remain open contrary to earlier advice;
 - (c) Rejects its belated attempt to transfer responsibility for student housing to the Commonwealth; and
 - (d) Calls for the hostels to be re-opened forthwith or for suitable alternative accommodation to be provided by the leasing of migrant hostels or the use of surplus nurses homes and the like.
- 6 **THE HON. B. A. CHAMBERLAIN**—To move, That this House calls upon the Government to abandon its decision to establish a prison at Lara for the following reasons:
- (a) The proposal runs contrary to its own policy;
 - (b) The proposal is strongly opposed by the local community;
 - (c) The proposed site is susceptible to the dangers of bushfire;
 - (d) The proposed prison is too large for the Lara community; and
 - (e) The proposal is contrary to good planning principles.
- 7 **THE HON. B. P. DUNN**—To move, That this House expresses its alarm at the failure of the Government and, in particular, the Minister of Agriculture, to grasp the importance of primary industry to the Victorian economy and deplores the lack of consideration, support and encouragement for the State's farmers.

CONTINGENT NOTICE OF MOTION

- 1 **THE HON. HADDON STOREY**—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

ORDERS OF THE DAY

- 1 **CONSTITUTION (REFORM) BILL**—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- φ2 **STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER** (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. W. R. Baxter).*
- φ3 **STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER** (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. W. R. Baxter).*

- 4 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- 5 SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES—(*Hon. W. R. Baxter*)—*Resumption of debate.* (*Hon. D. M. Evans*).
- †6 SUBORDINATE LEGISLATION (DEREGULATION) BILL—(*Hon. A. J. Hunt*)—Second reading—*Resumption of debate.* (*Hon. J. H. Kennan*).
- ‡7 GRAIN HARVEST, 1983-84, HANDLING AND TRANSPORT—MINISTERIAL STATEMENT—To be considered.
- ‡8 GRAIN HARVEST, 1983-84—MOTION TO CENSURE MINISTER OF TRANSPORT AS TO TRANSPORT DEFICIENCIES AND CALLING FOR IMPROVEMENTS TO TRANSPORT, STORAGE AND SHIPPING TERMINAL FACILITIES—(*Hon. B. P. Dunn*)—*Resumption of debate.* (*Hon. L. A. McArthur*).
- 9 PRISONS SERVICE COMMITTEE—INTERIM REPORT—To be considered.
- 10 ADMINISTRATION OF CEMETERIES—REPORT OF MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—To be considered.
- 11 DENTAL TECHNICIANS LICENSING COMMITTEE REPORT, 1982-83—To be considered.
- 12 TAMBO WATER BOARD—MINISTER'S REASONS FOR PROPOSED RECOMMENDATION TO CONSTITUTE BOARD AND ABOLISH CERTAIN WATERWORKS TRUSTS, &c.—To be considered.
- 13 TRANSMISSION LINES SERVING MELBOURNE—MINISTERIAL STATEMENT ON NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. R. I. Knowles*)—*Resumption of debate.* (*Hon. W. V. Houghton*).
- 14 MORWELL RIVER DIVERSION—MINISTERIAL STATEMENT ON NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. R. I. Knowles*)—*Resumption of debate.* (*Hon. D. G. Crozier*).
- 15 PORNOGRAPHIC MATERIAL—PETITION OPPOSING LEGALIZATION—To be considered.
- 16 INTER-GOVERNMENT RELATIONS—ADVISORY COUNCIL'S REPORT, 1982-83—To be considered.
- 17 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS Nos. 12 to 15, 1984—To be considered.
- 18 PUBLIC TRUSTEE'S REPORT, 1982-83—To be considered.
- 19 HEALTH SERVICES COMPLAINTS PROCEDURES—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- 20 ADVANCED DENTAL TECHNICIANS QUALIFICATIONS BOARD REPORT, 1982-83—To be considered.
- 21 ALBURY-WODONGA (VICTORIA) CORPORATION REPORT, 1982-83—To be considered.

† Proposals in Bill currently before Legal and Constitutional Committee for report by 30 June 1984.

‡ Cognate subjects—To be debated concurrently pursuant to order of the Council on 6 March 1984.

- 22 CHIROPODISTS REGISTRATION BOARD REPORT, 1983—To be considered.
- 23 CO-OPERATIVE SOCIETIES—REGISTRAR'S REPORT, 1981-82—To be considered.
- 24 DRIED FRUITS BOARD REPORT, 1983—To be considered.
- 25 ESTATE AGENTS BOARD REPORT, 1982-83—To be considered.
- 26 FILM VICTORIA REPORT, 1982-83—To be considered.
- 27 HAIRDRESSERS REGISTRATION BOARD REPORT, 1983—To be considered.
- 28 INDUSTRIAL RELATIONS COMMISSION—PRESIDENT'S REPORT, 1982-83—
To be considered.
- 29 LABOUR AND INDUSTRY DEPARTMENT REPORT, 1983—To be considered.
- 30 LAND ACT 1958—MINISTER'S CERTIFICATE *RE* ACQUISITION OF LAND FOR
ERECTION OF PRISON AND STAFF TRAINING COLLEGE—To be considered.
- 31 LIBRARY COUNCIL, NATIONAL MUSEUM AND SCIENCE MUSEUM BUILDING
TRUSTEES REPORT, 1982-83—To be considered.
- 32 MEDICAL BOARD REPORT, 1982-83—To be considered.
- 33 MONASH UNIVERSITY COUNCIL REPORT, 1982—To be considered.
- 34 PHYSIOTHERAPISTS REGISTRATION BOARD REPORT, 1983—To be considered.
- 35 PORT OF GEELONG AUTHORITY ACCOUNTS, 1983—To be considered.
- 36 PORT OF MELBOURNE AUTHORITY ACCOUNTS, 1982-83—To be considered.
- 37 PORT OF PORTLAND AUTHORITY ACCOUNTS, 1982-83—To be considered.
- 38 PSYCHOLOGICAL COUNCIL REPORT, 1983—To be considered.
- 39 TAXATION ANALYSIS—LAND TAX, 1982 AND PROBATE AND GIFT DUTY,
1982-83—To be considered.
- 40 TRADE UNIONS—REGISTRAR OF FRIENDLY SOCIETIES' REPORT, 1982-83—
To be considered.
- 41 TRANSPORT—MINISTRY'S REPORT, 1982-83—To be considered.
- 42 TRANSPORT ACT 1983—MINISTER'S ORDERS FOR TRANSFER OF ASSETS
AND LANDS OF STATE TRANSPORT AUTHORITY TO METROPOLITAN
TRANSIT AUTHORITY—To be considered.
- 43 YOUTH PAROLE BOARD REPORT, 1982-83—To be considered.
- 44 POLICE SERVICE BOARD—DETERMINATIONS Nos. 399 AND 401 to 406—To
be considered.
- 45 PARLIAMENTARY OFFICERS ACT 1975—STATEMENTS, 1983-84—To be
considered.
- 46 POLICE FORCE REPORT, PERIOD ENDED 30 JUNE 1983—To be considered.
- 47 SAGE'S COTTAGE, BAXTER—SUMMARY OF ACTION *RE* CONSERVATION
AND RESTORATION PROJECT MADE AVAILABLE BY MINISTER ON 11
SEPTEMBER 1984—To be considered.
- *48 BEVERAGE CONTAINER DEPOSIT LEGISLATION—REPORT OF NATURAL
RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.

TUESDAY, 25 SEPTEMBER**GENERAL BUSINESS****ORDER OF THE DAY**

- 1 *IN VITRO* FERTILIZATION—REPORT AND RELATED MINISTERIAL COMMENTS
ON DISPOSITION OF EMBRYOS—To be considered.

R. K. EVANS*Clerk of the Legislative Council***FRED S. GRIMWADE***President*

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. A. J. HUNT**—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 **THE HON. D. M. EVANS**—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 3 **THE HON. B. A. CHAMBERLAIN**—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- 4 **THE HON. A. J. HUNT**—To move, That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is unparliamentary and will not be accepted by this House, and hereby authorizes and requires the President to rule out of order any Bill which offends against that principle.
- 5 **THE HON. W. R. BAXTER**—To move, That in view of the serious disadvantage imposed upon students from country Victoria, this House—
 - (a) Condemns the Government for closing and initiating disposal of student hostels in Melbourne;
 - (b) Questions the failure of the Government to widely advertise, prior to the commencement of the academic year, that two hostels were to remain open contrary to earlier advice;
 - (c) Rejects its belated attempt to transfer responsibility for student housing to the Commonwealth; and
 - (d) Calls for the hostels to be re-opened forthwith or for suitable alternative accommodation to be provided by the leasing of migrant hostels or the use of surplus nurses homes and the like.
- 6 **THE HON. B. A. CHAMBERLAIN**—To move, That this House calls upon the Government to abandon its decision to establish a prison at Lara for the following reasons:
 - (a) The proposal runs contrary to its own policy;
 - (b) The proposal is strongly opposed by the local community;
 - (c) The proposed site is susceptible to the dangers of bushfire;
 - (d) The proposed prison is too large for the Lara community; and
 - (e) The proposal is contrary to good planning principles.
- 7 **THE HON. B. P. DUNN**—To move, That this House expresses its alarm at the failure of the Government and, in particular, the Minister of Agriculture, to grasp the importance of primary industry to the Victorian economy and deplores the lack of consideration, support and encouragement for the State's farmers.

- *8 **THE HON. D. M. EVANS**—To move, That this House deplores the present situation at Benalla Technical School, the secrecy surrounding the two Departmental inquiries into the issue and the deliberate policy of non co-operation with the Principal by certain teachers, and demands that the Minister of Education remove the three teachers named in the Report of the Review Panel of Benalla Technical School from that school immediately.

CONTINGENT NOTICE OF MOTION

- 1 **THE HON. HADDON STOREY**—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

ORDERS OF THE DAY

- 1 **CONSTITUTION (REFORM) BILL**—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- φ2 **STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER** (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. W. R. Baxter).*
- φ3 **STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER** (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. W. R. Baxter).*
- 4 **APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES** (*Hon. P. D. Block*)—*Resumption of debate. (Hon. G. A. Sgro).*
- 5 **SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES**—(*Hon. W. R. Baxter*)—*Resumption of debate. (Hon. D. M. Evans).*
- †6 **SUBORDINATE LEGISLATION (DEREGULATION) BILL**—(*Hon. A. J. Hunt*)—Second reading—*Resumption of debate. (Hon. J. H. Kennan).*
- ‡7 **GRAIN HARVEST, 1983-84, HANDLING AND TRANSPORT—MINISTERIAL STATEMENT**—To be considered.
- ‡8 **GRAIN HARVEST, 1983-84—MOTION TO CENSURE MINISTER OF TRANSPORT AS TO TRANSPORT DEFICIENCIES AND CALLING FOR IMPROVEMENTS TO TRANSPORT, STORAGE AND SHIPPING TERMINAL FACILITIES**—(*Hon. B. P. Dunn*)—*Resumption of debate. (Hon. L. A. McArthur).*
- 9 **PRISONS SERVICE COMMITTEE—INTERIM REPORT**—To be considered.
- 10 **ADMINISTRATION OF CEMETERIES—REPORT OF MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE**—To be considered.

* Indicates new entry.

φ Cognate motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.

† Proposals in Bill currently before Legal and Constitutional Committee for report by 30 June 1984.

‡ Cognate subjects—To be debated concurrently pursuant to order of the Council on 6 March 1984.

- 11 TRANSMISSION LINES SERVING MELBOURNE—MINISTERIAL STATEMENT ON NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. R. I. Knowles*)—*Resumption of debate.* (*Hon. W. V. Houghton*).
- 12 MORWELL RIVER DIVERSION—MINISTERIAL STATEMENT ON NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. R. I. Knowles*)—*Resumption of debate.* (*Hon. D. G. Crozier*).
- 13 PORNOGRAPHIC MATERIAL—PETITION OPPOSING LEGALIZATION—To be considered.
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- 18 ADVANCED DENTAL TECHNICIANS QUALIFICATIONS BOARD REPORT, 1982-83—To be considered.
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- 21 CO-OPERATIVE SOCIETIES—REGISTRAR'S REPORT, 1981-82—To be considered.
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- 37 TAXATION ANALYSIS—LAND TAX, 1982 AND PROBATE AND GIFT DUTY, 1982-83—To be considered.
- 38 TRADE UNIONS—REGISTRAR OF FRIENDLY SOCIETIES' REPORT, 1982-83—To be considered.
- 39 TRANSPORT—MINISTRY'S REPORT, 1982-83—To be considered.
- 40 TRANSPORT ACT 1983—MINISTER'S ORDERS FOR TRANSFER OF ASSETS AND LANDS OF STATE TRANSPORT AUTHORITY TO METROPOLITAN TRANSIT AUTHORITY—To be considered.
- 41 YOUTH PAROLE BOARD REPORT, 1982-83—To be considered.
- 42 POLICE SERVICE BOARD—DETERMINATIONS Nos. 399 AND 401 to 406—To be considered.
- 43 PARLIAMENTARY OFFICERS ACT 1975—STATEMENTS, 1983-84—To be considered.
- 44 POLICE FORCE REPORT, PERIOD ENDED 30 JUNE 1983—To be considered.
- 45 SAGE'S COTTAGE, BAXTER—SUMMARY OF ACTION *RE* CONSERVATION AND RESTORATION PROJECT MADE AVAILABLE BY MINISTER ON 11 SEPTEMBER 1984—To be considered.
- 46 BEVERAGE CONTAINER DEPOSIT LEGISLATION—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- *47 PLANNING APPEALS BOARD REPORT, 1983-84—To be considered.

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 ENVIRONMENT PROTECTION (GENERAL AMENDMENT) BILL—(*Hon. Evan Walker*)—Second reading.
- 2 CONSUMER AFFAIRS (ITEM PRICING) BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*
- 3 FUNDRAISING APPEALS BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- *4 MONASH UNIVERSITY (AMENDMENT) BILL—(*from Assembly—Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- *5 VALUATION OF LAND (VALUATIONS) BILL—(*from Assembly—Hon. D. R. White*)—To be further considered in Committee.
- *6 DEAKIN UNIVERSITY (AMENDMENT) BILL—(*from Assembly—Hon. Evan Walker*)—To be committed.
- 7 OCCUPATIONAL HEALTH AND SAFETY BILL—(*from Assembly—Hon. D. R. White*)—To be further considered in Committee.
- 8 INFERTILITY (MEDICAL PROCEDURES) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 9 CONSTITUTION (COUNCIL POWERS) BILL—MESSAGE FROM THE ASSEMBLY—To be considered.

- 10 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—*Resumption of Debate.* (Hon. Haddon Storey).
- 11 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 12 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. Evan Walker)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).

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THURSDAY, 20 SEPTEMBER
GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 DAIRY INDUSTRY BILL—(from Assembly—Hon. D. E. Kent)—Second reading—*Resumption of debate.* (Hon. D. G. Crozier).
- *2 MELBOURNE CORPORATION (ELECTION OF COUNCIL) (AMENDMENT) BILL—(from Assembly—Hon. Evan Walker)—Second reading—*Resumption of debate.* (Hon. A. J. Hunt).

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TUESDAY, 25 SEPTEMBER
GENERAL BUSINESS

ORDER OF THE DAY

- 1 *IN VITRO* FERTILIZATION—REPORT AND RELATED MINISTERIAL COMMENTS ON DISPOSITION OF EMBRYOS—To be considered.

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TUESDAY, 2 OCTOBER
GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 PENALTIES AND SENTENCES (AMENDMENT) BILL (No. 2)—(Hon. J. H. Kennan)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).
- *2 TRUSTEE (AMENDMENT) BILL—(Hon. J. H. Kennan)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 106 and 107

No. 106—Tuesday, 18 September 1984

- 1 The President took the Chair and read the Prayer.
- 2 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR**—The Honourable Evan Walker presented Messages from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz:
 - Ethnic Affairs Commission (Amendment) Act.*
 - State Bank (Amendment) Act.*
 - Pipelines (Permits) Act.*
- 3 **VALUATION OF LAND (VALUATIONS) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Valuation of Land Act 1960' and the 'Local Government Act 1958', and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 4 **MONASH UNIVERSITY (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend generally the 'Monash University Act 1958'*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 5 **DEAKIN UNIVERSITY (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend generally the 'Deakin University Act 1974'*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 6 **YOUTH, SPORT AND RECREATION (STATE SPORTS COUNCIL) BILL**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the amendment made in such Bill by the Council.
- 7 **WANT OF CONFIDENCE IN MINISTER**—The Honourable D. G. Crozier moved, by leave, That the Minister of Agriculture no longer possesses the confidence of this House, which motion was seconded by the Honourable B. A. Chamberlain.

Debate ensued.

Question—put.

The Council divided.

AYES, 18

The Hon. W. R. Baxter
 H. G. Baylor
 P. D. Block
 C. Bubb
 B. A. Chamberlain (*Teller*)
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter (*Teller*)
 D. K. Hayward
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 H. R. Ward
 K. I. M. Wright

NOES, 15

The Hon. M. J. Arnold
 J. L. Dixon
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. T. Pullen (*Teller*)
 M. J. Sandon (*Teller*)
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

- 8 **SESSIONAL ORDER—PROCLAMATIONS FIXING OPERATIVE DATES**—The Honourable Evan Walker moved, by leave, That this House authorizes and requires the Clerk to lay on the Table copies of Proclamations of His Excellency the Governor in Council fixing dates for the coming into operation of Acts, as published in the *Government Gazette* from time to time.

Question—put and resolved in the affirmative.

- 9 **TRUSTEE (AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable J. H. Kennan, leave was given to bring in a Bill to make provision for a secondary mortgage market, to make certain securities authorized trustee investments and for that purpose to amend the *Trustee Act 1958* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 10 **ENVIRONMENT PROTECTION (GENERAL AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable Evan Walker, leave was given to bring in a Bill to amend the *Environment Protection Act 1970*, the *Planning Appeals Board Act 1980* and the *Environment Protection (Review) Act 1984* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 11 **CONSTITUTION (DURATION OF PARLIAMENT) BILL (No. 2)**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to some of the amendments made in such Bill by the Council, refuse to entertain the remainder of the amendments on the grounds that they infringe the financial privileges of the Legislative Assembly as the effect of the said amendments could impose a charge upon public funds, but have made further amendments in the Bill and desiring the concurrence of the Council therein.

Ordered—That the Message be now taken into consideration.

And the amendments not entertained, together with the further amendments made by the Assembly, were read and are as follows:

<i>Amendments made by the Legislative Council</i>	<i>How dealt with by the Legislative Assembly</i>
3. Clause 8, lines 33 to 35, omit “, if he is a candidate for election at the next periodical election for that member of the Council and he fails to be re-elected as a member of the Council,”.	Not entertained but the following amendments made in the Bill: 1 Clause 8, lines 33–35, omit “if he is a candidate for election at the next periodical election for that member of the Council and he fails to be re-elected as a member of the Council, for the purposes of Part II.” and insert “for the purposes of the calculation of benefits under Part II.”.
4. Clause 8, line 39, after “passed” insert “unless he is re-elected to the Council at the next periodical election or elected to the Assembly at the next general election but where such member is elected to the Assembly or the Council at any other election held before the date upon which he would have ceased to be entitled to hold his seat as a member of the Council if this Act had not been passed he shall be deemed to have ceased to be a member of the Council upon the day of such other election in the case of election to the Assembly and, in the case of election to the Council, shall be deemed not to have ceased to be a member of the Council.”.	2 Clause 8, line 39, after “passed” insert “and, if he would have become entitled to benefits under that Part on that day, to have become entitled to benefits under that Part on the day on which he actually ceased to be a member”.
5. Clause 8, line 39, after this line insert: “(2) In this section the purposes of Part II. of the <i>Parliamentary Salaries and Superannuation Act 1968</i> means— (a) the purposes of paragraphs (a), (b) and (c) of section 15 (1); (b) the determination of the value of A for the purposes of section 15 (1); (c) the determination of the amounts referred to in section 15 (3A) on the assumption that the member whose service ceases without his becoming entitled to a pension has received the amount of the basic salary during any period of deemed service under this section and that contributions had been deducted from his salary accordingly. (3) Where it appears at the date upon which a member would have ceased to be entitled to hold his seat as a member of the Council if this Act had not been passed that the amount he was entitled to receive under the <i>Parliamentary Salaries and Superannuation Act 1968</i> was less than he has received the trustee shall so inform him and shall be entitled by action in a court of competent jurisdiction to recover the difference between the amount that he has been paid and the amount that he was so entitled to receive.”.	

On the motion of the Honourable Evan Walker, and after debate, the Council did not insist on their amendments not entertained by the Assembly, and agreed to the further amendments made by the Assembly with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

12 PAPERS—

ECONOMIC AND BUDGET REVIEW COMMITTEE—PUBLIC SECTOR SUPERANNUATION—The Honourable J. V. C. Guest presented a Report from the Economic and Budget Review Committee on final recommendations and options for the future reform of Victorian Public Sector Superannuation, together with Appendices and Minutes of Evidence.

Ordered to lie on the Table, and the Report and Appendices to be printed.

* * * *

The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Members of Parliament (Register of Interests) Act 1978—Summary of returns—June 1984.

Planning Appeals Board—Report for the year 1983–84.

Police Service Board—Determination No. 407.

Statutory Rules under the following Acts of Parliament:

Firearms Act 1958—No. 301.

Health Act 1958—No. 295.

Marine Act 1958—No. 317.

Post-Secondary Education Act 1978—No. 327.

Second-hand Dealers Act 1958—No. 318.

The Honourable Haddon Storey moved, That the report tabled by the Clerk be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 13 **MONASH UNIVERSITY (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

Debate ensued.

The Honourable B. P. Dunn moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 14 **PENALTIES AND SENTENCES (AMENDMENT) BILL (No. 2)**—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday, 2 October.

- 15 **DAIRY INDUSTRY BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. E. Kent moved, That this Bill be now read a second time.

The Honourable A. J. Hunt (for the Honourable D. G. Crozier) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.
 Ordered—That the debate be adjourned until Thursday next.

- 16 **DEAKIN UNIVERSITY (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

Debate ensued.

Question—put and resolved in the affirmative.

Ordered—That the Bill be committed to a Committee of the whole on the next day of meeting.

- 17 **VALUATION OF LAND (VALUATIONS) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

Debate ensued.

The Honourable J. V. C. Guest moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 18 **SESSIONAL ORDERS**—The Honourable Evan Walker moved, That so much of Sessional Orders be suspended as would prevent motions for the second readings of two Bills being submitted and the further consideration of the Valuation of Land (Valuations) Bill being taken after 10.00 p.m. today.

Question—put and resolved in the affirmative.

- 19 **MELBOURNE CORPORATION (ELECTION OF COUNCIL) (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Melbourne Corporation (Election of Council) Act 1982' to enable the holding of a general election and to provide for the fixing of the day in 1985 on which that election is to be held*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Thursday next.

- 20 **TRUSTEE (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday, 2 October.

- 21 **VALUATION OF LAND (VALUATIONS) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time

and, after further debate, the question being put was resolved in the affirmative—
Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

22 **ADJOURNMENT**—The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.50 p.m., adjourned until tomorrow.

R. K. EVANS
Clerk of the Legislative Council

No. 107—Wednesday, 19 September 1984

1 The President took the Chair and read the Prayer.

2 **MOTOR CAR (LICENCES) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Motor Car 1958’, to repeal the ‘Motor Car (Drivers’ Licences) Act 1981’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

3 **PROPOSED MORNINGTON PENINSULA AND DISTRICT WATER BOARD**—The Honourable A. J. Hunt moved, by leave, That the answer given by the Minister for Water Resources this day in response to a question without notice by the Honourable M. J. Sandon regarding options for water and sewerage servicing in the Mornington Peninsula and Pakenham areas be taken into consideration later this day.

Question—put and resolved in the affirmative.

4 **PETITION—PSYCHOLOGISTS BILL**—The Honourable D. E. Henshaw presented a Petition from certain citizens of Victoria praying that further debate upon the Psychologists Bill be adjourned for at least three months so as to allow the public to participate in the formulation of the Bill.

Ordered to lie on the Table.

5 **TRUSTEE COMPANIES BILL**—On the motion (by leave without notice) of the Honourable D. E. Kent (for the Honourable J. H. Kennan), leave was given to bring in a Bill to re-enact with amendments the law relating to trustee companies, to repeal the *Trustee Companies Act 1958* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 6 **PUBLIC BODIES REVIEW COMMITTEE—AMBULANCE SERVICES**—The Honourable B. A. Chamberlain presented an Interim Report from the Public Bodies Review Committee upon Victoria's Ambulance Services, together with Appendices.

Ordered to lie on the Table and to be printed.

- 7 **POSTPONEMENT OF NOTICES OF MOTION**—Ordered—That the consideration of Notices of Motion, General Business, Nos. 1 to 7 inclusive, be postponed until later this day.

- 8 **BENALLA TECHNICAL SCHOOL**—The Honourable D. M. Evans moved, That this House deplores the present situation at Benalla Technical School, the secrecy surrounding the two Departmental inquiries into the issue and the deliberate policy of non co-operation with the Principal by certain teachers, and demands that the Minister of Education remove the three teachers named in the Report of the Review Panel of Benalla Technical School from that school immediately.

Debate ensued.

Question—put.

The Council divided.

AYES, 17

NOES, 14

The Hon. W. R. Baxter
 M. A. Birrell
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 B. P. Dunn
 D. M. Evans (*Teller*)
 F. J. Granter
 D. K. Hayward
 A. J. Hunt
 R. I. Knowles
 R. Lawson (*Teller*)
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 H. R. Ward
 K. I. M. Wright

The Hon. M. J. Arnold (*Teller*)
 J. L. Dixon
 D. E. Henshaw (*Teller*)
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 J. E. Kirner
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. T. Pullen
 M. J. Sandon
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

- 9 **SENATE ELECTIONS (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Senate Elections Act 1958'*" and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 10 **LARA PRISON PROPOSAL**—The Honourable B. A. Chamberlain moved, That this House calls upon the Government to abandon its decision to establish a prison at Lara for the following reasons:

- (a) The proposal runs contrary to its own policy;
- (b) The proposal is strongly opposed by the local community;
- (c) The proposed site is susceptible to the dangers of bushfire;
- (d) The proposed prison is too large for the Lara community; and
- (e) The proposal is contrary to good planning principles.

Debate ensued.

Question—put.

The Council divided.

AYES, 17

NOES, 14

The Hon. W. R. Baxter
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 B. A. Chamberlain
 G. P. Connard
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long (*Teller*)
 N. B. Reid (*Teller*)
 Haddon Storey
 H. R. Ward
 K. I. M. Wright

The Hon. M. J. Arnold
 J. L. Dixon (*Teller*)
 D. E. Henshaw
 C. J. Hogg (*Teller*)
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. T. Pullen
 M. J. Sandon
 Evan Walker

And so it was resolved in the affirmative.

- 11 **POSTPONEMENT OF ORDERS OF THE DAY**—Ordered—That the consideration of the Orders of the Day, General Business, be postponed until the next day of meeting.
- 12 **ENVIRONMENT PROTECTION (GENERAL AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable A. J. Hunt (for the Honourable B. A. Chamberlain) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 13 **MOTOR CAR (LICENCES) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable A. J. Hunt (for the Honourable N. B. Reid) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 14 **SENATE ELECTIONS (AMENDMENT) BILL**—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 15 **MINISTERIAL STATEMENT—DELAYS IN THE COURTS**—The Honourable J. H. Kennan made a Ministerial Statement in response to the preliminary report of the Legal and Constitutional Committee on delays in the Courts (pursuant to section 40 of the *Parliamentary Committees Act 1968*).

The Honourable Haddon Storey moved, That the statement be taken into consideration forthwith.

Question—put and resolved in the affirmative.

The Honourable Haddon Storey moved, That the Council take note of the Ministerial statement.

Debate ensued.

The Honourable B. A. Chamberlain moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 16 **POSTPONEMENT OF ORDERS OF THE DAY**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 and 3, be postponed until later this day.

- 17 **MONASH UNIVERSITY (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 18 **POSTPONEMENT OF ORDER OF THE DAY**—Ordered—That the consideration of Order of the Day, Government Business, No. 5, be postponed until later this day.

- 19 **DEAKIN UNIVERSITY (AMENDMENT) BILL**—The Order of the Day having been read for the committal of this Bill—

The Honourable Evan Walker moved, That the Order of the Day for the committal of this Bill be discharged and that, by leave, the Bill be now read a third time.

Question—put and resolved in the affirmative.

Bill read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 20 **VALUATION OF LAND (VALUATIONS) BILL**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 21 **ADJOURNMENT**—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday, 2 October.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.05 p.m., adjourned until Tuesday, 2 October.

R. K. EVANS
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 TRUSTEE COMPANIES BILL—(*Hon. J. H. Kennan*)—Second reading.
- 2 MELBOURNE CORPORATION (ELECTION OF COUNCIL) (AMENDMENT) BILL—(*from Assembly—Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*
- *3 MOTOR CAR (LICENCES) BILL—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate. (Hon. N. B. Reid).*
- 4 DAIRY INDUSTRY BILL—(*from Assembly—Hon. D. E. Kent*)—Second reading—*Resumption of debate. (Hon. D. G. Crozier).*
- 5 PENALTIES AND SENTENCES (AMENDMENT) BILL (No. 2)—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 6 TRUSTEE (AMENDMENT) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 7 ENVIRONMENT PROTECTION (GENERAL AMENDMENT) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- 8 CONSUMER AFFAIRS (ITEM PRICING) BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt).*
- 9 FUNDRAISING APPEALS BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 10 OCCUPATIONAL HEALTH AND SAFETY BILL—(*from Assembly—Hon. D. R. White*)—To be further considered in Committee.
- 11 INFERTILITY (MEDICAL PROCEDURES) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 12 CONSTITUTION (COUNCIL POWERS) BILL—MESSAGE FROM THE ASSEMBLY—To be considered.
- 13 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 14 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 15 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.

* Indicates new entry.

- 2 **THE HON. D. M. EVANS**—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 3 **THE HON. B. A. CHAMBERLAIN**—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- 4 **THE HON. A. J. HUNT**—To move, That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is unparliamentary and will not be accepted by this House, and hereby authorizes and requires the President to rule out of order any Bill which offends against that principle.
- 5 **THE HON. W. R. BAXTER**—To move, That in view of the serious disadvantage imposed upon students from country Victoria, this House—
- (a) Condemns the Government for closing and initiating disposal of student hostels in Melbourne;
 - (b) Questions the failure of the Government to widely advertise, prior to the commencement of the academic year, that two hostels were to remain open contrary to earlier advice;
 - (c) Rejects its belated attempt to transfer responsibility for student housing to the Commonwealth; and
 - (d) Calls for the hostels to be re-opened forthwith or for suitable alternative accommodation to be provided by the leasing of migrant hostels or the use of surplus nurses homes and the like.
- 6 **THE HON. B. P. DUNN**—To move, That this House expresses its alarm at the failure of the Government and, in particular, the Minister of Agriculture, to grasp the importance of primary industry to the Victorian economy and deplores the lack of consideration, support and encouragement for the State's farmers.

CONTINGENT NOTICE OF MOTION

- 1 **THE HON. HADDON STOREY**—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

ORDERS OF THE DAY

- 1 **CONSTITUTION (REFORM) BILL**—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- φ2 **STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER** (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. W. R. Baxter).*

- φ3 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. W. R. Baxter*).
- 4 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- 5 SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES—(*Hon. W. R. Baxter*)—*Resumption of debate.* (*Hon. D. M. Evans*).
- †6 SUBORDINATE LEGISLATION (DEREGULATION) BILL—(*Hon. A. J. Hunt*)—Second reading—*Resumption of debate.* (*Hon. J. H. Kennan*).
- ‡7 GRAIN HARVEST, 1983-84, HANDLING AND TRANSPORT—MINISTERIAL STATEMENT—To be considered.
- ‡8 GRAIN HARVEST, 1983-84—MOTION TO CENSURE MINISTER OF TRANSPORT AS TO TRANSPORT DEFICIENCIES AND CALLING FOR IMPROVEMENTS TO TRANSPORT, STORAGE AND SHIPPING TERMINAL FACILITIES—(*Hon. B. P. Dunn*)—*Resumption of debate.* (*Hon. L. A. McArthur*).
- 9 PRISONS SERVICE COMMITTEE—INTERIM REPORT—To be considered.
- 10 ADMINISTRATION OF CEMETERIES—REPORT OF MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—To be considered.
- 11 TRANSMISSION LINES SERVING MELBOURNE—MINISTERIAL STATEMENT ON NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. R. I. Knowles*)—*Resumption of debate.* (*Hon. W. V. Houghton*).
- 12 MORWELL RIVER DIVERSION—MINISTERIAL STATEMENT ON NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. R. I. Knowles*)—*Resumption of debate.* (*Hon. D. G. Crozier*).
- 13 PORNOGRAPHIC MATERIAL—PETITION OPPOSING LEGALIZATION—To be considered.
- 14 INTER-GOVERNMENT RELATIONS—ADVISORY COUNCIL'S REPORT, 1982-83—To be considered.
- 15 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS Nos. 12 to 15, 1984—To be considered.
- 16 PUBLIC TRUSTEE'S REPORT, 1982-83—To be considered.
- 17 HEALTH SERVICES COMPLAINTS PROCEDURES—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- 18 POLICE FORCE REPORT, PERIOD ENDED 30 JUNE 1983—To be considered.
- 19 SAGE'S COTTAGE, BAXTER—SUMMARY OF ACTION *RE* CONSERVATION AND RESTORATION PROJECT MADE AVAILABLE BY MINISTER ON 11 SEPTEMBER 1984—To be considered.
- 20 BEVERAGE CONTAINER DEPOSIT LEGISLATION—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.

† Proposals in Bill currently before Legal and Constitutional Committee for report by 30 June 1984.

‡ Cognate subjects—To be debated concurrently pursuant to order of the Council on 6 March 1984.

- 21 PLANNING APPEALS BOARD REPORT, 1983-84—To be considered.
- 22 *IN VITRO* FERTILIZATION—REPORT AND RELATED MINISTERIAL COMMENTS ON DISPOSITION OF EMBRYOS—To be considered.
- *23 PROPOSED MORNINGTON PENINSULA AND DISTRICT WATER BOARD—MINISTER'S RESPONSE TO QUESTION OF 19 SEPTEMBER 1984—To be considered.
- *24 DELAYS IN THE COURTS—MINISTERIAL STATEMENT ON LEGAL AND CONSTITUTIONAL COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. B. A. Chamberlain*).

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

* * * *

SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

- Tuesday—3.00 p.m.
- Wednesday—11.00 a.m.
- Thursday—11.00 a.m.

Business to take precedence—

- Tuesday and Thursday—Government business.
- Wednesday—Private Members' business.
- No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

Mr President takes the Chair at 11.00 a.m.

LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 THE HON. D. M. EVANS—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 3 THE HON. B. A. CHAMBERLAIN—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
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- 5 THE HON. W. R. BAXTER—To move, That in view of the serious disadvantage imposed upon students from country Victoria, this House—
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CONTINGENT NOTICE OF MOTION

- 1 THE HON. HADDON STOREY—Contingent upon the Constitution (Duration of Parliament) Bill being committed: To move, That it be an instruction to the Committee that it have power to consider new clauses concerning amendments relating to transitional provisions with respect to the introduction of a four year term for the Legislative Assembly and the nature of the terms

of the Legislative Assembly and the Legislative Council and to set out the circumstances in which the Governor may dissolve the Assembly, and to make amendments incidental thereto.

ORDERS OF THE DAY

- 1 **CONSTITUTION (REFORM) BILL**—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- φ2 **STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER** (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. W. R. Baxter).*
- φ3 **STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER** (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. W. R. Baxter).*
- 4 **APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES** (*Hon. P. D. Block*)—*Resumption of debate. (Hon. G. A. Sgro).*
- 5 **SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES**—(*Hon. W. R. Baxter*)—*Resumption of debate. (Hon. D. M. Evans).*
- †6 **SUBORDINATE LEGISLATION (DEREGULATION) BILL**—(*Hon. A. J. Hunt*)—Second reading—*Resumption of debate. (Hon. J. H. Kennan).*
- †*7 **SUBORDINATE LEGISLATION (DEREGULATION) BILL—REPORT OF LEGAL AND CONSTITUTIONAL COMMITTEE**—To be considered.
- ‡8 **GRAIN HARVEST, 1983-84, HANDLING AND TRANSPORT—MINISTERIAL STATEMENT**—To be considered.
- ‡9 **GRAIN HARVEST, 1983-84—MOTION TO CENSURE MINISTER OF TRANSPORT AS TO TRANSPORT DEFICIENCIES AND CALLING FOR IMPROVEMENTS TO TRANSPORT, STORAGE AND SHIPPING TERMINAL FACILITIES**—(*Hon. B. P. Dunn*)—*Resumption of debate. (Hon. L. A. McArthur).*
- 10 **PRISONS SERVICE COMMITTEE—INTERIM REPORT**—To be considered.
- 11 **ADMINISTRATION OF CEMETERIES—REPORT OF MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE**—To be considered.
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- 13 **MORWELL RIVER DIVERSION—MINISTERIAL STATEMENT ON NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT**—(*Hon. R. I. Knowles*)—*Resumption of debate. (Hon. D. G. Crozier).*
- 14 **PORNOGRAPHIC MATERIAL—PETITION OPPOSING LEGALIZATION**—To be considered.
- 15 **INTER-GOVERNMENT RELATIONS—ADVISORY COUNCIL'S REPORT, 1982-83**—To be considered.

φ Cognate motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.

† Cognate subjects—To be debated concurrently pursuant to order of the Council on 2 October 1984.

* Indicates new entry.

‡ Cognate subjects—To be debated concurrently pursuant to order of the Council on 6 March 1984.

- 16 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS Nos. 12 to 15, 1984—To be considered.
- 17 PUBLIC TRUSTEE'S REPORT, 1982-83—To be considered.
- 18 HEALTH SERVICES COMPLAINTS PROCEDURES—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- 19 POLICE FORCE REPORT, PERIOD ENDED 30 JUNE 1983—To be considered.
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- 21 BEVERAGE CONTAINER DEPOSIT LEGISLATION—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
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- 25 DELAYS IN THE COURTS—MINISTERIAL STATEMENT ON LEGAL AND CONSTITUTIONAL COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. B. A. Chamberlain*).
- *26 NATIONAL CONSERVATION STRATEGY CONSENSUS PROPOSAL AND RELATED MINISTERIAL STATEMENT—To be considered.
- *27 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDER No. 16, 1984—To be considered.
- *28 AGRICULTURE DEPARTMENT REPORT, 1983-84—To be considered.
- *29 ANTI-CANCER COUNCIL REPORT, 1983-84—To be considered.
- *30 EDUCATION—MINISTRY'S REPORT, 1982-83—To be considered.
- *31 ENVIRONMENT PROTECTION AUTHORITY REPORT, 1983-84—To be considered.
- *32 HEALTH COMMISSION REPORT, 1983-84—To be considered.
- *33 INDUSTRIAL AFFAIRS—MINISTRY'S REPORT, 1983-84—To be considered.
- *34 LABOUR AND INDUSTRY DEPARTMENT REPORT, PERIOD 1 JANUARY TO 30 JUNE 1984 AND FINANCIAL STATEMENT, 1983-84—To be considered.
- *35 LIBRARY COUNCIL REPORT, 1982-83—To be considered.
- *36 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—CUMULATIVE SUMMARY OF RETURNS, SEPTEMBER 1984—To be considered.
- *37 MINERALS AND ENERGY DEPARTMENT REPORT, 1983-84—To be considered.
- *38 MATTERS RAISED IN EDUCATION DEPARTMENT BY AUDITOR-GENERAL—MINISTER'S RESPONSE TO RECOMMENDATIONS IN ECONOMIC AND BUDGET REVIEW COMMITTEE'S REPORT—To be considered.
- *39 SCIENCE MUSEUM COUNCIL REPORT, 1982-83—To be considered.

- *40 STATE ELECTRICITY COMMISSION REPORT, 1983-84—To be considered.
- *41 TRADE UNIONS—GOVERNMENT STATIST'S REPORT, 1983—To be considered.

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 CHILDREN (GUARDIANSHIP AND CUSTODY) BILL—(from Assembly—Hon. D. R. White)—Second reading.
- *2 WATER (MISCELLANEOUS AMENDMENTS) BILL—(Hon. D. R. White)—Second reading.
- *3 LAND (MISCELLANEOUS MATTERS) BILL—(Hon. R. A. Mackenzie)—Second reading.
- *4 PORT BELLARINE TOURIST RESORT (AMENDMENT) BILL—(Hon. D. R. White)—Second reading.
- *5 WHEAT MARKETING (HOME CONSUMPTION PRICE) BILL—(Hon. D. E. Kent)—Second reading.
- 6 CONSUMER AFFAIRS (ITEM PRICING) BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. W. R. Baxter).
- 7 DAIRY INDUSTRY BILL—(from Assembly—Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. D. G. Crozier).
- 8 ENVIRONMENT PROTECTION (GENERAL AMENDMENT) BILL—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- 9 TRUSTEE (AMENDMENT) BILL—(Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 10 FUNDRAISING APPEALS BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- *11 INDUSTRIAL RELATIONS (LONG SERVICE LEAVE) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. C. Bubb).
- 12 INFERTILITY (MEDICAL PROCEDURES) BILL—(Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- *13 ADOPTION BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- 14 OCCUPATIONAL HEALTH AND SAFETY BILL—(from Assembly—Hon. D. R. White)—To be further considered in Committee.
- 15 CONSTITUTION (COUNCIL POWERS) BILL—MESSAGE FROM THE ASSEMBLY—To be considered.
- 16 CONSTITUTION (DURATION OF PARLIAMENT) BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 17 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 18 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. Haddon Storey).

TUESDAY, 9 OCTOBER
GOVERNMENT BUSINESS

ORDER OF THE DAY

1 **TRUSTEE COMPANIES BILL**—(*Hon. J. H. Kennan*)—Second reading—
Resumption of debate. (Hon. Haddon Storey).

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

* * * *

SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

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Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 WATER (MISCELLANEOUS AMENDMENTS) BILL—(*Hon. D. R. White*)—
Second reading.
- *2 PUBLICATIONS (CLASSIFICATION) BILL—(*Hon. J. H. Kennan*)—Second
reading.
- 3 CONSUMER AFFAIRS (ITEM PRICING) BILL—(*from Assembly—Hon. J. H.
Kennan*)—To be committed.
- 4 DAIRY INDUSTRY BILL—(*from Assembly—Hon. D. E. Kent*)—To be further
considered in Committee.
- 5 ENVIRONMENT PROTECTION (GENERAL AMENDMENT) BILL—(*Hon. Evan
Walker*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- 6 TRUSTEE (AMENDMENT) BILL—(*Hon. J. H. Kennan*)—Second reading—
Resumption of debate. (Hon. Haddon Storey).
- 7 INDUSTRIAL RELATIONS (LONG SERVICE LEAVE) BILL—(*from Assembly—
Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. C. Bubb).*
- 8 INFERTILITY (MEDICAL PROCEDURES) BILL—(*Hon. J. H. Kennan*)—Second
reading—*Resumption of debate. (Hon. Haddon Storey).*
- §9 ADOPTION BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—
Resumption of debate. (Hon. B. A. Chamberlain).
- §10 CHILDREN (GUARDIANSHIP AND CUSTODY) BILL—(*from Assembly—Hon. J.
H. Kennan*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- *11 HEALTH (RADIATION SAFETY) BILL (No. 2)—(*from Assembly—Hon. D. R.
White*)—Second reading—*Resumption of debate. (Hon. J. V. C. Guest).*
- 12 OCCUPATIONAL HEALTH AND SAFETY BILL—(*from Assembly—Hon. D. R.
White*)—To be further considered in Committee.
- 13 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND
RELATED DOCUMENTS—To be considered.
- 14 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. Evan Walker*)—Second reading—
Resumption of debate. (Hon. Haddon Storey).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. A. J. HUNT—To move, That this House requests the Government
to honour its pre-election commitment to open government.

* Indicates new entry.

§ Cognate Bills—To be debated concurrently pursuant to order of the Council on 3 October 1984.

- 2 **THE HON. D. M. EVANS**—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 3 **THE HON. B. A. CHAMBERLAIN**—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- 4 **THE HON. A. J. HUNT**—To move, That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is unparliamentary and will not be accepted by this House, and hereby authorizes and requires the President to rule out of order any Bill which offends against that principle.
- 5 **THE HON. W. R. BAXTER**—To move, That in view of the serious disadvantage imposed upon students from country Victoria, this House—
- (a) Condemns the Government for closing and initiating disposal of student hostels in Melbourne;
 - (b) Questions the failure of the Government to widely advertise, prior to the commencement of the academic year, that two hostels were to remain open contrary to earlier advice;
 - (c) Rejects its belated attempt to transfer responsibility for student housing to the Commonwealth; and
 - (d) Calls for the hostels to be re-opened forthwith or for suitable alternative accommodation to be provided by the leasing of migrant hostels or the use of surplus nurses homes and the like.
- 6 **THE HON. B. P. DUNN**—To move, That this House expresses its alarm at the failure of the Government and, in particular, the Minister of Agriculture, to grasp the importance of primary industry to the Victorian economy and deplores the lack of consideration, support and encouragement for the State's farmers.

ORDERS OF THE DAY

- 1 **CONSTITUTION (REFORM) BILL**—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- φ2 **STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER** (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. W. R. Baxter).*
- φ3 **STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER** (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. W. R. Baxter).*
- 4 **APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES** (*Hon. P. D. Block*)—*Resumption of debate. (Hon. G. A. Sgro).*
- 5 **SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES**—(*Hon. W. R. Baxter*)—*Resumption of debate. (Hon. D. M. Evans).*

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- ‡6 GRAIN HARVEST, 1983-84, HANDLING AND TRANSPORT—MINISTERIAL STATEMENT—To be considered.
- ‡7 GRAIN HARVEST, 1983-84—MOTION TO CENSURE MINISTER OF TRANSPORT AS TO TRANSPORT DEFICIENCIES AND CALLING FOR IMPROVEMENTS TO TRANSPORT, STORAGE AND SHIPPING TERMINAL FACILITIES—(*Hon. B. P. Dunn*)—*Resumption of debate.* (*Hon. L. A. McArthur*).
- 8 PRISONS SERVICE COMMITTEE—INTERIM REPORT—To be considered.
- 9 ADMINISTRATION OF CEMETERIES—REPORT OF MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—To be considered.
- 10 TRANSMISSION LINES SERVING MELBOURNE—MINISTERIAL STATEMENT ON NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. R. I. Knowles*)—*Resumption of debate.* (*Hon. W. V. Houghton*).
- 11 MORWELL RIVER DIVERSION—MINISTERIAL STATEMENT ON NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. R. I. Knowles*)—*Resumption of debate.* (*Hon. D. G. Crozier*).
- 12 PORNOGRAPHIC MATERIAL—PETITION OPPOSING LEGALIZATION—To be considered.
- 13 INTER-GOVERNMENT RELATIONS—ADVISORY COUNCIL'S REPORT, 1982-83—To be considered.
- 14 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS Nos. 12 to 15, 1984—To be considered.
- 15 PUBLIC TRUSTEE'S REPORT, 1982-83—To be considered.
- 16 HEALTH SERVICES COMPLAINTS PROCEDURES—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- 17 SAGE'S COTTAGE, BAXTER—SUMMARY OF ACTION *RE* CONSERVATION AND RESTORATION PROJECT MADE AVAILABLE BY MINISTER ON 11 SEPTEMBER 1984—To be considered.
- 18 BEVERAGE CONTAINER DEPOSIT LEGISLATION—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 19 PLANNING APPEALS BOARD REPORT, 1983-84—To be considered.
- 20 *IN VITRO* FERTILIZATION—REPORT AND RELATED MINISTERIAL COMMENTS ON DISPOSITION OF EMBRYOS—To be considered.
- 21 PROPOSED MORNINGTON PENINSULA AND DISTRICT WATER BOARD—MINISTER'S RESPONSE TO QUESTION OF 19 SEPTEMBER 1984—To be considered.
- 22 DELAYS IN THE COURTS—MINISTERIAL STATEMENT ON LEGAL AND CONSTITUTIONAL COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. B. A. Chamberlain*).
- 23 NATIONAL CONSERVATION STRATEGY CONSENSUS PROPOSAL AND RELATED MINISTERIAL STATEMENT—To be considered.
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‡ Cognate subjects—To be debated concurrently pursuant to order of the Council on 6 March 1984.

- 24 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDER No. 16, 1984—To be considered.
- 25 AGRICULTURE DEPARTMENT REPORT, 1983-84—To be considered.
- 26 ANTI-CANCER COUNCIL REPORT, 1983-84—To be considered.
- 27 EDUCATION—MINISTRY'S REPORT, 1982-83—To be considered.
- 28 ENVIRONMENT PROTECTION AUTHORITY REPORT, 1983-84—To be considered.
- 29 HEALTH COMMISSION REPORT, 1983-84—To be considered.
- 30 INDUSTRIAL AFFAIRS—MINISTRY'S REPORT, 1983-84—To be considered.
- 31 LABOUR AND INDUSTRY DEPARTMENT REPORT, PERIOD 1 JANUARY TO 30 JUNE 1984 AND FINANCIAL STATEMENT, 1983-84—To be considered.
- 32 LIBRARY COUNCIL REPORT, 1982-83—To be considered.
- 33 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—CUMULATIVE SUMMARY OF RETURNS, SEPTEMBER 1984—To be considered.
- 34 MINERALS AND ENERGY DEPARTMENT REPORT, 1983-84—To be considered.
- 35 MATTERS RAISED IN EDUCATION DEPARTMENT BY AUDITOR-GENERAL—MINISTER'S RESPONSE TO RECOMMENDATIONS IN ECONOMIC AND BUDGET REVIEW COMMITTEE'S REPORT—To be considered.
- 36 SCIENCE MUSEUM COUNCIL REPORT, 1982-83—To be considered.
- 37 STATE ELECTRICITY COMMISSION REPORT, 1983-84—To be considered.
- 38 TRADE UNIONS—GOVERNMENT STATIST'S REPORT, 1983—To be considered.
- *39 RADIATION APPARATUS—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.

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TUESDAY, 9 OCTOBER

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 TRUSTEE COMPANIES BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 2 LAND (MISCELLANEOUS MATTERS) BILL—(*Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate. (Hon. R. I. Knowles).*
- 3 PORT BELLARINE TOURIST RESORT (AMENDMENT) BILL—(*Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate. (Hon. C. Bubb).*
- *4 ALCOA (PORTLAND ALUMINIUM SMELTER) (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. D. G. Crozier).*
- 5 WHEAT MARKETING (HOME CONSUMPTION PRICE) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate. (Hon. D. G. Crozier).*

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- *6 LAW REFORM COMMISSION BILL—(from Assembly—Hon. J. H. Kennan)—
Second reading—Resumption of debate. (Hon. Haddon Storey).

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WEDNESDAY, 10 OCTOBER

GENERAL BUSINESS

ORDERS OF THE DAY

- †1 SUBORDINATE LEGISLATION (DEREGULATION) BILL—(Hon. A. J. Hunt)—
To be further considered in Committee.
- †2 SUBORDINATE LEGISLATION (DEREGULATION) BILL—REPORT OF LEGAL
AND CONSTITUTIONAL COMMITTEE—To be further considered.

R. K. EVANS

Clerk of the Legislative Council

FRED S. GRIMWADE

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 108, 109 and 110

No. 108—Tuesday, 2 October 1984

- 1 The President took the Chair and read the Prayer.
- 2 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR**—The Honourable Evan Walker presented Messages from His Excellency the Governor informing the Council that he had, on 25 September 1984, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz.:
 - Youth, Sport and Recreation (State Sports Council) Act.*
 - Constitution (Duration of Parliament) Act.*
 - Valuation of Land (Valuations) Act.*
 - Senate Elections (Amendment) Act.*
 - Monash University (Amendment) Act.*
 - Deakin University (Amendment) Act.*
- 3 **ADOPTION BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend and re-enact the Law relating to Adoption, to repeal the 'Adoption of Children Act 1964', to make consequential amendments to certain Acts and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
- 4 **CHILDREN (GUARDIANSHIP AND CUSTODY) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make provision for certain guardianship and custody orders relating to children and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 5 **INDUSTRIAL RELATIONS (LONG SERVICE LEAVE) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend Part VII. of the 'Industrial Relations Act 1979' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 6 **ORDER OF THE COUNCIL RESCINDED**—The Honourable D. R. White moved, by leave, That the resolution of the Council appointing the next day of meeting for the second reading of the Adoption Bill be read and rescinded, and that the second reading of the said Bill be made an Order of the Day for later this day.

Question—put and resolved in the affirmative.
- 7 **PETITIONS**—

THERAPEUTIC GOODS AND COSMETICS BILL—The Honourable R. Lawson presented a Petition from certain citizens of Victoria praying that further debate

upon the Therapeutic Goods and Cosmetics Bill be adjourned for at least three months so as to allow the public to participate in the formulation of the Bill.

Ordered to lie on the Table.

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PORNOGRAPHIC MATERIAL—The Honourable J. W. S. Radford presented a Petition from certain citizens of Victoria praying that, because it will cause serious harm to the community, the Parliament will not legalize the possession, sale, hire, or supply of any publication, video, slide or other-recording from which a visual image can be produced, which displays degradation of persons or animals, acts of violence and sex, or the use and effect of illicit drug taking.

Ordered to lie on the Table.

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FLUORIDATION—The Honourable N. B. Reid presented a Petition from certain citizens of Victoria praying that the fluoridation plant at the Coliban–Bendigo Water Supply District be not operated.

Ordered to lie on the Table.

- 8 **WATER (MISCELLANEOUS AMENDMENTS) BILL**—On the motion (by leave without notice) of the Honourable D. R. White, leave was given to bring in a Bill to amend the *Mildura Irrigation Trusts and Sunraysia Water Board Act 1958*, the *Sewerage Districts Act 1958* and the *Water Act 1958* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 9 **PORT BELLARINE TOURIST RESORT (AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable D. R. White, leave was given to bring in a Bill to amend the *Port Bellarine Tourist Resort Act 1981*, to make provision for certain alterations to the plan for a tourist resort and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 10 **LAND (MISCELLANEOUS MATTERS) BILL**—On the motion (by leave without notice) of the Honourable R. A. Mackenzie, leave was given to bring in a Bill to revoke the permanent reservations of certain lands and for purposes connected therewith, to close portions of certain roads, to amend the *Melbourne General Market Lands Act 1917* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 11 **WHEAT MARKETING (HOME CONSUMPTION PRICE) BILL**—On the motion (by leave without notice) of the Honourable D. E. Kent, leave was given to bring in a Bill to amend the *Wheat Marketing Act 1979* with respect to the home consumption price of wheat, and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 12 **PAPERS**—
- NATIONAL CONSERVATION STRATEGY**—The Honourable Evan Walker moved, by leave, That there be laid before this House a copy of a consensus proposal for a National Conservation Strategy for Australia, June 1983.

Question—put and resolved in the affirmative.

The said paper was thereupon presented by the Honourable Evan Walker and ordered to lie on the Table.

The Honourable Evan Walker made a Ministerial statement in relation to the tabling of this paper.

The Honourable B. A. Chamberlain moved, That the proposal and related Ministerial statement be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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LEGAL AND CONSTITUTIONAL COMMITTEE—SUBORDINATE LEGISLATION (DEREGULATION) BILL—The Honourable Haddon Storey presented a report from the Legal and Constitutional Committee upon the Subordinate Legislation (Deregulation) Bill, together with Appendices and Minutes of Evidence.

Ordered to lie on the Table, and the Report and Appendices to be printed.

The Honourable Haddon Storey moved, That the report be taken into consideration on the next day of meeting, cognately with the consideration of the Subordinate Legislation (Deregulation) Bill.

Question—put and resolved in the affirmative

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ADMINISTRATIVE ARRANGEMENTS—The Honourable Evan Walker moved, by leave, That there be laid before this House a copy of Administrative Arrangements Order (No. 16) made pursuant to the *Administrative Arrangements Act 1983*.

Question—put and resolved in the affirmative.

The said paper was thereupon presented by the Honourable Evan Walker and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the paper be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Agriculture Department—Report and financial statements for the year 1983–84.

Anti-Cancer Council—Report and statement of accounts for the year 1983–84.

Education—Report and financial statements of the Ministry of Education for the year 1982–83.

Environment Protection Authority—Report for the year 1983–84.

Health Commission—Report and financial statements for the year 1983–84.

Industrial Affairs—Report and financial statements of the Ministry of Industrial Affairs for the year 1983–84.

Labour and Industry Department—Report for the period 1 January to 30 June 1984 and financial statements for the year 1983–84.

Library Council—Report for the year 1982–83.

Members of Parliament (Register of Interests) Act 1978—Cumulative summary of returns—September 1984.

Minerals and Energy Department—Report for the period 1 January to 30 June 1984 and financial statements for the year 1983–84.

Parliamentary Committees Act 1968—Minister's response to recommendations in Economic and Budget Review Committee's report on matters raised in the Education Department by the Auditor-General of Victoria.

Science Museum Council—Report and statement of income and expenditure for the year 1982–83.

State Electricity Commission—Report and financial statements for the year 1983–84.

Statutory Rules under the following Acts of Parliament:

- County Court Act 1958—No. 321.
- County Court Act 1958—Interpretation of Legislation Act 1984—Nos. 314, 319 and 320.
- Dietitians Act 1981—No. 298.
- Evidence Act 1958—No. 337.
- Firearms Act 1958—No. 329.
- Fruit and Vegetables Act 1958—No. 340.
- Health Act 1958—Nos. 323 and 330.
- Labour and Industry Act 1958—No. 333.
- Local Government Act 1958—No. 343.
- Motor Boating Act 1961—No. 336.
- National Parks Act 1975—No. 328.
- Physiotherapists Act 1978—No. 326.
- Professional Boxing Control Act 1975—No. 339.
- Public Service Act 1974—No. 312.
- Racing Act 1958—No. 313.
- State Electricity Commission Act 1958—No. 324.
- State Electricity Commission Act 1958—Motor Boating Act 1961—No. 325.
- Supreme Court Act 1958—No. 310.
- Supreme Court Act 1958—Interpretation of Legislation Act 1984—No. 331.
- Tattersall Consultations Act 1958—No. 341.
- Transport Act 1983—Nos. 315, 316, 335 and 345.
- Vegetation and Vine Diseases Act 1958—No. 322.

Trade Unions—Report of the Government Statist for the year 1983.

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Proclamations of His Excellency the Governor in Council fixing operative dates in respect of the following Acts were laid upon the Table by the Clerk pursuant to the Order of the Council on 18 September 1984:

- Estate Agents Act 1980—Section 59 (3)—26 September 1984 (*Gazette* No. 102, 26 September 1984).
- Local Government (Long Service Leave) Act 1984—1 October 1984 (*Gazette* No. 102, 26 September 1984).

The Honourable Haddon Storey moved, That the papers tabled by the Clerk, other than the Statutory Rules and Proclamations, be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 13 **TRUSTEE COMPANIES BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 14 **POSTPONEMENT OF ORDER OF THE DAY**—Ordered—That the consideration of Order of the Day, Government Business, No. 2, be postponed until later this day.

- 15 **MOTOR CAR (LICENCES) BILL**—The Order of the Day was read for the resumption of the debate on the question. That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 16 **INDUSTRIAL RELATIONS (LONG SERVICE LEAVE) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan (for the Honourable D. R. White) moved, That this Bill be now read a second time.

The Honourable C. Bubb moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 17 **MELBOURNE CORPORATION (ELECTION OF COUNCIL) (AMENDMENT) BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable K. I. M. Wright moved, as an amendment, That all the words after “That” be omitted with the view of inserting in place thereof “the Bill be withdrawn and redrafted to provide for ongoing annual elections for members of the Melbourne City Council and to bring the qualification of voters at such elections into conformity with those applying to voters at Council elections governed by the *Local Government Act 1958*.”.

Debate ensued.

Question—That the words proposed to be omitted stand part of the question—put.

The Council divided.

AYES, 30

The Hon. M. J. Arnold
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 G. P. Connard
 D. K. Hayward
 D. E. Henshaw
 C. J. Hogg
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy (*Teller*)
 D. E. Kent
 J. E. Kirner (*Teller*)
 R. I. Knowles
 W. A. Landeryou
 R. Lawson
 R. J. Long
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. T. Pullen
 J. W. S. Radford
 N. B. Reid
 M. J. Sandon
 G. A. Sgro

NOES, 4

The Hon. W. R. Baxter (*Teller*)
 B. P. Dunn
 D. M. Evans (*Teller*)
 K. I. M. Wright

Haddon Storey
Evan Walker
H. R. Ward
D. R. White

And so it was resolved in the affirmative—Amendment negatived.

Question—That this Bill be now read a second time—put and resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

18 **POSTPONEMENT OF ORDER OF THE DAY**—Ordered—That the consideration of Order of the Day, Government Business, No. 4, be postponed until later this day.

19 **PENALTIES AND SENTENCES (AMENDMENT) BILL (No. 2)**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair, and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

20 **ADOPTION BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan (for the Honourable D. R. White) moved, That this Bill be now read a second time.

The Honourable B. A. Chamberlain moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

21 **POSTPONEMENT OF ORDERS OF THE DAY**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 6 and 7, be postponed until later this day.

22 **CONSUMER AFFAIRS (ITEM PRICING) BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

The Honourable W. R. Baxter moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

23 **ADJOURNMENT**—The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.00 p.m., adjourned until tomorrow.

No. 109—Wednesday, 3 October 1984

- 1 The President took the Chair and read the Prayer.
- 2 **PETITION—PORNOGRAPHIC MATERIAL**—The Honourable J. W. S. Radford presented a Petition from certain citizens of Victoria praying that, because it will cause serious harm to the community, the Parliament will not legalize the possession, sale, hire, or supply of any publication, video, slide or other recording from which a visual image can be produced, which displays degradation of persons or animals, acts of violence and sex, or the use and effect of illicit drug taking.
Ordered to lie on the Table.
- 3 **PUBLICATIONS (CLASSIFICATION) BILL**—On the motion (by leave without notice) of the Honourable J. H. Kennan, leave was given to bring in a Bill to provide for the classification and sale of films, to prohibit the sale of objectionable films, to amend the *Police Offences Act 1958* and the *Films Act 1971* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 4 **LEAVE OF ABSENCE**—The Honourable Evan Walker moved, by leave, That leave of absence be granted to the Honourable G. A. S. Butler for the remainder of the present Sessional period.
Question—put and resolved in the affirmative.
- 5 **SOCIAL DEVELOPMENT COMMITTEE—RADIATION APPARATUS**—The Honourable C. J. Hogg presented a Report from the Social Development Committee upon Radiation Apparatus, together with Appendices and Minutes of Evidence.
Ordered to lie on the Table, and the Report and Appendices to be printed.
The Honourable A. J. Hunt moved, That the report be taken into consideration on the next day of meeting.
Question—put and resolved in the affirmative.
- 6 **POSTPONEMENT OF NOTICES OF MOTION AND ORDERS OF THE DAY**—Ordered—That the consideration of the Notices of Motion and Orders of the Day, General Business, Nos. 1 to 5 inclusive, be postponed until later this day.
- 7 **SUBORDINATE LEGISLATION (DEREGULATION) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.
House in Committee.
The Deputy President resumed the Chair; and the Honourable R. J. Long reported that the Committee had made progress in the Bill, and asked leave to sit again.
Resolved—That the Council will, on Wednesday next, again resolve itself into the said Committee.
- 8 **POSTPONEMENT OF ORDERS OF THE DAY**—Ordered—That the consideration of the remaining Orders of the Day, General Business, and Orders of the Day, Government Business, Nos. 1 to 14 inclusive, be postponed until later this day.
- 9 **ORDERS OF THE DAY DISCHARGED**—The Honourable Evan Walker moved, That the following Orders of the Day, Government Business, be discharged and that the respective Bills be withdrawn:
Constitution (Council Powers) Bill—Consideration of Message from the Assembly;
Constitution (Duration of Parliament) Bill—Resumption of debate on second reading.

Question—put and resolved in the affirmative.

Ordered—That Messages be sent to the Assembly acquainting them accordingly.

- 10 **CONSUMER AFFAIRS (ITEM PRICING) BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

Question—put.

The Council divided.

AYES, 26

The Hon. M. J. Arnold
 H. G. Baylor
 M. A. Birrell
 G. P. Connard
 J. V. C. Guest
 D. K. Hayward
 D. E. Henshaw
 C. J. Hogg
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 R. I. Knowles
 W. A. Landeryou
 R. Lawson
 R. J. Long
 R. A. Mackenzie
 L. A. McArthur (*Teller*)
 B. W. Mier (*Teller*)
 B. T. Pullen
 J. W. S. Radford
 N. B. Reid
 M. J. Sandon
 Haddon Storey
 H. R. Ward
 D. R. White

NOES, 4

The Hon. W. R. Baxter (*Teller*)
 B. P. Dunn
 D. M. Evans (*Teller*)
 K. I. M. Wright

And so it was resolved in the affirmative—Bill read a second time.

Ordered—That the Bill be committed to a Committee of the whole later this day.

- 11 **ALCOA (PORTLAND ALUMINIUM SMELTER) (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Alcoa (Portland Aluminium Smelter) Act 1980’, to ratify, validate and approve a Supplemental Agreement between the Premier for and on behalf of the State of Victoria and Alcoa of Australia Limited with respect to the establishment of an aluminium smelter at Portland in the State of Victoria, to amend the ‘Victorian Economic Development Corporation Act 1981’ and the ‘Mines (Aluminium Agreement) Act 1961’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 12 **LAW REFORM COMMISSION BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to establish the Law Reform Commission of Victoria and define its functions, to repeal the ‘Law Reform*

Act 1973' and the 'Law Reform Act 1981', to amend the 'Victoria Law Foundation Act 1978' and for other purposes" and desiring the concurrence of the Council therein.

On the motion of the Honourable J. H. Kennan, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 13 **DAIRY INDUSTRY BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

- 14 **HEALTH (RADIATION SAFETY) BILL (No. 2)**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Health Act 1958' with respect to the licensing of persons and the registration of apparatus and sources under Division 2AA of Part V. of that Act, and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 15 **LAND (MISCELLANEOUS MATTERS) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable H. R. Ward (for the Honourable R. I. Knowles) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 16 **PORT BELLARINE TOURIST RESORT (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable H. R. Ward (for the Honourable C. Bubb) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 17 **ALCOA (PORTLAND ALUMINIUM SMELTER) (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable D. G. Crozier moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 18 **HEALTH (RADIATION SAFETY) BILL (No. 2)**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable H. R. Ward (for the Honourable J. V. C. Guest) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 19 **WHEAT MARKETING (HOME CONSUMPTION PRICE) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. E. Kent moved, That this Bill be now read a second time.

The Honourable D. G. Crozier moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 20 **LAW REFORM COMMISSION BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 21 **CHILDREN (GUARDIANSHIP AND CUSTODY) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable H. R. Ward (for the Honourable B. A. Chamberlain) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 22 **ADOPTION BILL AND CHILDREN (GUARDIANSHIP AND CUSTODY) BILL—COGNATE DEBATE**—By leave, the Honourable J. H. Kennan moved, by leave, That this House authorizes and requires the Honourable the President to permit the second readings of the Adoption Bill and the Children (Guardianship and Custody) Bill to be debated concurrently.

Question—put and resolved in the affirmative.

- 23 **FUNDRAISING APPEALS BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 24 **ADJOURNMENT**—The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 10.44 p.m., adjourned until tomorrow.

No. 110—Thursday, 4 October 1984

- 1 The President took the Chair and read the Prayer.
- 2 **INFERTILITY (MEDICAL PROCEDURES) BILL (No. 2)**—On the motion (by leave without notice) of the Honourable J. H. Kennan, leave was given to bring in a Bill relating to the regulation of certain procedures for the alleviation of infertility or to assist conception, to amend the *Human Tissue Act 1982* and the *Freedom of Information Act 1982*, to prohibit agreements relating to surrogate motherhood and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 3 **PAPER**—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:
Dietitians Board—Report for the year 1983–84.
- 4 **WATER (MISCELLANEOUS AMENDMENTS) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.
The Honourable R. J. Long moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until Tuesday next.
- 5 **POSTPONEMENT OF ORDER OF THE DAY**—Ordered—That the consideration of Order of the Day, Government Business, No. 2, be postponed until later this day.
- 6 **CONSUMER AFFAIRS (ITEM PRICING) BILL [changed to CONSUMER AFFAIRS (ELECTRONIC PRICING) BILL]**—This Bill was, according to Order, committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honourable D. M. Evans having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.
- 7 **POSTPONEMENT OF ORDER OF THE DAY**—Ordered—That the consideration of Order of the Day, Government Business, No. 4, be postponed until later this day.
- 8 **ENVIRONMENT PROTECTION (GENERAL AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.
Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
- 9 **POSTPONEMENT OF ORDER OF THE DAY**—Ordered—That the consideration of Order of the Day, Government Business, No. 6, be postponed until later this day.

- 10 **INDUSTRIAL RELATIONS (LONG SERVICE LEAVE) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
Bill read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 11 **INFERTILITY (MEDICAL PROCEDURES) BILL (No. 2)**—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.
The Honourable Haddon Storey moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until Tuesday next.
- 12 **ADJOURNMENT**—The Honourable D. E. Kent moved, That the House do now adjourn.
Debate ensued.
Question—put and resolved in the affirmative.
- And then the Council, at 3.54 p.m., adjourned until Tuesday next.

R. K. EVANS
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 PUBLICATIONS (CLASSIFICATION) BILL—(*Hon. J. H. Kennan*)—Second reading.
- 2 DAIRY INDUSTRY BILL—(*from Assembly—Hon. D. E. Kent*)—To be further considered in Committee.
- 3 WATER (MISCELLANEOUS AMENDMENTS) BILL—(*Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. R. J. Long).*
- 4 TRUSTEE (AMENDMENT) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- *5 INFERTILITY (MEDICAL PROCEDURES) BILL (No. 2)—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- §6 ADOPTION BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- §7 CHILDREN (GUARDIANSHIP AND CUSTODY) BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- 8 LAND (MISCELLANEOUS MATTERS) BILL—(*Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate. (Hon. R. I. Knowles).*
- 9 PORT BELLARINE TOURIST RESORT (AMENDMENT) BILL—(*Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate. (Hon. C. Bubb).*
- 10 ALCOA (PORTLAND ALUMINIUM SMELTER) (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. D. G. Crozier).*
- 11 WHEAT MARKETING (HOME CONSUMPTION PRICE) BILL—(*Hon. D. E. Kent*)—Second reading—*Resumption of debate. (Hon. D. G. Crozier).*
- 12 LAW REFORM COMMISSION BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 13 TRUSTEE COMPANIES BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 14 HEALTH (RADIATION SAFETY) BILL (No. 2)—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. J. V. C. Guest).*
- 15 OCCUPATIONAL HEALTH AND SAFETY BILL—(*from Assembly—Hon. D. R. White*)—To be further considered in Committee.
- 16 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 17 INFERTILITY (MEDICAL PROCEDURES) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

* Indicates new entry.

§ Cognate Bills—To be debated concurrently pursuant to order of the Council on 3 October 1984.

- 18 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. A. J. HUNT—To move, That this House requests the Government to honour its pre-election commitment to open government.
- 2 THE HON. D. M. EVANS—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 3 THE HON. B. A. CHAMBERLAIN—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- 4 THE HON. A. J. HUNT—To move, That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is unparliamentary and will not be accepted by this House, and hereby authorizes and requires the President to rule out of order any Bill which offends against that principle.
- 5 THE HON. W. R. BAXTER—To move, That in view of the serious disadvantage imposed upon students from country Victoria, this House—
 - (a) Condemns the Government for closing and initiating disposal of student hostels in Melbourne;
 - (b) Questions the failure of the Government to widely advertise, prior to the commencement of the academic year, that two hostels were to remain open contrary to earlier advice;
 - (c) Rejects its belated attempt to transfer responsibility for student housing to the Commonwealth; and
 - (d) Calls for the hostels to be re-opened forthwith or for suitable alternative accommodation to be provided by the leasing of migrant hostels or the use of surplus nurses homes and the like.
- 6 THE HON. B. P. DUNN—To move, That this House expresses its alarm at the failure of the Government and, in particular, the Minister of Agriculture, to grasp the importance of primary industry to the Victorian economy and deplores the lack of consideration, support and encouragement for the State's farmers.

ORDERS OF THE DAY

- 1 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- φ2 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. W. R. Baxter).*
- φ3 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. W. R. Baxter).*

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- 4 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
 - 5 SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES—(*Hon. W. R. Baxter*)—*Resumption of debate.* (*Hon. D. M. Evans*).
 - ‡6 GRAIN HARVEST, 1983–84, HANDLING AND TRANSPORT—MINISTERIAL STATEMENT—To be considered.
 - ‡7 GRAIN HARVEST, 1983–84—MOTION TO CENSURE MINISTER OF TRANSPORT AS TO TRANSPORT DEFICIENCIES AND CALLING FOR IMPROVEMENTS TO TRANSPORT, STORAGE AND SHIPPING TERMINAL FACILITIES—(*Hon. B. P. Dunn*)—*Resumption of debate.* (*Hon. L. A. McArthur*).
 - 8 PRISONS SERVICE COMMITTEE—INTERIM REPORT—To be considered.
 - 9 ADMINISTRATION OF CEMETERIES—REPORT OF MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—To be considered.
 - 10 TRANSMISSION LINES SERVING MELBOURNE—MINISTERIAL STATEMENT ON NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. R. I. Knowles*)—*Resumption of debate.* (*Hon. W. V. Houghton*).
 - 11 MORWELL RIVER DIVERSION—MINISTERIAL STATEMENT ON NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. R. I. Knowles*)—*Resumption of debate.* (*Hon. D. G. Crozier*).
 - 12 PORNOGRAPHIC MATERIAL—PETITION OPPOSING LEGALIZATION—To be considered.
 - 13 INTER-GOVERNMENT RELATIONS—ADVISORY COUNCIL'S REPORT, 1982–83—To be considered.
 - 14 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS Nos. 12 to 15, 1984—To be considered.
 - 15 PUBLIC TRUSTEE'S REPORT, 1982–83—To be considered.
 - 16 HEALTH SERVICES COMPLAINTS PROCEDURES—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
 - 17 SAGE'S COTTAGE, BAXTER—SUMMARY OF ACTION *RE* CONSERVATION AND RESTORATION PROJECT MADE AVAILABLE BY MINISTER ON 11 SEPTEMBER 1984—To be considered.
 - 18 BEVERAGE CONTAINER DEPOSIT LEGISLATION—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
 - 19 PLANNING APPEALS BOARD REPORT, 1983–84—To be considered.
 - 20 *IN VITRO* FERTILIZATION—REPORT AND RELATED MINISTERIAL COMMENTS ON DISPOSITION OF EMBRYOS—To be considered.
 - 21 PROPOSED MORNINGTON PENINSULA AND DISTRICT WATER BOARD—MINISTER'S RESPONSE TO QUESTION OF 19 SEPTEMBER 1984—To be considered.
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‡ Cognate subjects—To be debated concurrently pursuant to order of the Council on 6 March 1984.

- 22 DELAYS IN THE COURTS—MINISTERIAL STATEMENT ON LEGAL AND CONSTITUTIONAL COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. B. A. Chamberlain*).
- 23 NATIONAL CONSERVATION STRATEGY CONSENSUS PROPOSAL AND RELATED MINISTERIAL STATEMENT—To be considered.
- 24 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDER No. 16, 1984—To be considered.
- 25 AGRICULTURE DEPARTMENT REPORT, 1983-84—To be considered.
- 26 ANTI-CANCER COUNCIL REPORT, 1983-84—To be considered.
- 27 EDUCATION—MINISTRY'S REPORT, 1982-83—To be considered.
- 28 ENVIRONMENT PROTECTION AUTHORITY REPORT, 1983-84—To be considered.
- 29 HEALTH COMMISSION REPORT, 1983-84—To be considered.
- 30 INDUSTRIAL AFFAIRS—MINISTRY'S REPORT, 1983-84—To be considered.
- 31 LABOUR AND INDUSTRY DEPARTMENT REPORT, PERIOD 1 JANUARY TO 30 JUNE 1984 AND FINANCIAL STATEMENT, 1983-84—To be considered.
- 32 LIBRARY COUNCIL REPORT, 1982-83—To be considered.
- 33 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—CUMULATIVE SUMMARY OF RETURNS, SEPTEMBER 1984—To be considered.
- 34 MINERALS AND ENERGY DEPARTMENT REPORT, 1983-84—To be considered.
- 35 MATTERS RAISED IN EDUCATION DEPARTMENT BY AUDITOR-GENERAL—MINISTER'S RESPONSE TO RECOMMENDATIONS IN ECONOMIC AND BUDGET REVIEW COMMITTEE'S REPORT—To be considered.
- 36 SCIENCE MUSEUM COUNCIL REPORT, 1982-83—To be considered.
- 37 STATE ELECTRICITY COMMISSION REPORT, 1983-84—To be considered.
- 38 TRADE UNIONS—GOVERNMENT STATIST'S REPORT, 1983—To be considered.
- 39 RADIATION APPARATUS—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.

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WEDNESDAY, 10 OCTOBER
GENERAL BUSINESS

ORDERS OF THE DAY

- †1 SUBORDINATE LEGISLATION (DEREGULATION) BILL—(*Hon. A. J. Hunt*)—To be further considered in Committee.
- †2 SUBORDINATE LEGISLATION (DEREGULATION) BILL—REPORT OF LEGAL AND CONSTITUTIONAL COMMITTEE—To be further considered.

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Cocksedge, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Cocksedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

GENERAL BUSINESS

NOTICES OF MOTION

- ¶1 THE HON. A. J. HUNT—To move, That this House calls upon the Government to abandon its strategy of deceptive propaganda, distortion and evasion and to honour its pre-election commitment to open government.
- 2 THE HON. D. M. EVANS—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 3 THE HON. B. A. CHAMBERLAIN—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- 4 THE HON. A. J. HUNT—To move, That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is unparliamentary and will not be accepted by this House, and hereby authorizes and requires the President to rule out of order any Bill which offends against that principle.
- 5 THE HON. W. R. BAXTER—To move, That in view of the serious disadvantage imposed upon students from country Victoria, this House—
 - (a) Condemns the Government for closing and initiating disposal of student hostels in Melbourne;
 - (b) Questions the failure of the Government to widely advertise, prior to the commencement of the academic year, that two hostels were to remain open contrary to earlier advice;
 - (c) Rejects its belated attempt to transfer responsibility for student housing to the Commonwealth; and
 - (d) Calls for the hostels to be re-opened forthwith or for suitable alternative accommodation to be provided by the leasing of migrant hostels or the use of surplus nurses homes and the like.
- 6 THE HON. B. P. DUNN—To move, That this House expresses its alarm at the failure of the Government and, in particular, the Minister of Agriculture, to grasp the importance of primary industry to the Victorian economy and deplores the lack of consideration, support and encouragement for the State's farmers.

ORDERS OF THE DAY

- 1 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- φ2 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. W. R. Baxter).*

* Terms of motion altered in accordance with amended Notice delivered 9 October 1984.

φ Cognate motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.

- φ3 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. W. R. Baxter*).
- 4 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- 5 SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES—(*Hon. W. R. Baxter*)—*Resumption of debate.* (*Hon. D. M. Evans*).
- ‡6 GRAIN HARVEST, 1983-84, HANDLING AND TRANSPORT—MINISTERIAL STATEMENT—To be considered.
- ‡7 GRAIN HARVEST, 1983-84—MOTION TO CENSURE MINISTER OF TRANSPORT AS TO TRANSPORT DEFICIENCIES AND CALLING FOR IMPROVEMENTS TO TRANSPORT, STORAGE AND SHIPPING TERMINAL FACILITIES—(*Hon. B. P. Dunn*)—*Resumption of debate.* (*Hon. L. A. McArthur*).
- 8 PRISONS SERVICE COMMITTEE—INTERIM REPORT—To be considered.
- 9 ADMINISTRATION OF CEMETERIES—REPORT OF MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—To be considered.
- 10 TRANSMISSION LINES SERVING MELBOURNE—MINISTERIAL STATEMENT ON NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. R. I. Knowles*)—*Resumption of debate.* (*Hon. W. V. Houghton*).
- 11 MORWELL RIVER DIVERSION—MINISTERIAL STATEMENT ON NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. R. I. Knowles*)—*Resumption of debate.* (*Hon. D. G. Crozier*).
- 12 PORNOGRAPHIC MATERIAL—PETITION OPPOSING LEGALIZATION—To be considered.
- 13 INTER-GOVERNMENT RELATIONS—ADVISORY COUNCIL'S REPORT, 1982-83—To be considered.
- 14 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS Nos. 12 to 15, 1984—To be considered.
- 15 PUBLIC TRUSTEE'S REPORT, 1982-83—To be considered.
- 16 HEALTH SERVICES COMPLAINTS PROCEDURES—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- 17 SAGE'S COTTAGE, BAXTER—SUMMARY OF ACTION *RE* CONSERVATION AND RESTORATION PROJECT MADE AVAILABLE BY MINISTER ON 11 SEPTEMBER 1984—To be considered.
- 18 BEVERAGE CONTAINER DEPOSIT LEGISLATION—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 19 *IN VITRO* FERTILIZATION—REPORT AND RELATED MINISTERIAL COMMENTS ON DISPOSITION OF EMBRYOS—To be considered.

Wednesday, 10 October 1984

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- 20 PROPOSED MORNINGTON PENINSULA AND DISTRICT WATER BOARD—MINISTER'S RESPONSE TO QUESTION OF 19 SEPTEMBER 1984—To be considered.
 - 21 DELAYS IN THE COURTS—MINISTERIAL STATEMENT ON LEGAL AND CONSTITUTIONAL COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. B. A. Chamberlain*).
 - 22 NATIONAL CONSERVATION STRATEGY CONSENSUS PROPOSAL AND RELATED MINISTERIAL STATEMENT—To be considered.
 - 23 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDER No. 16, 1984—To be considered.
 - 24 AGRICULTURE DEPARTMENT REPORT, 1983-84—To be considered.
 - 25 ANTI-CANCER COUNCIL REPORT, 1983-84—To be considered.
 - 26 EDUCATION—MINISTRY'S REPORT, 1982-83—To be considered.
 - 27 ENVIRONMENT PROTECTION AUTHORITY REPORT, 1983-84—To be considered.
 - 28 HEALTH COMMISSION REPORT, 1983-84—To be considered.
 - 29 INDUSTRIAL AFFAIRS—MINISTRY'S REPORT, 1983-84—To be considered.
 - 30 LABOUR AND INDUSTRY DEPARTMENT REPORT, PERIOD 1 JANUARY TO 30 JUNE 1984 AND FINANCIAL STATEMENT, 1983-84—To be considered.
 - 31 LIBRARY COUNCIL REPORT, 1982-83—To be considered.
 - 32 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—CUMULATIVE SUMMARY OF RETURNS, SEPTEMBER 1984—To be considered.
 - 33 MINERALS AND ENERGY DEPARTMENT REPORT, 1983-84—To be considered.
 - 34 MATTERS RAISED IN EDUCATION DEPARTMENT BY AUDITOR-GENERAL—MINISTER'S RESPONSE TO RECOMMENDATIONS IN ECONOMIC AND BUDGET REVIEW COMMITTEE'S REPORT—To be considered.
 - 35 SCIENCE MUSEUM COUNCIL REPORT, 1982-83—To be considered.
 - 36 STATE ELECTRICITY COMMISSION REPORT, 1983-84—To be considered.
 - 37 TRADE UNIONS—GOVERNMENT STATIST'S REPORT, 1983—To be considered.
 - 38 RADIATION APPARATUS—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
 - †39 SUBORDINATE LEGISLATION (DEREGULATION) BILL—(*Hon. A. J. Hunt*)—To be further considered in Committee.
 - †40 SUBORDINATE LEGISLATION (DEREGULATION) BILL—REPORT OF LEGAL AND CONSTITUTIONAL COMMITTEE—To be further considered.
 - *41 AUDITOR-GENERAL'S OFFICE REPORT, 1983-84—To be considered.
 - *42 EMPLOYMENT AND TRAINING—MINISTRY'S REPORT, 1983-84—To be considered.
 - *43 STATE BANK REPORTS, STATEMENTS, RETURNS, &c., 1983-84—To be considered.

† Cognate subjects—To be debated concurrently pursuant to order of the Council on 2 October 1984.

* Indicates new entry.

- *44 STATE RIVERS AND WATER SUPPLY COMMISSION REPORT, 1983-84—To be considered.
- *45 WATER RESOURCES AND WATER SUPPLY—MINISTRY'S REPORT, 1983-84—To be considered.
- *46 YOUTH, SPORT AND RECREATION DEPARTMENT REPORT, 1983-84—To be considered.

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 TRANSFER OF LAND (AMENDMENT) BILL (No. 2)—(*Hon. J. H. Kennan*)—Second reading.
- *2 WINE GRAPE PROCESSING INDUSTRY (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading.
- *3 FISHERIES (RECIPROCAL LICENCES) BILL—(*Hon. R. A. Mackenzie*)—Second reading.
- *4 FILMS (CLASSIFICATION) BILL—(*Hon. J. H. Kennan*)—Second reading.
- *5 HEALTH (GENERAL AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading.
- *6 NATIONAL CRIME AUTHORITY (STATE PROVISIONS) BILL—(*Hon. J. H. Kennan*)—Second reading.
- *7 CANNED FRUITS MARKETING (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading.
- 8 ADOPTION BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—To be committed.
- 9 ALCOA (PORTLAND ALUMINIUM SMELTER) (AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—To be further considered in Committee.
- 10 DAIRY INDUSTRY BILL—(*from Assembly—Hon. D. E. Kent*)—To be further considered in Committee.
- 11 WATER (MISCELLANEOUS AMENDMENTS) BILL—(*Hon. D. R. White*)—To be further considered in Committee.
- 12 TRUSTEE (AMENDMENT) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 13 TRUSTEE COMPANIES BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 14 INFERTILITY (MEDICAL PROCEDURES) BILL (No. 2)—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 15 HEALTH (RADIATION SAFETY) BILL (No. 2)—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. J. V. C. Guest).*
- 16 OCCUPATIONAL HEALTH AND SAFETY BILL—(*from Assembly—Hon. D. R. White*)—To be further considered in Committee.
- 17 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.

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- 18 INFERTILITY (MEDICAL PROCEDURES) BILL—(Hon. J. H. Kennan)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 19 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. Evan Walker)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

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TUESDAY, 16 OCTOBER
GOVERNMENT BUSINESS

ORDER OF THE DAY

- *1 ADMINISTRATIVE APPEALS TRIBUNAL BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

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Tuesday—3.00 p.m.

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Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 TRANSFER OF LAND (AMENDMENT) BILL (No. 2)—(*Hon. J. H. Kennan*)—Second reading.
- 2 WINE GRAPE PROCESSING INDUSTRY (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading.
- 3 FISHERIES (RECIPROCAL LICENCES) BILL—(*Hon. R. A. Mackenzie*)—Second reading.
- 4 FILMS (CLASSIFICATION) BILL—(*Hon. J. H. Kennan*)—Second reading.
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- 6 NATIONAL CRIME AUTHORITY (STATE PROVISIONS) BILL—(*Hon. J. H. Kennan*)—Second reading.
- 7 CANNED FRUITS MARKETING (AMENDMENT) BILL—(*Hon. D. E. Kent*)—Second reading.
- *8 CHINATOWN HISTORIC PRECINCT BILL—(*from Assembly—Hon. D. R. White*)—Second reading.
- 9 DAIRY INDUSTRY BILL—(*from Assembly—Hon. D. E. Kent*)—To be further considered in Committee.
- 10 WATER (MISCELLANEOUS AMENDMENTS) BILL—(*Hon. D. R. White*)—To be further considered in Committee.
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* Indicates new entry.

- 18 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
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 - (b) Questions the failure of the Government to widely advertise, prior to the commencement of the academic year, that two hostels were to remain open contrary to earlier advice;
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ORDERS OF THE DAY

- 1 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- φ2 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. W. R. Baxter).*
- φ3 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. W. R. Baxter).*

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 - ‡7 GRAIN HARVEST, 1983-84—MOTION TO CENSURE MINISTER OF TRANSPORT AS TO TRANSPORT DEFICIENCIES AND CALLING FOR IMPROVEMENTS TO TRANSPORT, STORAGE AND SHIPPING TERMINAL FACILITIES—(*Hon. B. P. Dunn*)—*Resumption of debate.* (*Hon. L. A. McArthur*).
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 - 9 ADMINISTRATION OF CEMETERIES—REPORT OF MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—To be considered.
 - 10 TRANSMISSION LINES SERVING MELBOURNE—MINISTERIAL STATEMENT ON NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. R. I. Knowles*)—*Resumption of debate.* (*Hon. W. V. Houghton*).
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- 21 DELAYS IN THE COURTS—MINISTERIAL STATEMENT ON LEGAL AND CONSTITUTIONAL COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. B. A. Chamberlain*).
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- †39 SUBORDINATE LEGISLATION (DEREGULATION) BILL—(*Hon. A. J. Hunt*)—To be further considered in Committee.
- †40 SUBORDINATE LEGISLATION (DEREGULATION) BILL—REPORT OF LEGAL AND CONSTITUTIONAL COMMITTEE—To be further considered.
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† Cognate subjects—To be debated concurrently pursuant to order of the Council on 2 October 1984.

Thursday, 11 October 1984

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- 45 WATER RESOURCES AND WATER SUPPLY—MINISTRY'S REPORT, 1983-84—
To be considered.
- 46 YOUTH, SPORT AND RECREATION DEPARTMENT REPORT, 1983-84—To be
considered.
- *47 SUPREME COURT JUDGES' REPORT, 1983 AND RELATED MINISTERIAL
STATEMENT ON JUDICIAL ADMINISTRATION —To be considered.
- *48 OPEN GOVERNMENT—MOTION CALLING UPON GOVERNMENT TO HONOUR
PRE-ELECTION COMMITMENT AND TO ABANDON CONTRARY STRATEGY—
(Hon. A. J. Hunt)—*Resumption of debate. (Hon. D. R. White).*

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TUESDAY, 16 OCTOBER
GOVERNMENT BUSINESS

ORDER OF THE DAY

- 1 ADMINISTRATIVE APPEALS TRIBUNAL BILL—(from Assembly—Hon. J. H.
Kennan)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 111, 112 and 113

No. 111—Tuesday, 9 October 1984

- 1 The President took the Chair and read the Prayer.
- 2 **TRANSFER OF LAND (AMENDMENT) BILL (No. 2)**—On the motion (by leave without notice) of the Honourable J. H. Kennan, leave was given to bring in a Bill to amend the *Transfer of Land Act 1958*, the *Strata Titles Act 1967* and the *Cluster Titles Act 1974*, and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 3 **FILMS (CLASSIFICATION) BILL**—On the motion (by leave without notice) of the Honourable J. H. Kennan, leave was given to bring in a Bill to provide for the sale of films of different classifications, to prohibit the sale of objectionable films and unclassified video films, to amend the *Films Act 1971* and the *Police Offences Act 1958*, and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 4 **NATIONAL CRIME AUTHORITY (STATE PROVISIONS) BILL**—On the motion (by leave without notice) of the Honourable J. H. Kennan, leave was given to bring in a Bill to make provision for the operation of the National Crime Authority in Victoria and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 5 **WINE GRAPE PROCESSING INDUSTRY (AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable D. E. Kent, leave was given to bring in a Bill to amend the *Wine Grape Processing Industry Act 1978* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 6 **CANNED FRUITS MARKETING (AMENDMENT) BILL**—On the motion (by leave without notice) of the Honourable D. E. Kent, leave was given to bring in a Bill to amend the *Canned Fruits Marketing Act 1979* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 7 **FISHERIES (RECIPROCAL LICENCES) BILL**—On the motion (by leave without notice) of the Honourable R. A. Mackenzie, leave was given to bring in a Bill to repeal section 18 of the *Fisheries Act 1968* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 8 **PAPERS**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Auditor-General's Office—Report and financial statements for the year 1983–84.
 - Education Act 1958—Resumption of land at Coburg and Bulla—Certificates of the Minister of Education (two papers).
 - Employment and Training—Report and financial statements of the Ministry of Employment and Training for the year 1983–84.
 - State Bank—Reports, statements, returns, &c., for the year 1983–84.
 - State Rivers and Water Supply Commission—Report and financial statements for the year 1983–84 (two papers).

Statutory Rules under the following Acts of Parliament:

Crimes Act 1958—No. 346.

Health Act 1958—Nos. 338 and 347.

Melbourne and Metropolitan Board of Works Act 1958—Nos. 349 and 350.

Motor Boating Act 1961—No. 344.

Public Service Act 1974—No. 332.

Transport Act 1983—Minister's Order dated 8 October 1984 transferring certain assets and liabilities from the State Transport Authority to the Metropolitan Transit Authority.

Water Resources and Water Supply—Report and financial statements of the Ministry of Water Resources and Water Supply for the year 1983–84.

Youth, Sport and Recreation Department—Report and financial statements for the year 1983–84.

The Honourable Haddon Storey moved, That the reports be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 9 **PUBLICATIONS (CLASSIFICATION) BILL—ORDER OF THE DAY DISCHARGED—**
The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

The Honourable J. H. Kennan moved, That the said Order be discharged.

Question—put and resolved in the affirmative.

Ordered—That the Bill be withdrawn.

- 10 **POSTPONEMENT OF ORDER OF THE DAY—Ordered—**That the consideration of Order of the Day, Government Business, No. 2, be postponed until later this day.

- 11 **WATER (MISCELLANEOUS AMENDMENTS) BILL—**The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 12 **POSTPONEMENT OF ORDERS OF THE DAY—Ordered—**That the consideration of Orders of the Day, Government Business, Nos. 4 to 7 inclusive, be postponed until later this day.

- 13 **LAND (MISCELLANEOUS MATTERS) BILL—**The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 14 **PORT BELLARINE TOURIST RESORT (AMENDMENT) BILL—**The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read

a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 15 **POSTPONEMENT OF ORDERS OF THE DAY**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 10 and 11, be postponed until later this day.

- 16 **LAW REFORM COMMISSION BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—Debate ensued.

Question—put and resolved in the affirmative—Bill read a second time.

Ordered—That the Bill be committed to a Committee of the whole later this day.

- 17 **ALCOA (PORTLAND ALUMINIUM SMELTER) (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 18 **ADMINISTRATIVE APPEALS TRIBUNAL BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to establish an Administrative Appeals Tribunal, to provide for review of certain decisions and for that purpose to amend the 'Freedom of Information Act 1982', the 'Motor Accidents Act 1973', the 'Estate Agents Act 1980', the 'Criminal Injuries Compensation Act 1983', the 'Adoption Act 1984' and certain Acts relating to taxation, to repeal the 'Taxation Appeals Act 1972' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable J. H. Kennan, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 19 **ADOPTION BILL AND CHILDREN (GUARDIANSHIP AND CUSTODY) BILL**—The Order of the Day having been read for the resumption of the cognate debate on the questions. That these Bills be now read a second time (pursuant to the resolution of the Council on 3 October 1984)—

Debate resumed.

And the debate being concluded—

- 20 **ADOPTION BILL**—

Question—That this Bill be now read a second time—put and resolved in the affirmative—Bill read a second time.

Ordered—That the Bill be committed to a Committee of the whole later this day.

21 **CHILDREN (GUARDIANSHIP AND CUSTODY) BILL—**

Question—That this Bill be now read a second time—put and resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

22 **LAW REFORM COMMISSION BILL—**This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable D. M. Evans having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment, and desiring their concurrence therein.

23 **HEALTH (GENERAL AMENDMENT) BILL—**The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Health Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

24 **WHEAT MARKETING (HOME CONSUMPTION PRICE) BILL—**The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

25 **ADJOURNMENT—**The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.20 p.m., adjourned until tomorrow.

R. K. EVANS
Clerk of the Legislative Council

No. 112—Wednesday, 10 October 1984

1 The President took the Chair and read the Prayer.

- 2 **CHINATOWN HISTORIC PRECINCT BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to provide for the operation management development and promotion of Little Bourke Street between Exhibition Street and Swanston Street as the Chinatown Historic Precinct, to establish the Chinatown Historic Precinct Committee, to amend the ‘Melbourne (Widening of Streets) Act 1940’, and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 3 **OPEN GOVERNMENT**—The Honourable A. J. Hunt moved, That this House calls upon the Government to abandon its strategy of deceptive propaganda, distortion and evasion and to honour its pre-election commitment to open government.

Debate ensued.

The Honourable D. R. White moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered, after debate—That the debate be adjourned until later this day.

- 4 **FUNDRAISING APPEALS BILL**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the amendments made in such Bill by the Council.

- 5 **SUPREME COURT JUDGES**—The Honourable J. H. Kennan presented, by command of His Excellency the Governor, the report of the Supreme Court Judges for 1983.

Ordered to lie on the Table.

The Honourable J. H. Kennan made a Ministerial Statement in connection with the tabling of the Report.

The Honourable A. J. Hunt (for the Honourable Haddon Storey) moved, That the Report and the Ministerial statement be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 6 **POSTPONEMENT OF NOTICES OF MOTION AND ORDERS OF THE DAY**—Ordered—That the consideration of Notices of Motion, General Business, Nos. 2 to 6 inclusive, the Orders of the Day, General Business, and Orders of the Day, Government Business, Nos. 1 to 8 inclusive, be postponed until later this day.

- 7 **ALCOA (PORTLAND ALUMINIUM SMELTER) (AMENDMENT) BILL**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 8 **ADOPTION BILL**—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 9 **SESSIONAL ORDERS**—The Honourable Evan Walker moved, That so much of Sessional Orders be suspended as would prevent motions for the second readings of Bills and the further consideration in Committee of the Adoption Bill and the Alcoa (Portland Aluminium Smelter) (Amendment) Bill being taken after 10.00 p.m. today.
Question—put and resolved in the affirmative.
- 10 **ADOPTION BILL**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.
House in Committee.
The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.
- 11 **ALCOA (PORTLAND ALUMINIUM SMELTER) (AMENDMENT) BILL**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.
House in Committee.
The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.
- 12 **ADJOURNMENT**—The Honourable Evan Walker moved, That the House do now adjourn.
Debate ensued.
Question—put and resolved in the affirmative.
- And then the Council, at 11.59 p.m., adjourned until tomorrow.

R. K. EVANS
Clerk of the Legislative Council

No. 113—Thursday, 11 October 1984

- 1 The President took the Chair and read the Prayer.
- 2 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR**—The Honourable Evan Walker presented a Message from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz.:
- Industrial Relations (Long Service Leave) Act.*
Melbourne Corporation (Election of Council) (Amendment) Act.
Motor Car (Licences) Act.

- 3 **APPROPRIATION (1984-85, No. 1) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to appropriate certain sums out of the Consolidated Fund for recurrent services and for certain works and purposes for the financial year 1984-85 and to appropriate the supplies granted in this session of Parliament and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 4 **PAPERS**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Crimes Compensation Tribunal—Report for the year 1983-84.

Melbourne and Metropolitan Board of Works—Report and financial statements for the year 1983-84.

The Honourable Haddon Storey moved, That the reports be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 5 **TRANSFER OF LAND (AMENDMENT) BILL (No. 2)**—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday, 23 October.

- 6 **WINE GRAPE PROCESSING INDUSTRY (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. E. Kent moved, That this Bill be now read a second time.

The Honourable R. I. Knowles (for the Honourable D. G. Crozier) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 7 **FISHERIES (RECIPROCAL LICENCES) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable R. I. Knowles moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 8 **FILMS (CLASSIFICATION) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable A. J. Hunt (for the Honourable J. V. C. Guest) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 9 **APPROPRIATION (1984-85, No. 1) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 10 **HEALTH (GENERAL AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable J. V. C. Guest moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 11 **NATIONAL CRIME AUTHORITY (STATE PROVISIONS) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable Haddon Storey moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday, 23 October.

- 12 **CANNED FRUITS MARKETING (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. E. Kent moved, That this Bill be now read a second time.

The Honourable D. G. Crozier moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 13 **POSTPONEMENT OF ORDERS OF THE DAY**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 8 and 9, be postponed until later this day.

- 14 **WATER (MISCELLANEOUS AMENDMENTS) BILL**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair, and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 15 **POSTPONEMENT OF ORDERS OF THE DAY**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 11 and 12, be postponed until later this day.

- 16 **INFERTILITY (MEDICAL PROCEDURES) BILL (No. 2)**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

- 17 **ADJOURNMENT**—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday, 23 October.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 6.47 p.m., adjourned until Tuesday, 23 October.

R. K. EVANS
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 TRANSFER OF LAND (AMENDMENT) BILL (No. 2)—(*Hon. J. H. Kennan*)—
Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 2 WINE GRAPE PROCESSING INDUSTRY (AMENDMENT) BILL—(*Hon. D. E. Kent*)—
Second reading—*Resumption of debate. (Hon. D. G. Crozier).*
- 3 FISHERIES (RECIPROCAL LICENCES) BILL—(*Hon. R. A. Mackenzie*)—
Second reading—*Resumption of debate. (Hon. R. I. Knowles).*
- 4 CANNED FRUITS MARKETING (AMENDMENT) BILL—(*Hon. D. E. Kent*)—
Second reading—*Resumption of debate. (Hon. D. G. Crozier).*
- 5 FILMS (CLASSIFICATION) BILL—(*Hon. J. H. Kennan*)—
Second reading—*Resumption of debate. (Hon. J. V. C. Guest).*
- 6 INFERTILITY (MEDICAL PROCEDURES) BILL (No. 2)—(*Hon. J. H. Kennan*)—
To be further considered in Committee.
- 7 DAIRY INDUSTRY BILL—(*from Assembly—Hon. D. E. Kent*)—
To be further considered in Committee.
- 8 HEALTH (GENERAL AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—
Second reading—*Resumption of debate. (Hon. J. V. C. Guest).*
- 9 NATIONAL CRIME AUTHORITY (STATE PROVISIONS) BILL—(*Hon. J. H. Kennan*)—
Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- *10 APPROPRIATION (1984-85, No. 1) BILL—(*from Assembly—Hon. D. R. White*)—
Second reading—*Resumption of debate. (Hon. A. J. Hunt).*
- 11 CHINATOWN HISTORIC PRECINCT BILL—(*from Assembly—Hon. D. R. White*)—
Second reading.
- 12 TRUSTEE (AMENDMENT) BILL—(*Hon. J. H. Kennan*)—
Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 13 ADMINISTRATIVE APPEALS TRIBUNAL BILL—(*from Assembly—Hon. J. H. Kennan*)—
Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 14 TRUSTEE COMPANIES BILL—(*Hon. J. H. Kennan*)—
Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- 15 HEALTH (RADIATION SAFETY) BILL (No. 2)—(*from Assembly—Hon. D. R. White*)—
Second reading—*Resumption of debate. (Hon. J. V. C. Guest).*
- 16 OCCUPATIONAL HEALTH AND SAFETY BILL—(*from Assembly—Hon. D. R. White*)—
To be further considered in Committee.
- 17 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND
RELATED DOCUMENTS—To be considered.
- 18 INFERTILITY (MEDICAL PROCEDURES) BILL—(*Hon. J. H. Kennan*)—
Second reading—*Resumption of debate. (Hon. Haddon Storey).*

* Indicates new entry.

- 19 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 2 THE HON. B. A. CHAMBERLAIN—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- 3 THE HON. A. J. HUNT—To move, That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is unparliamentary and will not be accepted by this House, and hereby authorizes and requires the President to rule out of order any Bill which offends against that principle.
- 4 THE HON. W. R. BAXTER—To move, That in view of the serious disadvantage imposed upon students from country Victoria, this House—
 - (a) Condemns the Government for closing and initiating disposal of student hostels in Melbourne;
 - (b) Questions the failure of the Government to widely advertise, prior to the commencement of the academic year, that two hostels were to remain open contrary to earlier advice;
 - (c) Rejects its belated attempt to transfer responsibility for student housing to the Commonwealth; and
 - (d) Calls for the hostels to be re-opened forthwith or for suitable alternative accommodation to be provided by the leasing of migrant hostels or the use of surplus nurses homes and the like.
- 5 THE HON. B. P. DUNN—To move, That this House expresses its alarm at the failure of the Government and, in particular, the Minister of Agriculture, to grasp the importance of primary industry to the Victorian economy and deplores the lack of consideration, support and encouragement for the State's farmers.

ORDERS OF THE DAY

- 1 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- φ2 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. W. R. Baxter).*
- φ3 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. W. R. Baxter).*

- 4 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- 5 SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES—(*Hon. W. R. Baxter*)—*Resumption of debate.* (*Hon. D. M. Evans*).
- ‡6 GRAIN HARVEST, 1983-84, HANDLING AND TRANSPORT—MINISTERIAL STATEMENT—To be considered.
- ‡7 GRAIN HARVEST, 1983-84—MOTION TO CENSURE MINISTER OF TRANSPORT AS TO TRANSPORT DEFICIENCIES AND CALLING FOR IMPROVEMENTS TO TRANSPORT, STORAGE AND SHIPPING TERMINAL FACILITIES—(*Hon. B. P. Dunn*)—*Resumption of debate.* (*Hon. L. A. McArthur*).
- 8 PRISONS SERVICE COMMITTEE—INTERIM REPORT—To be considered.
- 9 ADMINISTRATION OF CEMETERIES—REPORT OF MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—To be considered.
- 10 TRANSMISSION LINES SERVING MELBOURNE—MINISTERIAL STATEMENT ON NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. R. I. Knowles*)—*Resumption of debate.* (*Hon. W. V. Houghton*).
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- 18 BEVERAGE CONTAINER DEPOSIT LEGISLATION—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 19 *IN VITRO* FERTILIZATION—REPORT AND RELATED MINISTERIAL COMMENTS ON DISPOSITION OF EMBRYOS—To be considered.
- 20 PROPOSED MORNINGTON PENINSULA AND DISTRICT WATER BOARD—MINISTER'S RESPONSE TO QUESTION OF 19 SEPTEMBER 1984—To be considered.

‡ Cognate subjects—To be debated concurrently pursuant to order of the Council on 6 March 1984.

- 21 DELAYS IN THE COURTS—MINISTERIAL STATEMENT ON LEGAL AND CONSTITUTIONAL COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. B. A. Chamberlain*).
- 22 NATIONAL CONSERVATION STRATEGY CONSENSUS PROPOSAL AND RELATED MINISTERIAL STATEMENT—To be considered.
- 23 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDER No. 16, 1984—To be considered.
- 24 RADIATION APPARATUS—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- †25 SUBORDINATE LEGISLATION (DEREGULATION) BILL—(*Hon. A. J. Hunt*)—To be further considered in Committee.
- †26 SUBORDINATE LEGISLATION (DEREGULATION) BILL—REPORT OF LEGAL AND CONSTITUTIONAL COMMITTEE—To be further considered.
- 27 AUDITOR-GENERAL'S OFFICE REPORT, 1983-84—To be considered.
- 28 EMPLOYMENT AND TRAINING—MINISTRY'S REPORT, 1983-84—To be considered.
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- 30 STATE RIVERS AND WATER SUPPLY COMMISSION REPORT, 1983-84—To be considered.
- 31 WATER RESOURCES AND WATER SUPPLY—MINISTRY'S REPORT, 1983-84—To be considered.
- 32 YOUTH, SPORT AND RECREATION DEPARTMENT REPORT, 1983-84—To be considered.
- 33 SUPREME COURT JUDGES' REPORT, 1983 AND RELATED MINISTERIAL STATEMENT ON JUDICIAL ADMINISTRATION —To be considered.
- 34 OPEN GOVERNMENT—MOTION CALLING UPON GOVERNMENT TO HONOUR PRE-ELECTION COMMITMENT AND TO ABANDON CONTRARY STRATEGY—(*Hon. A. J. Hunt*)—*Resumption of debate.* (*Hon. D. R. White*).
- *35 CRIMES COMPENSATION TRIBUNAL REPORT, 1983-84—To be considered.
- *36 MELBOURNE AND METROPOLITAN BOARD OF WORKS REPORT, 1983-84—To be considered.

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

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TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

* * * *

SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

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LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

Wednesday—Private Members' business.

No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 TRUSTEE (AMENDMENT) BILL (No. 2)—(*Hon. J. H. Kennan*)—Second reading.
- *2 WHEAT MARKETING BILL—(*Hon. D. E. Kent*)—Second reading.
- *3 MOTOR CAR (INSURANCE SURCHARGE) BILL—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading.
- 4 DAIRY INDUSTRY BILL—(*from Assembly—Hon. D. E. Kent*)—To be further considered in Committee.
- *5 EDUCATION (AMENDMENT) BILL (No. 2)—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt)*.
- 6 NATIONAL CRIME AUTHORITY (STATE PROVISIONS) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey)*.
- 7 TRUSTEE (AMENDMENT) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey)*.
- 8 ADMINISTRATIVE APPEALS TRIBUNAL BILL—(*from Assembly—Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey)*.
- 9 TRUSTEE COMPANIES BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey)*.
- 10 APPROPRIATION (1984-85, No. 1) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt)*.
- *11 THE CONSTITUTION ACT AMENDMENT (ELECTORAL LEGISLATION) BILL—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading—*Resumption of debate. (Hon. A. J. Hunt)*.
- 12 HEALTH (GENERAL AMENDMENT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. J. V. C. Guest)*.
- 13 CHINATOWN HISTORIC PRECINCT BILL—(*from Assembly—Hon. D. R. White*)—Second reading.
- 14 HEALTH (RADIATION SAFETY) BILL (No. 2)—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. J. V. C. Guest)*.
- 15 OCCUPATIONAL HEALTH AND SAFETY BILL—(*from Assembly—Hon. D. R. White*)—To be further considered in Committee.
- 16 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 17 INFERTILITY (MEDICAL PROCEDURES) BILL—(*Hon. J. H. Kennan*)—Second reading—*Resumption of debate. (Hon. Haddon Storey)*.

* Indicates new entry.

- 18 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. Evan Walker*)—Second reading—
Resumption of debate. (Hon. Haddon Storey).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 2 THE HON. B. A. CHAMBERLAIN—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- 3 THE HON. A. J. HUNT—To move, That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is unparliamentary and will not be accepted by this House, and hereby authorizes and requires the President to rule out of order any Bill which offends against that principle.
- 4 THE HON. W. R. BAXTER—To move, That in view of the serious disadvantage imposed upon students from country Victoria, this House—
 - (a) Condemns the Government for closing and initiating disposal of student hostels in Melbourne;
 - (b) Questions the failure of the Government to widely advertise, prior to the commencement of the academic year, that two hostels were to remain open contrary to earlier advice;
 - (c) Rejects its belated attempt to transfer responsibility for student housing to the Commonwealth; and
 - (d) Calls for the hostels to be re-opened forthwith or for suitable alternative accommodation to be provided by the leasing of migrant hostels or the use of surplus nurses homes and the like.
- 5 THE HON. B. P. DUNN—To move, That this House expresses its alarm at the failure of the Government and, in particular, the Minister of Agriculture, to grasp the importance of primary industry to the Victorian economy and deplores the lack of consideration, support and encouragement for the State's farmers.
- *6 THE HON. R. LAWSON—To move, That this House records its conviction that full encouragement and support for voluntary effort and achievement will better serve the Victorian community than will reliance on increasing Government activities and intrusion.

ORDERS OF THE DAY

- 1 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—
Resumption of debate. (Hon. B. P. Dunn).
- φ2 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER
(*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. W. R. Baxter).*

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- φ3 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate.* (*Hon. W. R. Baxter*).
- 4 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
- 5 SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES—(*Hon. W. R. Baxter*)—*Resumption of debate.* (*Hon. D. M. Evans*).
- ‡6 GRAIN HARVEST, 1983-84, HANDLING AND TRANSPORT—MINISTERIAL STATEMENT—To be considered.
- ‡7 GRAIN HARVEST, 1983-84—MOTION TO CENSURE MINISTER OF TRANSPORT AS TO TRANSPORT DEFICIENCIES AND CALLING FOR IMPROVEMENTS TO TRANSPORT, STORAGE AND SHIPPING TERMINAL FACILITIES—(*Hon. B. P. Dunn*)—*Resumption of debate.* (*Hon. L. A. McArthur*).
- 8 PRISONS SERVICE COMMITTEE—INTERIM REPORT—To be considered.
- 9 ADMINISTRATION OF CEMETERIES—REPORT OF MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—To be considered.
- 10 TRANSMISSION LINES SERVING MELBOURNE—MINISTERIAL STATEMENT ON NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. R. I. Knowles*)—*Resumption of debate.* (*Hon. W. V. Houghton*).
- 11 MORWELL RIVER DIVERSION—MINISTERIAL STATEMENT ON NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. R. I. Knowles*)—*Resumption of debate.* (*Hon. D. G. Crozier*).
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- 14 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS Nos. 12 to 15, 1984—To be considered.
- 15 PUBLIC TRUSTEE'S REPORT, 1982-83—To be considered.
- 16 HEALTH SERVICES COMPLAINTS PROCEDURES—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- 17 SAGE'S COTTAGE, BAXTER—SUMMARY OF ACTION *RE* CONSERVATION AND RESTORATION PROJECT MADE AVAILABLE BY MINISTER ON 11 SEPTEMBER 1984—To be considered.
- 18 BEVERAGE CONTAINER DEPOSIT LEGISLATION—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 19 *IN VITRO* FERTILIZATION—REPORT AND RELATED MINISTERIAL COMMENTS ON DISPOSITION OF EMBRYOS—To be considered.
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‡ Cognate subjects—To be debated concurrently pursuant to order of the Council on 6 March 1984.

- 20 PROPOSED MORNINGTON PENINSULA AND DISTRICT WATER BOARD—
MINISTER'S RESPONSE TO QUESTION OF 19 SEPTEMBER 1984—To be
considered.
- 21 DELAYS IN THE COURTS—MINISTERIAL STATEMENT ON LEGAL AND
CONSTITUTIONAL COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF
STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate. (Hon. B. A.
Chamberlain).*
- 22 NATIONAL CONSERVATION STRATEGY CONSENSUS PROPOSAL AND
RELATED MINISTERIAL STATEMENT—To be considered.
- 23 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDER No. 16, 1984—To be
considered.
- 24 RADIATION APPARATUS—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—
To be considered.
- †25 SUBORDINATE LEGISLATION (DEREGULATION) BILL—(*Hon. A. J. Hunt*)—
To be further considered in Committee.
- †26 SUBORDINATE LEGISLATION (DEREGULATION) BILL—REPORT OF LEGAL
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- 27 AUDITOR-GENERAL'S OFFICE REPORT, 1983-84—To be considered.
- 28 EMPLOYMENT AND TRAINING—MINISTRY'S REPORT, 1983-84—To be
considered.
- 29 STATE BANK REPORTS, STATEMENTS, RETURNS, &c., 1983-84—To be
considered.
- 30 STATE RIVERS AND WATER SUPPLY COMMISSION REPORT, 1983-84—To
be considered.
- 31 WATER RESOURCES AND WATER SUPPLY—MINISTRY'S REPORT, 1983-84—
To be considered.
- 32 YOUTH, SPORT AND RECREATION DEPARTMENT REPORT, 1983-84—To be
considered.
- 33 SUPREME COURT JUDGES' REPORT, 1983 AND RELATED MINISTERIAL
STATEMENT ON JUDICIAL ADMINISTRATION —To be considered.
- 34 OPEN GOVERNMENT—MOTION CALLING UPON GOVERNMENT TO HONOUR
PRE-ELECTION COMMITMENT AND TO ABANDON CONTRARY STRATEGY—
(*Hon. A. J. Hunt*)—*Resumption of debate. (Hon. D. R. White).*
- 35 CRIMES COMPENSATION TRIBUNAL REPORT, 1983-84—To be considered.
- 36 MELBOURNE AND METROPOLITAN BOARD OF WORKS REPORT, 1983-84—
To be considered.
- *37 COUNTRY FIRE AUTHORITY REPORT, 1982-83—To be considered.
- *38 COUNCIL OF ADULT EDUCATION REPORT, 1983-84—To be considered.
- *39 LAND CONSERVATION COUNCIL REPORT, 1983-84—To be considered.
- *40 LATROBE VALLEY WATER AND SEWERAGE BOARD REPORT, 1983-84—To
be considered.

† Cognate subjects—To be debated concurrently pursuant to order of the Council on 2 October 1984.

- *41 LOCAL GOVERNMENT INVESTMENT SERVICE FUND FINANCIAL REPORT, 1983-84—To be considered.
- *42 COMPLAINTS PROCEDURES AGAINST HEALTH SERVICES—MINISTER'S RESPONSE TO RECOMMENDATIONS IN SOCIAL DEVELOPMENT COMMITTEE'S REPORT—To be considered.
- *43 PROPERTY AND SERVICES DEPARTMENT REPORT, 1983-84—To be considered.
- *44 PUBLIC AUTHORITIES FINANCE AGENCY REPORT, 1983-84—To be considered.
- *45 PUBLIC RECORD OFFICE REPORT, 1983-84—To be considered.
- *46 TEACHING SERVICE CONCILIATION AND ARBITRATION COMMISSION REPORT, 1983-84—To be considered.
- *47 POLICE SERVICE BOARD DETERMINATION No. 411—To be considered.

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
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CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

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SELECT COMMITTEES

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HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

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NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

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SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

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SESSIONAL ORDERS

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LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 STAMPS (AMENDMENT) BILL (No. 2)—(from Assembly—Hon. D. R. White)—
Second reading.
- *2 COUNTY COURT (AMENDMENT) BILL—(from Assembly—Hon. J. H. Kennan)—
Second reading.
- *3 WATER CHARGE CONCESSIONS BILL—(from Assembly—Hon. D. R. White)—
Second reading.
- *4 CROWN LAND (RESERVES) (AMENDMENT) BILL—(from Assembly—Hon. R.
A. Mackenzie)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- 5 EDUCATION (AMENDMENT) BILL (No. 2)—(Hon. Evan Walker)—Second
reading—Resumption of debate. (Hon. A. J. Hunt).
- 6 TRUSTEE (AMENDMENT) BILL (No. 2)—(Hon. J. H. Kennan)—Second reading—
Resumption of debate. (Hon. H. R. Ward).
- 7 WHEAT MARKETING BILL—(Hon. D. E. Kent)—Second reading—Resumption
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- 12 THE CONSTITUTION ACT AMENDMENT (ELECTORAL LEGISLATION) BILL—
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* Indicates new entry.

- 18 **ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS**—To be considered.
- 19 **ANZAC DAY (PUBLIC HOLIDAY) BILL**—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. D. M. EVANS**—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
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ORDERS OF THE DAY

- 1 **CONSTITUTION (REFORM) BILL**—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- φ2 **STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER** (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. W. R. Baxter).*
- φ3 **STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER** (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. W. R. Baxter).*

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- 4 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (*Hon. P. D. Block*)—*Resumption of debate.* (*Hon. G. A. Sgro*).
 - 5 SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES—(*Hon. W. R. Baxter*)—*Resumption of debate.* (*Hon. D. M. Evans*).
 - ‡6 GRAIN HARVEST, 1983-84, HANDLING AND TRANSPORT—MINISTERIAL STATEMENT—To be considered.
 - ‡7 GRAIN HARVEST, 1983-84—MOTION TO CENSURE MINISTER OF TRANSPORT AS TO TRANSPORT DEFICIENCIES AND CALLING FOR IMPROVEMENTS TO TRANSPORT, STORAGE AND SHIPPING TERMINAL FACILITIES—(*Hon. B. P. Dunn*)—*Resumption of debate.* (*Hon. L. A. McArthur*).
 - 8 PRISONS SERVICE COMMITTEE—INTERIM REPORT—To be considered.
 - 9 ADMINISTRATION OF CEMETERIES—REPORT OF MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—To be considered.
 - 10 TRANSMISSION LINES SERVING MELBOURNE—MINISTERIAL STATEMENT ON NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. R. I. Knowles*)—*Resumption of debate.* (*Hon. W. V. Houghton*).
 - 11 MORWELL RIVER DIVERSION—MINISTERIAL STATEMENT ON NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. R. I. Knowles*)—*Resumption of debate.* (*Hon. D. G. Crozier*).
 - 12 PORNOGRAPHIC MATERIAL—PETITION OPPOSING LEGALIZATION—To be considered.
 - 13 INTER-GOVERNMENT RELATIONS—ADVISORY COUNCIL'S REPORT, 1982-83—To be considered.
 - 14 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS Nos. 12 to 15, 1984—To be considered.
 - 15 PUBLIC TRUSTEE'S REPORT, 1982-83—To be considered.
 - 16 HEALTH SERVICES COMPLAINTS PROCEDURES—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
 - 17 SAGE'S COTTAGE, BAXTER—SUMMARY OF ACTION RE CONSERVATION AND RESTORATION PROJECT MADE AVAILABLE BY MINISTER ON 11 SEPTEMBER 1984—To be considered.
 - 18 BEVERAGE CONTAINER DEPOSIT LEGISLATION—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
 - 19 *IN VITRO* FERTILIZATION—REPORT AND RELATED MINISTERIAL COMMENTS ON DISPOSITION OF EMBRYOS—To be considered.
 - 20 PROPOSED MORNINGTON PENINSULA AND DISTRICT WATER BOARD—MINISTER'S RESPONSE TO QUESTION OF 19 SEPTEMBER 1984—To be considered.
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‡ Cognate subjects—To be debated concurrently pursuant to order of the Council on 6 March 1984.

- 21 DELAYS IN THE COURTS—MINISTERIAL STATEMENT ON LEGAL AND CONSTITUTIONAL COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate. (Hon. B. A. Chamberlain).*
- 22 NATIONAL CONSERVATION STRATEGY CONSENSUS PROPOSAL AND RELATED MINISTERIAL STATEMENT—To be considered.
- 23 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDER No. 16, 1984—To be considered.
- 24 RADIATION APPARATUS—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- 25 AUDITOR-GENERAL'S OFFICE REPORT, 1983-84—To be considered.
- 26 EMPLOYMENT AND TRAINING—MINISTRY'S REPORT, 1983-84—To be considered.
- 27 STATE BANK REPORTS, STATEMENTS, RETURNS, &c., 1983-84—To be considered.
- 28 STATE RIVERS AND WATER SUPPLY COMMISSION REPORT, 1983-84—To be considered.
- 29 WATER RESOURCES AND WATER SUPPLY—MINISTRY'S REPORT, 1983-84—To be considered.
- 30 YOUTH, SPORT AND RECREATION DEPARTMENT REPORT, 1983-84—To be considered.
- 31 SUPREME COURT JUDGES' REPORT, 1983 AND RELATED MINISTERIAL STATEMENT ON JUDICIAL ADMINISTRATION —To be considered.
- 32 OPEN GOVERNMENT—MOTION CALLING UPON GOVERNMENT TO HONOUR PRE-ELECTION COMMITMENT AND TO ABANDON CONTRARY STRATEGY—(*Hon. A. J. Hunt*)—*Resumption of debate. (Hon. D. R. White).*
- 33 CRIMES COMPENSATION TRIBUNAL REPORT, 1983-84—To be considered.
- 34 MELBOURNE AND METROPOLITAN BOARD OF WORKS REPORT, 1983-84—To be considered.
- 35 COUNTRY FIRE AUTHORITY REPORT, 1982-83—To be considered.
- 36 COUNCIL OF ADULT EDUCATION REPORT, 1983-84—To be considered.
- 37 LAND CONSERVATION COUNCIL REPORT, 1983-84—To be considered.
- 38 LATROBE VALLEY WATER AND SEWERAGE BOARD REPORT, 1983-84—To be considered.
- 39 LOCAL GOVERNMENT INVESTMENT SERVICE FUND FINANCIAL REPORT, 1983-84—To be considered.
- 40 HEALTH SERVICES COMPLAINTS PROCEDURES—MINISTER'S RESPONSE TO RECOMMENDATIONS IN SOCIAL DEVELOPMENT COMMITTEE'S REPORT—To be considered.
- 41 PROPERTY AND SERVICES DEPARTMENT REPORT, 1983-84—To be considered.
- 42 PUBLIC AUTHORITIES FINANCE AGENCY REPORT, 1983-84—To be considered.
- 43 PUBLIC RECORD OFFICE REPORT, 1983-84—To be considered.

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- 44 TEACHING SERVICE CONCILIATION AND ARBITRATION COMMISSION REPORT, 1983-84—To be considered.
- 45 POLICE SERVICE BOARD DETERMINATION No. 411—To be considered.
- *46 VOLUNTARY COMMUNITY SERVICES—MOTION RECORDING ENCOURAGEMENT AND SUPPORT FOR RATHER THAN RELIANCE ON GOVERNMENT—(*Hon. R. Lawson*)—*Resumption of debate. (Hon. D. R. White).*

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables W. R. Baxter, D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, W. R. Baxter, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

§Wednesday—Private Members' business.

§No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 114, 115, and 116

No. 114—Tuesday, 23 October 1984

- 1 The President took the Chair and read the Prayer.
- 2 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR**—The Honourable Evan Walker presented a Message from His Excellency the Governor informing the Council that he had, on 16 October, given the Royal Assent to the undermentioned Act presented to him by the Clerk-Assistant of the Legislative Council, for and in the absence of the Clerk of the Parliaments, viz:—

Children (Guardianship and Custody) Act.

- 3 **SESSIONAL ORDERS**—The Honourable Evan Walker moved, by leave, That so much of the Sessional Orders as requires that no new business be taken after 10.00 p.m. and that General business shall take precedence of Government business on Wednesdays be suspended until the end of November and that until the end of November, unless otherwise ordered by the House, new business may be taken at any hour and Government business shall take precedence of all other business.

Debate ensued.

Question—put and resolved in the affirmative.

- 4 **PETITIONS**—

PORNOGRAPHIC MATERIAL—The Honourable B. A. Chamberlain presented a Petition from certain citizens of Victoria praying that, because it will cause serious harm to the community, the Parliament will not legalize the possession, sale, hire, or supply of any publication, video, slide or other recording from which a visual image can be produced, which displays degradation of persons or animals, acts of violence and sex, or the use and effect of illicit drug taking.

Ordered to lie on the Table.

* * * *

INFERTILITY (MEDICAL PROCEDURES) BILL (No. 2)—The Honourable G. P. Connard presented a Petition from certain citizens of Victoria praying that, because *in vitro* fertilization puts embryonic human beings at risk of damage or death, the Parliament will amend the Infertility (Medical Procedures) Bill (No. 2) to prohibit embryo destruction, freezing, experimentation and the production of excess embryos.

Ordered to lie on the Table.

- 5 **EDUCATION (AMENDMENT) BILL (No. 2)**—On the motion (by leave without notice) of the Honourable Evan Walker, leave was given to bring in a Bill to amend the *Education (Amendment) Act 1983* by repealing or amending in section 11 of that Act sub-sections (2) to (19), and to amend the *Education Act 1958*, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
- 6 **WHEAT MARKETING BILL**—On the motion (by leave without notice) of the Honourable D. E. Kent, leave was given to bring in a Bill relating to the marketing of wheat, to repeal the *Wheat Marketing Act 1979* and certain other Acts, and for

other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

7 **TRUSTEE (AMENDMENT) BILL (No. 2)**—On the motion (by leave without notice) of the Honourable J. H. Kennan, leave was given to bring in a Bill to make provision for a secondary mortgage market, to make certain securities authorized trustee investments and for that purpose to amend the *Trustee Act 1958* and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

8 **PAPERS**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Country Fire Authority—Report for the year 1982–83.

Education—Report of the Council of Adult Education for the year 1983–84.

Land Conservation Council—Report for the year 1983–84.

Latrobe Valley Water and Sewerage Board—Report and accounts for the year 1983–84.

Municipal Association Act 1907—Financial report on Local Government Investment Service Fund for the year 1983–84.

Parliamentary Committees Act 1968—Minister's response to recommendations in Social Development Committee's interim report on Complaints Procedures against Health Services.

Police Service Board—Determination No. 411.

Property and Services Department—Report and financial statements for the year 1983–84.

Public Authorities Finance Agency—Report and statement of accounts for the year 1983–84.

Public Record Office—Report for the year 1983–84.

Statutory Rules under the following Acts of Parliament:

Administration and Probate Act 1958—Supreme Court Act 1958—No. 352.

Egg Industry Stabilization Act 1983—No. 359.

Evidence Act 1958—No. 355.

Health Act 1958—No. 362.

Industrial Training Act 1975—No. 358.

Melbourne and Metropolitan Board of Works Act 1958—No. 348.

Motor Boating Act 1961—No. 360.

Nurses Act 1958—No. 351.

Racing Act 1958—No. 354.

Supreme Court Act 1958—No. 353.

Transport Act 1983—No. 361.

Teaching Service Conciliation and Arbitration Commission—Report for the year 1983–84.

Town and Country Planning Act 1961—

Buninyong—Shire of Buninyong Planning Scheme—Amendment No. 19.

Flinders—Shire of Flinders Planning Scheme 1962—Amendments No. 165; and No. 168, 1983.

Hastings—Shire of Hastings Planning Scheme—Amendments Nos. 16 and 20 to 23.

Melbourne Metropolitan Planning Scheme—Amendments No. 150, Part 2; and No. 291.

Newham and Woodend—Shire of Newham and Woodend Planning Scheme—Amendment No. 22.

Pakenham—Shire of Pakenham Planning Scheme, Part 1—Amendment No. 31.

Portland Planning Scheme 1957—Amendment No. 18.

Town and Country Planning Act 1961 (*continued*)—

Werribee—Shire of Werribee Planning Scheme 1963—Amendment No. 77, 1983.

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Proclamations of His Excellency the Governor in Council fixing operative dates in respect of the following Acts were laid upon the Table by the Clerk pursuant to the Order of the Council on 18 September 1984:

Magistrates' Courts (Appointment of Magistrates) Act 1984—17 October 1984 (*Gazette* No. 114, 17 October 1984).

Melbourne Corporation (Election of Council) (Amendment) Act 1984—17 October 1984 (*Gazette* No. 114, 17 October 1984).

Motor Car (Licences) Act 1984—Sections 1, 2, 3, 6, 9 and 10—17 October 1984; Remaining provisions—1 November 1984 (*Gazette* No. 114, 17 October 1984).

Teaching Service Act 1983—Sections 5 (2), 18 (1) (a), (b), (d) to (p) and (r), 18 (2) and 28—17 October 1984 (*Gazette* No. 114, 17 October 1984).

Workers Compensation (Amendment) Act 1984—Sections 4, 6, 7, 8, 10, 12, 13, 15 and 17—11 October 1984 (*Gazette* No. 109, 11 October 1984).

The Honourable Haddon Storey moved, That the papers tabled by the Clerk, other than the Statutory Rules, amendments to Town and Country Planning Schemes and Proclamations, be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 9 **ALCOA (PORTLAND ALUMINIUM SMELTER) (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the amendments made in such Bill by the Council.
- 10 **LAW REFORM COMMISSION BILL**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the amendment made in such Bill by the Council.
- 11 **TRANSFER OF LAND (AMENDMENT) BILL (No.2)**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair, and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 12 **POSTPONEMENT OF ORDER OF THE DAY**—Ordered—That the consideration of Order of the Day, Government Business, No. 2, be postponed until later this day.
- 13 **FISHERIES (RECIPROCAL LICENCES) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative. Bill read a second time and, by leave, read a third time and passed. Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
- 14 **WINE GRAPE PROCESSING INDUSTRY (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now

read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 15 **CANNED FRUITS MARKETING (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 16 **THE CONSTITUTION ACT AMENDMENT (ELECTORAL LEGISLATION) BILL**—The Deputy President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend ‘The Constitution Act Amendment Act 1958’ with respect to the qualification and enrolment of electors, the conduct of elections and the registration of political parties and candidates, to amend the ‘Constitution Act 1975’ and the ‘Magistrates’ Courts Act 1971’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable J. H. Kennan (for the Honourable R. A. Mackenzie), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 17 **FILMS (CLASSIFICATION) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair, and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 18 **INFERTILITY (MEDICAL PROCEDURES) BILL (No.2)**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 19 **MOTOR CAR (INSURANCE SURCHARGE) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to repeal the surcharge on insurance premiums under Part V. of the ‘Motor Car Act 1958’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

20 **EDUCATION (AMENDMENT) BILL (No. 2)**—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

21 **THE CONSTITUTION ACT AMENDMENT (ELECTORAL LEGISLATION) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

And the Council having continued to sit until after 12 midnight—

WEDNESDAY, 24 OCTOBER

22 **ADJOURNMENT**—The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 12.15 a.m., adjourned until this day.

R. K. EVANS

Clerk of the Legislative Council

No. 115—Wednesday, 24 October 1984

1 The President took the Chair and read the Prayer.

2 **PETITIONS**—

THERAPEUTIC GOODS AND COSMETICS BILL—The Honourable H. R. Ward presented a Petition from certain citizens of Victoria praying that further debate upon the Therapeutic Goods and Cosmetics Bill be adjourned for at least three months so as to allow the public to participate in the formulation of the Bill.

Ordered to lie on the Table.

* * * *

INFERTILITY (MEDICAL PROCEDURES) BILL (No. 2)—The Honourable G. P. Connard presented a Petition from certain citizens of Victoria praying that, because *in vitro* fertilization puts embryonic human beings at risk of damage or death, the Parliament will amend the Infertility (Medical Procedures) Bill (No. 2) to prohibit embryo destruction, freezing, experimentation and the production of excess embryos.

Ordered to lie on the Table.

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PSYCHOLOGISTS BILL—The Honourable H. R. Ward presented a Petition from certain citizens of Victoria praying that further debate upon the Psychologists Bill be adjourned for at least three months so as to allow the public to participate in the formulation of the Bill.

Ordered to lie on the Table.

- 3 **PAPERS**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
- Brown Coal Council—Report for the year 1983–84.
- Director of Public Prosecutions—
- Report and financial statements of the Office of the Director of Public Prosecutions for the year 1983–84.
- Report of operations of the Office of the Director of Public Prosecutions for the period ending 30 September 1984.
- Trade Unions—Report of the Registrar of Friendly Societies for the year 1983–84.
- 4 **POSTPONEMENT OF ORDERS OF THE DAY**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 and 2, be postponed until later this day.
- 5 **MOTOR CAR (INSURANCE SURCHARGE) BILL**—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.
- Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 6 **POSTPONEMENT OF NOTICES OF MOTION AND ORDERS OF THE DAY**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 4 to 18 inclusive, and Notices of Motion, General Business, Nos. 1 to 5 inclusive, be postponed until later this day.
- 7 **VOLUNTARY COMMUNITY SERVICE**—The Honourable R. Lawson moved, That this House records its conviction that full encouragement and support for voluntary effort and achievement will better serve the Victorian community than will reliance on increasing Government activities and intrusion.
- Debate ensued.
- The Honourable Haddon Storey moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until later this day.
- 8 **ADOPTION BILL**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the amendments made in such Bill by the Council.
- 9 **FUNDRAISING APPEALS BILL**—The President announced the receipt of a Message from the Assembly transmitting a Message from His Excellency the Governor, pursuant to the provisions of section 14 of the *Constitution Act 1975*, recommending the following amendments which His Excellency desires to be made in this Bill, and acquainting the Council that the Assembly have agreed to such amendments, and desiring the concurrence of the Council therein:
- Clause 6, sub-clause (1), omit “37 and 38” and insert “36 and 37”.
- Clause 7, sub-clause (1), omit “38 (1)” and insert “37 (1)”.
- Clause 7, sub-clause (2), omit “38 (1)” and insert “37 (1)”.
- The Honourable D. R. White (for the Honourable J. H. Kennan) moved, That the Message be taken into consideration later this day.
- Question—put and resolved in the affirmative.
- 10 **STAMPS (AMENDMENT) BILL (No. 2)**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Stamps Act 1958’, the ‘Motor Boating Act 1961’, the ‘Financial Institutions Duty Act 1982’ and the ‘Audit Act 1958’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 11 **POSTPONEMENT OF ORDERS OF THE DAY**—Ordered—That the consideration of Orders of the Day, General Business, Nos. 1 to 24 inclusive, be postponed until later this day.
- 12 **SUBORDINATE LEGISLATION (DEREGULATION) BILL [changed to SUBORDINATE LEGISLATION (REVIEW AND REVOCATION) BILL]**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K.I.M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, after debate, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 13 **VOLUNTARY COMMUNITY SERVICE**—The Order of the Day having been read for the resumption of the debate on the question, That this House records its conviction that full encouragement and support for voluntary effort and achievement will better serve the Victorian community than will reliance on increasing Government activities and intrusion—

Debate resumed.

The Honourable D. R. White moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 14 **FUNDRAISING APPEALS BILL**—The Order of the Day having been read for the consideration of the Message from the Assembly transmitting amendments recommended by His Excellency the Governor in this Bill (for amendments see item 9 *ante*)—

The Honourable J. H. Kennan moved, That the Council agree to the amendments recommended by His Excellency the Governor.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 15 **INFERTILITY (MEDICAL PROCEDURES) BILL—ORDER OF THE DAY DISCHARGED**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

The Honourable J. H. Kennan moved, That the said Order be discharged.

Question—put and resolved in the affirmative.

Ordered—That the Bill be withdrawn.

- 16 **ADMINISTRATIVE APPEALS TRIBUNAL BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time, and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

The Honourable J. H. Kennan moved, by leave, That it be an instruction to the Committee that they have power to consider an amendment to extend the jurisdiction of the Tribunal to review decisions of the State Employees Retirement Benefits Board.

Question—put and resolved in the affirmative.

House in Committee.

The President resumed the Chair; and the Honourable R. J. Long reported that the Committee had made progress in the Bill and had agreed to the following resolution:

That it be a suggestion to the Assembly that they make the following amendment in the Bill:

Clause 8, line 37, after “Court” insert “and, for all purposes, service as the President or a Deputy President shall be taken to be service as the holder of office as a judge” —

had also made amendments in the Bill, and had amended the title thereof, which amended title is as follows:

“An Act to establish an Administrative Appeals Tribunal, to provide for review of certain decisions and for that purpose to amend the ‘Freedom of Information Act 1982’, the ‘Motor Accidents Act 1973’, the ‘Estate Agents Act 1980’, the ‘Criminal Injuries Compensation Act 1983’, the ‘Adoption Act 1984’, the ‘State Employees Retirement Benefits Act 1979’ and certain Acts relating to taxation, to repeal the ‘Taxation Appeals Act 1972’ and for other purposes” —

and asked leave to sit again.

On the motion of the Honourable J. H. Kennan, the House adopted the Report and Resolution reported from the Committee of the whole.

Ordered—That the Bill be returned to the Assembly with a Message suggesting that the Assembly amend the same as set forth in the foregoing resolution, and acquainting them that the Council have agreed to amendments in the Bill, with which they desire the concurrence of the Assembly.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 17 **LAND TAX (AMENDMENT) BILL (No. 2)**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Land Tax Act 1958’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable H. R. Ward (for the Honourable P. D. Block) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 18 **AUDIT (AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Audit Act 1958’ with respect to the issue of public moneys, to repeal the ‘Public Account (Amendment) Act 1984’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable H. R. Ward (for the Honourable P. D. Block) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 19 **PAY-ROLL TAX (AMENDMENT) BILL (No. 3)**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Pay-roll Tax Act 1971’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable H. R. Ward (for the Honourable A. J. Hunt) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 20 **WATER CHARGE CONCESSIONS BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to provide concessions to certain persons in relation to the supply of water, to amend the ‘Water Act 1958’, the ‘Geelong Waterworks and Sewerage Act 1958’, the ‘Mildura Irrigation Trusts and Sunraysia Water Board Act 1958’ and the ‘Melbourne and Metropolitan Board of Works Act 1958’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 21 **WHEAT MARKETING BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. E. Kent moved, That this Bill be now read a second time.

The Honourable H. R. Ward (for the Honourable D. G. Crozier) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 22 **TRUSTEE (AMENDMENT) BILL (No. 2)**—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable H. R. Ward moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 23 **TRUSTEE (AMENDMENT) BILL—ORDER OF THE DAY DISCHARGED**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

The Honourable J. H. Kennan moved, That the said Order be discharged.

Question—put and resolved in the affirmative.

Ordered—That the Bill be withdrawn.

38 **ADJOURNMENT**—The Honourable D. R. White moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 11.55 p.m., adjourned until tomorrow.

R. K. EVANS
Clerk of the Legislative Council

No. 116—Thursday, 25 October 1984

1 The President took the Chair and read the Prayer.

2 **PETITION—INFERTILITY (MEDICAL PROCEDURES) BILL (No. 2)**—The Honourable G. P. Connard presented a petition from certain citizens of Victoria praying that because *in vitro* fertilization puts embryonic human beings at risk of damage or death, the Parliament will amend the Infertility (Medical Procedures) Bill (No. 2) to prohibit embryo destruction, freezing, experimentation and the production of excess embryos.

Ordered to lie on the Table.

3 **PAPERS**—

PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND—The Honourable D. R. White moved, by leave, That there be laid before this House a copy of the Report of the Parliamentary Contributory Superannuation Fund for the year 1983–84.

Question—put and resolved in the affirmative.

The said report was thereupon presented by the Honourable D. R. White and ordered to lie on the Table.

The Honourable A. J. Hunt moved, That the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

The following Papers, pursuant to the direction of an Act of Parliament, were laid upon the Table by the Clerk:

Town and Country Planning Act 1961—

- Benalla—Shire of Benalla Planning Scheme 1953—Amendment No. 20.
- Cobram—Shire of Cobram Planning Scheme 1979—Amendment No. 15.
- Cranbourne—Shire of Cranbourne (Western Port) Planning Scheme—Amendment No. 26, 1983.
- Echuca—City of Echuca Planning Scheme—Amendment No. 55, 1982.
- Flinders—Shire of Flinders Planning Scheme 1962—Amendment No. 171.
- Geelong Regional Planning Scheme—Amendment No. 83, 1983.
- Knox—City of Knox Planning Scheme 1965—Amendment No. 267, 1984.
- Lillydale—Shire of Lillydale Planning Scheme 1958—Amendment No. 170.
- Melbourne Metropolitan Planning Scheme—Amendments No. 150, Part 4; No. 227, Part 2c (with map); No. 230, Part 2 (with map); No. 232, Part 1A (with 27 maps); No. 232, Part 2 (with eleven maps); No. 272, Part 1 (with two maps); No. 274, Part 1 (with four maps); No. 276, Part 1 (with two maps); No. 302 (with map); and No. 309 (with map).
- Port Fairy Planning Scheme 1959—Amendment No. 25, 1983.
- Rosedale—Shire of Rosedale Planning Scheme, Part 2—Amendment No. 15, 1984.
- Swan Hill—City of Swan Hill Planning Scheme—Amendment No. 8.

4 **POSTPONEMENT OF ORDER OF THE DAY**—Ordered—That the consideration of Order of the Day, Government Business, No. 1, be postponed until later this day.

5 **COUNTY COURT (AMENDMENT) BILL**—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

6 **POSTPONEMENT OF ORDERS OF THE DAY**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3 to 7 inclusive, be postponed until later this day.

7 **NATIONAL CRIME AUTHORITY (STATE PROVISIONS) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair, and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

8 **RESIGNATION OF MEMBER**—The President announced that he had received the following communications:

Thursday, 25 October 1984

Dear Mr President,

I enclose copy of a letter of resignation from his seat in the Legislative Council of Victoria for North Eastern Province, addressed to and received by me today, from the Honourable William Robert Baxter, together with a copy of my acknowledgment to him.

By virtue of Section 30 of the *Constitution Act* 1975, Mr. Baxter's seat in the Legislative Council became vacant on 25 October 1984, being the date upon which his letter of resignation addressed to me was received by me.

Yours sincerely,
BRIAN MURRAY
Governor

* * * *

Thursday, 25 October 1984

Your Excellency,

I tender to you my resignation as a Member of the Legislative Council of Victoria for North Eastern Province.

I want to thank you, Your Excellency, and Lady Murray for the courtesies you have extended to me and to say I have very much enjoyed and benefitted from my term as a Member of the Parliament of Victoria.

Yours sincerely,
W. R. BAXTER, M.L.C.
Member for North Eastern

* * * *

Thursday, 25 October 1984

Dear Mr President,

I have this day tendered to His Excellency my resignation as a Member for North Eastern Province in order to seek election for the Parliament of the Commonwealth.

In accordance with Section 152 of the Constitution Act Amendment Act, I hereby notify you that, in the event of my failing to secure such election, I intend to become a candidate for the vacancy created by my resignation.

I want to take this opportunity to thank all Honourable Members and you in particular, for the friendship and courtesies extended to me whilst I have had the privilege to serve as a Member of the Legislative Council of Victoria.

Yours sincerely,
W. R. BAXTER, M.L.C.

- 9 **POSTPONEMENT OF ORDERS OF THE DAY**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 9 to 11 inclusive, be postponed until later this day.
- 10 **THE CONSTITUTION ACT AMENDMENT (ELECTORAL LEGISLATION) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable B. A. Chamberlain having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 11 **TRUSTEE (AMENDMENT) BILL (No 2)**—The Order of the Day was read for the resumption of the debate on the question, That this Bill now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 12 **NATIONAL PARKS (FURTHER AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to create new parks, to amend the 'National Parks Act 1975', the 'National Parks (Amendment) Act 1984' and the 'Forests Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable R. A. Mackenzie), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 13 **WATER CHARGE CONCESSIONS BILL**—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 14 **STAMPS (AMENDMENT) BILL (No. 2)**—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 15 **APPROPRIATION (1984-85, No. 1) BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

Question—put and resolved in the affirmative—Bill read a second time.

Ordered—That the Bill be committed to a Committee of the whole on the next day of meeting.

- 16 **INDUSTRIAL RELATIONS (AMENDMENT) BILL (No. 2)**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Industrial Relations Act 1979', and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable J. H. Kennan), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 17 **FIRE AUTHORITIES BILL (No. 2)**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Country Fire Authority Act 1958', the 'Country Fire Authority (Amendment) Act 1983' and the 'Metropolitan Fire Brigades Act 1958', and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 18 **ADJOURNMENT**—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until Tuesday next at 2.00 p.m.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 7.02 p.m., adjourned until Tuesday next at 2.00 p.m.

R. K. EVANS
Clerk of the Legislative Council

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 NATIONAL PARKS (FURTHER AMENDMENT) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading.
- *2 INDUSTRIAL RELATIONS (AMENDMENT) BILL—(from Assembly—Hon. J. H. Kennan)—Second reading.
- *3 FIRE AUTHORITIES BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading.
- 4 EDUCATION (AMENDMENT) BILL (No. 2)—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. A. J. Hunt).
- 5 WHEAT MARKETING BILL—(Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. D. G. Crozier).
- 6 TRUSTEE COMPANIES BILL—(Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. Haddon Storey).
- 7 HEALTH (GENERAL AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. B. P. Dunn).
- 8 CROWN LAND (RESERVES) (AMENDMENT) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- 9 DAIRY INDUSTRY BILL—(from Assembly—Hon. D. E. Kent)—To be further considered in Committee.
- 10 CHINATOWN HISTORIC PRECINCT BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- 11 HEALTH (RADIATION SAFETY) BILL (No. 2)—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. J. V. C. Guest).
- 12 APPROPRIATION (1984-85, No. 1) BILL—(from Assembly—Hon. D. R. White)—To be committed.
- 13 ADMINISTRATIVE APPEALS TRIBUNAL BILL—(from Assembly—Hon. J. H. Kennan)—To be further considered in Committee.
- 14 OCCUPATIONAL HEALTH AND SAFETY BILL—(from Assembly—Hon. D. R. White)—To be further considered in Committee.
- 15 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 16 ANZAC DAY (PUBLIC HOLIDAY) BILL—(Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. Haddon Storey).

* Indicates new entry.

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. D. M. EVANS**—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 2 **THE HON. B. A. CHAMBERLAIN**—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- 3 **THE HON. A. J. HUNT**—To move, That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is unparliamentary and will not be accepted by this House, and hereby authorizes and requires the President to rule out of order any Bill which offends against that principle.
- 4 **THE HON. B. P. DUNN**—To move, That this House expresses its alarm at the failure of the Government and, in particular, the Minister of Agriculture, to grasp the importance of primary industry to the Victorian economy and deplores the lack of consideration, support and encouragement for the State's farmers.

ORDERS OF THE DAY

- 1 **CONSTITUTION (REFORM) BILL**—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- φ2 **STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER** (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. B. P. Dunn).*
- φ3 **STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER** (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. B. P. Dunn).*
- 4 **APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES** (*Hon. P. D. Block*)—*Resumption of debate. (Hon. G. A. Sgro).*
- 5 **SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES**—(*Hon. B. P. Dunn*)—*Resumption of debate. (Hon. D. M. Evans).*
- ‡6 **GRAIN HARVEST, 1983-84, HANDLING AND TRANSPORT—MINISTERIAL STATEMENT**—To be considered.
- ‡7 **GRAIN HARVEST, 1983-84—MOTION TO CENSURE MINISTER OF TRANSPORT AS TO TRANSPORT DEFICIENCIES AND CALLING FOR IMPROVEMENTS TO TRANSPORT, STORAGE AND SHIPPING TERMINAL FACILITIES**—(*Hon. B. P. Dunn*)—*Resumption of debate. (Hon. L. A. McArthur).*
- 8 **PRISONS SERVICE COMMITTEE—INTERIM REPORT**—To be considered.

φ Cognate motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.

‡ Cognate subjects—To be debated concurrently pursuant to order of the Council on 6 March 1984.

- 9 ADMINISTRATION OF CEMETERIES—REPORT OF MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—To be considered.
- 10 TRANSMISSION LINES SERVING MELBOURNE—MINISTERIAL STATEMENT ON NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. R. I. Knowles*)—*Resumption of debate.* (*Hon. W. V. Houghton*).
- 11 MORWELL RIVER DIVERSION—MINISTERIAL STATEMENT ON NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. R. I. Knowles*)—*Resumption of debate.* (*Hon. D. G. Crozier*).
- 12 PORNOGRAPHIC MATERIAL—PETITION OPPOSING LEGALIZATION—To be considered.
- 13 INTER-GOVERNMENT RELATIONS—ADVISORY COUNCIL'S REPORT, 1982-83—To be considered.
- 14 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS Nos. 12 to 15, 1984—To be considered.
- 15 PUBLIC TRUSTEE'S REPORT, 1982-83—To be considered.
- 16 HEALTH SERVICES COMPLAINTS PROCEDURES—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- 17 SAGE'S COTTAGE, BAXTER—SUMMARY OF ACTION *RE* CONSERVATION AND RESTORATION PROJECT MADE AVAILABLE BY MINISTER ON 11 SEPTEMBER 1984—To be considered.
- 18 BEVERAGE CONTAINER DEPOSIT LEGISLATION—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 19 *IN VITRO* FERTILIZATION—REPORT AND RELATED MINISTERIAL COMMENTS ON DISPOSITION OF EMBRYOS—To be considered.
- 20 PROPOSED MORNINGTON PENINSULA AND DISTRICT WATER BOARD—MINISTER'S RESPONSE TO QUESTION OF 19 SEPTEMBER 1984—To be considered.
- 21 DELAYS IN THE COURTS—MINISTERIAL STATEMENT ON LEGAL AND CONSTITUTIONAL COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. B. A. Chamberlain*).
- 22 NATIONAL CONSERVATION STRATEGY CONSENSUS PROPOSAL AND RELATED MINISTERIAL STATEMENT—To be considered.
- 23 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDER No. 16, 1984—To be considered.
- 24 RADIATION APPARATUS—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- 25 SUPREME COURT JUDGES' REPORT, 1983 AND RELATED MINISTERIAL STATEMENT ON JUDICIAL ADMINISTRATION —To be considered.
- 26 OPEN GOVERNMENT—MOTION CALLING UPON GOVERNMENT TO HONOUR PRE-ELECTION COMMITMENT AND TO ABANDON CONTRARY STRATEGY—(*Hon. A. J. Hunt*)—*Resumption of debate.* (*Hon. D. R. White*).
- 27 CRIMES COMPENSATION TRIBUNAL REPORT, 1983-84—To be considered.

- 28 MELBOURNE AND METROPOLITAN BOARD OF WORKS REPORT, 1983-84—
To be considered.
- 29 COUNTRY FIRE AUTHORITY REPORT, 1982-83—To be considered.
- 30 COUNCIL OF ADULT EDUCATION REPORT, 1983-84—To be considered.
- 31 LAND CONSERVATION COUNCIL REPORT, 1983-84—To be considered.
- 32 LATROBE VALLEY WATER AND SEWERAGE BOARD REPORT, 1983-84—To
be considered.
- 33 LOCAL GOVERNMENT INVESTMENT SERVICE FUND FINANCIAL REPORT,
1983-84—To be considered.
- 34 HEALTH SERVICES COMPLAINTS PROCEDURES—MINISTER'S RESPONSE TO
RECOMMENDATIONS IN SOCIAL DEVELOPMENT COMMITTEE'S REPORT—
To be considered.
- 35 PROPERTY AND SERVICES DEPARTMENT REPORT, 1983-84—To be considered.
- 36 PUBLIC AUTHORITIES FINANCE AGENCY REPORT, 1983-84—To be considered.
- 37 PUBLIC RECORD OFFICE REPORT, 1983-84—To be considered.
- 38 TEACHING SERVICE CONCILIATION AND ARBITRATION COMMISSION
REPORT, 1983-84—To be considered.
- 39 POLICE SERVICE BOARD DETERMINATION No. 411—To be considered.
- 40 VOLUNTARY COMMUNITY SERVICES—MOTION RECORDING
ENCOURAGEMENT AND SUPPORT FOR RATHER THAN RELIANCE ON
GOVERNMENT—(*Hon. R. Lawson*)—*Resumption of debate. (Hon. D. R.
White).*
- *41 PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND REPORT,
1983-84—To be considered.

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

* * * *

SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

§Wednesday—Private Members' business.

§No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS**ORDERS OF THE DAY**

- *1 RACING (AMENDMENT) BILL (No. 2)—*(from Assembly—Hon. D. E. Kent)—*
Second reading.
- *2 LIQUOR CONTROL (AMENDMENT) BILL (No. 2)—*(from Assembly—Hon. D. R. White)—*Second reading—*Resumption of debate. (Hon. C. Bubb).*
- 3 INDUSTRIAL RELATIONS (AMENDMENT) BILL—*(from Assembly—Hon. J. H. Kennan)—*Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- *4 CONSTITUTION (COUNCIL VACANCIES) BILL—*(from Assembly—Hon. Evan Walker)—*Second reading—*Resumption of debate. (Hon. A. J. Hunt).*
- *5 LOTTERIES GAMING AND BETTING (GAMING MACHINES) BILL—*(from Assembly—Hon. D. E. Kent)—*Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- *6 PUBLIC HOLIDAY (150th ANNIVERSARY) BILL—*(from Assembly—Hon. Evan Walker)—*Second reading—*Resumption of debate. (Hon. C. Bubb).*
- *7 STATE ELECTRICITY COMMISSION (COAL CORPORATION OF VICTORIA) BILL—*(from Assembly—Hon. D. R. White)—*Second reading—*Resumption of debate. (Hon. D. G. Crozier).*
- *8 LOTTERIES GAMING AND BETTING (AMENDMENT) BILL (No. 2)—*(from Assembly—Hon. D. R. White)—*Second reading—*Resumption of debate. (Hon. Haddon Storey).*
- *9 EXTRACTIVE INDUSTRIES (AMENDMENT) BILL—*(from Assembly—Hon. D. R. White)—*Second reading—*Resumption of debate. (Hon. D. G. Crozier).*
- *10 FIREARMS (GENERAL AMENDMENT) BILL—*(from Assembly—Hon. R. A. Mackenzie)—*Second reading—*Resumption of debate. (Hon. N. B. Reid).*
- 11 NATIONAL PARKS (FURTHER AMENDMENT) BILL—*(from Assembly—Hon. R. A. Mackenzie)—*Second reading—*Resumption of debate. (Hon. R. I. Knowles).*
- 12 HEALTH (GENERAL AMENDMENT) BILL—*(from Assembly—Hon. D. R. White)—*Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- 13 CROWN LAND (RESERVES) (AMENDMENT) BILL—*(from Assembly—Hon. R. A. Mackenzie)—*Second reading—*Resumption of debate. (Hon. R. I. Knowles).*
- 14 DAIRY INDUSTRY BILL—*(from Assembly—Hon. D. E. Kent)—*To be further considered in Committee.
- 15 CHINATOWN HISTORIC PRECINCT BILL—*(from Assembly—Hon. D. R. White)—*Second reading—*Resumption of debate. (Hon. B. A. Chamberlain).*
- 16 HEALTH (RADIATION SAFETY) BILL (No. 2)—*(from Assembly—Hon. D. R. White)—*Second reading—*Resumption of debate. (Hon. J. V. C. Guest).*

* Indicates new entry.

- 17 **APPROPRIATION (1984-85, No. 1) BILL**—(from Assembly—Hon. D. R. White)—To be committed.
- 18 **OCCUPATIONAL HEALTH AND SAFETY BILL**—(from Assembly—Hon. D. R. White)—To be further considered in Committee.
- 19 **ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS**—To be considered.
- 20 **ANZAC DAY (PUBLIC HOLIDAY) BILL**—(Hon. Evan Walker)—Second reading—*Resumption of debate.* (Hon. Haddon Storey).

GENERAL BUSINESS

NOTICES OF MOTION

- 1 **THE HON. D. M. EVANS**—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 2 **THE HON. B. A. CHAMBERLAIN**—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- 3 **THE HON. A. J. HUNT**—To move, That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is unparliamentary and will not be accepted by this House, and hereby authorizes and requires the President to rule out of order any Bill which offends against that principle.
- 4 **THE HON. B. P. DUNN**—To move, That this House expresses its alarm at the failure of the Government and, in particular, the Minister of Agriculture, to grasp the importance of primary industry to the Victorian economy and deplores the lack of consideration, support and encouragement for the State's farmers.

ORDERS OF THE DAY

- 1 **CONSTITUTION (REFORM) BILL**—(Hon. Haddon Storey)—Second reading—*Resumption of debate.* (Hon. B. P. Dunn).
- φ2 **STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER** (Hon. J. V. C. Guest)—*Resumption of debate.* (Hon. B. P. Dunn).
- φ3 **STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER** (Hon. J. V. C. Guest)—*Resumption of debate.* (Hon. B. P. Dunn).
- 4 **APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES** (Hon. P. D. Block)—*Resumption of debate.* (Hon. G. A. Sgro).
- 5 **SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES**—(Hon. B. P. Dunn)—*Resumption of debate.* (Hon. D. M. Evans).

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- ‡6 GRAIN HARVEST, 1983-84, HANDLING AND TRANSPORT—MINISTERIAL STATEMENT—To be considered.
- ‡7 GRAIN HARVEST, 1983-84—MOTION TO CENSURE MINISTER OF TRANSPORT AS TO TRANSPORT DEFICIENCIES AND CALLING FOR IMPROVEMENTS TO TRANSPORT, STORAGE AND SHIPPING TERMINAL FACILITIES—(*Hon. B. P. Dunn*)—*Resumption of debate.* (*Hon. L. A. McArthur*).
- 8 PRISONS SERVICE COMMITTEE—INTERIM REPORT—To be considered.
- 9 ADMINISTRATION OF CEMETERIES—REPORT OF MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—To be considered.
- 10 TRANSMISSION LINES SERVING MELBOURNE—MINISTERIAL STATEMENT ON NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. R. I. Knowles*)—*Resumption of debate.* (*Hon. W. V. Houghton*).
- 11 MORWELL RIVER DIVERSION—MINISTERIAL STATEMENT ON NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. R. I. Knowles*)—*Resumption of debate.* (*Hon. D. G. Crozier*).
- 12 PORNOGRAPHIC MATERIAL—PETITION OPPOSING LEGALIZATION—To be considered.
- 13 INTER-GOVERNMENT RELATIONS—ADVISORY COUNCIL'S REPORT, 1982-83—To be considered.
- 14 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS Nos. 12 to 15, 1984—To be considered.
- 15 PUBLIC TRUSTEE'S REPORT, 1982-83—To be considered.
- 16 HEALTH SERVICES COMPLAINTS PROCEDURES—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- 17 SAGE'S COTTAGE, BAXTER—SUMMARY OF ACTION *RE* CONSERVATION AND RESTORATION PROJECT MADE AVAILABLE BY MINISTER ON 11 SEPTEMBER 1984—To be considered.
- 18 BEVERAGE CONTAINER DEPOSIT LEGISLATION—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 19 *IN VITRO* FERTILIZATION—REPORT AND RELATED MINISTERIAL COMMENTS ON DISPOSITION OF EMBRYOS—To be considered.
- 20 PROPOSED MORNINGTON PENINSULA AND DISTRICT WATER BOARD—MINISTER'S RESPONSE TO QUESTION OF 19 SEPTEMBER 1984—To be considered.
- 21 DELAYS IN THE COURTS—MINISTERIAL STATEMENT ON LEGAL AND CONSTITUTIONAL COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. B. A. Chamberlain*).
- 22 NATIONAL CONSERVATION STRATEGY CONSENSUS PROPOSAL AND RELATED MINISTERIAL STATEMENT—To be considered.
- 23 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDER No. 16, 1984—To be considered.
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- 24 RADIATION APPARATUS—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—
To be considered.
 - 25 SUPREME COURT JUDGES' REPORT, 1983 AND RELATED MINISTERIAL
STATEMENT ON JUDICIAL ADMINISTRATION —To be considered.
 - 26 OPEN GOVERNMENT—MOTION CALLING UPON GOVERNMENT TO HONOUR
PRE-ELECTION COMMITMENT AND TO ABANDON CONTRARY STRATEGY—
(Hon. A. J. Hunt)—*Resumption of debate.* (Hon. D. R. White).
 - 27 CRIMES COMPENSATION TRIBUNAL REPORT, 1983-84—To be considered.
 - 28 MELBOURNE AND METROPOLITAN BOARD OF WORKS REPORT, 1983-84—
To be considered.
 - 29 COUNTRY FIRE AUTHORITY REPORT, 1982-83—To be considered.
 - 30 COUNCIL OF ADULT EDUCATION REPORT, 1983-84—To be considered.
 - 31 LAND CONSERVATION COUNCIL REPORT, 1983-84—To be considered.
 - 32 LATROBE VALLEY WATER AND SEWERAGE BOARD REPORT, 1983-84—To
be considered.
 - 33 LOCAL GOVERNMENT INVESTMENT SERVICE FUND FINANCIAL REPORT,
1983-84—To be considered.
 - 34 HEALTH SERVICES COMPLAINTS PROCEDURES—MINISTER'S RESPONSE TO
RECOMMENDATIONS IN SOCIAL DEVELOPMENT COMMITTEE'S REPORT—
To be considered.
 - 35 PROPERTY AND SERVICES DEPARTMENT REPORT, 1983-84—To be considered.
 - 36 PUBLIC AUTHORITIES FINANCE AGENCY REPORT, 1983-84—To be considered.
 - 37 PUBLIC RECORD OFFICE REPORT, 1983-84—To be considered.
 - 38 TEACHING SERVICE CONCILIATION AND ARBITRATION COMMISSION
REPORT, 1983-84—To be considered.
 - 39 POLICE SERVICE BOARD DETERMINATION No. 411—To be considered.
 - 40 VOLUNTARY COMMUNITY SERVICES—MOTION RECORDING
ENCOURAGEMENT AND SUPPORT FOR RATHER THAN RELIANCE ON
GOVERNMENT—(Hon. R. Lawson)—*Resumption of debate.* (Hon. D. R.
White).
 - 41 PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND REPORT,
1983-84—To be considered.
 - *42 ADMINISTRATION OF CIVIL JUSTICE—REPORT OF CIVIL JUSTICE
COMMITTEE—To be considered.
 - *43 HIGHER CRIMINAL COURTS' SENTENCING STATISTICS—To be considered.
 - *44 ANNUAL REPORTING ACT 1983—TREASURER'S NOTIFICATION OF 29
OCTOBER 1984 AS TO EXEMPTIONS APPROVED AND DIRECTIONS GIVEN—
To be considered.
 - *45 EDUCATION ACT 1958—RESUMPTION OF LAND AT COBURG—CERTIFICATE
OF THE MINISTER OF EDUCATION—To be considered.
 - *46 GAS AND FUEL CORPORATION REPORT, 1983-84—To be considered.
 - *47 LEGAL AID COMMISSION REPORT, 1983-84—To be considered.

Wednesday, 31 October 1984

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- *48 RADIO MASTS—MINISTER'S RESPONSE TO RECOMMENDATIONS IN NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—To be considered.
- *49 POLICE SERVICE BOARD DETERMINATIONS Nos. 408 to 413—To be considered.
- *50 PUBLIC WORKS DEPARTMENT REPORT, 1983-84—To be considered.
- *51 RIVER IMPROVEMENT ACT 1958—MINISTER'S NOTICE OF INTENTION OF 25 OCTOBER 1984 TO UNITE SEYMOUR SHIRE RIVER IMPROVEMENT DISTRICT AND KING PARROT CREEK IMPROVEMENT DISTRICT—To be considered.

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THURSDAY, 1 NOVEMBER

At 6.15 p.m.—

JOINT SITTING IN THE LEGISLATIVE ASSEMBLY CHAMBER—Appointments to Deakin University, Monash University and Victorian Institute of Secondary Education Councils.

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedge, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedge, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

§Wednesday—Private Members' business.

§No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 DANGEROUS GOODS (ROAD TRANSPORT) BILL—(from Assembly—Hon. D. R. White)—Second reading.
- *2 PRE-SCHOOL TEACHERS AND ASSISTANTS (PORTABILITY OF LONG SERVICE LEAVE) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. C. Bubb).
- 3 RACING (AMENDMENT) BILL (No. 2)—(from Assembly—Hon. D. E. Kent)—Second reading—Resumption of debate. (Hon. F. J. Granter).
- 4 INDUSTRIAL RELATIONS (AMENDMENT) BILL—(from Assembly—Hon. J. H. Kennan)—Second reading—Resumption of debate. (Hon. B. P. Dunn).
- 5 PUBLIC HOLIDAY (150th ANNIVERSARY) BILL—(from Assembly—Hon. Evan Walker)—Second reading—Resumption of debate. (Hon. C. Bubb).
- 6 STATE ELECTRICITY COMMISSION (COAL CORPORATION OF VICTORIA) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. D. G. Crozier).
- 7 NATIONAL PARKS (FURTHER AMENDMENT) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- 8 HEALTH (GENERAL AMENDMENT) BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. B. P. Dunn).
- 9 CROWN LAND (RESERVES) (AMENDMENT) BILL—(from Assembly—Hon. R. A. Mackenzie)—Second reading—Resumption of debate. (Hon. R. I. Knowles).
- 10 DAIRY INDUSTRY BILL—(from Assembly—Hon. D. E. Kent)—To be further considered in Committee.
- 11 CHINATOWN HISTORIC PRECINCT BILL—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. B. A. Chamberlain).
- 12 HEALTH (RADIATION SAFETY) BILL (No. 2)—(from Assembly—Hon. D. R. White)—Second reading—Resumption of debate. (Hon. J. V. C. Guest).
- 13 APPROPRIATION (1984-85, No. 1) BILL—(from Assembly—Hon. D. R. White)—To be committed.
- 14 OCCUPATIONAL HEALTH AND SAFETY BILL—(from Assembly—Hon. D. R. White)—To be further considered in Committee.
- 15 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.

* Indicates new entry.

- 16 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 2 THE HON. B. A. CHAMBERLAIN—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- 3 THE HON. A. J. HUNT—To move, That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is unparliamentary and will not be accepted by this House, and hereby authorizes and requires the President to rule out of order any Bill which offends against that principle.
- 4 THE HON. B. P. DUNN—To move, That this House expresses its alarm at the failure of the Government and, in particular, the Minister of Agriculture, to grasp the importance of primary industry to the Victorian economy and deplores the lack of consideration, support and encouragement for the State's farmers.

ORDERS OF THE DAY

- 1 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- φ2 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. B. P. Dunn).*
- φ3 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. B. P. Dunn).*
- 4 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (*Hon. P. D. Block*)—*Resumption of debate. (Hon. G. A. Sgro).*
- 5 SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES—(*Hon. B. P. Dunn*)—*Resumption of debate. (Hon. D. M. Evans).*
- ‡6 GRAIN HARVEST, 1983-84, HANDLING AND TRANSPORT—MINISTERIAL STATEMENT—To be considered.
- ‡7 GRAIN HARVEST, 1983-84—MOTION TO CENSURE MINISTER OF TRANSPORT AS TO TRANSPORT DEFICIENCIES AND CALLING FOR IMPROVEMENTS TO TRANSPORT, STORAGE AND SHIPPING TERMINAL FACILITIES—(*Hon. B. P. Dunn*)—*Resumption of debate. (Hon. L. A. McArthur).*

φ Cognate motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.

‡ Cognate subjects—To be debated concurrently pursuant to order of the Council on 6 March 1984.

- 8 PRISONS SERVICE COMMITTEE—INTERIM REPORT—To be considered.
- 9 ADMINISTRATION OF CEMETERIES—REPORT OF MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—To be considered.
- 10 TRANSMISSION LINES SERVING MELBOURNE—MINISTERIAL STATEMENT ON NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. R. I. Knowles*)—*Resumption of debate.* (*Hon. W. V. Houghton*).
- 11 MORWELL RIVER DIVERSION—MINISTERIAL STATEMENT ON NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. R. I. Knowles*)—*Resumption of debate.* (*Hon. D. G. Crozier*).
- 12 PORNOGRAPHIC MATERIAL—PETITION OPPOSING LEGALIZATION—To be considered.
- 13 INTER-GOVERNMENT RELATIONS—ADVISORY COUNCIL'S REPORT, 1982-83—To be considered.
- 14 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS Nos. 12 to 15, 1984—To be considered.
- 15 PUBLIC TRUSTEE'S REPORT, 1982-83—To be considered.
- 16 HEALTH SERVICES COMPLAINTS PROCEDURES—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- 17 SAGE'S COTTAGE, BAXTER—SUMMARY OF ACTION *RE* CONSERVATION AND RESTORATION PROJECT MADE AVAILABLE BY MINISTER ON 11 SEPTEMBER 1984—To be considered.
- 18 BEVERAGE CONTAINER DEPOSIT LEGISLATION—REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 19 *IN VITRO* FERTILIZATION—REPORT AND RELATED MINISTERIAL COMMENTS ON DISPOSITION OF EMBRYOS—To be considered.
- 20 PROPOSED MORNINGTON PENINSULA AND DISTRICT WATER BOARD—MINISTER'S RESPONSE TO QUESTION OF 19 SEPTEMBER 1984—To be considered.
- 21 DELAYS IN THE COURTS—MINISTERIAL STATEMENT ON LEGAL AND CONSTITUTIONAL COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. B. A. Chamberlain*).
- 22 NATIONAL CONSERVATION STRATEGY CONSENSUS PROPOSAL AND RELATED MINISTERIAL STATEMENT—To be considered.
- 23 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDER No. 16, 1984—To be considered.
- 24 RADIATION APPARATUS—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- 25 SUPREME COURT JUDGES' REPORT, 1983 AND RELATED MINISTERIAL STATEMENT ON JUDICIAL ADMINISTRATION—To be considered.
- 26 OPEN GOVERNMENT—MOTION CALLING UPON GOVERNMENT TO HONOUR PRE-ELECTION COMMITMENT AND TO ABANDON CONTRARY STRATEGY—(*Hon. A. J. Hunt*)—*Resumption of debate.* (*Hon. D. R. White*).

- 27 COUNTRY FIRE AUTHORITY REPORT, 1982-83—To be considered.
- 28 COUNCIL OF ADULT EDUCATION REPORT, 1983-84—To be considered.
- 29 LAND CONSERVATION COUNCIL REPORT, 1983-84—To be considered.
- 30 LATROBE VALLEY WATER AND SEWERAGE BOARD REPORT, 1983-84—To be considered.
- 31 LOCAL GOVERNMENT INVESTMENT SERVICE FUND FINANCIAL REPORT, 1983-84—To be considered.
- 32 HEALTH SERVICES COMPLAINTS PROCEDURES—MINISTER'S RESPONSE TO RECOMMENDATIONS IN SOCIAL DEVELOPMENT COMMITTEE'S REPORT—To be considered.
- 33 PROPERTY AND SERVICES DEPARTMENT REPORT, 1983-84—To be considered.
- 34 PUBLIC AUTHORITIES FINANCE AGENCY REPORT, 1983-84—To be considered.
- 35 PUBLIC RECORD OFFICE REPORT, 1983-84—To be considered.
- 36 TEACHING SERVICE CONCILIATION AND ARBITRATION COMMISSION REPORT, 1983-84—To be considered.
- 37 POLICE SERVICE BOARD DETERMINATION No. 411—To be considered.
- 38 PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND REPORT, 1983-84—To be considered.
- 39 ADMINISTRATION OF CIVIL JUSTICE—REPORT OF CIVIL JUSTICE COMMITTEE—To be considered.
- 40 HIGHER CRIMINAL COURTS' SENTENCING STATISTICS—To be considered.
- 41 ANNUAL REPORTING ACT 1983—TREASURER'S NOTIFICATION OF 29 OCTOBER 1984 AS TO EXEMPTIONS APPROVED AND DIRECTIONS GIVEN—To be considered.
- 42 EDUCATION ACT 1958—MINISTER'S CERTIFICATE REGARDING RESUMPTION OF LAND AT COBURG—To be considered.
- 43 GAS AND FUEL CORPORATION REPORT, 1983-84—To be considered.
- 44 LEGAL AID COMMISSION REPORT, 1983-84—To be considered.
- 45 RADIO MASTS—MINISTER'S RESPONSE TO RECOMMENDATIONS IN NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—To be considered.
- 46 POLICE SERVICE BOARD DETERMINATIONS Nos. 408 to 413—To be considered.
- 47 PUBLIC WORKS DEPARTMENT REPORT, 1983-84—To be considered.
- 48 RIVER IMPROVEMENT ACT 1958—MINISTER'S NOTICE OF INTENTION OF 25 OCTOBER 1984 TO UNITE SEYMOUR SHIRE RIVER IMPROVEMENT DISTRICT AND KING PARROT CREEK IMPROVEMENT DISTRICT—To be considered.
- *49 VICTORIAN PARLIAMENTARY AND JUDGES' SUPERANNUATION SCHEMES, GOVERNOR'S PENSION AND OTHER SPECIAL SUPERANNUATION SCHEMES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- *50 ABORIGINAL PEOPLE—COMPENSATION FOR DISPOSSESSION AND DISPERSAL—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.

Thursday, 1 November 1984

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- *51 COMMUNITY WELFARE SERVICES DEPARTMENT REPORT, 1983-84—To be considered.
 - *52 CONSERVATION, FORESTS AND LANDS DEPARTMENT REPORT, 1983-84—
To be considered.
 - *53 STATE BOARD OF EDUCATION REPORT, 1983-84—To be considered.
 - *54 FREEDOM OF INFORMATION ACT 1982—REPORT ON OPERATION, 1983-84—
To be considered.
 - *55 LEO CUSSEN INSTITUTE FOR CONTINUING LEGAL EDUCATION REPORT,
1983—To be considered.
 - *56 PREMIER AND CABINET DEPARTMENT REPORT, 1983-84—To be considered.
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At 6.15 p.m.—

JOINT SITTING IN THE LEGISLATIVE ASSEMBLY CHAMBER—Appointments to Deakin University, Monash University and Victorian Institute of Secondary Education Councils.

R. K. EVANS
Clerk of the Legislative Council

FRED S. GRIMWADE
President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

§Wednesday—Private Members' business.

§No new business shall be taken after 10.00 p.m.

* * * *

AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- *1 SUPERANNUATION (REFUND OF CONTRIBUTIONS) BILL—(*from Assembly—Hon. D. R. White*)—Second reading.
- 2 APPROPRIATION (1984-85, No. 1) BILL—(*from Assembly—Hon. D. R. White*)—To be committed.
- 3 DANGEROUS GOODS (ROAD TRANSPORT) BILL—(*from Assembly—Hon. D. R. White*)—Second reading—*Resumption of debate. (Hon. C. Bubb).*
- *4 ENVIRONMENT PROTECTION (GENERAL AMENDMENT) BILL—AMENDMENT OF THE ASSEMBLY—To be considered.
- *5 LIQUOR CONTROL (AMENDMENT) BILL (No. 2)—AMENDMENTS OF THE ASSEMBLY—To be considered.
- *6 WHEAT MARKETING BILL—AMENDMENTS OF THE ASSEMBLY—To be considered.
- *7 DAIRY INDUSTRY BILL—MESSAGE FROM THE ASSEMBLY—To be considered.
- §*8 THE CONSTITUTION ACT AMENDMENT (DONATIONS AND ELECTORAL EXPENDITURE) BILL—(*from Assembly—Hon. R. A. Mackenzie*)—Second reading.
- 9 OCCUPATIONAL HEALTH AND SAFETY BILL—(*from Assembly—Hon. D. R. White*)—To be further considered in Committee.
- 10 ASH WEDNESDAY BUSHFIRES—PREMIER'S MINISTERIAL STATEMENT AND RELATED DOCUMENTS—To be considered.
- 11 ANZAC DAY (PUBLIC HOLIDAY) BILL—(*Hon. Evan Walker*)—Second reading—*Resumption of debate. (Hon. Haddon Storey).*

GENERAL BUSINESS

NOTICES OF MOTION

- 1 THE HON. D. M. EVANS—To move, That this House recognizes the value of trees and forests to the economy, environment and aesthetics of Victoria and recommends that additional resources be made available for forest development and management, the planting of trees in rural landscape, and the promotion to schools and the general community of the value of trees.
- 2 THE HON. B. A. CHAMBERLAIN—To move, That the actions taken by the Minister for Planning and Environment in relation to the proposed amendment to the City of Moe Planning Scheme be noted.
- 3 THE HON. A. J. HUNT—To move, That this House re-affirms the constitutional principle that the tacking to any Appropriation or Budget Bill of any provision outside the proper and traditional scope of such Bill is unparliamentary and will not be accepted by this House, and hereby

* Indicates new entry.

§ Proposals in Bill currently before Select Committee for inquiry and report.

authorizes and requires the President to rule out of order any Bill which offends against that principle.

- 4 THE HON. B. P. DUNN—To move, That this House expresses its alarm at the failure of the Government and, in particular, the Minister of Agriculture, to grasp the importance of primary industry to the Victorian economy and deplores the lack of consideration, support and encouragement for the State's farmers.

ORDERS OF THE DAY

- 1 CONSTITUTION (REFORM) BILL—(*Hon. Haddon Storey*)—Second reading—*Resumption of debate. (Hon. B. P. Dunn).*
- φ2 STANDING COMMITTEES—MOTION FOR CREATION BY SESSIONAL ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. B. P. Dunn).*
- φ3 STAFFING AND APPROPRIATIONS COMMITTEE—MOTION FOR CREATION BY STANDING ORDER (*Hon. J. V. C. Guest*)—*Resumption of debate. (Hon. B. P. Dunn).*
- 4 APPRENTICE TRAINING PROGRAMME—MOTION RECORDING CONCERN AT REDUCED NUMBER OF APPRENTICES AND CALLING FOR RE-EXAMINATION OF EXPENDITURE PRIORITIES (*Hon. P. D. Block*)—*Resumption of debate. (Hon. G. A. Sgro).*
- 5 SUPREME COURT COUNTRY CIRCUIT—MOTION CALLING FOR IMMEDIATE APPOINTMENT OF ADDITIONAL JUDGES—(*Hon. B. P. Dunn*)—*Resumption of debate. (Hon. D. M. Evans).*
- ‡6 GRAIN HARVEST, 1983-84, HANDLING AND TRANSPORT—MINISTERIAL STATEMENT—To be considered.
- ‡7 GRAIN HARVEST, 1983-84—MOTION TO CENSURE MINISTER OF TRANSPORT AS TO TRANSPORT DEFICIENCIES AND CALLING FOR IMPROVEMENTS TO TRANSPORT, STORAGE AND SHIPPING TERMINAL FACILITIES—(*Hon. B. P. Dunn*)—*Resumption of debate. (Hon. L. A. McArthur).*
- 8 PRISONS SERVICE COMMITTEE—INTERIM REPORT—To be considered.
- 9 ADMINISTRATION OF CEMETERIES—REPORT OF MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—To be considered.
- 10 TRANSMISSION LINES SERVING MELBOURNE—MINISTERIAL STATEMENT ON NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. R. I. Knowles*)—*Resumption of debate. (Hon. W. V. Houghton).*
- 11 MORWELL RIVER DIVERSION—MINISTERIAL STATEMENT ON NATURAL RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF STATEMENT—(*Hon. R. I. Knowles*)—*Resumption of debate. (Hon. D. G. Crozier).*
- 12 PORNOGRAPHIC MATERIAL—PETITION OPPOSING LEGALIZATION—To be considered.
- 13 INTER-GOVERNMENT RELATIONS—ADVISORY COUNCIL'S REPORT, 1982-83—To be considered.

φ Cognate motions—To be debated concurrently pursuant to order of the Council on 25 May 1983.

‡ Cognate subjects—To be debated concurrently pursuant to order of the Council on 6 March 1984.

- 14 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDERS Nos. 12 to 15, 1984—
To be considered.
- 15 PUBLIC TRUSTEE'S REPORT, 1982-83—To be considered.
- 16 HEALTH SERVICES COMPLAINTS PROCEDURES—REPORT OF SOCIAL
DEVELOPMENT COMMITTEE—To be considered.
- 17 SAGE'S COTTAGE, BAXTER—SUMMARY OF ACTION *RE* CONSERVATION
AND RESTORATION PROJECT MADE AVAILABLE BY MINISTER ON 11
SEPTEMBER 1984—To be considered.
- 18 BEVERAGE CONTAINER DEPOSIT LEGISLATION—REPORT OF NATURAL
RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- 19 *IN VITRO* FERTILIZATION—REPORT AND RELATED MINISTERIAL COMMENTS
ON DISPOSITION OF EMBRYOS—To be considered.
- 20 PROPOSED MORNINGTON PENINSULA AND DISTRICT WATER BOARD—
MINISTER'S RESPONSE TO QUESTION OF 19 SEPTEMBER 1984—To be
considered.
- 21 DELAYS IN THE COURTS—MINISTERIAL STATEMENT ON LEGAL AND
CONSTITUTIONAL COMMITTEE'S REPORT—MOTION TO TAKE NOTE OF
STATEMENT—(*Hon. Haddon Storey*)—*Resumption of debate.* (*Hon. B. A.
Chamberlain*).
- 22 NATIONAL CONSERVATION STRATEGY CONSENSUS PROPOSAL AND
RELATED MINISTERIAL STATEMENT—To be considered.
- 23 ADMINISTRATIVE ARRANGEMENTS ACT 1983—ORDER No. 16, 1984—To be
considered.
- 24 RADIATION APPARATUS—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—
To be considered.
- 25 SUPREME COURT JUDGES' REPORT, 1983 AND RELATED MINISTERIAL
STATEMENT ON JUDICIAL ADMINISTRATION —To be considered.
- 26 OPEN GOVERNMENT—MOTION CALLING UPON GOVERNMENT TO HONOUR
PRE-ELECTION COMMITMENT AND TO ABANDON CONTRARY STRATEGY—
(*Hon. A. J. Hunt*)—*Resumption of debate.* (*Hon. D. R. White*).
- 27 PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND REPORT,
1983-84—To be considered.
- 28 ADMINISTRATION OF CIVIL JUSTICE—REPORT OF CIVIL JUSTICE
COMMITTEE—To be considered.
- 29 HIGHER CRIMINAL COURTS' SENTENCING STATISTICS—To be considered.
- 30 ANNUAL REPORTING ACT 1983—TREASURER'S NOTIFICATION OF 29
OCTOBER 1984 AS TO EXEMPTIONS APPROVED AND DIRECTIONS GIVEN—
To be considered.
- 31 EDUCATION ACT 1958—MINISTER'S CERTIFICATE REGARDING RESUMPTION
OF LAND AT COBURG—To be considered.
- 32 GAS AND FUEL CORPORATION REPORT, 1983-84—To be considered.
- 33 LEGAL AID COMMISSION REPORT, 1983-84—To be considered.
- 34 RADIO MASTS—MINISTER'S RESPONSE TO RECOMMENDATIONS IN NATURAL
RESOURCES AND ENVIRONMENT COMMITTEE'S REPORT—To be considered.

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- 35 POLICE SERVICE BOARD DETERMINATIONS Nos. 408 to 413—To be considered.
- 36 PUBLIC WORKS DEPARTMENT REPORT, 1983-84—To be considered.
- 37 RIVER IMPROVEMENT ACT 1958—MINISTER'S NOTICE OF INTENTION OF 25 OCTOBER 1984 TO UNITE SEYMOUR SHIRE RIVER IMPROVEMENT DISTRICT AND KING PARROT CREEK IMPROVEMENT DISTRICT—To be considered.
- 38 VICTORIAN PARLIAMENTARY AND JUDGES' SUPERANNUATION SCHEMES, GOVERNOR'S PENSION AND OTHER SPECIAL SUPERANNUATION SCHEMES—REPORT OF ECONOMIC AND BUDGET REVIEW COMMITTEE—To be considered.
- 39 ABORIGINAL PEOPLE—COMPENSATION FOR DISPOSSESSION AND DISPERSAL—REPORT OF SOCIAL DEVELOPMENT COMMITTEE—To be considered.
- 40 COMMUNITY WELFARE SERVICES DEPARTMENT REPORT, 1983-84—To be considered.
- 41 CONSERVATION, FORESTS AND LANDS DEPARTMENT REPORT, 1983-84—To be considered.
- 42 STATE BOARD OF EDUCATION REPORT, 1983-84—To be considered.
- 43 FREEDOM OF INFORMATION ACT 1982—REPORT ON OPERATION, 1983-84—To be considered.
- 44 LEO CUSSEN INSTITUTE FOR CONTINUING LEGAL EDUCATION REPORT, 1983—To be considered.
- 45 PREMIER AND CABINET DEPARTMENT REPORT, 1983-84—To be considered.
- *46 FEDERATED SHIP PAINTERS AND DOCKERS UNION—FINAL REPORT OF ROYAL COMMISSION (VOLUMES 1 TO 5 AND APPENDICES 1A TO 1c), RELATED MINISTERIAL STATEMENT AND GOVERNMENT'S RESPONSE TO RECOMMENDATIONS—To be considered.
- *47 GEELONG WATER SUPPLY—FIRST REPORT OF NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—To be considered.
- *48 IRRIGATION AND WATER RESOURCE MANAGEMENT—FINAL REPORT OF PUBLIC BODIES REVIEW COMMITTEE—To be considered.
- *49 CHIROPRACTORS AND OSTEOPATHS REGISTRATION BOARD REPORT, 1983—To be considered.
- *50 CONSUMER AFFAIRS—MINISTRY'S REPORT, 1983-84—To be considered.
- *51 ETHNIC AFFAIRS COMMISSION REPORT, 1983-84—To be considered.
- *52 HOUSING—DIRECTOR'S REPORT, 1983-84—To be considered.
- *53 INDUSTRY, COMMERCE AND TECHNOLOGY DEPARTMENT REPORT, 1983-84—To be considered.
- *54 LOCAL GOVERNMENT DEPARTMENT REPORT, 1983-84—To be considered.
- *55 MANAGEMENT AND BUDGET DEPARTMENT REPORT, 1983-84—To be considered.
- *56 MEMBERS OF PARLIAMENT (REGISTER OF INTERESTS) ACT 1978—SUMMARY OF VARIATIONS NOTIFIED TO 31 OCTOBER, 1984—To be considered.

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- *57 PUBLIC ACCOUNT ACT 1958—REPORT ON THE VICTORIAN DEVELOPMENT FUND FOR THE YEAR 1983-84—To be considered.
 - *58 PUBLIC SERVICE BOARD REPORT, 1983-84—To be considered.
 - *59 RURAL FINANCE COMMISSION REPORT, 1983-84—To be considered.
 - *60 SOLAR ENERGY COUNCIL REPORT, 1983-84—To be considered.
 - *61 TOTALIZATOR AGENCY BOARD REPORT, 1983-84—To be considered.

R. K. EVANS

Clerk of the Legislative Council

FRED S. GRIMWADE

President

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES—The Honourable K. I. M. Wright.

TEMPORARY CHAIRMEN—The Honourables M. J. Arnold, P. D. Block, G. A. S. Butler, B. A. Chamberlain, D. M. Evans and R. J. Long.

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SELECT COMMITTEES

ECONOMIC AND BUDGET REVIEW (JOINT)—The Honourables G. P. Connard, B. P. Dunn, J. V. C. Guest, D. K. Hayward and G. A. Sgro.

*ELECTORAL DONATIONS AND EXPENDITURE—The Honourables M. J. Arnold, M. A. Birrell, B. A. Chamberlain, D. M. Evans, C. J. Hogg, R. I. Knowles and W. A. Landeryou.

HOUSE (JOINT)—The Honourables the President (*ex officio*), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy and W. A. Landeryou.

LEGAL AND CONSTITUTIONAL (JOINT)—The Honourables Joan Coxsedg, W. A. Landeryou, B. W. Mier, N. B. Reid and Haddon Storey.

LIBRARY (JOINT)—The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT)—The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT)—The Honourables D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING—The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PUBLIC BODIES REVIEW (JOINT)—The Honourables M. J. Arnold, C. Bubb, B. A. Chamberlain, D. M. Evans and M. J. Sandon.

SALINITY (JOINT)—The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT)—The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg and J. E. Kirner.

STANDING ORDERS—The Honourables the President, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

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SESSIONAL ORDERS

By resolution of the Council on 27 April 1982, the following arrangements will apply unless the House otherwise orders:

Meetings—

Tuesday—3.00 p.m.

Wednesday—11.00 a.m.

Thursday—11.00 a.m.

Business to take precedence—

Tuesday and Thursday—Government business.

§Wednesday—Private Members' business.

§No new business shall be taken after 10.00 p.m.

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AUTOMATIC DISCHARGE OF ORDERS OF THE DAY

By order of the Council on 8 June 1982, an Order of the Day, General Business, for consideration of a paper tabled either pursuant to Statute or His Excellency's Command will be discharged from the Notice Paper after five consecutive listings, unless a motion to take note of the paper is pending resolution.

LEGISLATIVE COUNCIL OF VICTORIA

MINUTES OF THE PROCEEDINGS

Nos. 117, 118, 119 and 120

No. 117—Tuesday, 30 October 1984

- 1 The President took the Chair and read the Prayer.
- 2 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR**—The Honourable Evan Walker presented Messages from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz:

Alcoa (Portland Aluminium Smelter) (Amendment) Act.

Melbourne Cricket Ground (Guarantees) Act.

County Court (Amendment) Act.

- 3 **LIQUOR CONTROL (AMENDMENT) BILL (No. 2)**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Liquor Control Act 1968' and the 'Liquor Control Act 1983', and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 4 **YOUTH, SPORT AND RECREATION (ADVISORY COUNCILS) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Youth, Sport and Recreation Act 1972' and the 'Youth, Sport and Recreation (State Sports Council) Act 1984' in relation to advisory councils under the 'Youth, Sport and Recreation Act 1972', and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. E. Kent, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 5 **LOTTERIES GAMING AND BETTING (AMENDMENT) BILL (No. 2)**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend Part III. of the 'Lotteries Gaming and Betting Act 1966' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 6 **FIREARMS (GENERAL AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Firearms Act 1958' with respect to the recognition of interstate licences, the grant of display licences and exemptions from the operation of the Act, to provide greater controls over firearms and licence-holders and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 7 **ADMINISTRATIVE APPEALS TRIBUNAL BILL**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have made the amendment suggested by the Council in this Bill, have agreed to some of the amendments made by the Council, and have agreed to the remaining amendment with an amendment, and desiring the concurrence of the Council.

The Honourable J. H. Kennan moved, That, insofar as it relates to the suggested amendment, the Message be referred to the Committee of the whole on the Bill, and that the remainder of the Message be taken into consideration later this day.

Question—put and resolved in the affirmative.

- 8 **THE CONSTITUTION ACT AMENDMENT (ELECTORAL LEGISLATION) BILL**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the amendments made in such Bill by the Council.

- 9 **LEGAL AND CONSTITUTIONAL COMMITTEE**—The Honourable Evan Walker moved, by leave, That the Legal and Constitutional Committee have leave to sit during the sitting of the Council on Wednesday, 31 October 1984, between the hours of 2.00 p.m. and 3.30 p.m.

Debate ensued.

Question—put and resolved in the affirmative.

- 10 **PETITION—INFERTILITY (MEDICAL PROCEDURES) BILL (No. 2)**—The Honourable G. P. Connard presented a Petition from certain citizens of Victoria praying that, because *in vitro* fertilization puts embryonic human beings at risk of damage or death, the Parliament will amend the Infertility (Medical Procedures) Bill (No. 2) to prohibit embryo destruction, freezing, experimentation and the production of excess embryos.

Ordered to lie on the Table.

- 11 **PAPERS**—

ADMINISTRATION OF CIVIL JUSTICE—The Honourable J. H. Kennan moved, by leave, That there be laid before this House a copy of the Report of the Civil Justice Committee upon the Administration of Civil Justice in Victoria.

Question—put and resolved in the affirmative.

The said report was thereupon presented by the Honourable J. H. Kennan and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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SENTENCING STATISTICS—The Honourable J. H. Kennan moved, by leave, That there be laid before this House a copy of the Sentencing Statistics of Higher Criminal Courts, Victoria 1983.

Question—put and resolved in the affirmative.

The said report was thereupon presented by the Honourable J. H. Kennan and ordered to lie on the Table.

The Honourable Haddon Storey moved, That the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

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PUBLIC BODIES REVIEW COMMITTEE—AMBULANCE SERVICES—The Honourable D. M. Evans presented the Final Report from the Public Bodies Review Committee

on Victoria's Ambulance Services, together with Appendices, an Extract from the Proceedings and Minutes of Evidence.

Ordered to lie on the Table, and the report, extract from the proceedings and appendices to be printed.

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SOCIAL DEVELOPMENT COMMITTEE—ROAD SAFETY—The Honourable J. L. Dixon presented the Final Report from the Social Development Committee upon Road Safety in Victoria.

Ordered to lie on the Table and to be printed.

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SOCIAL DEVELOPMENT COMMITTEE—CERTIFICATE OF NEED LEGISLATION—The Honourable C. J. Hogg presented a Report from the Social Development Committee upon Certificate of Need Legislation, together with an Appendix and Minutes of Evidence.

Ordered to lie on the Table, and the report and appendix to be printed.

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The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Annual Reporting Act 1983—Treasurer's advice dated 29 October 1984 detailing—

Exemptions approved as to content of annual financial statements of the Law Department, Public Works Department, Education Department, Ministry for Police and Emergency Services and Department of Management and Budget;

His direction to vary annual reporting period of the Metropolitan Transit Authority, State Transport Authority, Port of Melbourne Authority and Grain Elevators Board; and

Exemptions approved as to content of annual report of the State Electricity Commission.

Education Act 1958—Resumption of land at Coburg—Certificate of the Minister of Education.

Gas and Fuel Corporation—Report and financial statements for the year 1983–84.

Legal Aid Commission—Report for the year 1983–84.

Parliamentary Committees Act 1968—Minister's response to recommendations in Natural Resources and Environment Committee's report on Radio Masts.

Police Service Board—Determinations Nos. 408 to 410, 412 and 413.

Public Works Department—Report and financial statements for the year 1983–84.

River Improvement Act 1958—Minister's Notice of Intention dated 25 October 1984 to unite the Seymour Shire River Improvement District and King Parrot Creek Improvement District.

Statutory Rules under the following Acts of Parliament:

Education Act 1958—No. 365.

Health Act 1958—Nos. 356 and 357.

Melbourne and Metropolitan Board of Works Act 1958—No. 363.

Nurses Act 1958—No. 368.

Transport Act 1983—Nos. 366 and 367.

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A Proclamation of His Excellency the Governor in Council fixing an operative date in respect of the following Act was laid upon the Table by the Clerk pursuant to an Order of the Council on 18 September 1984:

Building Control Act 1981—Items 38, 58 and 63 of the Schedule—1 February 1985 (*Gazette* No. 119, 24 October 1984).

The Honourable Haddon Storey moved, That the papers tabled by the Clerk, with the exception of the Statutory Rules and Proclamation, be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

12 **POSTPONEMENT OF ORDER OF THE DAY**—Ordered—That the consideration of Order of the Day, Government Business, No. 1, be postponed until later this day.

13 **INDUSTRIAL RELATIONS (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

Debate ensued.

The Honourable B. P. Dunn moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

14 **NATIONAL PARKS (FURTHER AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable R. A. Mackenzie moved, That this Bill be now read a second time.

The Honourable R. I. Knowles moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

15 **LIQUOR CONTROL (AMENDMENT) BILL (No. 2)**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable C. Bubb moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

16 **FIRE AUTHORITIES BILL (No. 2)**—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

17 **SOUTH YARRA PROJECT BILL**—The Deputy President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to ratify, validate, approve and otherwise give effect to an Agreement between the Premier for and on behalf of the State of Victoria, The South Yarra Project Pty Ltd and the Mayor, Councillors and citizens of the City of Prahran with respect to the development of land at South Yarra in the State of Victoria, to make provision for certain matters in relation to that development and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

18 **EXTRACTIVE INDUSTRIES (AMENDMENT) BILL**—The Deputy President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Extractive Industries Act 1966', the 'Planning Appeals Board Act 1980' and the*

'Mines Act 1958' and for other purposes" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 19 **PSYCHOLOGISTS BILL AND THERAPEUTIC GOODS AND COSMETICS BILL**—The Deputy President announced the receipt of a Message from the Assembly forwarding fair prints of a Bill *"to establish the Psychologists Council of Victoria, to make provision for the registration and discipline of persons practising psychology, to make provision in relation to the practice of hypnosis, and for other purposes"* and a Bill *"to make provision with respect to Therapeutic Goods and Cosmetics, to amend the 'Health Act 1958', and for other purposes"* and acquainting the Council that, during the consideration of the Bills, the Assembly had agreed to the following Resolution:

That the proposals contained in the Psychologists Bill and the Therapeutic Goods and Cosmetics Bill be referred to the Social Development Committee for inquiry, consideration and report—

and desiring the concurrence of the Council therein.

Ordered—That the Message be now taken into consideration.

The Honourable D. R. White moved, That the Council concur with the Assembly and resolve that the proposals contained in the Psychologists Bill and the Therapeutic Goods and Cosmetics Bill be referred to the Social Development Committee for inquiry, consideration and report.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 20 **STATE ELECTRICITY COMMISSION (COAL CORPORATION OF VICTORIA) BILL**—The Deputy President announced the receipt of a Message from the Assembly transmitting a Bill for *"An Act to establish a Coal Corporation of Victoria, to abolish the Victorian Brown Coal Council, to amend the 'State Electricity Commission Act 1958' and the 'Electric Light and Power Act 1958', to repeal the 'Victorian Brown Coal Council Act 1978' and for other purposes"* and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 21 **LOTTERIES GAMING AND BETTING (AMENDMENT) BILL (No. 2)**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable H. R. Ward (for the Honourable Haddon Storey) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 22 **SOUTH YARRA PROJECT BILL**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

The Deputy President resumed the Chair; and the Honourable R. J. Long having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 23 **YOUTH, SPORT AND RECREATION (ADVISORY COUNCILS) BILL**—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 24 **EXTRACTIVE INDUSTRIES (AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable B. A. Chamberlain (for the Honourable D. G. Crozier) moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 25 **FIREARMS (GENERAL AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker (for the Honourable R. A. Mackenzie) moved, That this Bill be now read a second time.

The Honourable N. B. Reid moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 26 **STATE ELECTRICITY COMMISSION (COAL CORPORATION OF VICTORIA) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable D. G. Crozier moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 27 **POSTPONEMENT OF ORDER OF THE DAY**—Ordered—That the consideration of Order of the Day, Government Business, No. 4, be postponed until later this day.

- 28 **WHEAT MARKETING BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 29 **RACING (AMENDMENT) BILL (No. 2)**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Racing (Amendment) Act 1983'*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. E. Kent, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 30 **CONSTITUTION (COUNCIL VACANCIES) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to provide for the filling of places of members of the Legislative Council for the provinces named Ballarat, Boronia, Monash or Western whose seats fall vacant in certain circumstances and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 31 EDUCATION (AMENDMENT) BILL (No. 2)—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

Question—put.

The Council divided.

AYES, 31

NOES, 3

The Hon. H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 J. L. Dixon
 F. J. Granter
 D. K. Hayward
 D. E. Henshaw
 C. J. Hogg
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. I. Knowles
 W. A. Landeryou
 R. Lawson
 R. J. Long
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy (*Teller*)
 B. T. Pullen
 J. W. S. Radford (*Teller*)
 N. B. Reid
 G. A. Sgro
 Haddon Storey
 Evan Walker
 D. R. White

The Hon. B. P. Dunn
 D. M. Evans (*Teller*)
 K. I. M. Wright (*Teller*)

And so it was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time, after debate, and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 32 TRUSTEE COMPANIES BILL—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 33 **PUBLIC HOLIDAY (150TH ANNIVERSARY) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to make provision for the observance of 31 December 1984 as a public holiday to mark the 150th anniversary of Victoria and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable Evan Walker moved, That this Bill be now read a second time.

The Honourable C. Bubb moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 34 **LOTTERIES GAMING AND BETTING (GAMING MACHINES) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend Part V. of the ‘Lotteries Gaming and Betting Act 1966’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable Evan Walker (for the Honourable D. E. Kent), the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable Evan Walker (for the Honourable D. E. Kent) moved, That this Bill be now read a second time.

Debate ensued.

The Honourable B. P. Dunn moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 35 **SOUTH YARRA PROJECT BILL**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the amendments made in such Bill by the Council.

- 36 **DEAKIN UNIVERSITY, MONASH UNIVERSITY AND VICTORIAN INSTITUTE OF SECONDARY EDUCATION COUNCILS**—The President announced the receipt of the following communication from the Minister of Education:

Dear Mr. President,

The Statutes relating to the universities and the institutes listed below provide for the appointment by the Governor in Council of three Members of Parliament to each of their governing councils—the Members to be recommended for appointment by a joint sitting of the Legislative Council and the Legislative Assembly conducted in accordance with the rules adopted for the purpose by the members present at the sitting.

I should be grateful if you could arrange for such a joint sitting to recommend Members for appointment to the following vacancies:

Deakin University Council (Deakin University Act 1974, Section 7 (1) (a))
(4 year term ending 31 December 1985, in place of the Honourable Clive Bubb, M.L.C., who has resigned from the University Council.)

Monash University Council (Monash University Act 1958, Section 7 (a) (i))
(4 year term ending 11 December 1987, in place of the Honourable William Robert Baxter, M.L.C., who has resigned from the Parliament on 25 October 1984.)

Victorian Institute of Secondary Education Council (Victorian Institute of Secondary Education Act 1976, Section 5 (1) (a))

(4 year term ending 10 January 1989 in place of the Honourable Walter Jona, M.P., the Honourable Mrs Joan Elizabeth Kirner, M.L.C., and the Honourable Bernard Phillip Dunn, M.L.C., whose terms of office expire on 10 January 1985.)

Yours sincerely,

R. C. FORDHAM

Minister of Education

- 37 **JOINT SITTING**—The President announced the receipt of a Message from the Assembly acquainting the Council that they had agreed to meet the Council for the purpose of sitting and voting together to recommend Members of the Parliament of Victoria for appointment to the Councils of Deakin University, Monash University and the Victorian Institute of Secondary Education and proposing that the place and time of such meeting be the Legislative Assembly Chamber on Thursday next at 6.15 p.m., and desiring the concurrence of the Council.

The Honourable Evan Walker moved, by leave, That this House meet the Legislative Assembly for the purpose of sitting and voting together to recommend Members of the Parliament of Victoria for appointment to the Councils of Deakin University, Monash University and the Victorian Institute of Secondary Education and, as proposed by the Legislative Assembly, the place and time of such meeting be the Legislative Assembly Chamber on Thursday next at 6.15 p.m.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them therewith.

- 38 **CONSTITUTION (COUNCIL VACANCIES) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable J. H. Kennan moved, That this Bill be now read a second time.

The Honourable A. J. Hunt moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 39 **POSTPONEMENT OF ORDERS OF THE DAY**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 7 to 12 inclusive, be postponed until the next day of meeting.

- 40 **ADMINISTRATIVE APPEALS TRIBUNAL BILL**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright reported that the Committee had agreed to the same, including the amendment made by the Assembly on the suggestion of the Council, without amendment.

On the motion of the Honourable J. H. Kennan, the Council adopted the report from the Committee of the whole, and the Bill was read a third time and passed.

The Order of the Day having been read for the consideration of the Message from the Assembly notifying that the Assembly had agreed to some of the amendments made by the Council and had agreed to the remaining amendment with an amendment—

The amendment agreed to by the Assembly with an amendment was read, and is as follows:

<i>Amendment made by the Legislative Council</i>	<i>How dealt with by the Legislative Assembly</i>
--	---

21 Insert the following New Clause to follow clause 80:

'AA. (1)–(5) * * *

(6) Where a person appeals to the County Court under sub-section (3), the *State Employees Retirement Benefits Act 1979* as in force immediately before the commencement of this section continues to apply to and in relation to the decision which is the subject of the appeal as if this section had not been enacted.

Agreed to with the following amendment:
Omit "(3)" and insert "(5)" in sub-clause (6).

(7)–(9) * * *

On the motion of the Honourable J. H. Kennan, the Council agreed to the amendment made by the Assembly to Amendment No. 21.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill, including the amendment made by the Assembly on the suggestion of the Council, and the amendment made by the Assembly, without further amendment.

41 ADJOURNMENT—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until tomorrow at 10.30 a.m.

Question—put and resolved in the affirmative.

And then the Council, at 11.45 p.m., adjourned until tomorrow at 10.30 a.m.

R. K. EVANS
Clerk of the Legislative Council

No. 118—Wednesday, 31 October 1984

1 The President took the Chair and read the Prayer.

2 PRE-SCHOOL TEACHERS AND ASSISTANTS (PORTABILITY OF LONG SERVICE LEAVE) BILL—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make provision in relation to portability of long service leave for certain pre-school teachers and assistants and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 3 **PETITION—HARDING PARK, GEELONG**—The Honourable D. E. Henshaw presented a Petition from certain citizens of Victoria praying that the House take appropriate steps to preserve Harding Park, Geelong, as a public reserve.

Ordered to lie on the Table.

4 **PAPERS—**

ECONOMIC AND BUDGET REVIEW COMMITTEE—SUPERANNUATION SCHEMES—The Honourable J. V. C. Guest presented the Economic and Budget Review Committee's review and recommendations for the Victorian Parliamentary Superannuation Scheme, the Judges' Superannuation Schemes, the Governor's Pension, and other special Superannuation Schemes, together with Appendices, a Minority Report, an Addendum and Minutes of Evidence.

Ordered to lie on the Table, and the report, appendices, minority report and addendum to be printed.

The Honourable G. P. Connard moved, That the report be taken into consideration later this day.

Question—put and resolved in the affirmative.

* * * *

SOCIAL DEVELOPMENT COMMITTEE—ABORIGINAL COMPENSATION—The Honourable J. E. Kirner presented a Report from the Social Development Committee upon Compensation for Dispossession and Dispersal of the Aboriginal People, together with appendices and Minutes of Evidence.

Ordered to lie on the Table, and the report and appendices to be printed.

The Honourable Haddon Storey moved, That the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

* * * *

The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Community Welfare Services Department—Report and financial statements for the year 1983–84.

Conservation, Forests and Lands Department—Report and financial statements for the year 1983–84 (eight papers).

Education—Report of the State Board of Education for the year 1983–84, including the operations of the Interim Board from November 1982.

Freedom of Information Act 1982—Report on operation for the year 1983–84.

Land Act 1958—Resumption of land at South Melbourne for the erection of a Coroner's Court and Mortuary complex—Certificate of the Attorney-General.

Leo Cussen Institute for Continuing Legal Education—Report for the year 1983.

Premier and Cabinet Department—Report and financial statements for the year 1983–84.

The Honourable Haddon Storey moved, That the papers tabled by the Clerk, other than the certificate of the Attorney-General under the *Land Act 1958*, be taken into consideration later this day.

Question—put and resolved in the affirmative.

- 5 **POSTPONEMENT OF NOTICES OF MOTION AND ORDERS OF THE DAY**—Ordered—
That the consideration of the Orders of the Day, Government Business, the Notices of Motion, General Business, and Orders of the Day, General Business, Nos. 1 to 39 inclusive, be postponed until later this day.
- 6 **VOLUNTARY COMMUNITY SERVICE**—The Order of the Day having been read for the resumption of the debate on the question, That this House records its conviction that full encouragement and support for voluntary effort and achievement will better serve the Victorian community than will reliance on increasing Government activities and intrusion—
Debate resumed.
Question—put and resolved in the affirmative.
- 7 **LOTTERIES GAMING AND BETTING (GAMING MACHINES) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
Bill read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 8 **LOTTERIES GAMING AND BETTING (AMENDMENT) BILL (No. 2)**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
Bill read a second time and, by leave, read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 9 **CONSTITUTION (COUNCIL VACANCIES) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—
Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and, by leave, read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 10 **EXTRACTIVE INDUSTRIES (AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
Bill read a second time and, by leave, read a third time, after debate, and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
- 11 **FIREARMS (GENERAL AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.
Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 12 **RACING (AMENDMENT) BILL (No. 2)**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. E. Kent moved, That this Bill be now read a second time.

The Honourable F. J. Granter moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 13 **LIQUOR CONTROL (AMENDMENT) BILL (No. 2)**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

Question—put.

The Council divided.

AYES, 36

The Hon. M. J. Arnold
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 Joan Coxsedge
 J. L. Dixon
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward
 D. E. Henshaw
 C. J. Hogg
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. I. Knowles
 W. A. Landeryou
 R. Lawson
 R. J. Long
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen (*Teller*)
 J. W. S. Radford
 N. B. Reid (*Teller*)
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 Evan Walker
 H. R. Ward
 D. R. White

NOES, 3

The Hon. B. P. Dunn
 D. M. Evans (*Teller*)
 K. I. M. Wright (*Teller*)

And so it was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 14 **DANGEROUS GOODS (ROAD TRANSPORT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to promote the safety of persons and property in relation to the transport by road of dangerous goods, to provide for the giving of effect to certain provisions of the Australian Code for the Transport of Dangerous Goods by Road and Rail, to amend the ‘Health Act 1958’, the ‘Explosives Act 1960’, the ‘Inflammable Liquids Act 1966’, the ‘Liquefied Gases Act 1968’ and the ‘Transport Act 1983’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

- 15 **POST-SECONDARY EDUCATION (PRACTICAL PLACEMENTS) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for “*An Act to amend the ‘Post-Secondary Education Act 1978’ and the ‘Workers Compensation Act 1958’ to make provision for the practical placement of students undergoing certain technical and further education programmes and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time forthwith.

Accordingly, the Honourable D. R. White moved, That this Bill be now read a second time.

Debate ensued.

The Honourable B. P. Dunn moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 16 **PRE-SCHOOL TEACHERS AND ASSISTANTS (PORTABILITY OF LONG SERVICE LEAVE) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable C. Bubb moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

- 17 **ORDER OF THE COUNCIL RESCINDED**—The Honourable D. R. White moved, by leave, That the Order of the Council appointing the next day of meeting for the resumption of debate on the second reading of the Post-Secondary Education (Practical Placements) Bill be read and rescinded, and that the resumption of debate on that Bill be made an Order of the Day for later this day.

Question—put and resolved in the affirmative.

- 18 **POST-SECONDARY EDUCATION (PRACTICAL PLACEMENTS) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 19 **ADJOURNMENT**—The Honourable D. R. White moved, That the Council, at its rising, adjourn until tomorrow at 10.30 a.m.

Question—put and resolved in the affirmative.

And then the Council, at 6.11 p.m., adjourned until tomorrow at 10.30 a.m.

R. K. EVANS

Clerk of the Legislative Council

No. 119—Thursday, 1 November 1984

- 1 The President took the Chair and read the Prayer.
- 2 **ASSASSINATION OF PRIME MINISTER OF INDIA**—The Honourable Evan Walker moved, That the Legislative Council of the State of Victoria deeply laments the untimely death of the Prime Minister of India, Mrs Indira Gandhi, records its admiration of her leadership and her commitment to peaceful understanding among nations, and expresses its deep sympathy to her family and the people of India in their sad loss.

And other Honourable Members having addressed the House—

The question was put and, Honourable Members signifying their assent by rising in their places, unanimously resolved in the affirmative.

The Honourable Evan Walker moved, That the terms of the foregoing resolution be conveyed by the President to the Parliament and the Government of India.

Question—put and resolved in the affirmative.

- 3 **MEDICAL PRACTITIONERS (FURTHER AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend the 'Medical Practitioners Act 1970', and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 4 **THE CONSTITUTION ACT AMENDMENT (DONATIONS AND ELECTORAL EXPENDITURE) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to amend 'The Constitution Act Amendment Act 1958' with respect to the disclosure of donations made to and electoral expenditure incurred by political parties and candidates, to amend the 'Magistrates' Courts Act 1971' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable R. A. Mackenzie, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 5 **ENVIRONMENT PROTECTION (GENERAL AMENDMENT) BILL**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same with an amendment, and desiring the concurrence of the Council therein.

Ordered—That the amendment be taken into consideration later this day.

- 6 **MESSAGES FROM THE ASSEMBLY**—The President announced the receipt of Messages from the Assembly acquainting the Council that they have agreed to the following Bills without amendment:

Land (Miscellaneous Matters) Bill.
Port Bellarine Tourist Resort (Amendment) Bill.

- 7 **PETITION—INFERTILITY (MEDICAL PROCEDURES) BILL (No. 2)**—The Honourable G. P. Connard presented a Petition from certain citizens of Victoria praying that, because *in vitro* fertilization puts embryonic human beings at risk of damage or death, the Parliament will amend the Infertility (Medical Procedures) Bill (No. 2) to prohibit embryo destruction, freezing, experimentation and the production of excess embryos.

Ordered to lie on the Table.

8 **PAPERS**—

NATURAL RESOURCES AND ENVIRONMENT COMMITTEE—GEELONG WATER SUPPLY—The Honourable D. E. Henshaw presented a Report from the Natural Resources and Environment Committee upon Augmentation of Geelong's Water Supply to the Year 1995, together with Appendices, Minutes of Evidence and a Background Information Paper.

Ordered to lie on the Table, and the report and appendices to be printed.

* * * *

PUBLIC BODIES REVIEW COMMITTEE—IRRIGATION AND WATER RESOURCE MANAGEMENT—The Honourable B. A. Chamberlain presented a Report from the Public Bodies Review Committee upon Future Structures for Water Management—Final Report on Irrigation and Water Resource Management, together with Appendices, a Minority Report and Minutes of Evidence.

Ordered to lie on the Table, and the report, appendices and minority report to be printed.

* * * *

The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Chiropractors and Osteopaths Registration Board—Report for the year 1983.

Consumer Affairs—Report and financial statements of the Ministry of Consumer Affairs for the year 1983–84.

Ethnic Affairs Commission—Report for the year 1983–84.

Housing—Report of the Director of Housing for the year 1983–84.

Industry, Commerce and Technology Department—Report and financial statements for the year 1983–84.

Local Government Department—Report and financial statements for the year 1983–84.

Management and Budget Department—Report and financial statements for the year 1983–84.

Members of Parliament (Register of Interests) Act 1978—Summary of variations notified to 31 October 1984.

Public Account Act 1958—Report on the Victorian Development Fund for the year 1983–84.

Public Service Board—Report and financial statements for the year 1983–84.

Rural Finance Commission—Report for the year 1983–84.

Solar Energy Council—Report for the year 1983–84.

Statutory Rules under the following Acts of Parliament:

Annual Reporting Act 1983—Nos. 334 and 342.

Coal Mines Act 1958—No. 371.

County Court Act 1958—Interpretation of Legislation Act 1984—No. 319 (*in lieu of that tabled on 2 October 1984*).

Financial Institutions Duty Act 1982—No. 374.

Motor Car Act 1958—No. 379, together with copies of the following documents required by section 32 of the *Interpretation of Legislation Act 1984* to accompany the statutory rule:

Method for Determination of Ethyl Alcohol for Medicolegal Purposes. Standards Manual 1984 of the Tyre and Rim Association of Australia.

Volume 1 containing ADR Nos. 1, 2, 3, 3A, 4A, 4B, 4C, 5A, 5B, 6, 6A, 7, 8, 10A, 10B, 11, 12, 14, 15, 16, 17, 18, 18A, 20, 21, 22, 22A, 23, 24, 25, 25A, 26, 27, 27A, 28, 28A, 29, 30, 31, 32, 32A, 33, 34, 35, 35A and 36.

Volume 2 containing AS Nos. R1–1968, CC1–1969, CB4–1969, CB19–1963 and CB20–1971.

Volume 3 containing AS Nos. CB22–1969, D26–1972, D31–1973, E35 Part 1–1970, E35 Part 2–1970, E47–1971, A137–1968, 1110–1984, 1425–1973, 1425–1979, 1425–1982, 1432–1983, 1572–1974, 1587–1973, 1596–1983 and 1674–1980.

Volume 4 containing AS Nos. 1743–1975, 1751–1975, 1753–1983, 1754–1975, 1869–1983, 1973–1976, 2030–1977, 2337–1980, 2430 Part 1–1982, 2430 Part 2–1981, 2465–1981, 2473–1981, 2596–1983 and 2597.

Volume 5 containing SAE Standards Nos. J527, J527b, J726, J826, J839b, J850, J879b, J903a, J934, J941, J941a, J941e, J944, J953, J964, J985, J1100a, Notice of the Chief Commissioner of Police exempting certain motor cars from the fitting of seat belts pursuant to section 31A (5) of the *Motor Car Act 1958* (*Victoria Government Gazette* No. 107, page 4089, 18 December 1968), ASTM Nos. B117–73, B287–74, A254–79, A266–83, D523–62T, D571–55, D622–65, AS B128–1963, AS B281–1969, AS B240–1966, BS 1580, Parts 1 and 2–1962 and BS 3463–1975.

Volume 6 containing No. AS 1210–1982 and Supplement No. 1 to AS 1210.

Town and Country Planning Act 1961—No. 364.

Totalizator Agency Board—Report and accounts for the year 1983–84.

The Honourable Haddon Storey moved, That the reports of the Natural Resources and Environment and the Public Bodies Review Committees, and the papers tabled by the Clerk, with the exception of Statutory Rules, be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 9 **DANGEROUS GOODS (ROAD TRANSPORT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable Evan Walker (for the Honourable D. R. White) moved, That this Bill be now read a second time.

The Honourable C. Bubb moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the debate be adjourned until later this day.

The Honourable C. Bubb moved, as an amendment, That the words "until later this day" be omitted with the view of inserting in place thereof "for 28 days".

Debate ensued.

Question—That the words proposed to be omitted stand part of the question—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 10 **MEDICAL PRACTITIONERS (FURTHER AMENDMENT) BILL**—The Order of the Day having been read for the second reading of this Bill, the Honourable D. R. White moved, That this Bill be now read a second time.

The Honourable J. V. C. Guest moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

- 11 **PRE-SCHOOL TEACHERS AND ASSISTANTS (PORTABILITY OF LONG SERVICE LEAVE) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 12 **POSTPONEMENT OF ORDERS OF THE DAY**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3 to 9 inclusive, be postponed until later this day.

- 13 **DAIRY INDUSTRY BILL**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time.

The Honourable B. P. Dunn moved, That the following consequential amendment be made to the Bill:

Clause 3, page 2, omit the interpretation of "Certified raw milk" and insert the following interpretation:

“**Certified raw milk or cream**” means milk or cream which has not been pasteurized and in respect of which there is in force a certificate issued under section 67 (5).’.

Question—put and resolved in the affirmative.

Bill passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 14 **FEDERATED SHIP PAINTERS AND DOCKERS UNION**—The Honourable Evan Walker presented, by command of His Excellency the Governor, Volumes 1 to 5 and Appendices 1A to 1C of the Final Report of the Royal Commission into the Activities of the Federated Ship Painters and Dockers Union.

Ordered to lie on the Table.

The Honourable Evan Walker made a Ministerial Statement in relation to the tabling of the Report.

The Honourable A. J. Hunt (for the Honourable Haddon Storey) moved, That the Report, Ministerial statement and Victorian Government response to the recommendations be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

- 15 **INDUSTRIAL RELATIONS (AMENDMENT) BILL (No. 2)**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 16 **PUBLIC HOLIDAY (150th ANNIVERSARY) BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

Question—put.

The Council divided.

AYES, 18

The Hon. M. J. Arnold (*Teller*)
 Joan Coxsedge
 J. L. Dixon
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon (*Teller*)
 G. A. Sgro
 D. R. White

NOES, 20

The Hon. H. G. Baylor (*Teller*)
 M. A. Birrell (*Teller*)
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward
 K. I. M. Wright

And so it passed in the negative.

- 17 **NATIONAL PARKS (FURTHER AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole..

House in Committee.

The President resumed the Chair; and the Honourable R. J. Long having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 18 **CROWN LAND (RESERVES) (AMENDMENT) BILL**—The Order of the Day having been read for the resumption of the debate on the question, That this Bill be now read a second time—

Debate resumed.

Question—put and resolved in the affirmative. Bill read a second time.

Ordered—That the Bill be committed to a Committee of the whole later this day.

- 19 **JOINT SITTING**—The President announced that the time had arrived for this House to meet the Assembly in the Assembly Chamber for the purpose of sitting and voting together to recommend Members for appointment to the Councils of certain institutions.

Accordingly, the Council then proceeded to the Assembly Chamber, and having returned—

The President reported that this House met with the Legislative Assembly this day in the Assembly Chamber for the purpose of sitting and voting together to recommend Members for appointment to the Councils of the Deakin University, Monash University and the Victorian Institute of Secondary Education, and that—

Harley Rivers Dickinson, Esquire, M.P.

was chosen to be recommended for appointment to the Council of the Deakin University,

Edward James Hann, Esquire, M.P.

was chosen to be recommended for appointment to the Council of the Monash University, and

The Honourable Bernard Phillip Dunn, M.L.C.,

The Honourable Walter Jona, M.P., and

The Honourable Joan Elizabeth Kirner, M.L.C.

were chosen to be recommended for appointment to the Council of the Victorian Institute of Secondary Education.

- 20 **CROWN LAND (RESERVES) (AMENDMENT) BILL**—This Bill was, according to Order, committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 21 **CHINATOWN HISTORIC PRECINCT BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable M. J. Arnold having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 22 **LIQUOR CONTROL (AMENDMENT) BILL (No. 2)**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendments made by the Council, and have made consequential amendments in the Bill, and desiring the concurrence of the Council therein.

Ordered—That the foregoing Message be taken into consideration later this day.

- 23 **SUPERANNUATION (REFUND OF CONTRIBUTIONS) BILL**—The President announced the receipt of a Message from the Assembly transmitting a Bill for "*An Act to make provision for the refund of certain superannuation contributions to police officers, to amend the 'Superannuation (Amendment) Act 1982' and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honourable D. R. White, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

- 24 **RACING (AMENDMENT) BILL (No. 2)**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 25 **THE CONSTITUTION ACT AMENDMENT (DONATIONS AND ELECTORAL EXPENDITURE) BILL—APPOINTMENT OF SELECT COMMITTEE**—By leave, the Honourable A. J. Hunt moved, by leave, That a Select Committee of seven members be appointed to enquire into and report upon the provisions contained in The Constitution Act Amendment (Donations and Electoral Expenditure) Bill, the Committee to have power to send for persons, papers and records and to sit in public or private as thought appropriate by the Committee from time to time, and also to authorize the publication of any evidence heard in public; three to be the quorum; and that the Council proceed to the appointment of the Committee forthwith.

Debate ensued.

Question—put.

The Council divided.

AYES, 19	NOES, 16
The Hon. H. G. Baylor	The Hon. M. J. Arnold
M. A. Birrell	Joan Coxsedge (<i>Teller</i>)
P. D. Block	J. L. Dixon (<i>Teller</i>)
C. Bubb (<i>Teller</i>)	D. E. Henshaw
B. A. Chamberlain (<i>Teller</i>)	C. J. Hogg
G. P. Connard	J. H. Kennan
D. G. Crozier	C. J. Kennedy
B. P. Dunn	D. E. Kent
D. M. Evans	R. A. Mackenzie
F. J. Granter	L. A. McArthur
J. V. C. Guest	B. W. Mier
D. K. Hayward	B. A. Murphy
A. J. Hunt	B. T. Pullen
R. I. Knowles	G. A. Sgro
R. Lawson	Evan Walker
R. J. Long	D. R. White
J. W. S. Radford	
Haddon Storey	
K. I. M. Wright	

And so it was resolved in the affirmative.

- 26 **ELECTORAL DONATIONS AND EXPENDITURE COMMITTEE**—Pursuant to the foregoing resolution, the Honourable A. J. Hunt moved, That the Honourables M. J. Arnold, M. A. Birrell, B. A. Chamberlain, D. M. Evans, C. J. Hogg, R. I. Knowles and W. A. Landeryou be members of the Select Committee on The Constitution Act Amendment (Donations and Electoral Expenditure) Bill.

Question—put and resolved in the affirmative.

- 27 **HEALTH (GENERAL AMENDMENT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable B. A. Chamberlain having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 28 **HEALTH (RADIATION SAFETY) BILL (No. 2)**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable B. A. Chamberlain having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 29 **STATE ELECTRICITY COMMISSION (COAL CORPORATION OF VICTORIA) BILL**—
The Order of the Day was read for the resumption of the debate on the question,
That this Bill be now read a second time and, after further debate, the question being
put was resolved in the affirmative.

Bill read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council
have agreed to the Bill without amendment.

- 30 **WHEAT MARKETING BILL**—The Deputy President announced the receipt of a Message
from the Assembly returning this Bill and acquainting the Council that they have
agreed to the same with amendments, and desiring the concurrence of the Council
therein.

Ordered—That the amendments be taken into consideration later this day.

- 31 **MEDICAL PRACTITIONERS (FURTHER AMENDMENT) BILL**—The Order of the Day
was read for the resumption of the debate on the question, That this Bill be now
read a second time and, after further debate, the question being put was resolved in
the affirmative—Bill read a second time and committed to a Committee of the
whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported
that the Committee had agreed to the Bill without amendment, the Report was
adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council
have agreed to the Bill without amendment.

- 32 **DAIRY INDUSTRY BILL**—The President announced the receipt of a Message from the
Assembly returning this Bill and acquainting the Council that they have agreed to
some of the amendments made by the Council, and have disagreed with others of
the said amendments, and have disagreed with the remaining amendment but have
made amendments in the Bill, with which they desire the concurrence of the Council.

Ordered—That the Message be taken into consideration on the next day of meeting.

- 33 **MESSAGES FROM THE ASSEMBLY**—The President announced the receipt of Messages
from the Assembly acquainting the Council that they have agreed to the following
Bills without amendment:

Water (Miscellaneous Amendments) Bill.

Wine Grape Processing Industry (Amendment) Bill.

Canned Fruits Marketing (Amendment) Bill.

Wheat Marketing (Home Consumption Price) Bill.

- 34 **ADJOURNMENT**—The Honourable Evan Walker moved, That the Council, at its
rising, adjourn until tomorrow at 10.00 a.m.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

And the Council having continued to sit until after 12 midnight—

FRIDAY, 2 NOVEMBER

Debate continued.

Question—put and resolved in the affirmative.

And then the Council, at 12.15 a.m., adjourned until this day at 10.00 a.m.

R. K. EVANS
Clerk of the Legislative Council

No. 120—Friday, 2 November 1984

- 1 The President took the Chair and read the Prayer.
- 2 **TRUSTEE COMPANIES BILL**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same with amendments, and desiring the concurrence of the Council therein.

Ordered—That the amendments be taken into consideration later this day.

- 3 **ELECTORAL DONATIONS AND EXPENDITURE COMMITTEE**—The Honourable W. A. Landeryou moved, by leave, That the Electoral Donations and Expenditure Committee be empowered to meet during the suspension of the sitting of the Council for luncheon this day.

Debate ensued.

Question—put and resolved in the affirmative.

4 PAPERS—

POLICE FORCE—The Honourable R. A. Mackenzie presented, by command of His Excellency the Governor, the Report of the Victoria Police Force for the year 1983–84.

Ordered to lie on the Table.

* * * *

LEGAL AND CONSTITUTIONAL COMMITTEE—DELAYS IN COURTS—The Honourable Joan Coxedge presented a Report from the Legal and Constitutional Committee upon Overseas Court Delays and Remedies, together with Appendices.

Ordered to lie on the Table and to be printed.

* * * *

SALINITY COMMITTEE—LAND AND RIVER SALINITY—The Honourable J. W. S. Radford presented a Report from the Salinity Committee upon the Causes, Effects and Control of Land and River Salinity in Victoria, together with Appendices, Extracts from the Proceedings and Minutes of Evidence.

Ordered to lie on the Table, and the report, appendices and extracts from the proceedings to be printed.

The Honourable J. W. S. Radford moved, That the report be taken into consideration later this day.

Question—put and resolved in the affirmative.

* * * *

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION COMMITTEE—CEMETERY ADMINISTRATION—The Honourable R. Lawson presented the Mortuary Industry and Cemeteries Administration Committee's review of Cemetery Administration, together with Appendices and Minutes of Evidence.

Ordered to lie on the Table, and the report and appendices to be printed.

The Honourable R. Lawson moved, That the report be taken into consideration on the next day of meeting.

Question—put and resolved in the affirmative.

SALINITY COMMITTEE—NORTHERN VICTORIA WATER ALLOCATIONS—The Honourable J. W. S. Radford presented a Report from the Salinity Committee upon Water Allocations in Northern Victoria, together with Appendices and Minutes of Evidence.

Ordered to lie on the Table, and the report and appendices to be printed.

* * * *

The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Arts—Report and financial statements of the Ministry for the Arts for the year 1983–84.

Economic Development Corporation—Report for the year 1983–84.

Estate Agents Board—Report and accounts for the year 1983–84.

Geelong Regional Commission—Report and accounts for the year 1983–84.

Greyhound Racing Control Board—Report and accounts for the year 1983–84.

Harness Racing Board—Report and accounts for the year 1983–84.

Small Business Development Corporation—Report for the year 1983–84.

Transport Act 1983—Minister's Order dated 29 October 1984 for transfer of assets and liabilities from the State Transport Authority to the Metropolitan Transit Authority.

Water and Sewerage Authorities (Restructuring) Act 1983—Minister's written reasons dated 1 November 1984 for proposed recommendation to Governor in Council *re* Order to constitute the Shepparton Water Board and abolish certain waterworks trusts, a sewerage authority and a rural water commission.

The Honourable Haddon Storey moved, That the papers tabled by the Clerk be taken into consideration later this day.

Question—put and resolved in the affirmative.

- 5 **REPORTS TO PARLIAMENT**—By leave, the Honourable A. J. Hunt moved, by leave, That the Leader of the House have leave to distribute reports normally tabled in the House as they become available.

Debate ensued.

Motion, by leave, withdrawn.

- 6 **MINISTERIAL STATEMENT—CRIMES ACT, SECTION 460**—The Honourable J. H. Kennan made a Ministerial Statement on section 460 of the *Crimes Act 1958*.

The Honourable Haddon Storey moved, That the statement be taken into consideration later this day.

Debate ensued.

Question—put and resolved in the affirmative.

- 7 **SUPERANNUATION (REFUND OF CONTRIBUTIONS) BILL**—This Bill was, according to Order and after debate, read a second time and, by leave, read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 8 **APPROPRIATION (1984–85, No. 1) BILL**—The Order of the Day having been read for the committal of this Bill, the Deputy President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable R. J. Long reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 9 **POSTPONEMENT OF ORDER OF THE DAY**—Ordered—That the consideration of Order of the Day, Government Business, No. 3, be postponed until later this day.
- 10 **ENVIRONMENT PROTECTION (GENERAL AMENDMENT) BILL**—The Order of the Day having been read for the consideration of the amendment made by the Assembly in this Bill, the said amendment was read and is as follows:

Clause 10, page 13, line 15, after “may” insert “by an agreement in writing”.

On the motion of the Honourable Evan Walker, and after debate, the Council agreed to the amendment made by the Assembly, and ordered that a Message be sent to the Assembly acquainting them therewith.

- 11 **LIQUOR CONTROL (AMENDMENT) BILL (No. 2)**—The Order of the Day having been read for the consideration of the consequential amendments made by the Assembly in this Bill, the said amendments were read and are as follows:

Clause 2, line 11, omit “43” and insert “42”.

Clause 2, line 16, omit “43” and insert “42”.

On the motion of the Honourable D. R. White, the Council agreed to the consequential amendments made by the Assembly, and ordered that a Message be sent to the Assembly acquainting them therewith.

- 12 **TRUSTEE COMPANIES BILL**—The Order of the Day having been read for the consideration of the amendments made by the Assembly in this Bill, the said amendments were read and are as follows:

Heading preceding clause 6, omit “III.” and insert “II.”.

Heading preceding clause 9, omit “IV.” and insert “III.”.

Clause 9, line 31, omit “Act” and insert “section”.

Clause 15, page 8, lines 1 and 2, omit “managing director or manager or by any two of the directors of the trustee company” and insert “by such officers of the trustee company as it determines”.

Clause 17, line 19, omit “for”.

Clause 17, line 20, after “(a)” insert “for”.

Clause 17, line 23, after “(b)” insert “for”.

Clause 17, line 24, after “(c)” insert “with the consent of the Supreme Court, for”.

Clause 17, line 26, after “(d)” insert “with the consent of the Supreme Court, for”.

Clause 17, line 27, omit “with the consent of the Supreme Court,”.

Clause 20, page 9, line 36, after “20.” insert “(1)”.

Clause 20, page 9, lines 36 and 37, omit “or trustee, a” and insert “of a person, or the executor or administrator of the estate of a deceased person, a holder or entitled to be registered as the”.

Clause 20, page 9, line 38, omit “or in any other trustee company”.

Clause 20, page 9, line 39, after “exercisable” insert “by the trustee company”.

Clause 20, page 10, after line 7 insert:

“(2) Notwithstanding sub-section (1), where a trustee company is, by reason of being an agent of a person, a holder, or entitled to be registered as the holder, of a voting share in the trustee company or in a related company, the voting rights attached to that share are exercisable by the trustee company in any circumstances if—

- (a) that person has given to the trustee company instructions in writing as to the exercise of voting rights in those circumstances; and
- (b) the voting rights are exercised in those circumstances in accordance with those instructions.”.

Heading preceding clause 21, omit “V.” and insert “IV.”.

Heading preceding clause 25, omit “VI.” and insert “V.”.

Clause 31, page 15, line 36, omit “subordinate” and insert “subordinated”.

Clause 31, page 15, line 36, omit “(if any)”.

Clause 31, page 15, line 38, omit “as on and after 1 March 1984,”.

Heading preceding clause 36, omit “VII.” and insert “VI.”.

Clause 38, lines 8 and 9, omit “the purchase of land in fee simple” and insert “freehold land”.

Clause 38, after line 13 insert:

‘(4) In sub-section (3), “prescribed securities” means securities in which trust moneys may be invested by a trustee under the *Trustee Act* 1958 that are specified by the Treasurer.’.

Heading preceding clause 40, omit “VIII.” and insert “VII.”.

Clause 40, page 21, line 20, omit “23” and insert “24”.

Clause 40, page 21, after line 27 insert:

“(14) Subject to sub-section (15), a right to participate or an interest in a Common Fund of a trustee company is hereby declared to be an exempt right or interest for the purposes of Division 6 of Part IV. of the *Companies (Victoria) Code*.

(15) Sub-section (14) does not have any force or effect on or after 1 March 1985.”.

Heading preceding clause 43, omit “IX.” and insert “VIII.”.

Heading preceding clause 45, omit “X.” and insert “IX.”.

Heading preceding clause 50, omit “XI.” and insert “X.”.

Schedule 2, after “Elder’s Trustee and Executor” insert “Company”.

On the motion of the Honourable J. H. Kennan, and after debate, the Council agreed to the amendments made by the Assembly, and ordered that a Message be sent to the Assembly acquainting them therewith.

13 **WHEAT MARKETING BILL**—The Order of the Day having been read for the consideration of the amendments made by the Assembly in this Bill, the said amendments were read and are as follows:

Clause 3, page 2, line 6, omit “23” and insert “24”.

Clause 11, page 10, line 8, omit “opinín” and insert “opinion”.

Clause 12, page 10, line 29, omit “(a)” and insert “(e)”.

Clause 12, page 10, line 31, omit “(b)” and insert “(f)”.

Clause 15, page 14, line 20, omit “26” and insert “27”.

Clause 22, page 25, line 30, omit “30” and insert “31”.

On the motion of the Honourable D. E. Kent, and after debate, the Council agreed to the amendments made by the Assembly, and ordered that a Message be sent to the Assembly acquainting them therewith.

- 14 **DANGEROUS GOODS (ROAD TRANSPORT) BILL**—The Order of the Day was read for the resumption of the debate on the question, That this Bill be now read a second time and, after further debate, the question being put was resolved in the affirmative—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.

- 15 **DAIRY INDUSTRY BILL**—The Order of the Day having been read for the consideration of the Message from the Assembly, the amendments made in this Bill by the Council and disagreed with by the Assembly and the further amendments made by the Assembly were read and are as follows:

Amendments made by the Legislative Council How dealt with by the Legislative Assembly

- | | |
|---|---|
| 1. Clause 3, page 2, omit the interpretation of “Certified raw milk” and insert the following interpretation:
““Certified raw milk or cream” means milk or cream which has not been pasteurized and in respect of which there is in force a certificate issued under section 67 (5).”. | Disagreed with. |
| * * * * | |
| 7. Clause 13, page 12, line 3, after “member” insert “being a full-time member”. | Disagreed with. |
| 8. Clause 20, omit this clause. | Disagreed with, but the following amendments made in the Bill:

1. Clause 20, page 16, line 6, omit, “the amount” and insert “an amount being equivalent to 75 per centum”.

2. Clause 20, page 16, after line 12 insert the following words and expressions:

“(3) Notwithstanding sub-section (1), the contribution specified in the statement under sub-section (1) shall not exceed an amount which is equivalent to the total provision for the payment of quality assurance services made by the Authority for that financial year. |

(4) A determination made by the Authority under section 45 shall identify the amount of the price per litre of milk which represents the provision for the estimated payment for quality assurance services under this section.”.

* * * *

14. Clause 67, page 42, after line 36 insert: Disagreed with

(3) This Part does not apply to or in respect of certified raw milk or cream.

(4) The Director-General shall not issue a certificate under sub-section (5) in respect of any raw milk or cream unless—

(a) the milk or cream complies with standards prescribed for the purposes of this sub-section;

(b) the milk or cream is produced on a dairy farm licensed under this Act which complies with the requirements prescribed for the purposes of this sub-section;

(c) samples of the milk or cream produced on the dairy farm—

(i) are taken in accordance with the quality assurance programme prescribed for the purposes of this sub-section;

(ii) are tested in accordance with the requirements prescribed for the purposes of this sub-section; and

(iii) comply with the standards prescribed for the purposes of this sub-section; and

(d) the milk or cream is packed, sealed and stored in accordance with the requirements prescribed for the purposes of this sub-section.

(5) A certificate issued in respect of certified raw milk or cream—

(a) shall be in the prescribed form;

(b) shall be valid for the period not exceeding 30 days specified in the certificate;

(c) shall authorize the holder of a dairy farm licence to whom it is issued to include the words “Certified Raw Milk” or “Certified Raw Cream” as the case may be on packages of milk or cream produced on that dairy farm; and

- (d) may be revoked by a notice in writing served by the Director-General on the holder of the dairy farm licence if—
- (i) there has been a breach of any standard or requirement prescribed for the purposes of sub-section (3); or
 - (ii) quality assurance services have been withdrawn under section 20 (5).
- (6) Any person who in connection with or in respect of any unpasteurized milk or cream which is not certified raw milk or cream—
- (a) uses the word “certified” either alone or in combination with any other word or words;
 - (b) uses any device or means calculated to induce any person purchasing the milk or cream to believe that the milk or cream is certified;
 - (c) sells the milk or cream as being certified raw milk or cream; or
 - (d) in any manner passes off or attempts to pass off any milk or cream as being certified raw milk or cream—
- shall be guilty of an offence against this Act and liable upon conviction to a penalty of not more than 100 penalty units for a first offence and a penalty of not more than 200 penalty units for any subsequent offence.’.

* * * *

The Honourable D. E. Kent moved, That the Council do not insist on Amendment No. 1 disagreed with by the Assembly.

Debate ensued.

Question—put and resolved in the affirmative.

The Honourable D. E. Kent moved, That the Council do not insist on Amendment No. 7 disagreed with by the Assembly.

Debate ensued.

Question—put and resolved in the affirmative.

The Honourable D. E. Kent moved, That the Council do not insist on Amendment No. 8 disagreed with by the Assembly, and agree to the amendments made by the Assembly in the Bill.

Debate ensued.

Question—put and negatived.

The Honourable D. E. Kent moved, That the Council do not insist on Amendment No. 14 disagreed with by the Assembly.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them that the Council do not insist on some of their amendments disagreed with by the Assembly, and insist on another, with which they desire the concurrence of the Legislative Assembly.

- 16 **APPROPRIATION (1984-85, No. 1) BILL**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable D. M. Evans reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

- 17 **REPORTS TO PARLIAMENT**—By leave, the Honourable Evan Walker moved, by leave, That this House authorizes the President, in his discretion, to make available to Members of the House and to publicly release copies of the reports of any Department, statutory authority or public officer or body required by statute or by Command of His Excellency the Governor to be presented to the House after Mr Speaker has endorsed his authority to print upon any such report, and that document shall be deemed to have been laid upon the Table: Provided that, at the first opportunity, such reports shall be Tabled in the House according to the normal procedures.

Debate ensued.

Question—put and resolved in the affirmative.

- 18 **POSTPONEMENT OF NOTICES OF MOTION AND ORDERS OF THE DAY**—Ordered—That the consideration of the Orders of the Day, Government Business, the Notices of Motion, General Business, and Orders of the Day, General Business, Nos. 1 to 45 inclusive, be postponed until later this day.

- 19 **FEDERATED SHIP PAINTERS AND DOCKERS UNION**—The Order of the Day having been read for the consideration of the Final Report of the Royal Commission on the Federated Ship Painters and Dockers Union, the related Ministerial statement and the Victorian Government's response to the recommendations—

The Honourable Haddon Storey moved, That the Council take note of the report, statement and response.

Debate ensued.

Question—put and resolved in the affirmative.

- 20 **APPROPRIATION (1984-85, No. 1) BILL**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honourable K. I. M. Wright having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

- 21 **INFERTILITY (MEDICAL PROCEDURES) BILL (No. 2)**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same with amendments, and desiring the concurrence of the Council therein.

Ordered—That the amendments be now taken into consideration.

And the said amendments were read and are as follows:

1 Clause 3, line 7, after “3.” insert “(1)”.

2 Clause 3, page 3, after line 7, insert:

“(2) In this Act—

(a) a reference to a married woman includes a reference to a woman—

(i) who, at the commencement of this section, is living with a man as his wife on a *bona fide* domestic basis although not married to him; and

(ii) who, before the commencement of this section, had undergone examination or treatment with a view to the carrying out by a medical practitioner of a procedure that, if carried out after that commencement, would be a relevant procedure; and

(b) a reference to the husband of a woman includes, in relation to a woman to whom paragraph (a) applies, a reference to the man with whom the woman is, at the commencement of this section, living as his wife on a *bona fide* domestic basis but does not include a reference to the man (if any) to whom the woman is, at that time, actually married.”.

3 Clause 6, after line 23 insert:

“Penalty: 100 penalty units or imprisonment for four years.”.

4 Clause 6, line 28, omit all words and expressions on this line.

5 Clause 6, after line 31 insert:

“Penalty: 100 penalty units or imprisonment for four years.”.

6 Clause 6, line 37, omit all words and expressions on this line.

7 Clause 13, page 11, line 10, omit “reasonable” and insert “reasonably”.

8 Clause 19, page 16, line 4, omit “(f)” and insert “(h)”.

9 Clause 22, line 15, omit “20 or 22” and insert “19 or 21”.

10 Clause 23, line 9, omit “20 or 23” and insert “19 or 22”.

11 Clause 32, line 31, after “32.” insert “(1)”.

12 Clause 32, line 38, after “procedure;” insert “and”.

13 Clause 32, page 23, line 3, omit “and”.

14 Clause 32, page 23, line 4, omit “(c)” and insert “(2)”.

The Honourable J. H. Kennan moved, That the Council agree to Amendments Nos. 1 and 2 made by the Assembly.

Debate ensued.

Question—put and resolved in the affirmative.

The Honourable J. H. Kennan moved, That the Council agree to Amendments Nos. 3 to 14, inclusive, made by the Assembly.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the amendments made by the Assembly in this Bill.

22 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Equal Opportunity—Reports of the Equal Opportunity Board and the Commissioner for Equal Opportunity for the year 1983–84 (two papers).

Historic Buildings Council—Report for the year 1983–84.

* * * *

Proclamations of His Excellency the Governor in Council fixing operative dates in respect of the following Acts were laid upon the Table by the Clerk pursuant to an Order of the Council on 18 September 1984:

Country Fire Authority (Amendment) Act 1983—Remaining provisions—1 November 1984 (*Gazette* No. 123, 31 October 1984).

Credit Act 1984—Sections 3 (1) and (2), 4, 5, 6, 8, 9, 12, 15, 16 and 19; Part II. (other than sections 21 and 23); Sections 48 and 157 to 161—1 November 1984 (*Gazette* No. 123, 31 October 1984).

And the Council having continued to sit until after 12 midnight—

SATURDAY, 3 NOVEMBER

23 **COMMERCIAL ARBITRATION BILL**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same with amendments, and desiring the concurrence of the Council therein.

Ordered—That the amendments be now taken into consideration.

And the said amendments were read and are as follows:

Clause 3, lines 6 and 7, omit “made after the commencement of this Act” and insert “(whether made before or after the commencement of this Act)”.

Clause 3, line 8, at the end of the line insert “and”.

Clause 3, lines 9 to 11, omit all words and expressions on these lines.

Clause 3, lines 20 to 23, omit all words and expressions on these lines.

Clause 20, lines 41 to 43, and page 10, line 1, omit all words and expressions on these lines and insert:

“such leave where the arbitrator or umpire is satisfied—

- (a) that the granting of leave is likely to shorten the length of the arbitration proceedings and reduce the costs of the arbitration; or
- (b) that the applicant would otherwise be unfairly disadvantaged.”

Clause 20, page 10, lines 6 to 9, omit all words and expressions on these lines and insert:

“such leave where the arbitrator or umpire is satisfied—

- (a) that the granting of leave is likely to shorten the length of the arbitration proceedings and reduce the costs of the arbitration; or
- (b) that the applicant would otherwise be unfairly disadvantaged—”.

Clause 57, page 26, line 1, omit “Act” and insert “Part”.

On the motion of the Honourable J. H. Kennan, and after debate, the Council agreed to the amendments made by the Assembly, and ordered that a Message be sent to the Assembly acquainting them therewith.

- 24 **SUBORDINATE LEGISLATION (REVIEW AND REVOCATION) BILL**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same with amendments, and desiring the concurrence of the Council therein.

Ordered—That the amendments be now taken into consideration.

And the said amendments were read and are as follows:

Clause 5, page 3, line 13, after this line insert the following:

“(4) Where a statutory rule is revoked by virtue of this section any statutory rule which amends that statutory rule and any provision in a statutory rule which is a provision that amends that statutory rule shall also be revoked.”.

Clause 7, page 4, lines 8 and 9, omit “Sales Branch of the Government Printing Office” and insert “Victorian Government Bookshop”.

Clause 8, page 6, line 6, after this line insert the following:

“(3) It shall not be necessary to comply with sub-section (1) if—

(a) the Premier certifies in writing that in the Premier’s opinion in the special circumstances of the particular case the public interest requires that the proposed statutory rule should be made without complying with sub-section (1); and

(b) a copy of the certificate is submitted with the proposed statutory rule to the Governor in Council.”.

Clause 8, page 6, line 13, omit “sections 12 and 13 (1)” and insert “sub-section (1)”.

Clause 8, page 6, line 15, omit “his” and insert “the Premier’s”.

Clause 8, page 9, proposed Schedule 2, paragraph 1, omit “social and economic” and insert “financial and social”.

Clause 8, page 11, proposed Schedule 3, paragraph 3, omit “monetary” (where first occurring) and insert “financial”.

Clause 8, page 11, proposed Schedule 3, paragraph 3, omit “monetary” (where second occurring) and insert “financial”.

On the motion of the Honourable J. H. Kennan, the Council agreed to the amendments made by the Assembly, and ordered that a Message be sent to the Assembly acquainting them therewith.

- 25 **PENALTIES AND SENTENCES (AMENDMENT) BILL (No. 2)**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same with amendments, and desiring the concurrence of the Council therein.

Ordered—That the amendments be now taken into consideration.

And the said amendments were read and are as follows:

Clause 4, page 8, lines 23 to 25, omit all words and expressions on these lines and insert:

“(b) the court is of the opinion that it is desirable that the offender be present before the court on the hearing of the application—”.

Clause 4, page 8, line 27, omit “for an oral examination” and insert “before the court”.

Clause 4, page 8, line 31, omit “oral examination” and insert “financial circumstances of the offender”.

Clause 4, page 9, line 1, omit “for an oral examination”.

Clause 4, page 9, lines 3 to 5, omit all words and expressions on these lines.

Clause 4, page 12, after line 17 insert:

“(16) The provisions of sections 12, 15, 16, 99 and 108 of the *Magistrates (Summary Proceedings) Act 1975* with respect to warrants of commitment for the recovery of penalties imposed in proceedings before justices or Magistrates’ Courts and to the payment or part payment thereof shall, so far as those provisions are applicable and with such modifications as are necessary, extend and apply with respect to warrants of commitment issued under this section for the recovery of monetary penalties imposed in proceedings before the Supreme Court or the County Court, and in particular with the following modifications, namely:

- (a) Any reference in those provisions to a warrant shall be read and construed as if it were a reference to a warrant issued under this section;
- (b) Any reference in those provisions to a fine or other sum adjudged to be paid under a conviction or order of a Magistrates’ Court or a justice or justices shall be read and construed as if it were a reference to a monetary penalty adjudged by the Supreme Court or the County Court to be paid;
- (c) Any reference in those provisions to a Magistrates’ Court shall be read and construed as if it were a reference to the Supreme Court or the County Court (as the case requires); and
- (d) Any reference in those provisions to a clerk of a Magistrates’ Court shall be read and construed as if it were a reference to the Prothonotary or the registrar (as the case requires).”.

On the motion of the Honourable J. H. Kennan, and after debate, the Council agreed to the amendments made by the Assembly, and ordered that a Message be sent to the Assembly acquainting them therewith.

- 26 **HEALTH (RADIATION SAFETY) BILL (No. 2)**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to one of the amendments made by the Council and have agreed to the other of the amendments with an amendment, and desiring the concurrence of the Council therein.

Ordered—That the foregoing Message be now taken into consideration.

And the amendment made by the Council, together with the Assembly’s amendment thereto, were read and are as follows:

Amendment made by the Legislative Council How dealt with by the Legislative Assembly

Clause 5, line 13, omit “31 December” and insert “30 June”. Agreed to with the following amendment:

Omit “June” and insert “September”.

On the motion of the Honourable D. R. White, the Council agreed to the amendment made by the Assembly, and ordered that a Message be sent to the Assembly acquainting them therewith.

- 27 **DAIRY INDUSTRY BILL**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have now agreed to the amendment made and insisted on by the Council and do not insist on the amendments made by the Assembly in this Bill.

- 28 **DAIRY INDUSTRY BILL**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the following Resolution:

That, prior to the presentation of the Dairy Industry Bill for assent by His Excellency the Governor, the Clerk of the Parliaments be authorized to correct, so far as may be necessary, internal references consequential upon the omission of clause 20 thereof, and to report such corrections to each House at the next sitting—
and desiring the concurrence of the Council therein.

On the motion of the Honourable D. E. Kent the Council concurred with the resolution of the Assembly and ordered that a Message be sent to the Assembly acquainting them therewith.

- 29 **MESSAGES FROM THE ASSEMBLY**—The President announced the receipt of the following Messages from the Assembly:

Acquainting the Council that they have agreed to the following Bills without amendment:

Films (Classification) Bill.

National Crime Authority (State Provisions) Bill.

Education (Amendment) Bill (No. 2).

Transfer of Land (Amendment) Bill (No. 2).

Trustee (Amendment) Bill (No. 2).

Acquainting the Council that they have agreed to the amendments made by the Council in the following Bills:

Health (General Amendment) Bill.

Chinatown Historic Precinct Bill.

Industrial Relations (Amendment) Bill (No. 2).

National Parks (Further Amendment) Bill.

Dangerous Goods (Road Transport) Bill.

Crown Land (Reserves) (Amendment) Bill.

- 30 **ADJOURNMENT**—The Honourable Evan Walker moved, That the Council, at its rising, adjourn until a day and hour to be fixed by the President, which time of meeting shall be notified to each Honourable Member by telegram or letter.

Question—put and resolved in the affirmative.

The Honourable Evan Walker moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at 1.15 a.m., adjourned until a day and hour to be fixed by the President, which time of meeting shall be notified to each Honourable Member by telegram or letter.

R. K. EVANS
Clerk of the Legislative Council

COMMUNICATIONS RECEIVED AFTER THE FINAL
ADJOURNMENT OF BOTH HOUSES AND BEFORE
THE PROROGATION

Session 1982-85

MESSAGES FROM HIS EXCELLENCY THE GOVERNOR

Messages were received from His Excellency the Governor informing the Council that he had, on the dates mentioned hereunder, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz.:

On 7 November 1984—

Audit (Amendment) Act
Constitution (Council Vacancies) Act
Firearms (General Amendment) Act
Fisheries (Reciprocal Licences) Act
Land Tax (Amendment) Act
Liquor Control (Amendment) Act
Lotteries Gaming and Betting (Amendment) Act
Motor Car (Insurance Surcharge) Act
Pay-roll Tax (Amendment) Act
Stamps (Amendment) Act
Transfer of Land (Amendment) Act
Water Charge Concessions Act
Youth, Sport and Recreation (Advisory Councils) Act

On 13 November 1984—

Adoption Act
Appropriation (1984-85, No.1) Act
Canned Fruits Marketing (Amendment) Act
Crown Land (Reserves) (Amendment) Act
Education (Amendment) Act
Fire Authorities Act
Fundraising Appeals Act
Health (Radiation Safety) Act
Industrial Relations (Amendment) Act
Land (Miscellaneous Matters) Act
Law Reform Commission Act
Lotteries Gaming and Betting (Gaming Machines) Act
Medical Practitioners (Further Amendment) Act
Port Bellarine Tourist Resort (Amendment) Act
Pre-school Teachers and Assistants (Portability of Long Service Leave) Act
Racing (Amendment) Act
State Electricity Commission (Coal Corporation of Victoria) Act
The Constitution Act Amendment (Electoral Legislation) Act
Trustee (Amendment) Act
Wheat Marketing (Home Consumption Price) Act
Wine Grape Processing Industry (Amendment) Act

Administrative Appeals Tribunal Act
Chinatown Historic Precinct Act
Commercial Arbitration Act
Dangerous Goods (Road Transport) Act
Environment Protection (General Amendment) Act
Extractive Industries (Amendment) Act
Health (General Amendment) Act
Infertility (Medical Procedures) Act
National Crime Authority (State Provisions) Act
National Parks (Further Amendment) Act
Penalties and Sentences (Amendment) Act
Post-Secondary Education (Practical Placements) Act
South Yarra Project Act
Superannuation (Refund of Contributions) Act
Trustee Companies Act
Water (Miscellaneous Amendments) Act
Wheat Marketing Act

On 29 November 1984—

Dairy Industry Act
Films (Classification) Act
Subordinate Legislation (Review and Revocation) Act

REPORT FROM THE CLERK OF PARLIAMENTS

A Report dated 13 November 1984 was received from the Clerk of the Parliaments, pursuant to Resolutions of the Legislative Council and the Legislative Assembly adopted on 3 November 1984, informing the Council that he had made the following corrections to the Dairy Industry Bill:

1. Clause 25, omit "section 29 (4)" and insert "section 28 (4)".
2. Clause 27, omit "section 24" and insert "section 23".
3. Clause 32, sub-clause (1), omit "section 37 (1)" and insert "section 36 (1)".
4. Clause 32, sub-clause (1), omit "section 34" and insert "section 33".
5. Clause 37, sub-clause (1), omit "section 50 (1)" and insert "section 49 (1)".
6. Clause 37, sub-clause (3), omit "section 50 (1)" and insert "section 49 (1)".
7. Clause 37, sub-clause (6), omit "section 54, 55 (3) or 55 (4)" and insert "section 53, 54 (3) or 54 (4)".
8. Clause 37, sub-clause (8), omit "section 55 (2)" and insert "section 54 (2)".
9. Clause 38, sub-clause (1), omit "section 38" and insert "section 37".
10. Clause 42, sub-clause (2), omit "section 44 (1)" and insert "section 43 (1)".
11. Clause 42, sub-clause (2), omit "section 44 (2)" and insert "section 43 (2)".
12. Clause 43, sub-clause (1), omit "section 43 (1)" and insert "section 42 (1)".
13. Clause 44, sub-clause (1), omit "section 46" and insert "section 45".
14. Clause 44, sub-clause (5), omit "section 33 (2)" and insert "section 32 (2)".
15. Clause 44, sub-clause (5), omit "section 46" and insert "section 45".
16. Clause 45, sub-clause (1), omit "section 45" and insert "section 44".
17. Clause 45, sub-clause (2), omit "section 45" and insert "section 44".
18. Clause 46, omit "section 48" and insert "section 47".
19. Clause 46, paragraph (a), omit "section 45" and insert "section 44".
20. Clause 46, paragraph (b), omit "section 45" and insert "section 44".

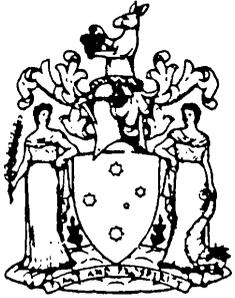
21. Clause 47, sub-clause (1), omit "section 45" and insert "section 44".
22. Clause 47, sub-clause (2), omit "section 47" and insert "section 46".
23. Clause 48, omit "section 45" and insert "section 44".
24. Clause 56, omit "section 59 (6)" and insert "section 58 (6)".
25. Clause 56, omit "section 58" and insert "section 57".
26. Clause 59, sub-clause (1), omit "section 88" and insert "section 87".
27. Clause 59, sub-clause (1), omit "section 129 (1) (n)" and insert "section 128 (1) (n)".
28. Clause 59, sub-clause (4), omit "section 61" and insert "section 60".
29. Clause 74, sub-clause (3) (a), omit "section 85" and insert "section 84".
30. Clause 74, sub-clause (3) (b), omit "section 85" and insert "section 84".
31. Clause 74, sub-clause (5), omit "section 76" and insert "section 75".
32. Clause 81, sub-clause (1), omit "section 81 (1) (a), 81 (1) (b), 81 (1) (c) or 81 (1) (d)" and insert "section 80 (1) (a), 81 (1) (b), 80 (1) (c) or 80 (1) (d)".
33. Clause 92, sub-clause (1), omit "section 70" and insert "section 69".
34. Clause 100, sub-clause (1), omit "section 102" and insert "section 101".
35. Clause 101, sub-clause (3), omit "section 50 (1)" and insert "section 49 (1)".
36. Clause 104, sub-clause (1), omit "section 103" and insert "section 102".
37. Clause 105, omit "section 103" and insert "section 102".
38. Clause 106, sub-clause (1), omit "section 104" and insert "section 103".
39. Clause 106, sub-clause (1), omit "section 105" and insert "section 104".
40. Clause 107, omit "section 112 (1)" and insert "section 111 (1)".
41. Clause 113, sub-clause (1), omit "section 79" and insert "section 78".
42. Clause 113, sub-clause (2), omit "section 79" and insert "section 78".
43. Clause 114, sub-clause (1), "section 114 (2) (f)" and insert "section 113 (2) (f)".
44. Clause 114, sub-clause (2), omit "section 114 (2) (f)" and insert "section 113 (2) (f)".
45. Clause 115, sub-clause (1), omit "section 115" and insert "section 114".
46. Clause 155, sub-clause (2), omit "section 115 (1)" and insert "section 114 (1)".
47. Clause 115, sub-clause (2), omit "section 115 (2) and insert "section 114 (2)".
48. Clause 115, sub-clause (2), omit "section 115 (5)" and insert "section 114 (5)".
49. Clause 117, sub-clause (1), omit "section 113 (1) (h)" and insert "section 112 (1) (h)".
50. Clause 118, paragraph (d), omit "section 113 (1) (d)" and insert "section 112 (1) (d)".
51. Clause 118, paragraph (e), omit "section 113 (1) (d)" and insert "section 112 (1) (d)".
52. Clause 118, paragraph (g), omit "section 113 (1)" and insert "section 112 (1)".
53. Clause 118, paragraph (h), omit "section 113 (3)" and insert "section 112 (3)".
54. Clause 119, omit "section 119 (d)" and insert "section 118 (d)".
55. Clause 128, sub-clause (1) (c), omit "section 56" and insert "section 55".
56. Clause 128, sub-clause (1) (d), omit "section 59 (2) or 59 (3)" and insert "section 58 (2) or 58 (3)".
57. Clause 128, sub-clause (1) (g), omit "section 80" and insert "section 79".
58. Clause 128, sub-clause (1) (h), omit "section 80" and insert "section 79".
59. Clause 128, sub-clause (1) (i), omit "section 84" and insert "section 83".
60. Clause 128, sub-clause (1) (i), omit "section 84 (3)" and insert "section 83 (3)".
61. Clause 128, sub-clause (1) (m), omit "section 85" and insert "section 84".
62. Clause 136, sub-clause (1), omit "section 130" and insert "section 129".
63. Clause 136, sub-clause (2), omit "section 130" and insert "section 129".

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PUBLISHED BY AUTHORITY

Victoria Government Gazette

Extracts from No. 5—Friday, 25 January 1985



PROROGUING THE LEGISLATIVE COUNCIL AND DISSOLVING THE LEGISLATIVE ASSEMBLY

PROCLAMATION

By His Excellency the Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c.

Whereas sub-section 8 (1) of the *Constitution Act* 1975 provides that the Governor may by proclamation or otherwise fix such places within Victoria and subject to the said Act such times for holding every session of the Legislative Council and Legislative Assembly and may vary and alter the same respectively in such manner as he thinks fit:

And whereas sub-section 8 (2) of the said Act provides that subject to sub-section (3) the Governor may if he thinks fit by proclamation or otherwise from time to time prorogue the Legislative Council, the Legislative Assembly or both the Council and the Assembly or from time to time dissolve the Assembly:

Now therefore I, the Governor of the State of Victoria, pursuant to the provisions of the *Constitution Act* 1975 and all other powers invested in me, do by this my proclamation prorogue the Legislative Council forthwith. And I do dissolve the Legislative Assembly, such dissolution to take effect forthwith. And I do hereby declare that I have this day given Order that Writs be issued in due form and according to law for a general election of Members to be duly returned to serve in the Legislative Assembly and for a periodical election of Members to be duly returned to serve in the Legislative Council.

Given under my Hand and the Seal of the State of Victoria aforesaid, at Melbourne, this twenty-fifth day of January in the year of our Lord One thousand nine hundred and eighty-five and in the thirty-third year of the reign of Her Majesty Queen Elizabeth the Second, Queen of Australia.

(L.S.)

B. S. MURRAY

By His Excellency's Command

JOHN CAIN
Premier

GOD SAVE THE QUEEN!

SIMULTANEOUS ELECTION

Notice is hereby given that His Excellency the Governor will issue Writs for a General Election of Members to serve in the Legislative Assembly of Victoria, and for the Periodical Election of Members to serve in the Legislative Council of Victoria, on the day first hereinafter mentioned, viz:—

Date of Issue of Writs	Saturday, 26 January 1985
Date for Close of the Rolls	Saturday, 2 February 1985
Day of Nomination (before or on which nominations are to be made)	Thursday, 7 February 1985
Day of Polling	Saturday, 2 March 1985
Return of Writs	On or before Friday, 22 March 1985.

By His Excellency's Command

L. G. HOUSTON
Official Secretary

The Governor's Office,
Melbourne, 25 January 1985

PARLIAMENTARY COMMITTEES

Session 1982-85

ECONOMIC AND BUDGET REVIEW (JOINT) (Appointed 2 July 1982* - See Act No. 7727 s.4.)-The Honourables P. D. Block (to 20 October 1982), G. P. Connard (from 14 June 1983), B. P. Dunn, J. V. C. Guest (from 20 October 1982), D. K. Hayward, A. J. Hunt (to 14 June 1983) and G. A. Sgro.

ELECTORAL DONATIONS AND EXPENDITURE (Appointed 1 November 1984).- The Honourables M. J. Arnold, M. A. Birrell, B. A. Chamberlain, D. M. Evans, C. J. Hogg, R. I. Knowles and W. A. Landeryou.

HOUSE (JOINT) (Appointed 1 July 1982 - See Act No. 7727 s.45.) - The Honourables the President (ex officio), H. G. Baylor, B. P. Dunn, A. J. Hunt, C. J. Kennedy (from 8 November 1983), W. A. Landeryou and M. J. Sandon (to 26 October 1983).

LEGAL AND CONSTITUTIONAL (JOINT) (Appointed 2 July 1982* - See Act No. 7727 s.4.)-The Honourables Joan Coxsedg, J. H. Kennan (to 13 September 1983), W. A. Landeryou (from 12 October 1983), B. W. Mier (from 30 March 1983), N. B. Reid and Haddon Storey.

LIBRARY (JOINT) (Appointed 1 July 1982 - See Act No. 7727 s.36.)-The Honourables the President, D. M. Evans, D. K. Hayward, C. J. Kennedy and G. A. Sgro.

MORTUARY INDUSTRY AND CEMETERIES ADMINISTRATION (JOINT) (Appointed 2 July 1982).-The Honourables C. J. Kennedy and R. Lawson.

NATURAL RESOURCES AND ENVIRONMENT (JOINT) (Appointed 2 July 1982* - See Act No. 7727 s.4.)-The Honourables W. R. Baxter (to 25 October 1984), D. E. Henshaw, R. I. Knowles, B. A. Murphy and B. T. Pullen.

PRINTING (Appointed 1 July 1982).-The Honourables the President, C. Bubb, G. A. S. Butler, Joan Coxsedg, B. P. Dunn, C. J. Kennedy, R. I. Knowles and K. I. M. Wright.

PRISONS SERVICE (Appointed 9 August 1983).-The Honourables M. J. Arnold, M. A. Birrell, D. G. Crozier, D. M. Evans, C. J. Hogg, A. J. Hunt, J. H. Kennan (to 6 September 1983), J. E. Kirner and W. A. Landeryou (from 6 September 1983).

PUBLIC BODIES REVIEW (JOINT) (Appointed 2 July 1982* - See Act No. 7727 s.4.)-The Honourables M. J. Arnold, C. Bubb (from 20 October 1982), B. A. Chamberlain, D. M. Evans, J. V. C. Guest (to 20 October 1982) and M. J. Sandon.

SALINITY (JOINT) (Appointed 2 July 1982).-The Honourables L. A. McArthur and J. W. S. Radford.

SOCIAL DEVELOPMENT (JOINT) (Appointed 2 July 1982* - See Act No. 7727 s.4.)-The Honourables H. G. Baylor, J. L. Dixon, C. J. Hogg, J. E. Kirner and K. I. M. Wright (to 31 May 1983).

STANDING ORDERS (Appointed 27 April 1982).-The Honourables the President, G. A. S. Butler, B. A. Chamberlain, B. P. Dunn, D. E. Kent, W. A. Landeryou and Haddon Storey.

*Appointed contingent upon enactment of Parliamentary Committees (Joint Investigatory Committees) Act 1982, which was assented to on 13 July 1982.

LEGISLATIVE COUNCIL OF VICTORIA
WEEKLY REPORT OF DIVISIONS IN
COMMITTEE OF THE WHOLE COUNCIL

—
No. 1
 —

Tuesday, 15 June 1982

No. 1.—PAY-ROLL TAX (AMENDMENT) BILL—Clause 2.

Sub-section (2) of section 31A of the Principal Act shall be repealed.

—(*Hon. D. R. White*)

Motion made and question put—That it be a suggestion to the Assembly that they make the following amendment in the Bill, viz:

Clause 2, omit this clause.

—(*Hon. P. D. Block*)

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 24

The Hon. W. R. Baxter
 H. G. Baylor
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 D. G. Crozier
 B. P. Dunn
 D. M. Evans (*Teller*)
 F. J. Granter
 J. V. C. Guest
 H. M. Hamilton
 V. T. Hauser
 D. K. Hayward
 W. V. Houghton
 Dr. R. W. Howard
 Glyn Jenkins
 R. I. Knowles
 R. Lawson
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 J. A. Taylor (*Teller*)
 H. R. Ward
 K. I. M. Wright

Noes, 11

The Hon. G. A. S. Butler (*Teller*)
 Joan Cocksedge (*Teller*)
 R. J. Eddy
 C. J. Kennedy
 D. E. Kent
 R. A. Mackenzie
 G. A. Sgro
 I. B. Trayling
 Evan Walker
 J. M. Walton
 D. R. White

And so it was resolved in the affirmative.

No. 2.—PAY-ROLL TAX (AMENDMENT) BILL—Clauses 3 to 5.

3. In section 31B of the Principal Act—

* * * * *

(b) in the interpretation of “Taxing period”, for the expression “30 June 1982”, there shall be substituted the expression “30 June 1982 or any financial year after 30 June 1982”.

4. In section 31E of the Principal Act—

* * * * *

- (c) in paragraph (a), after the word “more” there shall be inserted the expression “in the taxing period commencing on 1 October 1981 and ending on 30 June 1982 or are or is \$1 000 000 or more in any other taxing period”; and
- (d) in paragraph (b), after the expression “\$750 000” there shall be inserted the expression “in the taxing period commencing on 1 October 1981 and ending on 30 June 1982 or to \$1 000 000 in any other taxing period”.

5. In section 31F of the Principal Act—

* * * * *

(b) In sub-section (2)—

* * * * *

- (iii) in paragraph (a), after the word “more” there shall be inserted the expression “in the taxing period commencing on 1 October 1981 and ending on 30 June 1982 or are or is \$1 000 000 or more in any other taxing period”;
- (iv) in paragraph (b), after the expression “\$750 000” there shall be inserted the expression “in the taxing period commencing on 1 October 1981 and ending on 30 June 1982 or to \$1 000 000 in any other taxing period”; and

* * * * *

—(Hon. D. R. White)

Motion made and question put—That it be a suggestion to the Assembly that they make the following amendments in the Bill, viz:

Clause 3 (b), omit ‘there shall be substituted the expression “30 June 1982 or any financial year after 30 June 1982”.’ and insert ‘there shall be substituted the expression “30 June 1982 or the financial year ending on 30 June 1983”.’

Clause 4 (c), omit “in any other taxing period” and insert “in the succeeding taxing period”.

Clause 4 (d), omit “in any other taxing period” and insert “in the succeeding taxing period”.

Clause 5 (b) (iii), omit “in any other taxing period” and insert “in the succeeding taxing period”.

Clause 5 (b) (iv), omit “in any other taxing period” and insert “in the succeeding taxing period”.

—(Hon. P. D. Block)

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 24

The Hon. W. R. Baxter
H. G. Baylor
P. D. Block
C. Bubb
B. A. Chamberlain
D. G. Crozier
B. P. Dunn
D. M. Evans

Noes, 11

The Hon. G. A. S. Butler
Joan Coxside
R. J. Eddy (*Teller*)
C. J. Kennedy (*Teller*)
D. E. Kent
R. A. Mackenzie
G. A. Sgro
I. B. Trayling

F. J. Granter
 J. V. C. Guest
 H. M. Hamilton
 V. T. Hauser
 D. K. Hayward
 W. V. Houghton
 Dr. R. W. Howard
 Glyn Jenkins
 R. I. Knowles
 R. Lawson
 J. W. S. Radford (*Teller*)
 N. B. Reid
 Haddon Storey
 J. A. Taylor
 H. R. Ward
 K. I. M. Wright (*Teller*)

Evan Walker
 J. M. Walton
 D. R. White

And so it was resolved in the affirmative.

No. 3.—PAY-ROLL TAX (AMENDMENT) BILL—Clause 10.

In Schedule Three and Schedule Four of the Principal Act—

* * * * *

- (c) for the expression beginning “with the formula—” and ending “where—” in each Schedule there shall be substituted the following:

“with—

- (a) the formula—

$$\frac{TW}{TW + IW} \left[\frac{7216C}{273} - \frac{1}{10} \left((TW + IW) - \frac{750\,000C}{273} \right) \right]$$

if that taxing period is the period commencing on 1 October 1981 and ending on 30 June 1982; or

- (b) the formula—

$$\frac{TW}{TW + IW} \left[\frac{9622C}{365} - \frac{1}{10} \left((TW + IW) - \frac{1\,000\,000C}{365} \right) \right]$$

if that taxing period is any succeeding financial year—
 where—”.

—(*Hon. D. R. White*)

Motion made and question put—That it be a suggestion to the Assembly that they make the following amendment in the Bill, viz:

Clause 10 (c), omit “any succeeding financial year” and insert “the succeeding financial year”.

—(*Hon. P. D. Block*)

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 24

The Hon. W. R. Baxter
 H. G. Baylor
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 J. V. C. Guest
 H. M. Hamilton

Noes, 11

The Hon. G. A. S. Butler
 Joan Coxsedg
 R. J. Eddy
 C. J. Kennedy
 D. E. Kent
 R. A. Mackenzie
 G. A. Sgro (*Teller*)
 I. B. Trayling (*Teller*)
 Evan Walker
 J. M. Walton
 D. R. White

V. T. Hauser
 D. K. Hayward
 W. V. Houghton
 Dr. R. W. Howard
 Glyn Jenkins
 R. I. Knowles (*Teller*)
 R. Lawson (*Teller*)
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 J. A. Taylor
 H. R. Ward
 K. I. M. Wright

And so it was resolved in the affirmative.

No. 4.—PAY-ROLL TAX (AMENDMENT) BILL—New clause A.

Motion made and question put—That it be a suggestion to the Assembly that they insert the following new clause to follow clause 1, viz:

‘A. In sub-section (2) of section 31A of the Principal Act, for the expression “30 June 1982” there shall be substituted the expression “30 June 1983”.’

—(*Hon. P. D. Block*)

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 23
 The Hon. W. R. Baxter
 H. G. Baylor
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 J. V. C. Guest
 H. M. Hamilton
 V. T. Hauser
 D. K. Hayward
 W. V. Houghton
 Dr. R. W. Howard (*Teller*)
 Glyn Jenkins (*Teller*)
 R. I. Knowles
 R. Lawson
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward
 K. I. M. Wright

Noes, 11
 The Hon. G. A. S. Butler (*Teller*)
 Joan Coxsedg (*Teller*)
 R. J. Eddy
 C. J. Kennedy
 D. E. Kent
 R. A. Mackenzie
 G. A. Sgro
 I. B. Trayling
 Evan Walker
 J. M. Walton
 D. R. White

And so it was resolved in the affirmative.

Wednesday, 16 June 1982

No. 5.—ELECTORAL COMMISSION BILL—Clause 9.

* * * * *

(2) For the purposes of this Act the Commission may take electoral provinces or electoral districts to be of approximately equal enrolment where the enrolment for each province or district does not vary by more than 10 per centum from the average enrolment of all provinces or districts (as the case requires).

—(*Hon. A. J. Hunt*)

Amendment proposed—That the following expression be inserted to follow “may” in sub-clause (2):

“and in the case of a province or district having an area of more than 30,000 and 10,000 square kms. respectively, shall”.

—(*Hon. W. R. Baxter*)

Question—That the expression proposed to be inserted be so inserted—put.

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 4

The Hon. W. R. Baxter
B. P. Dunn
D. M. Evans (*Teller*)
K. I. M. Wright (*Teller*)

Noes, 25

The Hon. H. G. Baylor
P. D. Block
C. Bubb
G. A. S. Butler
B. A. Chamberlain
Joan Coxsedge
R. J. Eddy (*Teller*)
J. V. C. Guest
H. M. Hamilton
V. T. Hauser
D. K. Hayward
W. V. Houghton
A. J. Hunt
Glyn Jenkins
C. J. Kennedy
R. I. Knowles
W. A. Landeryou
R. Lawson (*Teller*)
R. A. Mackenzie
G. A. Sgro
Haddon Storey
Evan Walker
J. M. Walton
H. R. Ward
D. R. White

And so it passed in the negative.

1950-1951

1950-1951

1950-1951

1950-1951

1950-1951

LEGISLATIVE COUNCIL OF VICTORIA

WEEKLY REPORT OF DIVISIONS IN COMMITTEE OF THE WHOLE COUNCIL

No. 2

Thursday, 1 July 1982

No. 1.—PARLIAMENTARY COMMITTEES (JOINT INVESTIGATORY COMMITTEES) BILL—Clause 5

For Part I. of the Principal Act there shall be substituted the following Part:

PART I.—JOINT INVESTIGATORY COMMITTEES

4. (1) There shall be five Joint Investigatory Committees of the Council and the Assembly to be called—

- (a) the Economic and Budget Review Committee;
- (b) the Legal and Constitutional Committee;
- (c) the Natural Resources and Environment Committee;
- (d) the Public Bodies Review Committee; and
- (e) the Social Development Committee.

* * * * *

(6) The chairman of a Joint Investigatory Committee shall have a deliberative vote and, in the event of an equality of votes, a casting vote.

* * * * *

—(Hon. W. A. Landeryou)

Amendment proposed—That all the words after “deliberative vote” in proposed section 4 (6) of the Principal Act be omitted with the view of inserting “but shall not have a casting vote”.

—(Hon. J. V. C. Guest)

Question—That the words proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 23

The Hon. M. J. Arnold
W. R. Baxter
G. A. S. Butler
Joan Coxsedg
J. L. Dixon
B. P. Dunn
D. M. Evans
D. E. Henshaw
C. J. Hogg
J. H. Kennan
C. J. Kennedy
D. E. Kent
J. E. Kirner

Noes, 15

The Hon. H. G. Baylor
P. D. Block
C. Bubb
G. P. Connard
D. G. Crozier
F. J. Granter
J. V. C. Guest
W. V. Houghton
A. J. Hunt
R. I. Knowles
R. Lawson
J. W. S. Radford (*Teller*)
N. B. Reid (*Teller*)

W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon (*Teller*)
 G. A. Sgro (*Teller*)
 Evan Walker
 D. R. White
 K. I. M. Wright

Haddon Storey
 H. R. Ward

And so it was resolved in the affirmative—Amendment negatived.

No. 2. —PARLIAMENTARY COMMITTEES (JOINT INVESTIGATORY COMMITTEES) BILL—Clause 5

For Part I. of the Principal Act there shall be substituted the following Part:

* * * * *

4B. The functions of the Legal and Constitutional Committee shall be—

(a) to inquire into, consider and report to the Parliament, where required or permitted so to do by or under this Act, on any proposal, matter or thing concerned with legal, constitutional or parliamentary reform or with the administration of justice but excluding any proposal, matter or thing concerned with the joint standing orders of the Parliament or the standing orders of any House of the Parliament or the rules of practice of any House of the Parliament; and

* * * * *

—(*Hon. W. A. Landeryou*)

Amendment proposed—That the words “except where consideration of such proposal, matter or thing is incidental to an inquiry which the committee is otherwise empowered to undertake,” be inserted after “Parliament” (where fourth occurring) in proposed section 4B. (a) of the Principal Act.

—(*Hon. J. V. C. Guest*)

Question—That the words proposed to be inserted be so inserted—put.

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 15
 The Hon. H. G. Baylor
 P. D. Block
 C. Bubb
 G. P. Connard
 D. G. Crozier
 F. J. Granter
 J. V. C. Guest
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles (*Teller*)
 R. Lawson (*Teller*)
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward

Noes, 21
 The Hon. M. J. Arnold
 W. R. Baxter
 G. A. S. Butler
 Joan Coxsedge
 B. P. Dunn
 D. M. Evans
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 B. A. Murphy (*Teller*)
 B. T. Pullen (*Teller*)
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White
 K. I. M. Wright

And so it passed in the negative.

No. 3.—PARLIAMENTARY COMMITTEES (JOINT INVESTIGATORY COMMITTEES) BILL—Clause 5
For Part I. of the Principal Act there shall be substituted the following Part:

* * * * *

4G. (1) A Joint Investigatory Committee shall hold office as such and may exercise all the powers conferred on it by this Act or otherwise for the Parliament during which it is appointed and thence until—

(a) the expiry of the Assembly by effluxion of time; or

(b) the dissolution of either House of the Parliament—

whichever of those events first happens

* * * * *

—(Hon. W. A. Landeryou)

Amendment proposed—That the following sub-section be inserted to follow proposed section 4G. (4) of the Principal Act:

“(5) Notwithstanding any other provision of this Act no Joint Investigatory Committee shall hold office and no members shall be appointed to any Joint Investigatory Committee after 30 June 1984.”

—(Hon. J. V. C. Guest)

Question—That the sub-section proposed to be inserted be so inserted—put.

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes 16

The Hon. H. G. Baylor
P. D. Block
C. Bubb
G. P. Connard
D. G. Crozier
F. J. Granter
J. V. C. Guest
D. K. Hayward (*Teller*)
W. V. Houghton (*Teller*)
A. J. Hunt
R. I. Knowles
R. Lawson
J. W. S. Radford
N. B. Reid
Haddon Storey
H. R. Ward

Noes 21

The Hon. M. J. Arnold
W. R. Baxter
G. A. S. Butler
Joan Cossedge
J. L. Dixon
B. P. Dunn
D. M. Evans
D. E. Henshaw
C. J. Hogg
J. H. Kennan
C. J. Kennedy (*Teller*)
D. E. Kent
J. E. Kirner
W. A. Landeryou
R. A. Mackenzie
L. A. McArthur (*Teller*)
B. A. Murphy
M. J. Sandon
Evan Walker
D. R. White
K. I. M. Wright

And so it passed in the negative.

Friday, 2 July 1982
(morning)

No. 4.—PARLIAMENTARY COMMITTEES (JOINT INVESTIGATORY COMMITTEES) BILL—Clause 5
For Part I. of the Principal Act there shall be substituted the following Part:

* * * * *

4M. (1) The Council and the Assembly may by resolution or the Governor in Council may by Order published in the *Government Gazette* at any time nominate a public body for review by the Public Bodies Review Committee.

* * * * *

—(Hon. W. A. Landeryou)

Amendment proposed—That the words “or the Council or the Assembly” be inserted after “Assembly” in proposed section 4M. (1) of the Principal Act.

—(Hon. J. V. C. Guest)

Question—That the words proposed to be inserted be so inserted—put.

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 16

The Hon. H. G. Baylor
P. D. Block
C. Bubb
G. P. Connard
D. G. Crozier
F. J. Granter (*Teller*)
J. V. C. Guest (*Teller*)
D. K. Hayward
W. V. Houghton
A. J. Hunt
R. I. Knowles
R. Lawson
J. W. S. Radford
N. B. Reid
Haddon Storey
H. R. Ward

Noes, 20

The Hon. M. J. Arnold
W. R. Baxter
G. A. S. Butler
Joan Coxsedge
B. P. Dunn
D. M. Evans
D. E. Henshaw
C. J. Hogg (*Teller*)
J. H. Kennan (*Teller*)
D. E. Kent
J. E. Kirner
W. A. Landeryou
R. A. Mackenzie
L. A. McArthur
B. A. Murphy
B. T. Pullen
M. J. Sandon
Evan Walker
D. R. White
K. I. M. Wright

And so it passed in the negative.

No. 5.—LOCAL GOVERNMENT (BOARD OF REVIEW) BILL—Clause 2.

(1) For Divisions 1 to 4 of Part II. of the Principal Act there shall be substituted the following Divisions:

* * * * *

DIVISION 3—ALTERATIONS TO THE BOUNDARIES OF MUNICIPAL DISTRICTS

* * * * *

24G. In conducting an inquiry a Division may at its discretion have regard to all or any of the following considerations:

* * * * *

(g) Where the proposal concerns the subdivision of or a resubdivision of a municipal district, that the number of electors in each proposed subdivision does not vary by more than 5 per cent from the average number of electors for all the subdivisions within the municipal district;

* * * * *

—(Hon. W. A. Landeryou)

Amendment proposed—That paragraph (g) in proposed section 24G of the Principal Act be omitted.

—(Hon. A. J. Hunt)

[The Chairman decided to test the proposed omission of this paragraph on the question, That the words “Where the proposal concerns the subdivision of or a resubdivision of a” proposed to be omitted stand part of the clause, so as not to preclude an amendment (foreshadowed by the Hon. K. I. M. Wright) being proposed subsequently in the paragraph.]

Question—That the words proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 21
 The Hon. M. J. Arnold
 W. R. Baxter
 Joan Coxsedg
 J. L. Dixon (*Teller*)
 B. P. Dunn
 D. M. Evans
 D. E. Henshaw (*Teller*)
 C. J. Hogg
 J. H. Kennan
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White
 K. I. M. Wright

Noes, 15
 The Hon. H. G. Baylor
 P. D. Block
 C. Bubb
 G. P. Connard (*Teller*)
 D. G. Crozier (*Teller*)
 F. J. Granter
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward

And so it was resolved in the affirmative—Amendment negated.

No. 6.—LOCAL GOVERNMENT (BOARD OF REVIEW) BILL—Clause 2

(1) For Divisions 1 to 4 of Part II. of the Principal Act there shall be substituted the following Divisions:

DIVISION 3—ALTERATIONS TO THE BOUNDARIES OF MUNICIPAL DISTRICTS

* * * * *

24N. (1) The following provisions shall apply to a poll conducted under this Division:

* * * * *

(2) The provisions of this Act and the regulations made under this Act dealing with the elections of councillors and any matters incidental thereto shall in so far as they are not abrogated by the provisions of this section and with the alterations and adaptations which are necessary apply to polls conducted under this Division.

* * * * *

—(*Hon. W. A. Landeryou*)

Amendment proposed—That the following sub-section be inserted to follow proposed section 24N (2) of the Principal Act:

“() Where the relevant area for a poll includes more than one municipal district or part of a municipal district and where as the result of that poll a majority of the total number of voters enrolled on each special voters’ roll are against the proposal the Minister shall not recommend to the Governor in Council that an order to give effect to the report be made.”

—(*Hon. A. J. Hunt*)

Question—That the amendment be agreed to—put.

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 15
 The Hon H. G. Baylor
 P. D. Block (*Teller*)
 C. Bubb (*Teller*)
 G. P. Connard
 D. G. Crozier
 F. J. Granter

Noes, 20
 The Hon. M. J. Arnold (*Teller*)
 W. R. Baxter
 Joan Coxsedg (*Teller*)
 J. L. Dixon
 B. P. Dunn
 D. M. Evans

J. V. C. Guest
D. K. Hayward
W. V. Houghton
R. I. Knowles
R. Lawson
J. W. S. Radford
N. B. Reid
Haddon Storey
H. R. Ward

D. E. Henshaw
C. J. Hogg
J. H. Kennan
D. E. Kent
J. E. Kirner
R. A. Mackenzie
L. A. McArthur
B. A. Murphy
B. T. Pullen
M. J. Sandon
G. A. Sgro
Evan Walker
D. R. White
K. I. M. Wright

And so it passed in the negative.

No. 7.—PUBLIC ACCOUNT (CASH MANAGEMENT ACCOUNT) BILL—Clause 2

After section 6 of the Principal Act there shall be inserted the following heading and sections:

THE CASH MANAGEMENT ACCOUNT

7. (1) There shall be established in the Trust Fund an account to be called the Cash Management Account.

* * * * *

(4) The Governor in Council, on the recommendation of the Treasurer, may declare any public authority to be a relevant authority for the purposes of this section.

* * * * *

—(Hon. D. R. White)

Motion made and question put—That it be a suggestion to the Assembly that they make the following amendment in the Bill, viz:

Clause 2, page 2, lines 11 and 12 [*i.e. in proposed section 7 (4) of the Principal Act*] omit “on the recommendation of the Treasurer, may declare any” and insert “at the request of a public authority, may declare that”.

—(Hon. P. D. Block)

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 15
The Hon. H. G. Baylor
P. D. Block
C. Bubb
G. P. Connard
D. G. Crozier
F. J. Granter
J. V. C. Guest
D. K. Hayward
A. J. Hunt
R. I. Knowles
R. Lawson
J. W. S. Radford (*Teller*)
N. B. Reid (*Teller*)
Haddon Storey
H. R. Ward

Noes, 21
The Hon. M. J. Arnold
W. R. Baxter
Joan Coxsedge
J. L. Dixon
B. P. Dunn
D. M. Evans
D. E. Henshaw
C. J. Hogg
J. H. Kennan
D. E. Kent
J. E. Kirner
W. A. Landeryou
R. A. Mackenzie
L. A. McArthur
B. A. Murphy
B. T. Pullen
M. J. Sandon (*Teller*)
G. A. Sgro (*Teller*)
Evan Walker
D. R. White
K. I. M. Wright

And so it passed in the negative.

No. 8.—PUBLIC ACCOUNT (CASH MANAGEMENT ACCOUNT) BILL—Clause 2

After section 6 of the Principal Act there shall be inserted the following heading and sections:

THE CASH MANAGEMENT ACCOUNT

7. (1) There shall be established in the Trust Fund an account to be called the Cash Management Account.

* * * * *

(7) Interest shall be paid from the Cash Management Account to the relevant account or relevant authority as the case may be on the total amount deposited from that account or by that authority in the Cash Management Account for the time being under this section at such rate or rates or calculated on such basis or bases and at such time or times as are determined by the Treasurer from time to time.

* * * * *

—(Hon. D. R. White)

Motion made and question put—That it be a suggestion to the Assembly that they make the following amendment in the Bill, viz:

Clause 2, page 2, line 30, after “time” [*i.e. where fourth occurring in proposed section 7 (7) of the Principal Act*] insert “being at a rate or rates calculated on a basis or bases that will yield a return to the relevant account or relevant authority that is not less than the return that would have been obtained by the relevant account or relevant authority if the moneys had been invested in new public securities issued by semi-government authorities at the maximum rate approved by the Australian Loan Council for short-term borrowing on the day that the deposit was made”.

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 15

The Hon. H. G. Baylor
P. D. Block
C. Bubb
G. P. Connard
D. G. Crozier
F. J. Granter
J. V. C. Guest
D. K. Hayward
A. J. Hunt
R. I. Knowles (*Teller*)
R. Lawson (*Teller*)
J. W. S. Radford
N. B. Reid
Haddon Storey
H. R. Ward

Noes, 21

The Hon. M. J. Arnold
W. R. Baxter
Joan Coxsedg
J. L. Dixon
B. P. Dunn
D. M. Evans
D. E. Henshaw
C. J. Hogg
J. H. Kennan
D. E. Kent
J. E. Kirner
W. A. Landeryou
R. A. Mackenzie
L. A. McArthur
B. A. Murphy (*Teller*)
B. T. Pullen (*Teller*)
M. J. Sandon
G. A. Sgro
Evan Walker
D. R. White
K. I. M. Wright

And so it passed in the negative.

LEGISLATIVE COUNCIL OF VICTORIA
WEEKLY REPORT OF DIVISIONS IN
COMMITTEE OF THE WHOLE COUNCIL

—
No. 3
 —

Wednesday, 6 October 1982

No. 1.—LOCAL GOVERNMENT (PECUNIARY INTERESTS OF COUNCILLORS) BILL—Clause 5.

After section 181 of the Principal Act there is inserted the following section:

181A. (1) A person who is a councillor of a municipality on the nominated day shall, within 90 days of that day, submit to the municipal clerk a primary return.

* * * * *

(6) The councillor or nominated officer shall disclose in the primary return—

- (a) the name of any company or other body in which on the date of the primary return he held any office whether as director or otherwise; and
- (b) the information as at the date of the primary return referred to in sub-section (7) paragraphs (b) to (f).

Penalty: \$1000.

(7) The councillor or nominated officer shall disclose in an ordinary return the following information in relation to the return period:

- (a) Where he has held an office whether as director or otherwise in any company or body, corporate or unincorporate—the name of such company or body;
- (b) The name or description of any company, partnership, association or other body in which he holds a beneficial interest which exceeds in value \$500;
- (c) The address or description of any land in which he has any beneficial interest other than by way of security for any debt;
- (d) A concise description of any trust in which he holds a beneficial interest or of which he is a trustee and a member of his family holds a beneficial interest;
- (e) Particulars of any gift of or above the amount or value of \$500 received by him from a person other than a person related to him by blood or marriage; and
- (f) Any other substantial interest whether of a pecuniary nature or not of his or of a member of his family of which he is aware and which he considers might appear to raise a material conflict between his private interest and his public duty as a councillor or nominated officer.

Penalty: \$1000.

* * * * *

—(Hon. D. R. White)

Amendment proposed—That the following sub-sections be inserted to follow sub-section (7) of proposed section 181A of the Principal Act:

“(7A) A councillor or nominated officer shall not be required to disclose any information which falls within paragraph (a) of sub-section (6) or paragraphs (a) to (e) of sub-section (7) where—

- (a) the property or interest with respect to which that information would otherwise be required is situated outside the municipality; and
- (b) he is satisfied on reasonable grounds that the interest in question does not raise a material prospect of conflict between his private interest and his public duty.

(7B) Sub-section (7A) shall not derogate from the duty of any councillor to make any disclosure required by section 181.

(7C) Where by reason of the operation of sub-section (7A) or otherwise a nominated officer has not disclosed an interest in a return under this section and where that nominated officer has a direct or indirect pecuniary interest in any contract or proposed contract with the municipality or in any other matter in which the municipality is concerned and where that nominated officer is—

- (a) present at a meeting in which that contract, proposed contract or other matter is being considered or discussed; or
- (b) reporting on or giving advice to the Council in respect of that contract, proposed contract or other matter—

he shall disclose at the meeting or in the report or advice the nature of the interest.”

—(Hon. A. J. Hunt)

Question—That the expression proposed to be inserted be so inserted—put.

Committee divided—The Hon. G. A. S. Butler in the Chair.

Ayes, 15

The Hon. H. G. Baylor (*Teller*)
 C. Bubb (*Teller*)
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 F. J. Granter
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey

Noes, 21

The Hon. M. J. Arnold
 Joan Coxsedg (*Teller*)
 J. L. Dixon
 B. P. Dunn
 D. M. Evans
 D. E. Henshaw (*Teller*)
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White
 K. I. M. Wright

And so it passed in the negative.

NO. 2.—LOCAL GOVERNMENT (PECUNIARY INTERESTS OF COUNCILLORS) BILL—Clause 5.

After section 181 of the Principal Act there is inserted the following section:

181A. (1) A person who is a councillor of a municipality on the nominated day shall, within 90 days of that day, submit to the municipal clerk a primary return.

* * * * *

(12) The municipal clerk may allow a person to inspect the register where that person has previously made written application to the municipal clerk to do so.

* * * * *

—(*Hon. D. R. White*)

Amendment proposed—That the word “may” in sub-section (12) of proposed section 181A of the Principal Act be omitted with the view of inserting in place thereof the word “shall”.

—(*Hon. D. R. White*)

Motion proposed—That the Chairman do report progress and ask leave to sit again.

—(*Hon. A. J. Hunt*)

Question—put.

Committee divided—The Hon. G. A. S. Butler in the Chair.

Ayes, 18

The Hon. H. G. Baylor
C. Bubb
B. A. Chamberlain (*Teller*)
G. P. Connard (*Teller*)
D. G. Crozier
B. P. Dunn
D. M. Evans
F. J. Granter
D. K. Hayward
W. V. Houghton
A. J. Hunt
R. I. Knowles
R. Lawson
R. J. Long
J. W. S. Radford
N. B. Reid
Haddon Storey
K. I. M. Wright

Noes, 16

The Hon. M. J. Arnold
Joan Coxsedg
J. L. Dixon (*Teller*)
D. E. Henshaw
C. J. Hogg
J. H. Kennan
C. J. Kennedy (*Teller*)
D. E. Kent
J. E. Kirner
R. A. Mackenzie
L. A. McArthur
B. A. Murphy
B. T. Pullen
M. J. Sandon
Evan Walker
D. R. White

And so it was resolved in the affirmative.

LEGISLATIVE COUNCIL OF VICTORIA
WEEKLY REPORT OF DIVISIONS IN
COMMITTEE OF THE WHOLE COUNCIL

No. 4

Wednesday, 13 October 1982

No. 1—LOCAL GOVERNMENT (PECUNIARY INTERESTS OF COUNCILLORS) BILL—Clause 5.

After section 181 of the Principal Act there is inserted the following section:

‘181A. (1) A person who is a councillor of a municipality on the nominated day shall, within 90 days of that day, submit to the municipal Clerk a primary return.

* * * * *

(10) A council may, by resolution, require that all the nominated officers of the council submit returns in accordance with the provisions of this section.

* * * * *

—(*Hon. D. R. White*)

Amendment proposed—That the words “councillors and” be inserted after the word “all” in sub-section (10) of proposed section 181A of the Principal Act.

—(*Hon. K. I. M. Wright*)

Question—That the words proposed to be inserted be so inserted—put.

Committee divided—The Hon. G. A. S. Butler in the Chair.

Ayes, 3

The Hon. B. P. Dunn
 D. M. Evans (*Teller*)
 K. I. M. Wright (*Teller*)

Noes, 30

The Hon. M. J. Arnold
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 Joan Coxsedge
 J. L. Dixon
 F. J. Granter (*Teller*)
 D. K. Hayward
 D. E. Henshaw
 C. J. Hogg
 W. V. Houghton
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner (*Teller*)
 R. I. Knowles
 W. A. Landeryou
 R. Lawson
 R. J. Long
 R. A. Mackenzie
 L. A. McArthur
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 Evan Walker
 H. R. Ward
 D. R. White

And so it passed in the negative.

No. 2—LOCAL GOVERNMENT (PECUNIARY INTERESTS OF COUNCILLORS) BILL—Clause 5, as amended.

After section 181 of the Principal Act there is inserted the following section:

'181A. (1) A person who is a councillor of a municipality on the nominated day shall, within 90 days of that day, submit to the municipal clerk a primary return.

(2) A person who after the nominated day becomes a councillor of a municipality shall within 30 days of the day on which he takes the declaration under section 54 submit to the municipal clerk a primary return.

(3) Where the council has resolved that nominated officers shall submit returns in accordance with this section the nominated officers shall within 30 days of the council so resolving submit to the municipal clerk primary returns.

(4) Where the council has resolved that nominated officers shall submit returns in accordance with this section a person who becomes a nominated officer after the day on which the resolution is so made shall within 30 days of his appointment as a nominated officer submit to the municipal clerk a primary return.

(5) A councillor or nominated officer shall on 30 June in each year or within 30 days thereafter submit to the municipal clerk an ordinary return.

(6) The councillor or nominated officer shall disclose in the primary return—

(a) the name of any company or other body in which on the date of the primary return he held any office whether as director or otherwise; and

(b) the information as at the date of the primary return referred to in sub-section (7) paragraphs (b) to (f).

Penalty: \$1000.

(7) The councillor or nominated officer shall disclose in an ordinary return the following information in relation to the return period:

(a) Where he has held an office whether as director or otherwise in any company or body, corporate or unincorporate—the name of such company or body;

(b) The name or description of any company, partnership, association or other body in which he holds a beneficial interest which exceeds in value \$500;

(c) The address or description of any land in which he has any beneficial interest other than by way of security for any debt;

(d) A concise description of any trust in which he holds a beneficial interest or of which he is a trustee and a member of his family holds a beneficial interest;

(e) Particulars of any gift of or above the amount or value of \$500 received by him from a person other than a person related to him by blood or marriage; and

(f) Any other substantial interest whether of a pecuniary nature or not of his or of a member of his family of which he is aware and which he considers might appear to raise a material conflict between his private interest and his public duty as a councillor or nominated officer.

Penalty: \$1000.

(8) Where a councillor or nominated officer has already submitted one or more ordinary returns he shall disclose in any second or subsequent ordinary return any change or variation in the information disclosed in the last return submitted by him and any new or additional information of the kind set out in paragraphs (a) to (f) of sub-section (7) required to be disclosed but he shall not be required to disclose any information already disclosed in a previous return.

Penalty: \$1000.

(9) A primary or ordinary return shall be in the prescribed form.

(10) A council may, by resolution, require that all the nominated officers of the council submit returns in accordance with the provisions of this section.

(11) Each municipal clerk shall maintain a register of the interests of the councillors and (where so required) nominated officers of the municipality and shall cause to be entered therein all the information furnished to him by way of return under this section.

(12) The municipal clerk shall allow a person to inspect the register where that person has previously made written application to the municipal clerk to do so and the application meets the requirements of the regulations.

(13) The register may be inspected at the office of the Council during normal office hours.

(14) The municipal clerk shall take all reasonable steps to ensure that no person other than a person who has made written application under sub-section (12) shall have access to or be permitted to inspect the register or any return submitted under this section.

(15) A person employed by the council shall not whether before or after he ceases to be so employed make a record of, divulge or communicate to any person any information in relation to a matter dealt with by this section that is gained by or conveyed to him during his employment with the council or make use of that information for any purpose other than the discharge of his official duties under this section.

Penalty: \$1000.

(16) This section shall apply to the cities of Melbourne and Geelong.

(17) The Governor in Council may make regulations prescribing any matters or things authorized or required or necessary to be prescribed under this section.

(18) In this section unless inconsistent with the context or subject-matter—

“Nominated day” means the day on which section 5 of the *Local Government (Pecuniary Interests of Councillors) Act 1982* came into operation.

“Nominated officers” means (where there is a person who holds such a position in the municipality) the municipal clerk, the municipal engineer, the municipal electrical engineer, the municipal valuer (if he is an officer of the municipality), the municipal building surveyor, the municipal planner, the municipal health surveyor and the chief executive officer (or person having administrative charge of the municipality).

“Return period” in relation to the ordinary return of a councillor or nominated officer means—

(a) in the case of a councillor or nominated officer whose last return was a primary return, the period between the date of the primary return and 30 June next following; and

(b) in the case of a councillor or nominated officer whose last return was an ordinary return the period between the date of the last return and the 30 June next following.

(19) An information may be laid for an offence under this section at any time within the period of three years following the commission of the offence.’

—(Hon. D. R. White)

Question—That clause 5, as amended, stand part of the Bill—put.

Committee divided—The Hon. G. A. S. Butler in the Chair.

Ayes, 29

The Hon. M. J. Arnold
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 Joan Coxsedg
 J. L. Dixon
 F. J. Granter
 D. K. Hayward
 D. E. Henshaw (*Teller*)
 C. J. Hogg
 W. V. Houghton
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. I. Knowles
 R. Lawson
 R. J. Long (*Teller*)
 R. A. Mackenzie
 L. A. McArthur
 B. A. Murphy
 B. T. Pullen
 N. B. Reid
 M. J. Sandon
 Haddon Storey
 Evan Walker
 H. R. Ward
 D. R. White

Noes, 3

The Hon. B. P. Dunn
 D. M. Evans (*Teller*)
 K. I. M. Wright (*Teller*)

And so it was resolved in the affirmative.

LEGISLATIVE COUNCIL OF VICTORIA
WEEKLY REPORT OF DIVISIONS IN
COMMITTEE OF THE WHOLE COUNCIL

No. 5

Tuesday, 30 November 1982

No. 1—LAND (AMENDMENT) BILL—Clause 2

The Principal Act is amended as follows:

* * * * *

- (i) For sub-section (2) of section 405 there shall be substituted the following sub-sections:

“(2) The amount of the yearly licence-fee referred to in sub-section (1) (b) shall be fixed by the Secretary for Lands or by any person duly authorized by him in that behalf.

* * * * *

—(*Hon. R. A. Mackenzie*)

Amendment proposed—That the words and expressions commencing with “(i) For sub-section (2) of section 405” and ending with “duly authorized by him in that behalf” be omitted with the view of inserting in place thereof:

“(i) After sub-section (2) of section 405 there shall be inserted the following sub-section:”

—(*Hon. R. I. Knowles*)

Question—That the words and expressions proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 20

The Hon. M. J. Arnold
W. R. Baxter
G. A. S. Butler
Joan Coxedge
J. L. Dixon
B. P. Dunn
D. E. Henshaw
C. J. Hogg (*Teller*)
J. H. Kennan (*Teller*)
D. E. Kent
J. E. Kirner
W. A. Landeryou
R. A. Mackenzie
B. A. Murphy
B. T. Pullen
M. J. Sandon
G. A. Sgro
Evan Walker
D. R. White
K. I. M. Wright

Noes, 12

The Hon. H. G. Baylor
B. A. Chamberlain
G. P. Connard
D. G. Crozier
J. V. C. Guest (*Teller*)
D. K. Hayward (*Teller*)
A. J. Hunt
R. I. Knowles
R. J. Long
N. B. Reid
Haddon Storey
H. R. Ward

And so it was resolved in the affirmative—Amendment negatived.

Thursday, 2 December 1982

No. 2—SALE OF LAND (AMENDMENT) BILL—Clause 3

After section 29 of the Principal Act there shall be inserted the following Part:

‘PART II—MISCELLANEOUS PROVISIONS

* * * * *

DIVISION 1—COOLING-OFF PERIODS

31. (1) This section applies to a contract for the sale of residential land and chattels (if any) at a price not exceeding \$200 000 or such lesser amount as may be prescribed by regulations.

* * * * *

—(Hon. D. R. White)

Amendment proposed—That the words and expressions “\$200 000 or such lesser amount as may be prescribed by regulations” in proposed section 31 (1) of the Principal Act be omitted with the view of inserting in place thereof the expression “\$125 000”.

—(Hon. Haddon Storey)

Question—That the words and expressions proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. W. M. Campbell in the Chair

Ayes, 17

The Hon. M. J. Arnold (*Teller*)
 G. A. S. Butler
 Joan Coxsedge (*Teller*)
 J. L. Dixon
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 D. E. Kent
 J. E. Kirner
 R. A. Mackenzie
 L. A. McArthur
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

Noes, 19

The Hon. W. R. Baxter
 H. G. Baylor
 C. Bubb
 B. A. Chamberlain
 G. P. Connard (*Teller*)
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter (*Teller*)
 D. K. Hayward
 W. V. Houghton
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward
 K. I. M. Wright

And so it passed in the negative.

No. 3—SALE OF LAND (AMENDMENT) BILL—Clause 3

After section 29 of the Principal Act there shall be inserted the following Part:

‘PART II.—MISCELLANEOUS PROVISIONS

* * * * *

DIVISION 1—COOLING-OFF PERIODS

31. (1) This section applies to a contract for the sale of residential land and chattels (if any) at a price not exceeding \$200 000 or such lesser amount as may be prescribed by regulations.

(2) Where a purchaser under a contract for the sale of land signs that contract he may at any time before the expiration of three clear business days after he has signed

the contract give notice to the vendor that he wishes to terminate the contract and where he has signed that notice and given it in accordance with the provisions of this section the contract shall be terminated.

* * * * *

—(Hon. D. R. White)

Amendment proposed—That the word “three” in proposed section 31 (2) of the Principal Act be omitted with the view of inserting in place thereof the word “two”.

—(Hon. K. I. M. Wright)

Question—That the word proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. W. M. Campbell in the Chair.

<p>Ayes, 17</p> <p>The Hon. M. J. Arnold G. A. S. Butler Joan Coxedge J. L. Dixon (<i>Teller</i>) D. E. Henshaw (<i>Teller</i>) C. J. Hogg J. H. Kennan D. E. Kent J. E. Kirner R. A. Mackenzie L. A. McArthur B. A. Murphy B. T. Pullen M. J. Sandon G. A. Sgro Evan Walker D. R. White</p>	<p>Noes, 20</p> <p>The Hon. W. R. Baxter H. G. Baylor P. D. Block C. Bubb B. A. Chamberlain G. P. Connard D. G. Crozier B. P. Dunn D. M. Evans (<i>Teller</i>) F. J. Granter D. K. Hayward W. V. Houghton R. I. Knowles R. Lawson R. J. Long J. W. S. Radford N. B. Reid Haddon Storey H. R. Ward K. I. M. Wright (<i>Teller</i>)</p>
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And so it passed in the negative.

No. 4—SALE OF LAND (AMENDMENT) BILL—CLAUSE 3

(For relevant text of clause and amendment see Division No. 3)

Question—That the word proposed to be inserted (*in lieu of* “three”) be so inserted—put.

Committee divided—The Hon. W. M. Campbell in the Chair.

<p>Ayes, 20</p> <p>The Hon. W. R. Baxter H. G. Baylor P. D. Block C. Bubb B. A. Chamberlain G. P. Connard D. G. Crozier B. P. Dunn D. M. Evans (<i>Teller</i>) F. J. Granter D. K. Hayward W. V. Houghton R. I. Knowles R. Lawson R. J. Long J. W. S. Radford N. B. Reid Haddon Storey H. R. Ward K. I. M. Wright (<i>Teller</i>)</p>	<p>Noes 17</p> <p>The Hon. M. J. Arnold G. A. S. Butler Joan Coxedge J. L. Dixon (<i>Teller</i>) D. E. Henshaw (<i>Teller</i>) C. J. Hogg J. H. Kennan D. E. Kent J. E. Kirner R. A. Mackenzie L. A. McArthur B. A. Murphy B. T. Pullen J. M. Sandon G. A. Sgro Evan Walker D. R. White</p>
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And so it was resolved in the affirmative.

No. 5—SALE OF LAND (AMENDMENT) BILL—Clause 3

After section 29 of the Principal Act there shall be inserted the following Part:

‘PART II.—MISCELLANEOUS PROVISIONS

* * * * *

DIVISION 1—COOLING-OFF PERIODS

31. (1) This section applies to a contract for the sale of residential land and chattels (if any) at a price not exceeding \$200 000 or such lesser amount as may be prescribed by regulations.

* * * * *

(5) This section does not apply to a contract for the sale of land where—

- (a) the sale is by publicly advertised auction;
- (b) the land is sold—
 - (i) within three clear business days before the day on which a publicly advertised auction for the sale of that land is to be held;
 - (ii) on the day on which a publicly advertised auction for the sale of that land is held; or
 - (iii) within three clear business days after the day on which a publicly advertised auction for the sale of that land was held;
- (c) the vendor and purchaser have previously entered into a contract for the sale of the same land in substantially the same terms; or
- (d) the purchaser is an estate agent within the meaning of the *Estate Agents Act 1980* or a corporate body.

* * * * *

—(Hon. D. R. White)

Amendment proposed—That the following paragraph be inserted to follow paragraph (d) of proposed section 31 (5) of the Principal Act:

“() the purchaser has sought and received independent advice from a solicitor before signing the contract.”

(Hon. K. I. M. Wright)

Question—That the paragraph proposed to be inserted be so inserted—put.

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 20

The Hon. W. R. Baxter
 H. G. Baylor
 P. D. Block (*Teller*)
 C. Bubb (*Teller*)
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 D. K. Hayward
 W. V. Houghton
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward
 K. I. M. Wright

Noes, 17

The Hon. M. J. Arnold
 G. A. S. Butler
 Joan Cocksedge
 J. L. Dixon
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 D. E. Kent
 J. E. Kirner
 R. A. Mackenzie
 L. A. McArthur (*Teller*)
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro (*Teller*)
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

No. 6—SALE OF LAND (AMENDMENT) BILL—Clause 3

After section 29 of the Principal Act there shall be inserted the following Part:

‘PART II.—MISCELLANEOUS PROVISIONS

* * * * *

DIVISION 1—COOLING-OFF PERIODS

31. (1) This section applies to a contract for the sale of residential land and chattels (if any) at a price not exceeding \$200 000 or such lesser amount as may be prescribed by regulations.

* * * * *

(6) A contract to which this section applies shall contain a conspicuous notice advising the purchaser that he may before the expiration of three clear business days after the signing of the contract give notice that he wishes to terminate the contract.

* * * * *

—(Hon. D. R. White)

Amendment proposed—That the word “three” in proposed section 31 (6) of the Principal Act be omitted with the view of inserting in place thereof the word “two”.

—(Hon. K. I. M. Wright)

Question—That the amendment be agreed to—put.

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 20

The Hon. W. R. Baxter
H. G. Baylor
P. D. Block
C. Bubb
B. A. Chamberlain
G. P. Connard
D. G. Crozier
B. P. Dunn
D. M. Evans
F. J. Granter
W. V. Houghton
A. J. Hunt
R. I. Knowles
R. Lawson
R. J. Long
J. W. S. Radford (*Teller*)
N. B. Reid (*Teller*)
Haddon Storey
H. R. Ward
K. I. M. Wright

Noes, 18

The Hon. M. J. Arnold
G. A. S. Butler
Joan Cocksedge
J. L. Dixon
D. E. Henshaw
C. J. Hogg
J. H. Kennan
D. E. Kent
J. E. Kirner
W. A. Landeryou
R. A. Mackenzie
L. A. McArthur
B. A. Murphy
B. T. Pullen (*Teller*)
M. J. Sandon (*Teller*)
G. A. Sgro
Evan Walker
D. R. White

And so it was resolved in the affirmative.

LEGISLATIVE COUNCIL OF VICTORIA
WEEKLY REPORT OF DIVISIONS IN
COMMITTEE OF THE WHOLE COUNCIL

No. 6

Tuesday, 7 December 1982

No. 1—HOSPITALS AND CHARITIES (AMENDMENT) BILL—Clause 6

(1) Section 70 of the Principal Act shall be amended as follows:

(a) In sub-section (1)—

(i) the words “not exceeding the actual cost of such maintenance or relief” shall be repealed; and

* * * * *

—(Hon. D. R. White)

Amendment proposed—That sub-paragraph (i) of paragraph (a) of clause 6 (1) be omitted.

—(Hon. J. V. C. Guest)

Question—That the words and expressions proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 19

The Hon. M. J. Arnold (*Teller*)
 G. A. S. Butler (*Teller*)
 Joan Coxsedge
 J. L. Dixon
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

Noes, 20

The Hon. W. R. Baxter
 H. G. Baylor (*Teller*)
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter (*Teller*)
 J. V. C. Guest
 D. K. Hayward
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward
 K. I. M. Wright

And so it passed in the negative.

No. 2—LAND TAX (AMENDMENT) BILL—Clause 5

Section 7A of the Principal Act shall be repealed

—(Hon. D. R. White)

Motion made and question put—That it be a suggestion to the Assembly that they make the following amendment in the Bill, viz:

Clause 5, line 27, omit this clause.

—(Hon. A. J. Hunt)

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 16

The Hon. H. G. Baylor
 P. D. Block (*Teller*)
 C. Bubb (*Teller*)
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 H. R. Ward

Noes, 21

The Hon. W. R. Baxter
 G. A. S. Butler
 Joan Cocksedge (*Teller*)
 B. P. Dunn
 D. M. Evans
 D. E. Henshaw (*Teller*)
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White
 K. I. M. Wright

And so it passed in the negative.

NO. 3—WATER (PENALTIES AND BORROWING POWERS) BILL—Clause 2

In section 61A (1) of the *Water Act* 1958, for the expression “\$25 000 000” there shall substituted the expression “\$150 000 000”.

—(*Hon. D. R. White*)

Motion made and question put—That it be a suggestion to the Assembly that they make the following amendment in the Bill, viz:

Clause 2, line 12, omit “\$150 000 000” and insert “\$50 000 000”.

—(*Hon. R. J. Long*)

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 20

The Hon. W. R. Baxter
 H. G. Baylor
 P. D. Block
 C. Bubb
 B. A. Chamberlain (*Teller*)
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans (*Teller*)
 J. V. C. Guest
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward
 K. I. M. Wright

Noes, 16

The Hon. G. A. S. Butler
 Joan Cocksedge
 D. E. Henshaw
 C. J. Hogg (*Teller*)
 J. H. Kennan (*Teller*)
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

LEGISLATIVE COUNCIL OF VICTORIA
WEEKLY REPORT OF DIVISIONS IN
COMMITTEE OF THE WHOLE COUNCIL

—
No. 7
 —

Tuesday, 14 December 1982

No. 1—SALE OF LAND (AMENDMENT) BILL—Clause 3

After section 29 of the Principal Act there shall be inserted the following Part:

‘PART II.—MISCELLANEOUS PROVISIONS

* * * * *

DIVISION 2—VENDOR’S STATEMENTS

32. (1) A vendor under a contract for the sale of land shall—

(a) give to the purchaser before he signs the contract a statement signed by the vendor; and

(b) include in the contract a statement—
 containing the matters specified in sub-section (2).

* * * * *

(5) Where a vendor—

(a) supplies false information to the purchaser in the statements or certificates required to be given by this section; or

(b) fails to supply all the information required to be supplied in the statements or certificates required to be given by this section—

the purchaser may rescind any contract for the sale of the land which has been entered into on the basis of that information at any time before he accepts title and becomes entitled to possession or to the receipt of rents and profits.

* * * * *

—(Hon. W. A. Landeryou)

Amendment proposed—That the expression “or within 28 days, whichever is the earlier” be added to proposed section 32 (5) of the Principal Act.

—(Hon. K. I. M. Wright)

Question—That the expression proposed to be added be so added—put.

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 4

The Hon. W. R. Baxter
 B. P. Dunn
 D. M. Evans (Teller)
 K. I. M. Wright (Teller)

Noes, 35

The Hon. H. G. Baylor
 C. Bubb
 G. A. S. Butler
 B. A. Chamberlain
 G. P. Connard
 Joan Cocksedge

D. G. Crozier
 J. L. Dixon
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward
 D. E. Henshaw
 C. J. Hogg
 W. V. Houghton
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy (*Teller*)
 D. E. Kent
 J. E. Kirner
 R. I. Knowles
 W. A. Landeryou
 R. J. Long
 R. A. Mackenzie
 L. A. McArthur (*Teller*)
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 J. W. S. Radford
 N. B. Reid
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 Evan Walker
 H. R. Ward
 D. R. White

And so it passed in the negative.

No. 2—SALE OF LAND (AMENDMENT) BILL—Clause 3

After section 29 of the Principal Act there shall be inserted the following Part:

'PART II.—MISCELLANEOUS PROVISIONS

* * * * *

DIVISION 2—VENDOR'S STATEMENTS

* * * * *

33. (1) A solicitor shall not act for both vendor and purchaser under a terms contract.

* * * * *

—(*Hon. W. A. Landeryou*)

Amendment proposed—That the expression “whose principal place of business is within a 50 kilometre radius of the General Post Office on the corner of Elizabeth and Bourke Streets in Melbourne” be inserted to follow “solicitor” in proposed section 33 (1) of the Principal Act.

—(*Hon. K. I. M. Wright*)

Question—That the expression proposed to be inserted be so inserted—put.

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 20
 The Hon. W. R. Baxter
 H. G. Baylor
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard (*Teller*)
 D. G. Crozier

Noes, 18
 The Hon. G. A. S. Butler
 Joan Coxsedge
 J. L. Dixon (*Teller*)
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy

B. P. Dunn
 D. M. Evans
 F. J. Granter
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 K. I. M. Wright (*Teller*)

D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy (*Teller*)
 B. T. Pullen
 G. A. Sgro
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

Wednesday, 15 December 1982

No. 3—HISTORIC BUILDINGS (AMENDMENT) BILL—Clause 15

Section 18 of the Principal Act shall be amended as follows:

* * * * *

(c) For sub-section (7) there shall be substituted the following:

“(7) In making an examination the Council shall consider whether the building is of architectural or historic importance.”;

* * * * *

—(*Hon. Evan Walker*)

Amendment proposed—That the words “architectural or historic importance” in clause 15 (c) be omitted with the view of inserting in place thereof the words “such architectural or historic importance as to warrant preservation of the building and may at that time consider whether registration would render the building incapable of reasonable or economic use”.

—(*Hon. K. I. M. Wright*)

Question—That the words proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 37

The Hon. M. J. Arnold
 H. G. Baylor
 C. Bubb
 G. A. S. Butler
 B. A. Chamberlain
 G. P. Connard
 Joan Cocksedge
 D. G. Crozier
 J. L. Dixon
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward
 D. E. Henshaw
 C. J. Hogg
 W. V. Houghton
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner (*Teller*)
 R. I. Knowles
 W. A. Landeryou
 R. Lawson
 R. J. Long

Noes, 4

The Hon. W. R. Baxter
 B. P. Dunn
 D. M. Evans (*Teller*)
 K. I. M. Wright (*Teller*)

R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen (*Teller*)
 J. W. S. Radford
 N. B. Reid
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 Evan Walker
 H. R. Ward
 D. R. White

And so it was resolved in the affirmative—Amendment negatived.

No. 4—HISTORIC BUILDINGS (AMENDMENT) BILL—Clause 15 (as recommitted)

[For relevant text see Division No. 3]

—(*Hon. Evan Walker*)

Amendment proposed—That paragraph (c) be omitted.

—(*Hon. B. A. Chamberlain*)

Question—That the amendment be agreed to—put.

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 20

The Hon. W. R. Baxter
 H. G. Baylor
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 J. V. C. Guest (*Teller*)
 D. K. Hayward (*Teller*)
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 N. B. Reid
 Haddon Storey
 H. R. Ward
 K. I. M. Wright

Noes, 18

The Hon. M. J. Arnold
 G. A. S. Butler
 Joan Coxsedg
 J. L. Dixon
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon (*Teller*)
 G. A. Sgro (*Teller*)
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

No. 5—MELBOURNE COLLEGE OF ADVANCED EDUCATION BILL—Clause 1

(1) This Act may be cited as the *Melbourne College of Advanced Education Act* 1982.

* * * * *

(3) This Act is divided into Parts and Divisions as follows:

Part I.—Melbourne College of Advanced Education.

* * * * *

Division 3.—The Academic Board.

* * * * *

—(*Hon. Evan Walker*)

Amendment proposed—That the words “The Academic Board” in clause 1 (3) be omitted with the view of inserting in place thereof the words “Academic Boards”.

—(Hon. A. J. Hunt)

Question—That the words proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 23

The Hon. M. J. Arnold (*Teller*)
 W. R. Baxter
 G. A. S. Butler
 Joan Cocksedge
 J. L. Dixon
 B. P. Dunn
 D. M. Evans (*Teller*)
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White
 K. I. M. Wright

Noes, 17

The Hon. H. G. Baylor
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 J. V. C. Guest
 D. K. Hayward
 W. V. Houghton (*Teller*)
 A. J. Hunt
 R. I. Knowles (*Teller*)
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward

And so it was resolved in the affirmative—Amendment negatived.

No. 6—MELBOURNE COLLEGE OF ADVANCED EDUCATION BILL—Clause 1

(1) This Act may be cited as the *Melbourne College of Advanced Education Act* 1982.

* * * * *

(3) This Act is divided into Parts and Divisions as follows:

Part I.—Melbourne College of Advanced Education.

* * * * *

Division 4.—Board of Studies (Institute of Early Childhood Development).

—(Hon. Evan Walker)

Amendment proposed—That the expression “Board of Studies (Institute of Early Childhood Development)” in clause 1 (3) be omitted with the view of inserting in place thereof the words “Joint Academic Committee”.

—(Hon. A. J. Hunt)

Question—That the words proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 23

The Hon. M. J. Arnold
 W. R. Baxter
 G. A. S. Butler (*Teller*)
 Joan Cocksedge
 J. L. Dixon
 B. P. Dunn

Noes, 17

The Hon. H. G. Baylor
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier

D. M. Evans
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White
 K. I. M. Wright (*Teller*)

J. V. C. Guest
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson (*Teller*)
 R. J. Long (*Teller*)
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward

And so it was resolved in the affirmative—Amendment negated.

Thursday, 16 December 1982 (morning)

No. 7—FREEDOM OF INFORMATION BILL—Clause 22.

(1) Any charge that is, in accordance with the regulations, required to be paid by an applicant before access to a document is given, shall be calculated by an agency in accordance with the following principles, or where those principles require, shall be waived:

- (a) A charge shall only cover the time that would be spent by the agency in conducting a routine search for the document to which access is requested, and shall not cover additional time, if any, spent by the agency in searching for a document that was lost or misplaced;
- (b) The charge in relation to time made under paragraph (a) shall be fixed on an hourly rate basis;
- (c) A charge may be made for the identifiable cost incurred in supervising the inspection by the applicant of the material to which access is granted;
- (d) A charge may be made for the reasonable costs incurred by an agency in supplying copies of documents, in making arrangements for viewing documents, in providing a written transcript of the words recorded or contained in documents, or in providing a written document in accordance with section 19;
- (e) A charge shall not be made for the time spent by an agency in examining a document to determine whether it contains exempt matter, or in deleting exempt matter from a document;
- (f) A charge shall not be made for producing for inspection a document referred to in sections 8 (1) or 11 (1), whether or not that document has been specified in a statement published in accordance with sections 8 (2) or 11 (2) respectively;
- (g) A charge shall be waived if the request is a routine request for access to a document;
- (h) A charge shall be waived or be reduced if the applicant's intended use of the document is a use of general public interest or benefit or if the applicant is impecunious; and
- (i) A charge (other than a charge for providing a written document in accordance with section 19) shall not exceed such amount, being not more than \$100, as may be prescribed by regulation from time to time.

* * * * *

—(Hon. W. A. Landeryou)

Amendment proposed—That the following paragraph be inserted to follow paragraph (h) in sub-clause (1) of clause 22:

“() A charge shall be waived if the applicant is a member of the Legislative Council or of the Legislative Assembly of Victoria; and”.

—(Hon. Haddon Storey)

Question—That the paragraph proposed to be inserted be so inserted—put.

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 17

The Hon. H. G. Baylor
 P. D. Block
 C. Bubb
 G. A. S. Butler
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 F. J. Granter
 D. K. Hayward
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford (Teller)
 N. B. Reid (Teller)
 Haddon Storey
 H. R. Ward

Noes, 22

The Hon. M. J. Arnold
 W. R. Baxter
 Joan Coxsedge (Teller)
 J. L. Dixon (Teller)
 B. P. Dunn
 D. M. Evans
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White
 K. I. M. Wright

And so it passed in the negative.

No. 8—MINERALS AND ENERGY FEES BILL—Clause 32

The *Extractive Industries Act* 1966 shall be amended as follows:

* * * * *

(d) In section 45 (b) after the word “appeals” there shall be inserted the words “, the preparation of leases, licences and extraction permits, the assignment of leases or licences and of an interest in an application for a lease or licence”.

—(Hon. D. R. White)

Amendment proposed—That the following paragraph be inserted to follow paragraph (d) in clause 32:

“() After section 45 there shall be inserted the following section:

“45A. Where pursuant to the *Minerals and Energy Fees Act* 1982 this Act is amended so as to enable the prescribing of fees for which no maximum fee is specified in this Act (as amended by the *Minerals and Energy Fees Act* 1982), Parliament may disallow any regulation prescribing such a fee.”.

—(Hon. D. G. Crozier)

Question—That the paragraph proposed to be inserted be so inserted—put.

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 20

The Hon. W. R. Baxter
 H. G. Baylor (*Teller*)
 P. D. Block (*Teller*)
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 D. K. Hayward
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward
 K. I. M. Wright

Noes, 19

The Hon. M. J. Arnold
 G. A. S. Butler
 Joan Coxsedge
 J. L. Dixon
 C. J. Hogg (*Teller*)
 J. H. Kennan (*Teller*)
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

And so it was resolved in the affirmative

LEGISLATIVE COUNCIL OF VICTORIA
WEEKLY REPORT OF DIVISIONS IN
COMMITTEE OF THE WHOLE COUNCIL

No. 8

Wednesday, 16 March 1983

No.1—CONSTITUTION (LOCAL GOVERNMENT) BILL—Clause 2.

For section 74B of the Principal Act there shall be substituted the following sections:

* * * * *

‘74B. (1) A person who on the entitlement date—

- (a) would be an elector in respect of an address in a riding or ward if a roll of electors for the Legislative Assembly was prepared, shall be entitled to have his name enrolled on the voters’ roll or rolls in respect of that address;
- (b) would have been entitled to have his name enrolled under paragraph (a) but for the fact he was not a person referred to in section 48 (1) (a) and whose principal place of residence has been in Australia for at least six months continuously and in Victoria for at least three months and in the municipal district for at least one month, shall be entitled to apply to have his name enrolled on the voters’ roll or rolls in respect of his principal place of residence in the municipal district;
- (c) is not a person referred to in paragraph (a) or (b) and who is the sole owner of any rateable property in a riding or ward, shall be entitled to apply to have his name enrolled on the voters’ roll or rolls in respect of that rateable property; or
- (d) is not a person referred to in paragraph (a), (b) or (c) and who is the sole occupier of any rateable property in a riding or ward, shall be entitled to apply to have his name enrolled on the voters’ roll or rolls in respect of that rateable property.

(2) In the case of persons who on the entitlement date—

- (a) are joint owners of any rateable property in a riding or ward; and
- (b) at least one of those persons does not have any right of entitlement pursuant to sub-section (1)—

those persons may appoint one of the persons referred to in paragraph (b) to represent them and shall be entitled to apply to have the name of that person enrolled on the voters’ roll or rolls in respect of that rateable property.

(3) In the case of persons who on the entitlement date—

- (a) are joint occupiers of any rateable property in a riding or ward; and
- (b) at least one of those persons does not have any right of entitlement pursuant to sub-section (1) or (2)—

those persons may appoint one of the persons referred to in paragraph (b) to represent them and shall be entitled to apply to have the name of that person enrolled on the voters’ roll or rolls in respect of that rateable property.

(4) Where on the entitlement date—

- (a) a corporation is the owner or occupier of any rateable property in a riding or ward; or

- (b) corporations are joint owners or joint occupiers of any rateable property in a riding or ward—

the corporation or corporations may appoint a person to represent the corporation or corporations (as the case may be) and shall be entitled to apply to have the name of that person enrolled on the voters' roll or rolls in respect of that rateable property.

- (5) Where on the entitlement date—

- (a) the joint owners or joint occupiers of any rateable property in a riding or ward consist of a combination of persons and corporations (of at least one person and one corporation); and

- (b) at least one of those persons or corporations does not have any right of entitlement pursuant to sub-section (1), (2), (3) or (4)—

they may appoint a person to represent them and they shall be entitled to apply to have the name of that person enrolled on the voters' roll or rolls in respect of that rateable property.

(6) A person or corporation shall not be entitled to elect which right of entitlement conferred by sub-section (1) (a), (1) (b), (1) (c), (1) (d), (2), (3), (4) or (5) to exercise.

(7) Where on the entitlement date the same joint owners or the same joint occupiers own or occupy more than one rateable property in a riding or ward those joint owners or joint occupiers may exercise a right of entitlement conferred by sub-section (2), (3), (4) or (5) in respect of only one of those rateable properties.

* * * * *

—(Hon. W.A. Landeryou)

Amendment proposed—That sub-sections (1) to (7) of proposed section 47B of the Principal Act be omitted with the view of inserting in place thereof:

'74B. (1) A person who on the entitlement date—

- (a) would be an elector in respect of an address in a riding or ward if a roll of electors for the Legislative Assembly was prepared, shall be entitled to have his name enrolled on the voters' roll or rolls in respect of that address;

- (b) is not a person referred to in paragraph (a) and who is—

- (i) the owner of any rateable property (whether solely or jointly); or
(ii) liable to be rated in respect of any rateable property (whether solely or jointly)—

shall be entitled to have his name enrolled on the voters' roll or rolls in respect of that rateable property; or

- (c) is not a person referred to in paragraph (b) and would have been entitled to have his name enrolled under paragraph (a) but for the fact that he was not a person referred to in section 48 (1) (a) and whose principal place of residence has been in Australia for at least six months continuously and in Victoria for at least three months and in the municipal district for at least one month, shall be entitled to apply to have his name enrolled on the voters' roll or rolls in respect of his principal place of residence in the municipal district.

(2) Where on the entitlement date a corporation is—

- (a) the owner of any rateable property (whether solely or jointly); or
- (b) liable to be rated in respect of any rateable property (whether solely or jointly)—

the corporation may appoint a person to represent the corporation and that person shall be entitled to have his name enrolled on the voters' roll or rolls in place of that corporation in respect of that rateable property.

(3) For the purpose of sub-sections (1) (b) and (2) not more than two joint owners or three joint occupiers shall be entitled to be enrolled in respect of any one rateable property.'

—(Hon. A. J. Hunt)

Question—That the words and expressions proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 18

The Hon. M. J. Arnold
G. A. S. Butler
Joan Coxsedg
J. L. Dixon
C. J. Hogg
J. H. Kennan
D. E. Kent
J. E. Kirner (*Teller*)
W. A. Landeryou
R. A. Mackenzie
L. A. McArthur (*Teller*)
B. W. Mier
B. A. Murphy
B. T. Pullen
M. J. Sandon
G. A. Sgro
Evan Walker
D. R. White

Noes, 20

The Hon. W. R. Baxter
H. G. Baylor
P. D. Block
C. Bubb (*Teller*)
B. A. Chamberlain
G. P. Connard
D. G. Crozier
B. P. Dunn
D. M. Evans (*Teller*)
J. V. C. Guest
D. K. Hayward
W. V. Houghton
A. J. Hunt
R. I. Knowles
R. Lawson
R. J. Long
N. B. Reid
Haddon Storey
H. R. Ward
K. I. M. Wright

And so it passed in the negative.

No. 2—CONSTITUTION (LOCAL GOVERNMENT) BILL—Clause 2.

(For relevant text of clause and amendment see Division No. 1)

Question—That the words and expressions proposed to be inserted be so inserted—put.

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 20

The Hon. W. R. Baxter
H. G. Baylor
P. D. Block
C. Bubb
B. A. Chamberlain (*Teller*)
G. P. Connard (*Teller*)
D. G. Crozier
B. P. Dunn
D. M. Evans
J. V. C. Guest
D. K. Hayward
W. V. Houghton
A. J. Hunt
R. I. Knowles
R. Lawson

Noes, 18

The Hon. M. J. Arnold
G. A. S. Butler
Joan Coxsedg
J. L. Dixon
C. J. Hogg
J. H. Kennan
D. E. Kent
J. E. Kirner
W. A. Landeryou
R. A. Mackenzie
L. A. McArthur
B. W. Mier (*Teller*)
B. A. Murphy (*Teller*)
B. T. Pullen
M. J. Sandon

R. J. Long
N. B. Reid
Haddon Storey
H. R. Ward
K. I. M. Wright

G. A. Sgro
Evan Walker
D. R. White

And so it was resolved in the affirmative.

No. 3—CONSTITUTION (LOCAL GOVERNMENT) BILL—Clause 3.

Section 74c of the Principal Act shall be amended as follows:

* * * * *

(c) In sub-section (4) paragraph (e) shall be repealed;

* * * * *

—(*Hon. W. A. Landeryou*)

Amendment proposed—That paragraph (c) be omitted with the view of inserting in place thereof:

“(c) In sub-section (4) for paragraph (e) the reshall be substituted the following paragraph:

“(e) who is not a person referred to in section 48 (1) (a);”

—(*Hon. A. J. Hunt*)

Question—That the words and expressions proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 17

The Hon. M. J. Arnold
G. A. S. Butler
Joan Coxsedg
J. L. Dixon
C. J. Hogg
J. H. Kennan
D. E. Kent
W. A. Landeryou
R. A. Mackenzie
L. A. McArthur
B. W. Mier
B. A. Murphy
B. T. Pullen (*Teller*)
M. J. Sandon (*Teller*)
G. A. Sgro
Evan Walker
D. R. White

Noes, 20

The Hon. W. R. Baxter
H. G. Baylor
P. D. Block
C. Bubb
B. A. Chamberlain
G. P. Connard
D. G. Crozier (*Teller*)
B. P. Dunn
D. M. Evans
J. V. C. Guest (*Teller*)
D. K. Hayward
W. V. Houghton
A. J. Hunt
R. I. Knowles
R. Lawson
R. J. Long
N. B. Reid
Haddon Storey
H. R. Ward
K. I. M. Wright

And so it passed in the negative.

No. 4—CONSTITUTION (LOCAL GOVERNMENT) BILL—Clause 3.

(For relevant text of clause and amendment see Division No. 3)

Question—That the words and expressions proposed to be inserted be so inserted—put.

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 20

The Hon. W. R. Baxter
H. G. Baylor
P. D. Block
C. Bubb
B. A. Chamberlain

Noes, 18

The Hon. M. J. Arnold (*Teller*)
G. A. S. Butler
Joan Coxsedg
J. L. Dixon
C. J. Hogg

G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 J. V. C. Guest
 D. K. Hayward (*Teller*)
 W. V. Houghton (*Teller*)
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 N. B. Reid
 Haddon Storey
 H. R. Ward
 K. I. M. Wright

J. H. Kennan
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro (*Teller*)
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

No. 5—LOCAL GOVERNMENT (MUNICIPAL COUNCIL ELECTIONS) BILL—Clause 2.

The Principal Act shall be amended as follows:

* * * * *

(c) After section 51 there shall be inserted the following section:

“52. (1) A person who has been convicted or found guilty of an offence referred to in section 74C (4) (c) of the *Constitution Act 1975* may make an application to the Supreme Court for relief from the disqualification imposed by section 74C (4) of the *Constitution Act 1975*.

(2) The Supreme Court may for the purpose of inquiring into and deciding an application pursuant to sub-section (1) do all such things as it would be entitled to do if the application was an appeal against the sentence imposed on the conviction or finding giving rise to the disqualification.

(3) The Supreme Court may if it thinks fit in the circumstances of the case declare that a person who has made an application pursuant to sub-section (1) shall not by virtue of the conviction or finding in respect of which the application is made be or continue to be disqualified from holding the office of councillor.

(4) The decision of the Supreme Court in an application pursuant to sub-section (1) shall be final and without appeal.”;

* * * * *

—(*Hon. W. A. Landeryou*)

Amendment proposed—That the word “and” be inserted after paragraph (c).

—(*Hon. A. J. Hunt*)

Question—That the word proposed to be inserted be so inserted—put.

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 20

The Hon. W. R. Baxter
 H. G. Baylor
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 J. V. C. Guest
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt

Noes, 18

The Hon. M. J. Arnold
 G. A. S. Butler
 Joan Coxsedge (*Teller*)
 J. L. Dixon (*Teller*)
 C. J. Hogg
 J. H. Kennan
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy

R. I. Knowles (*Teller*)
 R. Lawson (*Teller*)
 R. J. Long
 N. B. Reid
 Haddon Storey
 H. R. Ward
 K. I. M. Wright

B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

No. 6—LOCAL GOVERNMENT (MUNICIPAL COUNCIL ELECTIONS) BILL—Clause 2.

The principal Act shall be amended as follows:

* * * * *

(e) Section 55 shall be repealed; and

(f) In section 56—

(i) in sub-section (1) the words “and taken such oath as aforesaid” shall be repealed;

(ii) In sub-section (2) (a) (ii) the words “and taken the oath aforesaid” shall be repealed; and

(iii) in sub-section (3)—

(A) the words “or taken the oath aforesaid” shall be repealed; and

(B) the words “and taken such oath” shall be repealed.

—(*Hon. W. A. Landeryou*)

Amendment proposed—That paragraphs (e) and (f) be omitted.

—(*Hon. A. J. Hunt*)

Question —That the amendment be agreed to—put.

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 18

The Hon. W. R. Baxter
 H. G. Baylor
 P. D. Block
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 J. V. C. Guest
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long (*Teller*)
 N. B. Reid
 H. R. Ward (*Teller*)
 K. I. M. Wright

Noes, 17

The Hon. M. J. Arnold
 G. A. S. Butler
 Joan Cocksedge
 J. L. Dixon
 C. J. Hogg (*Teller*)
 J. H. Kennan
 D. E. Kent
 J. E. Kirner
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon (*Teller*)
 G. A. Sgro
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

No. 7—LOCAL GOVERNMENT (MUNICIPAL COUNCIL ELECTIONS) BILL—Clause 3.

For Division 5 of Part III. of the Principal Act there shall be substituted the following Division:

‘DIVISION 5—VOTERS’ ROLLS

* * * * *

74. (1) In this Division unless inconsistent with the context or subject-matter—

* * * * *

“Application for enrolment by appointment” means an application for enrolment by appointment pursuant to section 77 (1), 77 (2) or 77 (3).

* * * * *

75. A person who is entitled to have his name enrolled on the voters’ roll or rolls pursuant to section 74B (1) (a) of the *Constitution Act 1975* shall without any application have his name enrolled.

76. An application by a person who is entitled to apply to have his name enrolled on the voters’ roll or rolls pursuant to section 74B (1) (b), 74B (1) (c) or 74B (1) (d) of the *Constitution Act 1975* shall—

- (a) be in writing signed by that person;
- (b) be in the prescribed form;
- (c) contain the prescribed particulars; and
- (d) be delivered to the office of the council not later than 4 o’clock in the afternoon on the entitlement date.

77. (1) An application by persons who are entitled to apply to have the name of one of those persons appointed by them enrolled on the voters’ roll or rolls pursuant to section 74B (2) or 74B (3) of the *Constitution Act 1975* shall—

- (a) be in writing;
- (b) be in the prescribed form;
- (c) contain the prescribed particulars; and
- (d) be delivered to the office of the council not later than 4 o’clock in the afternoon on the entitlement date.

(2) An application by a corporation or corporations entitled to apply to have the name of a person appointed by the corporation or corporations enrolled on the voters’ roll or rolls pursuant to section 74B (4) of the *Constitution Act 1975* shall—

- (a) be in writing;
- (b) be in the prescribed form;
- (c) contain the prescribed particulars; and
- (d) be delivered to the office of the council not later than 4 o’clock in the afternoon on the entitlement date.

(3) An application by persons and corporations entitled to apply to have the name of a person appointed by them enrolled on the voters’ roll or rolls pursuant to section 74B (5) of the *Constitution Act 1975* shall—

- (a) be in writing;
- (b) be in the prescribed form;
- (c) contain the prescribed particulars; and
- (d) be delivered to the office of the council not later than 4 o’clock in the afternoon on the entitlement date.

(4) An appointment of a person made for the purposes of sub-section (1), (2) or (3) shall be void if at the time the appointment is made the person appointed—

* * * * *

- (d) has pursuant to an appointment made pursuant to sub-section (1), (2) or (3) which is still in force, his name already enrolled on the voters’ roll or rolls in respect of the ward or riding for which the appointment is made.

(5) An appointment made for the purposes of sub-section (1), (2) or (3) shall continue in force until—

* * * * *

- (c) any person or corporation making the appointment ceases to be the owner or occupier (whether jointly or not) of the rateable property in respect of which the appointment was made.

* * * * *

83. (1) The municipal clerk shall on or before a date to be specified by Order in Council for the purposes of this section in the year 1983 (being a date after the entitlement date) make out a voters' list of the names of all persons who appear to the municipal clerk to be entitled to have their names enrolled on the voters' roll or rolls pursuant to section 74B (1) (b), 74B (1) (c), 74B (1) (d), 74B (2), 74B (3), 74B (4) or 74B (5) of the *Constitution Act* 1975 and in respect of which there is in force an application for enrolment or an application for enrolment by appointment.

(2) The municipal clerk shall on or before a date to be specified by Order in Council for the purposes of this section in every year after the year 1983 (being a date after the entitlement date) make out a voters' list of the names of all the persons who appear to the municipal clerk to be entitled to have their names enrolled on the voters' roll or rolls pursuant to section 74 (1) (b), 74B (1) (c), 74B (1) (d), 74B (2), 74B (3), 74B (4) or 74B (5) of the *Constitution Act* 1975 prepared from—

- (a) the previous voters' roll or rolls (other than any part thereof prepared from a voters' list supplied by the Chief Electoral Officer);
- (b) applications for enrolment; and
- (c) applications for enrolment by appointment—
- and in accordance with the provisions of sub-section (3).

(3) For the purposes of preparing the voters' list referred to in sub-section (2) the municipal clerk shall—

- (a) not include on the voters' list the name of any person appearing on the previous voters' roll who—
- (i) the municipal clerk knows has died;
- (ii) the municipal clerk is of the opinion has ceased to be entitled to have his name enrolled pursuant to section 74B (1) (b), 74B (1) (c) or 74B (1) (d) of the *Constitution Act* 1975;
- (iii) the municipal clerk is of the opinion has ceased to be entitled to have his name enrolled by appointment pursuant to section 74B (2), 74B (3), 74B (4) or 74B (5); or

* * * * *

—(Hon. W. A. Landeryou)

Amendments proposed—

Clause 3, in the definition of "Application for enrolment by appointment" in proposed section 74 (1) of the Principal Act, omit "77 (1), 77 (2) or 77 (3)" and insert "77".

Clause 3, proposed section 75 of the Principal Act, after "74B (1) (a)" insert "or 74B (1) (b)".

Clause 3, proposed section 76 of the Principal Act, omit "(1) (b), 74B (1) (c) or 74B (1) (d)" and insert "(1) (c)".

Clause 3, sub-sections (1) to (3) of proposed section 77 of the Principal Act, omit these sub-sections and insert:

"77. (1) An application for enrolment by appointment of a person by a corporation pursuant to section 74B (2) of the *Constitution Act* 1975 shall—

- (a) be in writing
- (b) be in the prescribed form;

- (c) contain the prescribed particulars; and
- (d) be delivered to the office of the council not later than 4 o'clock in the afternoon on the entitlement date."

Clause 3, proposed section 77 (4) of the Principal Act, omit "(4)" and insert "(2)".

Clause 3, proposed section 77 (4) of the Principal Act, omit ", (2) or (3)".

Clause 3, paragraph (d) of proposed section 77 (4) of the Principal Act, omit ", (2) or (3)".

Clause 3, proposed section 77 (5) of the Principal Act omit "(5)" and insert "(3)".

Clause 3, proposed section 77 (5) of the Principal Act, omit ", (2) or (3)".

Clause 3, paragraph (c) of proposed section 77 (5) of the Principal Act, omit "person or".

Clause 3, proposed section 83 (1) of the Principal Act, omit "rolls pursuant to section 74B (1) (b), 74B (1) (c), 74B (1) (d), 74B (2), 74B (3), 74B (4) or 74B (5) of the *Constitution Act* 1975 and in respect of which there is in force an application for enrolment or an application for enrolment by appointment." and insert—

"rolls pursuant to—

(a) section 74B (1) (b) of the *Constitution Act* 1975;

(b) section 74B (1) (c) of the *Constitution Act* 1975 and in respect of which there is in force an application for enrolment; or

(c) section 74B (2) of the *Constitution Act* 1975 and in respect of which there is in force an application for enrolment by appointment."

Clause 3, proposed section 83 (2) of the Principal Act, omit "74 (1) (b), 74B (1) (c), 74B (1) (d), 74B (2), 74B (3), 74B (4) or 74B (5)" and insert "74B (1) (b), 74B (1) (c) or 74B (2)".

Clause 3, sub-paragraph (ii) of paragraph (a) of proposed section 83 (3) of the Principal Act, omit ", 74B (1) (c) or 74B (1) (d)" and insert "or 74B (1) (c)".

Clause 3, sub-paragraph (iii) of paragraph (a) of proposed section 83 (3) of the Principal Act, omit ", 74B (3), 74B (4) or 74B (5)".

—(Hon. A. J. Hunt)

Leave having been granted for the foregoing amendments to be moved *in globo*—

Question—That the amendments be agreed to—put.

Committee divided— The Hon. W. M. Campbell in the Chair.

Ayes, 19

The Hon. W. R. Baxter
 H. G. Baylor
 P. D. Block
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 J. V. C. Guest
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 N. B. Reid (*Teller*)
 Haddon Storey
 H. R. Ward
 K. I. M. Wright (*Teller*)

Noes, 17

The Hon. M. J. Arnold
 G. A. S. Butler
 Joan Cocksedge
 J. L. Dixon
 C. J. Hogg
 J. H. Kennan (*Teller*)
 D. E. Kent
 J. E. Kirner (*Teller*)
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

No. 8—LOCAL GOVERNMENT (MUNICIPAL COUNCIL ELECTIONS) BILL—Clause 4.

The Principal Act shall be amended as follows:

- (a) In section 112 after the words “such day” there shall be inserted the words “being a Saturday”;
- (b) For section 113 there shall be substituted the following sections:
 - “113. In every municipality an annual election of councillors shall be held on the day which is the first Saturday in August in each year.
 - 113A. Notwithstanding anything to the contrary in this Act, the Governor in Council may by Order in Council fix a day being a Saturday for the holding of the annual election in 1983 which occurs after the first Saturday in August.”
- (c) In section 115 the words “on the day appointed” shall be repealed;
- (d) In section 116 for the word “hereunder” there shall be substituted the expression “pursuant to section 117”;
- (e) In section 117 for sub-section (1) there shall be substituted the following sub-sections:
 - “(1) An election to fill an extraordinary vacancy shall be held on such day being a Saturday between the twenty-first day and fortieth day (both days inclusive) after the occurrence of such vacancy as may be appointed by the chairman of the municipality.
 - (1A) Where there is no chairman of the municipality or the chairman of the municipality is absent, incapable of acting or refuses to act, an election to fill an extraordinary vacancy shall be held on such day being a Saturday—
 - (a) between the twenty-first day and the fortieth day (both days inclusive) after the occurrence of such vacancy as may be appointed by the council of the municipality; or
 - (b) after the occurrence of such vacancy as may be appointed by the Governor in Council.”; and
- (f) In section 133 (1) after the word “day” there shall be inserted the words “being a Saturday”.

—(Hon. W. A. Landeryou)

Amendments proposed—

- Clause 4, paragraph (a), after “a” insert “Thursday or”.
- Clause 4, paragraph (b), proposed section 113 of the Principal Act, omit “Saturday in August in each year.” and insert “Thursday in August in each year or the following Saturday as the Council determines.”.
- Clause 4, paragraph (b), proposed section 113A of the Principal Act, after “being a” insert “Thursday or”.
- Clause 4, paragraph (c), omit this paragraph.
- Clause 4, paragraph (d), omit “(d)” and insert “(c)”.
- Clause 4, paragraph (d), insert “and” at the end of this paragraph.
- Clause 4, paragraph (e), omit “(e)” and insert “(d)”.
- Clause 4, paragraph (e), proposed sub-section (1) of section 117 of the Principal Act, after “a” insert “Thursday or”.
- Clause 4, paragraph (e), proposed sub-section (1A) of section 117 of the Principal Act, after “being a” insert “Thursday or”.
- Clause 4, paragraph (e), omit “and” at the end of this paragraph.
- Clause 4, paragraph (f), omit this paragraph.

—(Hon. K. I. M. Wright)

Leave having been granted for the foregoing amendments to be moved *in globo*—

Question—That the amendments be agreed to—put.

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 19

The Hon. W. R. Baxter
H. G. Baylor (*Teller*)
P. D. Block
B. A. Chamberlain
G. P. Connard
D. G. Crozier
B. P. Dunn
D. M. Evans (*Teller*)
J. V. C. Guest
D. K. Hayward
W. V. Houghton
A. J. Hunt
R. I. Knowles
R. Lawson
R. J. Long
N. B. Reid
Haddon Storey
H. R. Ward
K. I. M. Wright

Noes, 17

The Hon. M. J. Arnold
G. A. S. Butler
Joan Coxsedg
J. L. Dixon
C. J. Hogg
J. H. Kennan
D. E. Kent
J. E. Kirner
R. A. Mackenzie
L. A. McArthur (*Teller*)
B. W. Mier (*Teller*)
B. A. Murphy
B. T. Pullen
M. J. Sandon
G. A. Sgro
Evan Walker
D. R. White

And so it was resolved in the affirmative.

No. 9—LOCAL GOVERNMENT (MUNICIPAL COUNCIL ELECTIONS) BILL—Clause 5.

For sections 119 and 120 of the Principal Act there shall be substituted the following sections:

“119. At every election of councillors every person whose name is enrolled on the voters’ roll or rolls shall be entitled to one vote in respect of each riding or ward for which his name is enrolled.

120. Subject to any regulations made pursuant to section 149, it shall be compulsory for any person whose name is enrolled on the voters’ roll or rolls to vote at every election of councillors in respect of each riding or ward for which his name is enrolled.”

120A. Sections 119 and 120 shall apply to the city of Melbourne.”

—(*Hon. W. A. Landeryou*)

Amendments proposed—

Clause 5, omit “For sections 119 and 120 of the Principal Act there shall be substituted the following sections:” and insert “For section 119 of the Principal Act there shall be substituted the following section:”

Clause 5, proposed sections 120 and 120A of the Principal Act, omit these proposed sections.

—(*Hon. K. I. M. Wright*)

Leave having been granted for the foregoing amendments to be moved *in globo*—

Question—That the amendments be agreed to—put.

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 18

The Hon. W. R. Baxter
H. G. Baylor
P. D. Block (*Teller*)
C. Bubb
B. A. Chamberlain
G. P. Connard

Noes, 16

The Hon. M. J. Arnold
G. A. S. Butler
Joan Coxsedg
J. L. Dixon
D. E. Kent
J. E. Kirner

D. G. Crozier
 B. P. Dunn
 D. M. Evans (*Teller*)
 D. K. Hayward
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 N. B. Reid
 Haddon Storey
 H. R. Ward
 K. I. M. Wright

W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy (*Teller*)
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro (*Teller*)
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

No. 10—LOCAL GOVERNMENT (MUNICIPAL COUNCIL ELECTIONS) BILL—Clause 7.

(1) Section 149 of the Principal Act shall be amended as follows:

(a) For sub-section (1) there shall be substituted the following sub-section:

“(1) The Governor in Council may make regulations not inconsistent with this Act for or with respect to prescribing all matters that are required or permitted to be prescribed or are necessary to be prescribed for carrying out or giving effect to the provisions of this Act with respect to enrolment for and voting at municipal council elections, the election of councillors and polls of voters.”;

(b) For sub-section (2) (a) there shall be substituted the following sub-section:

“(2) (a) Without in any way derogating from the generality of the provisions of sub-section (1), regulations made under sub-section (1) may include any regulations based on the provisions for the time being in force contained in Divisions 15 and 21 of Part V. of *The Constitution Act Amendment Act 1958* and of any regulations made under those Divisions relating to voting by post or compulsory voting at elections for the Legislative Assembly with such alterations and adaptations as in the opinion of the Governor in Council are necessary.”;

(c) Sub-section (2A) shall be repealed;

(d) Sub-sections (3) and (4) shall be repealed;

(e) In sub-section (5) for the words “Any order or regulation which under this section applies for the time being” there shall be substituted the words “Any regulations which apply”; and

(f) After sub-section (5) there shall be inserted the following sub-sections:

* * * * *

—(*Hon. W. A. Landeryou*)

Amendments proposed—

Clause 7, sub-clause (1), paragraph (a), at the end of this paragraph insert “and”.

Clause 7, sub-clause (1), paragraphs (b) to (e), omit these paragraphs.

Clause 7, sub-clause (1), paragraph (f), omit “(f)” and insert “(b)”.

—(*Hon. A. J. Hunt*)

Leave having been granted for the foregoing amendments to be moved *in globo*—

Question—That the amendments be agreed to—put.

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 18
 The Hon. W. R. Baxter
 H. G. Baylor
 P. D. Bock
 C. Bubb
 B. A. Chamberlain (*Teller*)

Noes, 16
 The Hon. M. J. Arnold
 G. A. S. Butler
 J. L. Dixon
 C. J. Hogg (*Teller*)
 J. H. Kennan

G. P. Connard (*Teller*)
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 D. K. Hayward
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 N. B. Reid
 Haddon Storey
 H. R. Ward
 K. I. M. Wright

C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen (*Teller*)
 G. A. Sgro
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

No. 11—LOCAL GOVERNMENT (MUNICIPAL COUNCIL ELECTIONS) BILL—Clause 8.

(1) In section 179 (2) of the Principal Act the words “and hour” shall be repealed.

(2) After section 179 (2) of the Principal Act there shall be inserted the following sub-section:

“(2A) Except as is otherwise provided in sub-section (2B), ordinary meetings of the council of every municipality held pursuant to sub-section (2) shall commence on or after the hour of 5 o’clock in the afternoon.

(2B) The Minister may subject to such conditions as he considers appropriate exempt a municipal council or a class of municipal council from the requirement imposed by sub-section (2A) if he is satisfied that because of the distance to be travelled by councillors to attend a meeting of the council or other appropriate circumstances the requirement imposed by sub-section (2A) may cause undue hardship to a majority of the councillors of that municipal council or class of municipal councils.”

—(*Hon. W. A. Landeryou*)

Question—That clause 8 stand part of the Bill—put.

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 16
 The Hon. M. J. Arnold (*Teller*)
 G. A. S. Butler (*Teller*)
 Joan Coxsedge
 J. L. Dixon
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 B. W. Mier
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

Noes, 18
 The Hon. W. R. Baxter
 H. G. Baylor
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier (*Teller*)
 B. P. Dunn
 D. M. Evans
 D. K. Hayward
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 N. B. Reid
 Haddon Storey
 H. R. Ward
 K. I. M. Wright (*Teller*)

And so it passed in the negative.

LEGISLATIVE COUNCIL OF VICTORIA
WEEKLY REPORT OF DIVISIONS IN
COMMITTEE OF THE WHOLE COUNCIL

No. 9

Tuesday, 22 March 1983

No. 1—NUCLEAR ACTIVITIES (PROHIBITIONS) BILL—Clause 12, as amended.

The *State Electricity Commission Act* 1958 is amended as follows:

- (a) In section 3 (1), in the interpretation of “Undertaking” there shall be inserted after the words “or otherwise” the expression “, but not by the use of a nuclear power reactor”;
- (b) In section 12A—
 - (i) in paragraph (f), there shall be inserted after the word “generation” the expression “(other than by the use of a nuclear power reactor)”; and
 - (ii) in paragraph (g), there shall be inserted after the words “other resources” the expression “(other than nuclear material)”; and
- (c) In section 44, there shall be inserted after the word “Commission” the words “and it shall not be lawful for any undertaker to construct a nuclear power reactor”.

—(Hon. D. R. White)

Question—That clause 12, as amended, stand part of the Bill—put.

Committee divided—The Hon. W. M. Campbell in the Chair.

Ayes, 31

The Hon. M. J. Arnold
 H. G. Baylor
 P. D. Block
 G. A. S. Butler
 G. P. Connard
 Joan Coxseége
 D. G. Crozier
 J. L. Dixon
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward
 D. E. Henshaw (*Teller*)
 C. J. Hogg
 J. H. Kennan
 D. E. Kent
 J. E. Kirner
 R. I. Knowles
 W. A. Landeryou
 R. Lawson
 R. A. Mackenzie
 L. A. McArthur (*Teller*)
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 N. B. Reid
 M. J. Sandon

Noes, 4

The Hon. W. R. Baxter
 B. P. Dunn
 D. M. Evans (*Teller*)
 K. I. M. Wright (*Teller*)

G. A. Sgro
Haddon Storey
Evan Walker
H. R. Ward
D. R. White

And so it was resolved in the affirmative.

LEGISLATIVE COUNCIL OF VICTORIA

WEEKLY REPORT OF DIVISIONS IN
COMMITTEE OF THE WHOLE COUNCILNo. 10

Wednesday, 4 May 1983

No. 1.—HOSPITAL BENEFITS (LEVY) (AMENDMENT) BILL—Clause 3.

Section 2 of the Principal Act is amended as follows:

(a) In sub-section (1), in the interpretation of "Prescribed rate" for the expression "40 cents" there shall be substituted the expression "50 cents"; and

(b) After sub-section (3) there shall be inserted the following sub-sections:

"(4) Notwithstanding anything to the contrary in this section, where the Minister is of the opinion that the method of calculation of the monthly levy under this section would be unfair to a particular organization, the Minister may enter into an agreement with that organization as to the method of calculation of the monthly levy in relation to that organization.

(5) The monthly levy calculated in relation to an organization in accordance with an agreement entered into pursuant to sub-section (4) shall, during the period specified in the agreement, be the monthly levy in relation to that organization for the purposes of this Act."

—(Hon. D. R. White)

Motion made and question put—That it be a suggestion to the Assembly that they make the following amendment in the Bill, viz:

Clause 3, omit this clause.

—(Hon. J. V. C. Guest)

Committee divided—The Hon. K. I. M. Wright in the Chair.

Ayes, 20

The Hon. W. R. Baxter
H. G. Baylor (*Teller*)
P. D. Block (*Teller*)
C. Bubb
B. A. Chamberlain
G. P. Connard
D. G. Crozier
B. P. Dunn
D. M. Evans
F. J. Granter
I. V. C. Guest
D. K. Hayward
W. V. Houghton
A. J. Hunt
R. I. Knowles
R. Lawson
R. J. Long
J. W. S. Radford
N. B. Reid
Haddon Storey

Noes, 19

The Hon. M. J. Arnold (*Teller*)
G. A. S. Butler
J. L. Dixon (*Teller*)
D. E. Henshaw
C. J. Hogg
J. H. Kennan
C. J. Kennedy
D. E. Kent
J. E. Kirner
W. A. Landeryou
R. A. Mackenzie
L. A. McArthur
B. W. Mier
B. A. Murphy
B. T. Pullen
M. J. Sandon
G. A. Sgro
Evan Walker
D. R. White

And so it was resolved in the affirmative.

No. 2.—PUBLIC AUTHORITIES (CONTRIBUTIONS) (AMENDMENT) BILL—Clause 3.

For sub-section (1) of section 3 of the Principal Act there shall be substituted the following sub-section:

- “(1) There shall be transferred to the Consolidated Fund in each financial year—
- (a) in the case of the Gas and Fuel Corporation of Victoria, a contribution of an amount equal to 33 per centum of the total revenue of that authority in the last preceding financial year;
 - (b) in the case of the State Electricity Commission of Victoria, a contribution of an amount equal to 7·72 per centum of the total revenue of that authority in the last preceding financial year;
 - (c) in the case of the Melbourne and Metropolitan Board of Works, a contribution of an amount equal to 8·3 per centum of the total revenue of that authority in the last preceding financial year; and
 - (d) in the case of the Port of Melbourne Authority, a contribution of an amount equal to 10·7 per centum of the total revenue of that authority in the last preceding financial year.”.

—(Hon. D. R. White)

Motion made and question put—That it be a suggestion to the Assembly that they make the following amendment in the Bill, viz:

Clause 3, line 6, omit “each financial year” and insert “the financial year ending on 30 June 1983”.

—(Hon. P. D. Block)

Committee divided—The Hon. K. I. M. Wright in the Chair.

Ayes, 20

The Hon. W. R. Baxter
 H. G. Baylor
 P. D. Block
 C. Bubbs (Teller)
 B. A. Chamberlain (Teller)
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey

Noes, 19

The Hon. M. J. Arnold
 G. A. S. Butler
 Joan Coxsedg (Teller)
 J. L. Dixon
 D. E. Henshaw (Teller)
 C. J. Hogg
 J. H. Kennan
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

Thursday, 5 May 1983

No. 3.—WATER AND SEWERAGE AUTHORITIES (RESTRUCTURING) BILL—Clause 9.

(5) Nothing in this section shall be construed as preventing the making by the Governor in Council of an Order under section 8 constituting a Water Board and abolishing a relevant authority or transferring land easements works property powers rights liabilities and obligations from a relevant authority notwithstanding that the relevant authority has not made an application under this section for the making of such an Order.

—(Hon. D. R. White)

Amendment proposed—That the word “Nothing” in sub-clause (5) be omitted with the view of inserting in place thereof the expression “Subject to sub-section (6), nothing”.

—(*Hon. R. J. Long*)

Question—That the word proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

Ayes, 19

The Hon. M. J. Arnold
G. A. S. Butler
Joan Coxsedge
J. L. Dixon
D. E. Henshaw
C. J. Hogg (*Teller*)
J. H. Kennan (*Teller*)
C. J. Kennedy
D. E. Kent
J. E. Kirner
W. A. Landeryou
R. A. Mackenzie
L. A. McArthur
B. W. Mier
B. T. Pullen
M. J. Sandon
G. A. Sgro
Evan Walker
D. R. White

Noes, 20

The Hon. W. R. Baxter
H. G. Baylor
P. D. Block
C. Bubb
B. A. Chamberlain
G. P. Connard (*Teller*)
D. G. Crozier (*Teller*)
B. P. Dunn
D. M. Evans
F. J. Granter
J. V. C. Guest
D. K. Hayward
W. V. Houghton
A. J. Hunt
R. I. Knowles
R. Lawson
R. J. Long
J. W. S. Radford
N. B. Reid
Haddon Storey

And so it passed in the negative.

LEGISLATIVE COUNCIL OF VICTORIA
WEEKLY REPORT OF DIVISIONS IN
COMMITTEE OF THE WHOLE COUNCIL

No. 11

Thursday, 26 May 1983

No. 1.—CONSTITUTION (COUNCIL POWERS) BILL—Clause 2.

The Principal Act is hereby amended as follows:

(a) For section 62 there shall be substituted the following section:

‘62. (1) In this section “Supply Bill” means a Bill which deals only with the appropriation of the Consolidated Fund for the ordinary annual services of the Government.

(2) All Bills for appropriating any part of the Consolidated Fund and for imposing any duty, rate, tax, rent, return or impost (other than a Bill referred to in section 64) shall originate in the Assembly.

(3) If a Supply Bill has been passed by the Assembly and sent up to the Council at least one month before the end of the Session and is not passed by the Council without amendment within one month after it is sent up to the Council, the Bill shall unless the Assembly directs to the contrary be presented to the Governor for Her Majesty’s Assent and become an Act of Parliament on the Royal Assent being signified notwithstanding that the Council has not consented to the Bill.

(4) There shall be endorsed on every Supply Bill when it is sent to the Council and when it is presented to the Governor for Her Majesty’s Assent, the certificate of the Speaker signed by him that it is a Supply Bill.

(5) A certificate of the Speaker given under this section shall be conclusive for all purposes and shall not be questioned in any court of law.

(6) In every Supply Bill presented to the Governor for Her Majesty’s Assent under the provisions of this section the words of enactment shall be as follows, that is to say:

“Be it enacted by the Queen’s most Excellent Majesty, by and with the advice and consent of the Legislative Assembly of Victoria in this present Parliament assembled, in accordance with section 62 of the *Constitution Act* 1975 and by authority of the same, as follows (that is to say):”.

(7) Any alteration of the Bill necessary to give effect to sub-section (6) shall not be deemed to be an amendment of the Bill.’;

* * * *

—(Hon. W. A. Landeryou)

Amendment proposed—That sub-sections (3) to (7) of proposed section 62 of the Principal Act be omitted with the view of inserting in place thereof—

“(3) If a Supply Bill has been passed by the Assembly and sent up to the Council at least one month before the end of the Session and the Council rejects the Bill or at the expiration of a period of one month in the same session after the day on which the Bill was transmitted to the Council the Council has not passed the Bill without amendment or with all omissions and amendments made by the Assembly

upon return of the Bill to the Assembly with an amendment the Governor may notwithstanding anything in this Act forthwith dissolve the Council and the Assembly simultaneously.

(4) For the purposes of sub-section (3) the fact that the Council has not passed a Supply Bill before the expiration of the period referred to in that sub-section shall be disregarded if—

- (a) on or before the fourteenth day before the last day of that period, the Council returned the Bill to the Assembly with an amendment; and
- (b) the Assembly did not return the Bill to the Council before the expiration of that period, or the Assembly returned the Bill, with or without omissions or amendments, to the Council later than the seventh day before the last day of that period and the Council did not reject the Bill before the expiration of that period.

(5) A dissolution of both Houses in accordance with this section shall be by proclamation expressed to be made in accordance with sub-section (3).

(6) If, after dissolution of both Houses in accordance with this section, the Assembly again passes the proposed law, either as originally passed by the Assembly or with every omission or amendment that was requested by the Council before the dissolution and no other omission or amendment, the proposed law, as so passed, shall be presented to the Governor for Her Majesty's Assent, and shall have effect, upon receiving that Assent, as if it had been passed by both Houses of the Parliament.

(7) For the purposes of this section a proposed law shall be taken to have been transmitted or returned by the Assembly to the Council when the message by which it is transmitted or returned is read to the Council:

Provided that if such message is not read to the Council within 7 days of its transmission to the Clerk of the Council or other officer authorised by him to receive it the Governor may by proclamation summon the Council to meet for the receipt of such message and for the despatch of Parliamentary business within 6 days of such proclamation and such message shall on the day for meeting mentioned in the proclamation be read to the Council in priority over all other business."

—(*Hon. Haddon Storey*)

Question—That the words and expressions proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

Ayes, 18
 The Hon. M. J. Arnold (*Teller*)
 G. A. S. Butler (*Teller*)
 Joan Coxsedg
 J. L. Dixon
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

Noes, 20
 The Hon. W. R. Baxter
 H. G. Baylor (*Teller*)
 M. A. Birrell (*Teller*)
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey

And so it passed in the negative.

No. 2—INDUSTRIAL RELATIONS (AMENDMENT) BILL—Clause 2

In the Table in section 1 (3) of the Principal Act after the item relating to Part IV. there shall be inserted the expression "Part IVA.—Consultations prior to Redundancies or Retrenchments s. 52A".

—(*Hon. W. A. Landeryou*)

Question—That clause 2 stand part of the Bill—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

Ayes, 17

The Hon. M. J. Arnold
G. A. S. Butler
Joan Coxsedge (*Teller*)
J. L. Dixon (*Teller*)
D. E. Henshaw
C. J. Hogg
J. H. Kennan
C. J. Kennedy
D. E. Kent
R. A. Mackenzie
B. W. Mier
B. A. Murphy
B. T. Pullen
M. J. Sandon
G. A. Sgro
Evan Walker
D. R. White

Noes, 19

The Hon. W. R. Baxter
H. G. Baylor
M. A. Birrell
P. D. Block (*Teller*)
C. Bubb (*Teller*)
B. A. Chamberlain
D. G. Crozier
B. P. Dunn
D. M. Evans
F. J. Granter
J. V. C. Guest
D. K. Hayward
W. V. Houghton
R. I. Knowles
R. Lawson
R. J. Long
J. W. S. Radford
N. B. Reid
Haddon Storey

And so it passed in the negative.

No. 3—INDUSTRIAL RELATIONS (AMENDMENT) BILL—Clause 4.

(1) At the end of section 34 (1) of the Principal Act there shall be inserted the following paragraphs:

- (l) the duties and responsibilities of an employer upon the introduction or proposed introduction of technological changes in the industry in which he is engaged and the notice to be given of termination of services on that ground;
- (m) redundancies from any other cause and the notice to be given of termination of services."

(2) After section 34 (4) of the Principal Act there shall be inserted the following sub-sections:

"(5) A Board may hear and determine any question in an industrial dispute as to whether the dismissal or threatened dismissal from his employment of an employé, not being an employé who has under any Act or law a right of appeal or review against his dismissal, was or would be harsh, unjust or unreasonable and the Board may direct the employer of that employé to re-employ that employé in his former position on terms that are not less favourable to the employé than if he had not been dismissed from his employment or not to dismiss him from his employment (as the case requires).

(6) Without limiting the generality of the provisions of sub-section (5) on any proceedings under that sub-section the Board may order that the employé be paid an amount not exceeding the amount of the wages he would have received had he been employed in that employment between the time of his dismissal and the time at which he was re-employed but the Board shall not, in the case of a dismissal, exercise the jurisdiction conferred upon it by sub-section (5) unless an application invoking that jurisdiction is made, by or on behalf of the dismissed employé, within 21 days after the day on which his employment is terminated."

(3) The Principal Act shall be deemed to have been enacted as amended by the provisions of this section and shall be given effect accordingly notwithstanding any judgment or order made by any Court before the commencement of this Act.

—(*Hon. W. A. Landeryou*)

Question—That clause 4 stand part of the Bill—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

Ayes, 15

The Hon. M. J. Arnold
G. A. S Butler
Joan Cocksedge
J. L. Dixon
D. E. Henshaw (*Teller*)
C. J. Hogg (*Teller*)
J. H. Kennan
C. J. Kennedy
D. E. Kent
R. A. Mackenzie
B. W. Mier
B. A. Murphy
B. T. Pullen
M. J. Sandon
G. A. Sgro

Noes, 17

The Hon. W. R. Baxter
H. G. Baylor
M. A. Birrell
P. D. Block
C. Bubb
B. A. Chamberlain (*Teller*)
D. G. Crozier (*Teller*)
B. P. Dunn
D. M. Evans
D. K. Hayward
W. V. Houghton
R. I. Knowles
R. Lawson
R. J. Long
J. W. S. Radford
N. B. Reid
Haddon Storey

And so it passed in the negative.

No. 4—INDUSTRIAL RELATIONS (AMENDMENT) BILL—Clause 7.

After section 52 of the Principal Act there shall be inserted the following heading and section:

'PART IVA.—CONSULTATIONS PRIOR TO REDUNDANCIES OR RETRENCHMENTS

52A. (1) Where it appears to an employer that it is likely that any of his employes may become redundant or may have to be retrenched, whether because of the proposed introduction of new technology or changed practices or organization or a change in economic conditions or circumstances or otherwise he shall notify in writing the President and each relevant industrial association of employes (if any) of the proposal or changes that are likely to cause redundancies or retrenchments and of the number of employes and trades that are likely to be affected thereby.

(2) On the receipt of notification under this section the President may convene a conference under the chairmanship of a person nominated by the President of the employer and the representatives of the relevant industrial association of employes and such other persons as he thinks fit with a view to the taking of such measures as may avert the redundancies or retrenchments or minimize the adverse effects on the employes who are likely to be affected.

(3) Where an employer has given notification under sub-section (1) he shall not without the consent of the President dismiss any employes because of any of the matters to which the notification relates until a period of fourteen days has elapsed prior to the commencement of the minimum period required for notice in the case of dismissal by reason of redundancy or retrenchment by the award or registered agreement under which the relevant employes are employed.

(4) For the purposes of this Part "employé" means a person employed under an award or a registered agreement.

(5) The provisions of this Part shall not apply to or with respect to—

(a) an employer employing less than fifteen employes;

(b) any dismissal on the ground of misconduct, inefficiency or unsatisfactory performance of duties;

- (c) casual or seasonal employment within the meaning of the award or registered agreement under which the employé is employed;
- (d) temporary employment for a fixed term of not more than three months that is agreed upon prior to the commencement of the employment;
- (e) a person employed in an industry to which the *Building Industry Long Service Leave Act 1975* applies or any corresponding subsequent enactment applies.’

—(Hon. W. A. Landeryou)

Question—That clause 7 stand part of the Bill—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

Ayes, 16

The Hon. M. J. Arnold
 G. A. S. Butler
 Joan Coxsedge
 J. L. Dixon
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan (*Teller*)
 C. J. Kennedy (*Teller*)
 D. E. Kent
 R. A. Mackenzie
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker

Noes, 18

The Hon. W. R. Baxter
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 D. K. Hayward (*Teller*)
 W. V. Houghton (*Teller*)
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey

And so it passed in the negative.

LEGISLATIVE COUNCIL OF VICTORIA
WEEKLY REPORT OF DIVISIONS IN
COMMITTEE OF THE WHOLE COUNCIL

—
No. 12
 —

Tuesday, 31 May 1983

No. 1.—ESTATE AGENTS (RECONSTITUTION) BILL—Clause 5.

In section 14 (3) of the Principal Act for the words “the qualification and experience held by that person are such as” there shall be substituted the words “that person has some quality, knowledge, ability, experience, acquirement or academic achievement which”.

—(Hon. W. A. Landeryou)

Question—That clause 5 stand part of the Bill—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

Ayes, 17
 The Hon. M. J. Arnold
 G. A. S. Butler
 Joan Coxsedg
 J. L. Dixon
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner (*Teller*)
 R. A. Mackenzie
 B. W. Mier (*Teller*)
 B. A. Murphy
 B. T. Pullen
 G. A. Sgro
 Evan Walker
 D. R. White

Noes, 19
 The Hon. W. R. Baxter
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 G. P. Connard (*Teller*)
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 J. V. C. Guest (*Teller*)
 D. K. Hayward
 W. V. Houghton
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey

And so it passed in the negative.

Thursday, 2 June 1983
(morning)

No. 2.—FIREARMS (AMENDMENT) BILL—Clause 3.

* * * * *

(2) At the end of section 3 (2) of the Principal Act there shall be inserted the words “but the provisions of section 22AA (1), 23 and 24 with respect to permits shall not apply to or with respect to the lending or borrowing of a firearm (other than a pistol)”.

* * * * *

—(Hon. R. A. Mackenzie)

Amendment proposed—That sub-clause (2) be omitted.

—(Hon N. B. Reid)

Question—That the sub-clause proposed to be omitted stand part of the clause—put.
Committee divided—The Hon. K. I. M. Wright in the Chair.

Ayes, 18	Noes, 20
The Hon. M. J. Arnold	The Hon. W. R. Baxter
G. A. S. Butler	H. G. Baylor
Joan Cocksedge	M. A. Birrell
J. L. Dixon	P. D. Block
D. E. Henshaw	C. Bubb
C. J. Hogg	G. P. Connard
J. H. Kennan	D. G. Crozier
C. J. Kennedy (<i>Teller</i>)	B. P. Dunn
D. E. Kent	D. M. Evans
J. E. Kirner (<i>Teller</i>)	F. J. Granter (<i>Teller</i>)
R. A. Mackenzie	J. V. C. Guest
B. W. Mier	D. K. Hayward
B. A. Murphy	W. V. Houghton
B. T. Pullen	A. J. Hunt
M. J. Sandon	R. I. Knowles (<i>Teller</i>)
G. A. Sgro	R. Lawson
Evan Walker	R. J. Long
D. R. White	J. W. S. Radford
	N. B. Reid
	Haddon Storey

And so it passed in the negative.

NO. 3.—FIREARMS (AMENDMENT) BILL—Clause 6.

In section 6 (4) of the Principal Act in paragraph (b)—

- (a) for the words “shooter’s licence” there shall be substituted the word “permit”; and

* * * * *

—(*Hon. R. A. Mackenzie*)

Amendment proposed—That paragraph (a) be omitted.

—(*Hon. N. B. Reid*)

Question—That the paragraph proposed to be omitted stand part of the clause—put.
Committee divided—The Hon. K. I. M. Wright in the Chair.

Ayes, 18	Noes, 20
The Hon. M. J. Arnold	The Hon. W. R. Baxter
G. A. S. Butler	H. G. Baylor
Joan Cocksedge	M. A. Birrell
J. L. Dixon	P. D. Block
D. E. Henshaw	C. Bubb
C. J. Hogg	G. P. Connard
J. H. Kennan	D. G. Crozier
C. J. Kennedy	B. P. Dunn
D. E. Kent	D. M. Evans
J. E. Kirner	F. J. Granter
R. A. Mackenzie	J. V. C. Guest
B. W. Mier	D. K. Hayward
B. A. Murphy (<i>Teller</i>)	W. V. Houghton
B. T. Pullen (<i>Teller</i>)	A. J. Hunt
M. J. Sandon	R. I. Knowles
G. A. Sgro	R. Lawson
Evan Walker	R. J. Long (<i>Teller</i>)
D. R. White	J. W. S. Radford (<i>Teller</i>)
	N. B. Reid
	Haddon Storey

And so it passed in the negative.

No. 4.—FIREARMS (AMENDMENT) BILL—Clause 11.

(1) For section 22AA (1) of the Principal Act there shall be substituted the following sub-section:

- “(1) Subject to the provisions of this Act no person shall—
- (a) purchase a firearm of a type in any category referred to in sub-section (4) unless he holds a permit under sub-section (2A) or section 22AB (1); or
- (b) possess carry or use a firearm of a type in any category referred to in sub-section (4) unless he holds a shooter’s licence, permit or other authority granted under this Part authorizing him to possess, carry or use such a firearm.”.

(2) In section 22AA of the Principal Act for sub-section (2) there shall be substituted the following sub-sections:

* * * * *

(2A) Where the registrar or any authorized officer of police grants an application for a shooter’s licence to a person who wishes to purchase a firearm to which his licence will relate when it is issued the registrar shall first issue to the applicant a permit in the prescribed form authorizing the applicant to purchase and to possess, carry and to use the firearm or firearms described in the permit.

(2B) A permit under sub-section (2A)—

- (a) shall be accompanied by a notice of disposal of a firearm and a notice of acquisition of a firearm;
- (b) shall specify a day being not less than three weeks after the issue of the permit after which the applicant is authorized to purchase the firearm or firearms specified in the permit; and
- (c) shall remain in force for a period of six months.

(2C) The holder of a permit under sub-section (2A) shall within 14 days after he takes possession of a firearm under the permit complete and forward to the registrar a notice of acquisition of the firearm in the prescribed form together with a fee of \$1.

(2D) Any person who sells a firearm to the holder of a permit under sub-section (2A) shall within 14 days after delivering the firearm to the purchaser complete and forward to the registrar a notice of disposal of the firearm in the prescribed form together with any certificate of registration held by him in respect of the firearm.

* * * * *

(2G) For the purposes of sub-section (2) and of section 22AB (1) the registrar or any authorized officer of police may require an applicant for a shooter’s licence or permit to undergo a test as to his knowledge of firearms laws and safety practices relating to a particular firearm or categories of firearms.”.

(3) In section 22AA (4) of the Principal Act for sub-paragraph (i) in paragraph (a) there shall be substituted the following sub-paragraph:

“(i) to possess, carry and use any firearm (not being a pistol) of any one or more of the following categories specified in the licence:

- A—Shotgun;
- B—Pea rifle, air-gun, air-rifle;
- C—Any other rifle;”.

* * * * *

(5) In section 22AA of the Principal Act after sub-section (7) there shall be inserted the following sub-section:

“(7A) No fee shall be payable under sub-section (7) by any person engaged in primary production within the meaning of Part IIIA. or by members of his family

or his employees but a shooter's licence issued without fee shall authorize the holder to possess, carry and use a firearm of the category or categories specified in the licence only upon land of which the holder of the licence is the occupier, a member of the family of the occupier or an employee of the occupier (as the case may be)."

* * * * *

(7) In section 22AA of the Principal Act for sub-sections (10) and (11) there shall be substituted the following sub-sections:

* * * * *

(11) Every person who is the holder of a shooter's licence at the commencement of section 11 of the *Firearms (Amendment) Act 1983* shall—

- (a) when he next applies for renewal of his licence after the said commencement; or
- (b) when he first applies for a permit under section 22AB (1) before such renewal—

notify the registrar in writing the particulars as prescribed of all firearms then in his possession and shall forward with the notification a fee of \$1 for each of those firearms.

(8) In section 22AA (12) of the Principal Act—

- (a) for the expression "(12)" there shall be substituted the expression "(15)"; and
- (b) for the expression ", being in possession of," there shall be substituted the expression "a firearm when not the holder of a permit under section 22AA (2A) or section 22AB (1) or of being in possession of".

—(Hon. R. A. Mackenzie)

Amendments proposed—

That paragraph (a) of proposed section 22AA (1) of the Principal Act be omitted. That the expression "(b)" in paragraph (b) of proposed section 22AA (1) of the Principal Act be omitted with the view of inserting in place thereof the word "purchase".

That the word "purchase" be inserted after the word "to" (where second occurring) in paragraph (b) of proposed section 22AA (1) of the Principal Act.

That the words in proposed section 22AA (2A) of the Principal Act commencing with "to a person" and ending with "in the permit" be omitted with the view of inserting in place thereof the words "the registrar or officer shall not deliver or forward the licence to the applicant until after the expiration of not less than three weeks after the making of the application".

That proposed section 22AA (2B) of the Principal Act be omitted.

That the expression "permit under sub-section (2A)" in proposed section 22AA (2C) of the Principal Act be omitted with the view of inserting in place thereof the words "shooter's licence".

That the word "permit" (where second occurring) in proposed section 22AA (2C) of the Principal Act be omitted with the view of inserting in place thereof the word "licence".

That the expression "permit under sub-section (2A)" in proposed section 22AA (2D) of the Principal Act be omitted with the view of inserting in place thereof the words "shooter's licence".

That the words "or permit" in proposed section 22AA (2G) of the Principal Act be omitted.

That the word "purchase" be inserted after the word "to" in proposed sub-paragraph (a) (i) of section 22AA (4) of the Principal Act.

That the expression "air-gun" in proposed sub-paragraph (a) (i) of section 22AA (4) of the Principal Act be omitted.

That the word "purchase" be inserted after the word "to" in proposed section 22AA (7A) of the Principal Act.

That the expression—

"Act 1983 shall—

(a) when he next applies for renewal of his licence after the said commencement; or

(b) when he first applies for a permit under section 22AB (1) before such renewal—"

in proposed section 22AA (11) of the Principal Act be omitted with the view of inserting in place thereof the expression "Act 1983 shall when he next applies for renewal of his licence after the said commencement".

That sub-clause (8) be omitted with the view of inserting in place thereof:

'(8) In section 22AA (12) of the Principal Act for the expression "(12)" there shall be substituted the expression "(15)".

—(*Hon. N. B. Reid*)

Question—That the amendments be agreed to—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

Ayes, 20
 The Hon. W. R. Baxter
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans (*Teller*)
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid (*Teller*)
 Haddon Storey

Noes, 18
 The Hon. M. J. Arnold
 G. A. S. Butler
 Joan Coxsedg
 J. L. Dixon
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. A. Mackenzie
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon (*Teller*)
 G. A. Sgro (*Teller*)
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

No. 5.—FIREARMS (AMENDMENT) BILL—Clause 29.

After section 49 of the Principal Act there shall be inserted the following heading and sections:

* * * * *

53. (1) For the purposes of this Act there shall be a Committee to be called the Firearms Consultative Committee.

(2) The Committee shall consist of nine persons appointed by the Governor in Council of whom—

- (a) three shall be barristers and solicitors of the Supreme Court of Victoria;
- (b) three shall be nominated by the Chief Commissioner of Police;

- (c) three shall be appointed to represent the interests of the holders of licences under this Act.

* * * * *

—(*Hon. R. A. Mackenzie*)

Amendments proposed—

That the word “three” in paragraph (a) of proposed section 53 (2) of the Principal Act be omitted with the view of inserting in place thereof the word “two”.

That the word “three” in paragraph (b) of proposed section 53 (2) of the Principal Act be omitted with the view of inserting in place thereof the word “two”.

That the word “three” in paragraph (c) of proposed section 53 (2) of the Principal Act be omitted with the view of inserting in place thereof the word “five”.

—(*Hon. W. R. Baxter*)

Question—That the amendments be agreed to—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

Ayes, 3

The Hon. W. R. Baxter (*Teller*)
B. P. Dunn
D. M. Evans (*Teller*)

Noes, 35

The Hon. M. J. Arnold (*Teller*)
H. G. Baylor (*Teller*)
M. A. Birrell
P. D. Block
C. Bubb
G. A. S. Butler
G. P. Connard
Joan Coxsedge
D. G. Crozier
J. L. Dixon
F. J. Granter
J. V. C. Guest
D. K. Hayward
D. E. Henshaw
C. J. Hogg
W. V. Houghton
A. J. Hunt
J. H. Kennan
C. J. Kennedy
D. E. Kent
J. E. Kirner
R. I. Knowles
R. Lawson
R. J. Long
R. A. Mackenzie
B. W. Mier
B. A. Murphy
B. T. Pullen
J. W. S. Radford
N. B. Reid
M. J. Sandon
G. A. Sgro
Haddon Storey
Evan Walker
D. R. White

And so it passed in the negative.

LEGISLATIVE COUNCIL OF VICTORIA
WEEKLY REPORT OF DIVISIONS IN
COMMITTEE OF THE WHOLE COUNCIL

—
No. 13
 —

Wednesday, 15 June 1983

No. 1.—MINES (AMENDMENT) BILL—Clause 2.

(1) Section 3 (1) of the Principal Act is amended as follows:

* * * *

(b) For the interpretation of “Claim” there shall be substituted the following interpretation:

‘“Claim” means a parcel of Crown land for the time being registered as a claim in accordance with the provisions of this Part and the regulations.’

* * * *

—(*Hon. D. R. White*)

Amendment proposed—That all words and expressions commencing with “for the time being” and ending with “and the regulations.” in the interpretation of “Claim” be omitted with the view of inserting in place thereof “which any holder of a miner’s right has taken possession of subject to the provisions of this Act and in accordance with the regulations and is entitled to occupy for mining purposes upon registration, but does not include any land comprised in any development or mining lease or in any application for a development or mining lease.”

—(*Hon. D. G. Crozier*)

Question—That the words and expressions proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. K.I.M. Wright in the Chair.

Ayes, 18

The Hon. M. J. Arnold
 W. R. Baxter
 G. A. S. Butler
 Joan Coxsedg (*Teller*)
 D. M. Evans
 C. J. Hogg
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. A. Mackenzie
 L. A. McArthur (*Teller*)
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

Noes, 14

The Hon. H. G. Baylor
 M. A. Birrell (*Teller*)
 P. D. Block
 C. Bubb
 G. P. Connard
 D. G. Crozier
 F. J. Granter
 D. K. Hayward
 W. V. Houghton
 R. I. Knowles
 R. Lawson (*Teller*)
 R. J. Long
 J. W. S. Radford
 Haddon Storey

And so it was resolved in the affirmative—Amendment negatived.

No. 2.—MINES (AMENDMENT) BILL—Clause 14.

After section 20 of the Principal Act there shall be inserted the following sections:

* * * *

“21A. (1) This section has effect notwithstanding anything to the contrary in this Act.

* * * *

(8) All claims registered in respect of land covered by or applied for as an exploration licence shall be restricted to a depth of 25 metres below the surface, unless on application under sub-section (9) a greater depth limit is determined.

(9) The owner of a claim which includes any part of the land covered by a licence, whether granted before or after the commencement of the *Mines (Amendment) Act* 1983, may at any time during the currency of the licence and in accordance with the regulations apply in respect of the whole or a specified part of the land constituting the claim to the mining warden for a hearing mentioned in sub-section (10).

(10) On application under sub-section (9) the mining warden after hearing the applicant and the holder of the licence and if he is satisfied that the present or projected operations of the owner of the claim would not reasonably be likely to be able to be carried out unless mining at a greater depth than 25 metres below the surface is conducted and that the area in respect of which the application for hearing is made is available for inclusion in the claim shall report to the Minister and may make recommendations concerning the depth limitation to which the claim should be subject, and the Minister after considering the report and any recommendations of the mining warden and any submissions to him by the owner of the claim or the holder of the licence may make an order in respect of the whole or part only of the land to which the application under sub-section (9) relates extending the depth to which the owner of the claim may work the claim, and the registration of that land as a claim shall be varied accordingly but at a hearing under this sub-section and in making an order or recommendation under this sub-section the Minister and the mining warden shall have regard only to evidence or submissions produced by the owner of the claim or the licensee which is or are relevant to the grounds on which the application under sub-section (9) is made.

* * * * ”

—(Hon. D. R. White)

Amendment proposed—That sub-sections (8) to (10) of proposed section 21A of the Principal Act be omitted.

—(Hon. D. G. Crozier)

Question—That the words and expressions proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

Ayes, 18

The Hon. M. J. Arnold
W. R. Baxter
G. A. S. Butler
Joan Coxsedge

Noes, 14

The Hon. H. G. Baylor
M. A. Birrell
P. D. Block (Teller)
C. Bubb (Teller)

D. M. Evans
 D. E. Henshaw (*Teller*)
 C. J. Hogg (*Teller*)
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. A. Mackenzie
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

G. P. Connard
 D. G. Crozier
 F. J. Granter
 D. K. Hayward
 W. V. Houghton
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 Haddon Storey

And so it was resolved in the affirmative—Amendment negatived.

Thursday, 16 June 1983

No. 3.—LIQUOR CONTROL BILL—Clause 1, *as amended*.

(1) This Act may be cited as the *Liquor Control Act* 1983.

(2) In this Act the *Liquor Control Act* 1968 is called the Principal Act.

(3) The several provisions of this Act shall come into operation on a day or the respective days to be fixed by proclamation or successive proclamations of the Governor in Council published in the *Government Gazette*.

—(*Hon. D. R. White*)

Amendment proposed—That the following words and expressions be added at the end of sub-clause (3):

“but section 8 shall not be proclaimed to come into operation until an inquiry has been conducted by the chairman of the Commission into the effects upon the liquor industry of the abolition of minimum pricing arrangements for packaged beer and has reported to Parliament thereon.”.

—(*Hon. W. R. Baxter*)

Amendment proposed to the amendment of the Hon. W. R. Baxter—That the words commencing with “until an inquiry” and ending with “Parliament thereon” be omitted with the view of inserting in place thereof “prior to 31 July 1983”.

—(*Hon. A. J. Hunt*)

Question—That the words proposed to be omitted stand part of the proposed insertion—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

Ayes, 3

The Hon. W. R. Baxter (*Teller*)
 B. P. Dunn
 D. M. Evans (*Teller*)

Noes, 32

The Hon. H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb (*Teller*)
 G. A. S. Butler
 G. P. Connard
 Joan Coxsedg
 D. G. Crozier
 F. J. Granter
 D. K. Hayward
 D. E. Henshaw
 C. J. Hogg

W. V. Houghton
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy (*Teller*)
 D. E. Kent
 J. E. Kirner
 R. I. Knowles
 R. Lawson
 R. J. Long
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 J. W. S. Radford
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 Evan Walker
 D. R. White

And so it passed in the negative.

No. 4.—LIQUOR CONTROL BILL—Clause 8.

8. Sections 11A and 104 (6) of the Principal Act shall be repealed.

—(*Hon. D. R. White*)

Amendment proposed—That the words “The operation of” be inserted after “8.”

—(*Hon. A. J. Hunt*)

Question—That the words proposed to be inserted be so inserted—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

Ayes, 18

The Hon. W. R. Baxter
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 G. P. Connard (*Teller*)
 D. G. Crozier (*Teller*)
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 Haddon Storey

Noes, 16

The Hon. G. A. S. Butler
 Joan Coxsedge
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan (*Teller*)
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner (*Teller*)
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 G. A. Sgro
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

No. 5.—LIQUOR CONTROL BILL—Clause 8, *as amended*.

The operation of sections 11A and 104 (6) of the Principal Act may be suspended by proclamation of the Governor in Council published in the *Government Gazette* and that proclamation may in a like manner be revoked.

—(Hon. D. R. White)

Question—That clause 8, as amended, stand part of the Bill—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

Ayes, 32

The Hon. H. G. Baylor
M. A. Birrell
P. D. Block
C. Bubb
G. A. S. Butler
G. P. Connard
Joan Cocksedge
D. G. Crozier
F. J. Granter (*Teller*)
D. K. Hayward
D. E. Henshaw
C. J. Hogg
W. V. Houghton
A. J. Hunt
J. H. Kennan
C. J. Kennedy
D. E. Kent
J. E. Kirner
R. I. Knowles
R. Lawson
R. J. Long
R. A. Mackenzie
L. A. McArthur (*Teller*)
B. W. Mier
B. A. Murphy
B. T. Pullen
J. W. S. Radford
M. J. Sandon
G. A. Sgro
Haddon Storey
Evan Walker
D. R. White

Noes, 3

The Hon. W. R. Baxter (*Teller*)
B. P. Dunn
D. M. Evans (*Teller*)

And so it was resolved in the affirmative.

No. 6.—LIQUOR CONTROL BILL—Clause 9.

Section 26 of the Principal Act shall be amended as follows:

(a) In paragraph (e) of sub-section (1)—

- (i) for the word “three” there shall be substituted the word “four”;
- (ii) for the word “ten” where first occurring there shall be substituted the words “half-past eleven”; and
- (iii) after the words “Sunday and” there shall be inserted the words “between the hours of twelve noon and three in the afternoon and between the the hours of six and ten in the evening on”;

- (b) The word “and” at the end of sub-section (1) (*f*) shall be repealed;
- (c) At the end of sub-section (1) there shall be inserted the following expression:
“and
(*h*) where a permit under sub-section (2) is in force for the purposes of this paragraph subject to and in accordance with the permit on a Sunday for consumption on the premises during the periods specified in the permit.”;
- (d) After sub-section (1B) there shall be inserted the following sub-sections:
“(1C) The Commission shall not grant an hotelkeeper’s licence to a corporation where that corporation holds, at the time of application for the licence, more than 8 per centum of the hotelkeeper’s licences issued.
(1D) For the purposes of sub-section (1C) a corporation shall be deemed to be the holder of an hotelkeeper’s licence where that licence is held by a related corporation.”;
- (e) In sub-section (2) for the expression “and (*g*)” there shall be substituted the expression “, (*g*) and (*h*)”;
- (f) After sub-section (3) there shall be inserted the following sub-sections:
“(3A) The Commission shall not grant a permit authorizing the licensee to sell and dispose of liquor on a Sunday on the premises specified in the licence for more than two periods, each of two hours, being periods between the hours of twelve noon and eight in the evening and where more than one period is authorized the periods must be separated by not less than two hours.
(3B) The Commission shall not grant a permit under paragraph (*h*) of sub-section (1) unless it is satisfied—
(*a*) that there is a demand for the supply and disposal of liquor on a Sunday in the locality in which the licensed premises are situated; and
(*b*) that persons residing or worshipping in the vicinity of the licensed premises will not be unduly inconvenienced as a result of the granting of the permit.”.

—(*Hon. D. R. White*)

Question—That clause 9 stand part of the Bill—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

Ayes, 31
The Hon. H. G. Baylor
M. A. Birrell
P. D. Block
C. Bubb
G. A. S. Butler
G. P. Connard
Joan Coxsedge
D. G. Crozier
F. J. Granter
D. K. Hayward (*Teller*)
D. E. Henshaw
C. J. Hogg
W. V. Houghton
A. J. Hunt
J. H. Kennan

Noes, 3
The Hon. W. R. Baxter (*Teller*)
B. P. Dunn
D. M. Evans (*Teller*)

C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. I. Knowles
 R. J. Long
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier (*Teller*)
 B. A. Murphy
 B. T. Pullen
 J. W. S. Radford
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

No. 7.—LIQUOR CONTROL BILL—Clause 30.

For sub-section (5) of section 58 of the Principal Act there shall be substituted the following sub-section:

“(5) An objection to the renewal of a licence may be made by—

- (a) the Equal Opportunity Board on any ground specified in sub-section (2) or on the ground that the members of the Board are of the opinion that an act of discrimination to which the *Equal Opportunity Act 1977* applies has been performed by the licensee; or
- (b) the Federated Liquor and Allied Industries Employees Union on any ground specified in sub-section (2) or on the ground that the applicant has failed to observe the terms and conditions of an award relevant to his employees or that he has failed to comply with the provisions of the *Industrial Relations Act 1979* or any regulations made under that Act.”

—(*Hon. D. R. White*)

Question—That clause 30 stand part of the Bill—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

Ayes, 16
 The Hon. G. A. S. Butler
 Joan Coxsedge
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy (*Teller*)
 B. T. Pullen (*Teller*)
 G. A. Sgro
 Evan Walker
 D. R. White

Noes, 18
 The Hon. W. R. Baxter
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 D. K. Hayward
 W. V. Houghton (*Teller*)
 A. J. Hunt
 R. I. Knowles (*Teller*)
 R. Lawson
 R. J. Long
 J. W. S. Radford
 Haddon Storey

And so it passed in the negative.

No. 8.—LIQUOR CONTROL BILL—Clause 34.

For section 96 of the Principal Act there shall be substituted the following section:

“96. (1) A licensee other than the holder of a club licence shall not let or sub-let any bar-room or the right to sell liquor on the licensed premises.

Penalty: 2 penalty units.

(2) A licensee shall—

(a) be the proprietor of any business involving the supply of food and liquor or accommodation which is carried on on the licenced premises; and

(b) be the employer of any person employed in the carrying on of that business—
unless the licensee has obtained the consent of the Commission not to do so.

Penalty: 2 penalty units.

(3) An application for the consent under sub-section (2) shall—

(a) be in the prescribed form; and

(b) be made in the manner prescribed for an application for the grant of an annual permit by section 56A and shall be subject to objections which may be made in the manner prescribed for objections to the grant of annual permits by section 56B.

(4) A consent under sub-section (2)—

(a) shall be subject to the terms, conditions, restrictions and limitations imposed by the Commission; and

(b) shall be valid for the period specified in the consent.”.

—(Hon. D. R. White)

Question—That clause 34 stand part of the Bill—put.

Committee divided—The Hon. K.I.M. Wright in the Chair.

Ayes, 16

The Hon. G. A. S. Butler
Joan Coxsedge
D. E. Henshaw
C. J. Hogg (*Teller*)
J. H. Kennan
C. J. Kennedy
D. E. Kent
J. E. Kirner
R. A. Mackenzie
L. A. McArthur
B. W. Mier
B. A. Murphy
B. T. Pullen
G. A. Sgro (*Teller*)
Evan Walker
D. R. White

Noes, 18

The Hon. W. R. Baxter
H. G. Baylor
M. A. Birrell
P. D. Block
C. Bubb
G. P. Connard
D. G. Crozier
B. P. Dunn
D. M. Evans
F. J. Granter
D. K. Hayward
W. V. Houghton
A. J. Hunt
R. I. Knowles
R. Lawson (*Teller*)
R. J. Long (*Teller*)
J. W. S. Radford
Haddon Storey

And so it passed in the negative.

No. 9.—RACING (AMENDMENT) BILL—Clause 6.

For section 7 of the Principal Act there is hereby substituted the following section:

“7. (1) The number of days on which race-meetings shall be held on a metropolitan race-course shall not exceed the number of days specified in the licence or licences granted to that race-course.

(2) The total number of days specified in licences granted to metropolitan race-courses for the holding of race-meetings for horse races shall not exceed ninety-one in any one year.

* * * *

—(Hon. D. E. Kent)

Amendment proposed—That the words and expressions “but so that seventy-nine of those meetings shall be held as they were authorized to be held immediately prior to the commencement of section 6 of the *Racing (Amendment) Act 1983* together with race-meetings to be held on twelve additional Tuesdays as determined by the Minister” be inserted at the end of proposed section 7 (2) of the Principal Act.

—(Hon. F. J. Granter)

Question—That the words and expressions proposed to be inserted be so inserted—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

Ayes, 18

- The Hon. W. R. Baxter
- H. G. Baylor
- M. A. Birrell
- P. D. Block
- C. Bubb
- G. P. Connard
- D. G. Crozier
- B. P. Dunn
- D. M. Evans (Teller)
- F. J. Granter
- D. K. Hayward
- W. V. Houghton
- A. J. Hunt
- R. I. Knowles
- R. Lawson
- R. J. Long
- J. W. S. Radford (Teller)
- Haddon Storey

Noes, 16

- The Hon. G. A. S. Butler (Teller)
- Joan Coxsedg (Teller)
- D. E. Henshaw
- C. J. Hogg
- C. J. Kennedy
- D. E. Kent
- J. E. Kirner
- R. A. Mackenzie
- L. A. McArthur
- B. W. Mier
- B. A. Murphy
- B. T. Pullen
- M. J. Sandon
- G. A. Sgro
- Evan Walker
- D. R. White

And so it was resolved in the affirmative.

No. 10.—RACING (AMENDMENT) BILL—Clause 11.

Paragraph (d) of section 33 of the Principal Act is hereby repealed.

—(Hon. D. E. Kent)

Question—That clause 11 stand part of the Bill—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

Ayes, 16

- The Hon. G. A. S. Butler
- Joan Coxsedg
- D. E. Henshaw (Teller)
- C. J. Hogg
- C. J. Kennedy (Teller)

Noes, 18

- The Hon. W. R. Baxter
- H. G. Baylor
- M. A. Birrell (Teller)
- P. D. Block (Teller)
- C. Bubb

D. E. Kent
 J. E. Kirner
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 Haddon Storey

And so it passed in the negative.

No. 11.—RACING (AMENDMENT) BILL—Proposed new Clause B.

‘B. The amendments made to the several provisions of the Principal Act by sections 4 to 14 of this Act shall continue in force for a period of 12 months respectively and no longer and upon the expiration thereof of the several provisions of the Principal Act shall have effect as if those provisions had not been amended by this Act.’

—(*Hon. F. J. Granter*)

Question—That proposed new clause B be now read a second time and added to the Bill—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

Ayes, 17

The Hon. W. R. Baxter
 H. G. Baylor (*Teller*)
 M. A. Birrell
 P. D. Block
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles (*Teller*)
 R. Lawson
 R. J. Long
 J. W. S. Radford
 Haddon Storey

Noes, 15

The Hon. G. A. S. Butler
 Joan Cocksedge
 D. E. Henshaw
 C. J. Hogg
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. A. Mackenzie
 L. A. McArthur (*Teller*)
 B. W. Mier (*Teller*)
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker

And so it was resolved in the affirmative.

No. 12.—MEDICAL PRACTITIONERS (AMENDMENT) BILL—Clause 9.

After section 27 of the Principal Act there shall be inserted the following sections:

‘27A. (1) In respect of any person—

(a) applying for registration under section 20; or

(b) who is or has been qualified to practise medicine or surgery in any country other than the countries referred to in section 19, and where the Health Commission certifies to the Board that it is satisfied that the person will meet a special need for the provision of medical services to a particular ethnic community—

the Board may issue a certificate of registration subject to such limitations and restrictions upon the practice of medicine or surgery by such person and to such other conditions as the Board in any particular case specifies in the certificate.

* * * *

—(*Hon. Evan Walker*)

Amendment proposed—That paragraphs (a) and (b) of proposed section 27A.(1) of the Principal Act be omitted with the view of inserting in place thereof “applying for registration under section 20”.

—(*Hon. G. P. Connard*)

Question—That the paragraphs proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

Ayes, 16
 The Hon. G. A. S. Butler
 Joan Coxsedge
 D. E. Henshaw
 C. J. Hogg
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner (*Teller*)
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy (*Teller*)
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

Noes, 18
 The Hon. W. R. Baxter
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb (*Teller*)
 G. P. Connard (*Teller*)
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 Haddon Storey

And so it passed in the negative.

LEGISLATIVE COUNCIL OF VICTORIA
WEEKLY REPORT OF DIVISIONS IN
COMMITTEE OF THE WHOLE COUNCIL

No. 14

Tuesday, 13 September 1983

NO. 1—NUDITY (PRESCRIBED AREAS) BILL—Clause 2.

(1) The Minister by notice published in the *Government Gazette* and after consultation with the council of the municipality within the municipal district of which the area proposed to be prescribed is situated—

(a) may prescribe an area to be an area to which this Act applies; and

(b) may in respect of an area prescribed under paragraph (a) prescribe times during which that area is to be an area to which this Act applies.

* * * * *

—(*Hon. R. A. Mackenzie*)

Amendment proposed—That the words “but shall not prescribe any such area or times unless the council of the municipality within the municipal district of which the area is situate consents to that prescription” be inserted at the end of sub-clause (1).

—(*Hon B. P. Dunn*)

Question—That the words proposed to be inserted be so inserted—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

Ayes, 3

The Hon. W. R. Baxter (*Teller*)
 B. P. Dunn
 D. M. Evans (*Teller*)

Noes, 34

The Hon. M. J. Arnold (*Teller*)
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 G. A. S. Butler (*Teller*)
 Joan Cocksedge
 D. G. Crozier
 J. L. Dixon
 F. J. Granter
 D. K. Hayward
 D. E. Henshaw
 C. J. Hogg
 W. V. Houghton
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. I. Knowles
 R. Lawson
 R. J. Long
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 J. W. S. Radford
 N. B. Reid
 M. J. Sandon

R. Lawson
 R. J. Long
 R. A. Mackenzie
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 J. W. S. Radford
 N. B. Reid
 G. A. Sgro
 Haddon Storey
 Evan Walker
 H. R. Ward
 D. R. White

And so it passed in the negative.

NO. 2.—ALPINE RESORTS BILL—Clause 8.

(1) Subject to the direction and control of the Minister the objects of the Commission shall be—

- (a) to plan the proper establishment, development, promotion and use of alpine resorts having regard to environmental ecological and safety considerations and so as to encourage their use in all seasons of the year;
- (b) to undertake the orderly establishment, continuation and development of—
- (i) alpine resorts;

* * * * *

—(Hon. R. A. Mackenzie)

Amendment proposed—That the following sub-paragraph be inserted after sub-paragraph (i) in paragraph (b):

“() commercial activities in alpine resorts;”

—(Hon. D. M. Evans)

Question—That the sub-paragraph proposed to be inserted be so inserted—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 3

The Hon. W. R. Baxter (*Teller*)
 B. P. Dunn
 D. M. Evans (*Teller*)

NOES, 34

The Hon. M. J. Arnold
 M. A. Birrell
 P. D. Block (*Teller*)
 C. Bubb
 G. A. S. Butler
 B. A. Chamberlain
 G. P. Connard
 Joan Cocksedge
 J. L. Dixon (*Teller*)
 D. K. Hayward
 D. E. Henshaw
 C. J. Hogg
 W. V. Houghton
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. Lawson
 R. J. Long
 R. A. Mackenzie

L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 J. W. S. Radford
 N. B. Reid
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 Evan Walker
 H. R. Ward
 D. R. White

And so it passed in the negative.

NO. 3.—ALPINE RESORTS BILL—Clause 9.

The Commission shall have power to do all things necessary or convenient to be done for or in connexion with carrying out its objects under this Act and in particular, without in any way limiting or derogating from the generality of the foregoing provisions of this section may—

- (a) propose to the Minister areas of Crown land (not being land in a national park) to be added to existing alpine resorts or declared as further alpine resorts at places other than those specified in the Schedule;

* * * * *

—(Hon. R. A. Mackenzie)

Amendment proposed—That the expression “(not being land in a national park)” in paragraph (a) be omitted.

—(Hon. D. M. Evans)

Question—That the expression proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 32

NOES, 3

The Hon. M. J. Arnold
 M. A. Birrell
 P. D. Block
 C. Bubb (*Teller*)
 G. A. S. Butler
 B. A. Chamberlain
 G. P. Connard
 Joan Cocksedge
 J. L. Dixon
 D. K. Hayward
 D. E. Henshaw (*Teller*)
 C. J. Hogg
 W. V. Houghton
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. Lawson
 R. J. Long
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen

The Hon. W. R. Baxter (*Teller*)
 B. P. Dunn
 D. M. Evans (*Teller*)

J. W. S. Radford
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 Evan Walker
 H. R. Ward
 D. R. White

And so it was resolved in the affirmative—Amendment negatived.

NO. 4—ALPINE RESORTS BILL—Clause 16.

(1) For the purposes of this Act there shall be a Council to be called the Alpine Resorts Advisory Council.

(2) The Alpine Resorts Advisory Council shall be appointed by the Minister to represent such interests as the Minister considers should be represented on the Council and shall consist of not more than twelve persons having one or more of the following qualifications, namely:

- (a) Knowledge of alpine areas and the protection of alpine environments;
- (b) Experience in land management;
- (c) Experience in planning the development of large resorts;
- (d) Experience in business relevant to the functions of the Commission;
- (e) Knowledge of sports and other recreations pursued in alpine areas.
- (f) Any other knowledge or experience declared by the Governor in Council by notice published in the *Government Gazette* to be a relevant qualification.

* * * * *

—(Hon. R. A. Mackenzie)

Amendment proposed—That the following sub-clauses be inserted after sub-clause (2):

“() Three members of the Council shall be appointed as follows:

- (a) One shall be appointed from a panel of three names submitted to the Minister by the body known as the Alpine Chamber of Commerce;
- (b) One shall be appointed from panels of three names submitted to the Minister by bodies representing lessees of land and holders of licences in alpine resorts; and
- (c) One shall be appointed from a panel of three names submitted to the Minister by the Municipal Association of Victoria.

() If any body referred to in the last preceding sub-section fails to submit a panel of names to the Minister within 28 days after being requested in writing by the Minister so to do the Minister may appoint some otherwise eligible person.”

—(Hon. D. M. Evans)

Question—That the sub-clauses proposed to be inserted be so inserted—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 3

The Hon. W. R. Baxter (*Teller*)
 B. P. Dunn
 D. M. Evans (*Teller*)

NOES, 34

The Hon. M. J. Arnold
 M. A. Birrell
 P. D. Block
 C. Bubb
 G. A. S. Butler
 B. A. Chamberlain
 G. P. Connard (*Teller*)
 D. G. Crozier
 J. L. Dixon
 F. J. Granter
 D. K. Hayward
 D. E. Henshaw
 C. J. Hogg (*Teller*)

W. V. Houghton
A. J. Hunt
J. H. Kennan
C. J. Kennedy
D. E. Kent
J. E. Kirner
W. A. Landeryou
R. Lawson
R. A. Mackenzie
L. A. McArthur
B. W. Mier
B. A. Murphy
B. T. Pullen
J. W. S. Radford
N. B. Reid
M. J. Sandon
G. A. Sgro
Haddon Storey
Evan Walker
H. R. Ward
D. R. White

And so it passed in the negative.

LEGISLATIVE COUNCIL OF VICTORIA
WEEKLY REPORT OF DIVISIONS IN
COMMITTEE OF THE WHOLE COUNCIL

No. 16

Tuesday, 18 October 1983

No. 1—LATROBE REGIONAL COMMISSION BILL—Clause 4.

(1) The Commission shall consist of—

* * * * *

(e) one person appointed by the Governor in Council in accordance with this section on the nomination of the Latrobe Valley Water and Sewerage Board; and

* * * * *

—(Hon. D. R. White)

Amendment proposed—That the following paragraph be inserted after paragraph (e):

“() one person appointed by the Governor in Council on the nomination of the Victorian Farmers and Graziers Association; and”.

—(Hon. W. R. Baxter)

Question—That the paragraph proposed to be inserted be so inserted—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 20

The Hon. W. R. Baxter
H. G. Baylor
M. A. Birrell
P. D. Block
C. Bubb
B. A. Chamberlain
G. P. Connard
D. G. Crozier
B. P. Dunn
D. M. Evans (*Teller*)
F. J. Granter (*Teller*)
J. V. C. Guest
D. K. Hayward
A. J. Hunt
R. I. Knowles
R. Lawson
R. J. Long
J. W. S. Radford
N. B. Reid
Haddon Storey

NOES, 17

The Hon. M. J. Arnold
G. A. S. Butler
Joan Cocksedge
J. L. Dixon
D. E. Henshaw
C. J. Hogg
J. H. Kennan
C. J. Kennedy (*Teller*)
D. E. Kent
J. E. Kirner (*Teller*)
L. A. McArthur
B. W. Mier
B. A. Murphy
M. J. Sandon
G. A. Sgro
Evan Walker
D. R. White

And so it was resolved in the affirmative.

NO. 2—LATROBE REGIONAL COMMISSION BILL—Clause 4.

* * * * *

(2) In respect of the first appointment of members of the Commission under sub-section (1) (a), the council of each municipality in the region shall at the request of the Minister submit a panel of two names of persons who are residents of the region to the Governor in Council and the Governor in Council shall appoint one person from each panel to be a member of the Commission.

(3) In the event of a vacancy in the office of a member appointed under sub-section (1) (a), the council of the municipality concerned shall at the request of the Minister submit a panel of two names of persons who are residents of the region to the Governor in Council and the Governor in Council shall appoint one person from that panel to be a member of the Commission.

(4) At least 28 days before the appointment of any person to be a member of the Commission under paragraph (b), (c) or (d) of sub-section (1) the Minister shall by notice published in one or more newspapers circulating generally in the region or in each municipality in the region call for nominations from organizations referred to in that paragraph.

(5) In respect of the first appointment of a member of the Commission under sub-section (1) (e) or in the event of a vacancy in the office of that member, the Latrobe Valley Water and Sewerage Board shall at the request of the Minister submit a panel of two names of persons who are residents of the region to the Governor in Council and the Governor in Council shall appoint one person from that panel to be a member of the Commission.

(6) If for any reason—

(a) a municipal council or the Latrobe Valley Water and Sewerage Board fails to submit a panel of names in accordance with this section; or

(b) no nominations are received by the Minister within 28 days after a notice is published under sub-section (4)—

the Governor in Council on the nomination of the Minister, may appoint any other person who is a resident of the region to be a member of the Commission.

* * * * *

—(Hon. D. R. White)

Amendment proposed—That the words “a panel of two names of persons who are residents” in sub-clause (2) be omitted with the view of inserting in place thereof “the name of a person who is a resident”.

—(Hon. A. J. Hunt)

[The Chairman decided to test four further amendments (circulated by the Hon. A. J. Hunt) on the question That the words “a panel of two names of persons who are residents” proposed to be omitted from sub-clause (2) stand part of the clause, those further amendments being dependent upon the acceptance of that question. The further amendments tested by the Chairman were as follows:

Clause 4, lines 30 and 31, omit “one person from each panel” and insert “that person”.

Clause 4, lines 34 and 35, omit “a panel of two names of persons who are residents” and insert “the name of a person who is a resident”.

Clause 4, line 36, omit “one person from that panel” and insert “that person”.

Clause 4, page 5, line 7, after “fails” insert “to make a nomination or”.]

Question—That the words proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 18

The Hon. M. J. Arnold
G. A. S. Butler
Joan Coxsedg
J. L. Dixon
D. E. Henshaw

NOES, 20

The Hon. W. R. Baxter
H. G. Baylor
M. A. Birrell
P. D. Block
C. Bubb

C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 L. A. McArthur (*Teller*)
 B. W. Mier (*Teller*)
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

B. A. Chamberlain
 G. P. Connard
 D. G. Crozier (*Teller*)
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 J. V. C. Guest (*Teller*)
 D. K. Hayward
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey

And so it passed in the negative.

Thursday, 20 October 1983

No. 3—LABOUR AND INDUSTRY (SHOP TRADING) BILL—Clause 4.

(1) Section 80 of the Principal Act shall be amended as follows:

- (a) In sub-section (1) for the words “except shops of the classes or kinds mentioned in the Fifth Schedule and petrol shops” there shall be substituted the words “except petrol shops and shops to which, by reason of sub-section (2F) or (2I), this sub-section does not apply”;
- (b) In sub-section (2) for the words “except shops of the classes or kinds mentioned in the Fifth Schedule and petrol shops” there shall be substituted the words “except petrol shops and shops to which, by reason of sub-section (2F) or (2I), this sub-section does not apply”;
- (c) In sub-section (2B) for the words “except shops of the classes or kinds mentioned in the Fifth Schedule, petrol shops and shops for sale of motor cars, motor trucks and motor vans” there shall be substituted the words “except petrol shops, shops for the sale of motor cars and shops to which, by reason of sub-section (2F) or (2I), this sub-section does not apply”;
- (d) In sub-section (2E) for the words “except shops of the classes or kinds mentioned in the Fifth Schedule, petrol shops and shops for the sale of motor cars, motor trucks and motor vans” there shall be substituted the words “except petrol shops, shops for the sale of motor cars and shops to which, by reason of sub-section (2F) or (2I), this sub-section does not apply”; and
- (e) After sub-section (2E) there shall be inserted the following sub-sections:

“(2F) A shop that is a shop of a class or kind mentioned in the Fifth Schedule is not required under sub-section (1), (2), (2B) or (2E) to be closed and kept closed during a period that is a relevant period for the purposes of one of those sub-sections if at all times during the period of seven days immediately preceding the commencement of the relevant period—

- (a) the number of persons employed in the shop;
- (b) the number of persons employed in shops of any kind in Victoria by the occupier or manager of the first-mentioned shop; and
- (c) where the occupier or manager of the shop is a body corporate, the sum of the number of persons employed in shops of any kind in Victoria by the body corporate and the number of persons so employed by a related body corporate—

was less than 20.

(2G) For the purposes of sub-section (2F) a body corporate is a related body corporate in relation to another body corporate—

- (a) if the body corporate is by virtue of section 7 (5) of the *Companies (Victoria) Code* deemed to be related to the other body corporate;
- (b) if the directors of the body corporate are accustomed or under an obligation, whether formal or informal, to act in accordance with the directions, instructions or wishes of the directors of the other body corporate;
- (c) if the directors of the other body corporate are accustomed or under an obligation, whether formal or informal, to act in accordance with the directions, instructions or wishes of the directors of the body corporate;
- (d) if the other body corporate is, by reason of section 7 (5) of the *Companies (Victoria) Code*, deemed to be related to another body corporate the directors of which are accustomed or under an obligation, whether formal or informal, to act in accordance with the directions, instructions or wishes of the directors of the body corporate;
- (e) if the directors of the body corporate and the directors of the other body corporate are accustomed or under an obligation, whether formal or informal, to act in accordance with the directions, instructions or wishes of another person;
- (f) if the body corporate has a share capital and the directors of the other body corporate may (directly or indirectly) exercise, control the exercise of or substantially influence the exercise of, 50 per centum or more of the voting power attached to voting shares issued by the first-mentioned body corporate; or
- (g) where each body corporate has a share capital and the person or persons who may (directly or indirectly) exercise, control the exercise of, or substantially influence the exercise of, 50 per centum or more of the voting power attached to voting shares issued by one of those bodies corporate, may also exercise, control the exercise of or substantially influence the exercise of, 50 per centum or more of the voting power attached to voting shares issued by other body corporate.

(2H) The Governor in Council, by Order published in the *Government Gazette*—

- (a) may declare that sub-section (2F) does not apply—
 - (i) to a shop; or
 - (ii) to any shops of a specified class or kind mentioned in the Fifth Schedule in a specified area—
 during such a period (if any) as is specified in the Order; and
- (b) may vary or revoke such an Order.

(2I) Where the Governor in Council is satisfied that a shop of a class or kind mentioned in the Fifth Schedule to which sub-section (2F) does not apply was open during a period that is a relevant period for the purposes of sub-section (1) regularly during the period of two years immediately before the commencement of section 4 of the *Labour and Industry (Shop Trading) Act 1983* (otherwise than in accordance with an exemption under section 80A, 80B, 80C, 80D, 80E, 80F, or 80G), the Governor in Council may, by Order published in the *Government Gazette*, declare that sub-sections (1), (2), (2B) and (2E)—

- (a) do not apply to shop of that class or kind in a specified area; or

(b) do not apply to specified shops of that class or kind in a specified area— and a shop to which such an Order applies is not required to be closed and kept closed during a period that is a relevant period for the purposes of sub-section (1), (2), (2B) or (2E).

(2j) The Governor in Council may, in an Order under sub-section (2i)—

(a) declare that goods only of specified kinds or descriptions and no other goods may be sold during a relevant period from a shop to which the Order applies; or

(b) declare that goods of specified kinds of descriptions may not be sold during a relevant period from a shop to which the Order applies.

(2k) The Governor in Council may, by Order published in the *Government Gazette*, vary or revoke an Order under sub-section (2i)."

(2) In section 80 (3) of the Principal Act—

(a) the word "and" after the interpretation of "Geelong Urban area" shall be repealed; and

(b) after the interpretation of "motor car" there shall be inserted the following interpretation:

"Relevant period", in relation to sub-section (1), (2), (2B) or (2E), means—

(a) in relation to sub-section (1)—

(i) Sundays; or

(ii) Saturdays, from the hour of 1 o'clock;

(b) in relation to sub-section (2), each day to which that sub-section applies;

(c) in relation to sub-section (2B), a day, or part of a day, referred to in that sub-section; and

(d) in relation to sub-section (2E), the day referred to in that sub-section.?

—(Hon. J. H. Kennan)

Question—That clause 4 stand part of the Bill—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 22

The Hon. M. J. Arnold
G. A. S. Butler
Joan Coxsedge
J. L. Dixon
B. P. Dunn
D. M. Evans
D. E. Henshaw
C. J. Hogg
J. H. Kennan
C. J. Kennedy
D. E. Kent
J. E. Kirner
W. A. Landeryou
R. A. Mackenzie
L. A. McArthur
B. W. Mier
B. A. Murphy (*Teller*)
B. T. Pullen (*Teller*)
M. J. Sandon
G. A. Sgro
Evan Walker
D. R. White

NOES, 17

The Hon. H. G. Baylor
M. A. Birrell
P. D. Block
C. Bubb
B. A. Chamberlain (*Teller*)
G. P. Connard
D. G. Crozier (*Teller*)
F. J. Granter
J. V. C. Guest
D. K. Hayward
W. V. Houghton
A. J. Hunt
R. I. Knowles
R. J. Long
N. B. Reid
Haddon Storey
H. R. Ward

And so it was resolved in the affirmative.

NO. 4—LABOUR AND INDUSTRY (SHOP TRADING) BILL—Clause 8.

(1) Section 98 of the Principal Act shall be amended as follows:

- (a) In sub-section (1) after the words “to close” there shall be inserted the words “and keep closed”;
- (b) In sub-section (1) for all words and expressions after the words “be sold shall” there shall be substituted the words “be guilty of an offence against this section”;
- (c) For sub-section (1A) there shall be substituted the following sub-section:

“(1A) A shopkeeper or a person acting or apparently acting in the management of a shop or any other person who—

- (a) fails or neglects to close and keep closed his shop in accordance with this Part; and
- (b) after having been warned by an inspector of his obligation to close and keep closed the shop fails to close his shop within one hour of that warning or such longer period as the inspector may direct and keep it closed in accordance with this Part—

shall be guilty of an offence against this section.”;

- (d) In sub-section (1B) for the words and expressions “Act and shall be liable for a first offence to a penalty of not more than \$500 and for a second offence to a penalty of not less than \$500 and not more than \$1000 and for a third or subsequent offence to a penalty of not less than \$1000 and not more than \$5000” there shall be substituted the word “section”;

(e) There shall be inserted after sub-section (1D) the following sub-sections:

“(2) A person who is guilty of an offence against this section shall be liable—

- (a) for a first offence to a penalty of not more than \$500;
- (b) for a second offence to a penalty of not less than \$500 and not more than \$1000;
- (c) for a third or subsequent offence up to and including a ninth offence to a penalty of not less than \$1000 and not more than \$25 000; and
- (d) for a tenth and subsequent offence to a penalty of \$50 000.

(3) For the purposes of determining the amount of the penalty for which a person is liable under sub-section (2) in respect of an offence—

- (a) an offence of which that person, or where that person is a body corporate, that person or a related body corporate, was guilty under section 98 (1), (1A) or (1B) as in force at any time before the commencement of section 4 of the *Labour and Industry (Shop Trading) Act 1983* shall be deemed to have been an offence against this section; and
- (b) where that person is a body corporate, an earlier offence of which a related body corporate is guilty shall be deemed to be an earlier offence committed by the first-mentioned body corporate.

(4) In sub-section (3) a reference to a related body corporate in relation to another body corporate has the same meaning as in section 80 (2G) and includes a reference to a body corporate that, but for the fact that it and the other body corporate existed at different times, would be a related body corporate.”.

(2) In section 98 of the Principal Act—

- (a) in paragraph (b) of sub-section (2) for the expression “sub-section” (wherever occurring) there shall be substituted the word “section”;
- (b) in sub-section (4) for the expression “sub-section (1B) of this section” there shall be substituted the expression “section 98 (1B)”;
- (c) for the expression “(2) (a) If any person” there shall be substituted the expression “99. (1) If any person”;

- (d) for the expression “(b) Notwithstanding” there shall be substituted the expression “(2) Notwithstanding”;
- (e) for the expression “(3) Where any person” there shall be substituted the expression “100. Where any person”; and
- (f) for the expression “(4) Subject to the” there shall be substituted the expression “101. Subject to the”.

—(Hon. J. H. Kennan)

Question—That clause 8 stand part of the Bill—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 22

The Hon. M. J. Arnold
 G. A. S. Butler
 Joan Coxsedg
 J. L. Dixon
 B. P. Dunn
 D. M. Evans
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon (*Teller*)
 G. A. Sgro (*Teller*)
 Evan Walker
 D. R. White

NOES, 17

The Hon. H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 F. J. Granter
 J. V. C. Guest (*Teller*)
 D. K. Hayward (*Teller*)
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. J. Long
 N. B. Reid
 Haddon Storey
 H. R. Ward

And so it was resolved in the affirmative.

LEGISLATIVE COUNCIL OF VICTORIA
WEEKLY REPORT OF DIVISIONS IN
COMMITTEE OF THE WHOLE COUNCIL

No. 17

Wednesday, 26 October 1983

NO. 1—ESTATE AGENTS (AMENDMENT) BILL—Clause 31.

(1) For section 54 (1) of the Principal Act there shall be substituted the following subsections:

“(1) An estate agent shall not accept or undertake any appointment or engagement to act as sole agent for the sale of any residential property or small business—

(a) in the case of a sale by auction of a residential property or small business, for a period that is or may be greater than 75 days commencing 45 days prior to the date of the auction (which date shall be specified in the appointment or engagement);
or

* * * * *

—(Hon. J. H. Kennan)

Amendment proposed—That paragraph (a) of proposed section 54 (1) of the Principal Act to be omitted with the view of inserting in place thereof:

“(a) in the case of a sale by auction—

(i) of a residential property, for a period that is or may be greater than 105 days;
or

(ii) of a small business, for a period that is or may be greater than 75 days—
commencing 45 days prior to the date of the auction (which date shall be specified in the appointment or engagement); or”.

—(Hon. Haddon Storey)

Question—That the paragraph proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 19

The Hon. M. J. Arnold (*Teller*)
G. A. S. Butler (*Teller*)
Joan Coxsedg
J. L. Dixon
B. P. Dunn
D. M. Evans
D. E. Henshaw
C. J. Hogg
J. H. Kennan
C. J. Kennedy
D. E. Kent
J. E. Kirner

NOES, 15

The Hon. H. G. Baylor
M. A. Birrell
P. D. Block
C. Bubb
B. A. Chamberlain
G. P. Connard
D. G. Crozier
D. K. Hayward
R. I. Knowles (*Teller*)
R. Lawson (*Teller*)
R. J. Long
J. W. S. Radford

R. A. Mackenzie
L. A. McArthur
B. W. Mier
B. A. Murphy
B. T. Pullen
M. J. Sandon
D. R. White

N. B. Reid
Haddon Storey
H. R. Ward

And so it was resolved in the affirmative—Amendment negatived.

LEGISLATIVE COUNCIL OF VICTORIA
WEEKLY REPORT OF DIVISIONS IN
COMMITTEE OF THE WHOLE COUNCIL

No. 18

Tuesday, 22 November 1983

No. 1—RACING (FURTHER AMENDMENT) BILL—Clause 7.

(1) For section 116B of the Principal Act there shall be substituted the following section:

“116B. (1) The Board shall consist of six members appointed by the Governor in Council of whom—

* * * * *

(b) one, who shall be deputy chairman, shall be a person nominated by the Minister after consultation with the Treasurer of Victoria;

* * * * *

—(Hon. D. E. Kent)

Amendment proposed—That the words “after consultation with the Treasurer of Victoria” in proposed section 116B(1) (b) of the Principal Act be omitted with the view of inserting in place thereof “from a list of three names submitted to him by the Committee of the Victoria Racing Club”.

—(Hon. F. J. Granter)

Question—That the words proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 18

The Hon. G. A. S. Butler
 Joan Coxsedge (*Teller*)
 J. L. Dixon (*Teller*)
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

NOES, 20

The Hon. W. R. Baxter
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward
 W. V. Houghton (*Teller*)
 A. J. Hunt
 R. I. Knowles (*Teller*)
 R. Lawson
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward

And so it passed in the negative.

No. 2—FISHERIES (FURTHER AMENDMENT) BILL—Clause 6.

In section 13 of the Principal Act—

(a) sub-section (2A) is repealed;

* * * * *

—(Hon. R. A. Mackenzie)

Amendment proposed—That paragraph (a) be omitted with the view of inserting in place thereof:

‘(a) in sub-section (2A) the words “and is competent to be in charge of the boat and the number of crew specified in his application for a licence” shall be repealed;’

—(Hon. R. I. Knowles)

Question—That the paragraph proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 23

The Hon. M. J. Arnold
 W. R. Baxter
 G. A. S. Butler
 Joan Coxsedge
 J. L. Dixon
 B. P. Dunn
 D. M. Evans
 D. E. Henshaw (*Teller*)
 C. J. Hogg (*Teller*)
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

NOES, 17

The Hon. H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 D. G. Crozier
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles (*Teller*)
 R. Lawson (*Teller*)
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward

And so it was resolved in the affirmative—Amendment negatived.

No. 3—FISHERIES (FURTHER AMENDMENT) BILL—Clause 10.

In section 21 of the Principal Act for sub-sections (1), (2) and (3) there shall be substituted the following sub-sections:

* * * * *

(2) Subject to this Act and the regulations an amateur fishing licence shall entitle the holder—

- (a) to angle in any inland waters and by that means to take fish of any species in open season for the time being;
- (b) to take for his own consumption crayfish in marine waters either without the use of any fishing equipment or by the use of not more than two hoop-nets at any particular time; and
- (c) to take for his own use by means of equipment prescribed for the purpose prawns, fishing bait, yabbies and freshwater crayfish.

* * * * *

—(Hon. R. A. Mackenzie)

Amendment proposed—That the expression “, yabbies” in proposed section 21 (2) (c) of the Principal Act be omitted.

—(*Hon R. I. Knowles*)

Question—That the expression proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 19

The Hon. M. J. Arnold
 G. A. S. Butler
 Joan Coxsedg
 J. L. Dixon
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy (*Teller*)
 D. E. Kent
 J. E. Kirner (*Teller*)
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

NOES, 21

The Hon. W. R. Baxter
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 J. W. S. Radford (*Teller*)
 N. B. Reid (*Teller*)
 Haddon Storey
 H. R. Ward

And so it passed in the negative.

LEGISLATIVE COUNCIL OF VICTORIA
WEEKLY REPORT OF DIVISIONS IN
COMMITTEE OF THE WHOLE COUNCIL

No. 19

Tuesday, 29 November 1983

NO. 1—LEGAL PROFESSION PRACTICE (FURTHER AMENDMENT) BILL—Clause 3.

Section 62 of the *Summary Offences Act* 1966 shall be repealed.

—(Hon. J. H. Kennan)

Question—That clause 3 stand part of the Bill—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 21

The Hon. W. R. Baxter
 G. A. S. Butler
 Joan Coxsedge
 J. L. Dixon
 B. P. Dunn
 D. M. Evans
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. A. Mackenzie
 L. A. McArthur (*Teller*)
 B. W. Mier (*Teller*)
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

NOES, 17

The Hon. H. G. Baylor
 M. A. Birrell
 P. D. Block (*Teller*)
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 J. V. C. Guest
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long (*Teller*)
 N. B. Reid
 Haddon Storey
 H. R. Ward

And so it was resolved in the affirmative.

Wednesday, 30 November 1983

NO. 2—LIQUOR CONTROL (FEES) BILL—Clause 4.

(1) In section 156 of the Principal Act, for sub-sections (1), (2) and (3) there shall be substituted the following sub-sections:

“(1) The fee for a brewer’s licence shall be the sum of—

- (a) the amount equal to 9 per centum of the gross amount paid or payable to the licensee for all liquor, other than prescribed liquor, during the twelve months ended on the last day of June preceding the date of the application for the grant or renewal of the licence;

- (b) the amount equal to 15 per centum of the gross amount paid or payable to the licensee for wine of the grape, other than prescribed liquor, during the twelve months ended on the last day of June preceding the date of the application for the grant or renewal of the licence;

* * * * *

—(Hon. D. R. White)

Amendment proposed—That the expression “15” in proposed section 156 (1) (b) of the Principal Act be omitted with the view of inserting in place thereof “12”.

—(Hon. W. R. Baxter)

Question—That the expression proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 30

The Hon. M. J. Arnold
 H. G. Baylor
 M. A. Birrell
 C. Bubb (*Teller*)
 G. A. S. Butler
 G. P. Connard
 Joan Coxsedge
 D. G. Crozier
 J. L. Dixon
 F. J. Granter
 J. V. C. Guest
 D. E. Henshaw
 C. J. Hogg
 W. V. Houghton
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. Lawson
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy (*Teller*)
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 Evan Walker
 D. R. White

NOES, 3

The Hon. W. R. Baxter (*Teller*)
 B. P. Dunn
 D. M. Evans (*Teller*)

And so it was resolved in the affirmative—Amendment negatived.

NO 3—DRUGS POISONS AND CONTROLLED SUBSTANCES (AMENDMENT) BILL—Clause 7.

- (1) For Part VI. of the Principal Act there shall be substituted the following expression:

‘PART V.—DRUGS OF DEPENDENCE

* * * * *

72. (1) A person who without being authorized by or licensed under this Act or the regulations to do so cultivates or attempts to cultivate a narcotic plant is guilty of an indictable offence and liable—

- (a) where the court is satisfied on the balance of probabilities that the offence was not committed by the person for any purpose related to trafficking in that plant—to a penalty of not more than 20 penalty units or to imprisonment for a term of not more than one year or to both that penalty and imprisonment;

(b) in any other case—to a penalty of not more than 1000 penalty units or to imprisonment for a term of not more than 15 years or to both that penalty and imprisonment.

(2) In this section “cultivate” in relation to a narcotic plant includes—

(a) sow a seed of a narcotic plant; or

(b) plant, grow, tend, nurture or harvest a narcotic plant.

(3) Where a person cultivates, without being authorized by or licensed under this Act or the regulations to do so, a narcotic plant in a quantity which is not less than the traffickable quantity applicable to a drug of dependence being that narcotic plant the cultivation of that plant in that quantity is *prima facie* evidence of trafficking by that person in a drug of dependence being that plant.

(4) Where a person cultivates a narcotic plant with intent to traffick in a drug of dependence consisting of the fresh or dried parts of that plant or being a product of that plant, the cultivation of that plant is *prima facie* evidence of trafficking by that person in a drug of dependence being that plant.

(5) It is a good defence to a prosecution for an offence involving the cultivation of a narcotic plant if the person charged with the offence adduces evidence which satisfies the court on the balance of probabilities that, having regard to all of the circumstances (including his conduct) in which the matter alleged to constitute the offence arose or preparatory to the alleged commission of the offence, he did not know or suspect and could not reasonably have been expected to have known or suspected that the narcotic plant was a narcotic plant.

73. (1) A person who without being authorized by or licensed under this Act or the regulations to do so has or attempts to have in his possession a drug of dependence is guilty of an indictable offence and liable—

(a) where the court is satisfied on the balance of probabilities that the offence was committed in relation to a quantity of cannabis that is not more than the small quantity applicable to cannabis—to a penalty of not more than 5 penalty units;

(b) subject to paragraph (a), where the court is satisfied on the balance of probabilities that the offence was not committed by the person for any purpose relating to trafficking in that drug of dependence—to a penalty of not more than 20 penalty units or to imprisonment for a term of not more than one year or to both that penalty and imprisonment; or

(c) in any other case—to a penalty of not more than 200 penalty units or to imprisonment for a term of not more than five years or to both that penalty and imprisonment.

(2) Where a person has in his possession, without being authorized by or licensed under this Act or the regulations to do so, a drug of dependence in a quantity that is not less than the traffickable quantity applicable to that drug of dependence, the possession of that drug of dependence in that quantity is *prima facie* evidence of trafficking by that person in that drug of dependence.

74. A person who, without being authorized by or licensed under this Act or the regulations to do so, introduces or attempts to introduce a drug of dependence into the body of another person is guilty of an offence against this Act and liable to a penalty of not more than 20 penalty units or to imprisonment for a term of not more than one year or to both that penalty and imprisonment.

75. A person who, without being authorized by or licensed under this Act or the regulations to do so uses or attempts to use a drug of dependence is guilty of an offence against this Act and liable—

(a) where the court is satisfied on the balance of probabilities that the offence was committed in relation to cannabis—to a penalty of not more than 5 penalty units; and

(b) in any other case—to a penalty of not more than 20 penalty units or to imprisonment for a term of not more than one year or to both that penalty and imprisonment.

76. (1) Where before a magistrates' court—

(a) in relation to cannabis—

- (i) a person is charged with an offence under section 72 and at the hearing the court is satisfied on the balance of probabilities that the offence was not committed by the person for any purpose relating to trafficking in cannabis;
- (ii) a person is charged with an offence under section 73 and at the hearing the court is satisfied on the balance of probabilities that the offence was not committed by the person for any purpose relating to trafficking in cannabis;
- (iii) a person is charged with an offence under section 75; or
- (iv) a person is charged with an offence under section 79 or section 80, being an offence that relates to an offence mentioned in sub-paragraphs (i), (ii) or (iii) of this paragraph and, where that last-mentioned offence relates to the possession or cultivation of cannabis, the court is satisfied on the balance of probabilities that the last-mentioned offence would not have been committed by the person for any purpose relating to trafficking in cannabis or the court is satisfied on the balance of probabilities that the last-mentioned offence would, if committed, have related to a quantity of cannabis which was not more than the small quantity applicable to cannabis;

(b) a person mentioned in paragraph (a) has not previously been convicted of an offence under—

- (i) section 36B (2), Part III. of this Act or this Part;
- (ii) Part II. or Part III. of the *Poisons Act* 1962;
- (iii) Part XVIII. of the *Health Act* 1958;
- (iv) a provision of the law of another State or Territory of the Commonwealth corresponding to any provision mentioned in sub-paragraphs (i), (ii) or (iii); or
- (v) Division 2 of Part XIII. of the Act of the Commonwealth known as the *Customs Act* 1901 as amended and in force for the time being—

and has not previously been dealt with under this section; and

(c) in relation to a person mentioned in paragraph (a) the court is satisfied beyond reasonable doubt that the person is guilty of the offence with which he is charged—

the court, without proceeding to conviction, shall adjourn the further hearing to a time and place to be fixed (such time being not more than twelve months thereafter) and allow the person charged to go at large upon his entering into the recognizance mentioned in section 80 (1) of the *Magistrates (Summary Proceedings) Act* 1975, unless having regard to all the circumstances the court considers it appropriate to proceed to a conviction.

(2) Where sub-section (1) applies to a person and the magistrates' court proceeds to a conviction, the court shall state its reasons for doing so.

(3) In determining whether a person has been previously convicted of an offence for the purposes of paragraph (b) of sub-section (1), proceedings under the *Children's Court Act* 1973 or under any Act of the Commonwealth or of the State or Territory of the Commonwealth which corresponds to that Act shall be disregarded.

* * * * *

—(Hon. D. R. White)

Amendment proposed—That paragraph (a) in proposed section 72 (1) of the Principal Act be omitted.

—(Hon. J. V. C. Guest)

Question—That the paragraph proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 18

The Hon. M. J. Arnold
G. A. S. Butler
Joan Coxsedge
J. L. Dixon
D. E. Henshaw
C. J. Hogg
J. H. Kennan
C. J. Kennedy
D. E. Kent
J. E. Kirner
R. A. Mackenzie
L. A. McArthur
B. W. Mier
B. T. Pullen (*Teller*)
M. J. Sandon (*Teller*)
G. A. Sgro
Evan Walker
D. R. White

NOES, 19

The Hon. W. R. Baxter
H. G. Baylor (*Teller*)
M. A. Birrell (*Teller*)
P. D. Block
C. Bubb
B. A. Chamberlain
G. P. Connard
D. G. Crozier
B. P. Dunn
D. M. Evans
F. J. Granter
J. V. C. Guest
W. V. Houghton
A. J. Hunt
J. H. Kennan
R. Lawson
R. J. Long
J. W. S. Radford
H. R. Ward.

And so it passed in the negative.

No. 4—DRUGS POISONS AND CONTROLLED SUBSTANCES (AMENDMENT) BILL—Clause 7.

[For relevant text see Division No. 3]

Amendments proposed—

That the expression “(b) in any other case—” in proposed section 72 (1) (b) of the Principal Act be omitted.

That the expression “—(i)” be inserted after “that” in proposed section 73 (1) (a) of the Principal Act.

That the following sub-paragraphs be inserted after “cannabis” in proposed section 73 (1) (a) of the Principal Act:

“(ii) the offence was not committed for any purpose related to trafficking in cannabis; and

(iii) the person has not previously been convicted of an offence under section 36B (2), Part III. or this Part of this Act, or under Part II. or Part III. of the *Poisons Act* 1962, or under Part XVIII. of the *Health Act* 1958, or under a provision of a law of another State or Territory of the Commonwealth corresponding to any of the foregoing provisions mentioned in this sub-paragraph, or under Division 2 of Part XIII. of the Act of the Commonwealth known as the *Customs Act* 1901”.

That the expression “20” in proposed section 73 (1) (b) of the Principal Act be omitted with the view of inserting in place thereof “50”.

That the words “one year” in proposed section 73 (1) (b) of the Principal Act be omitted with the view of inserting in place thereof “5 years”.

That the expression “200” in proposed section 73 (1) (c) of the Principal Act be omitted with the view of inserting in place thereof “1000”.

That the word “five” in proposed section 73 (1) (c) of the Principal Act be omitted with the view of inserting in place thereof “fifteen”.

That the following sub-section be inserted after proposed section 73 (2) of the Principal Act:

“(3) In determining whether a person has been previously convicted of an offence for the purposes of paragraph (a) of sub-section (1) of this section or section 75 (a) proceedings

- under the *Children's Court Act* 1973 or under any Act of the Commonwealth or of a State or Territory of the Commonwealth which corresponds to that Act shall be disregarded.”.
- That the expression “20” in proposed section 74 of the Principal Act be omitted with the view of inserting in place thereof “50”.
- That the words “one year” in proposed section 74 of the Principal Act be omitted with the view of inserting in place thereof “5 years”.
- That the words “the offence was committed in relation to cannabis” in proposed section 75 (a) of the Principal Act be omitted with the view of inserting in place thereof:
- “(i) the offence was committed in relation to a quantity of cannabis that is not more than the small quantity applicable to cannabis;
 - (ii) the person has not previously been convicted of an offence under section 36B (2), Part III. or this Part of this Act, or under Part II. or Part III. of the *Poisons Act* 1962, or under Part XVIII. of the *Health Act* 1958, or under a provision of a law of another State or Territory of the Commonwealth corresponding to any of the foregoing provisions mentioned in this sub-paragraph or under Division 2 of Part XIII. of the Act of the Commonwealth known as the *Customs Act* 1901—”.
- That the expression “20” in proposed section 75 (b) of the Principal Act be omitted with the view of inserting in place thereof “50”.
- That the words “one year” in proposed section 75 (b) of the Principal Act be omitted with the view of inserting in place thereof “2 years”.
- That the expression “and that the offence was committed in relation to a quantity of cannabis which is not more than the small quantity applicable to cannabis;” be inserted after “cannabis” in proposed section 76 (1) (a) (i) of the Principal Act.
- That the expression “and that the offence was committed in relation to a quantity of cannabis which is not more than the small quantity applicable to cannabis;” be inserted after “cannabis” in proposed section 76 (1) (a) (ii) of the Principal Act.
- That the expression “and the court is satisfied on the balance of probabilities that the offence was committed in relation to a quantity of cannabis which is not more than the small quantity applicable to cannabis;” be inserted after “75” in proposed section 76 (1) (a) (iii) of the Principal Act.
- That the word “shall” in proposed section 76 (1) of the Principal Act be omitted with the view of inserting in place thereof “may in its discretion, having regard to the character and antecedents of the person and to all the circumstances and the public interest,”.
- That the words “unless having regard to all the circumstances the court considers it appropriate to proceed to a conviction” in proposed section 76 (1) of the Principal Act be omitted.
- That proposed section 76 (2) of the Principal Act be omitted.
- That the expression “(3)” in proposed section 76 (3) be omitted.

—(Hon. J. V. C. Guest)

Leave having been granted for the foregoing amendments to be moved *in globo*—

Question—That the amendments be agreed to—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 20

The Hon. W. R. Baxter
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard (*Teller*)
 D. G. Crozier (*Teller*)
 B. P. Dunn

NOES, 18

The Hon. M. J. Arnold (*Teller*)
 G. A. S Butler
 Joan Coxsedge
 J. L. Dixon
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent

D. M. Evans
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 H. R. Ward

J. E. Kirner
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro (*Teller*)
 D. R. White

And so it was resolved in the affirmative.

No. 5—PUBLIC AUTHORITIES (DIVIDENDS) BILL—Clause 4.

(1) In this Act—
 “Public Authority” means—

- (a) the Gas and Fuel Corporation of Victoria;
- (b) the Melbourne and Metropolitan Board of Works;
- (c) the Port of Melbourne Authority;
- (d) the State Electricity Commission; or
- (e) the Grain Elevators Board.

* * * * *

—(*Hon. D. R. White*)

Motion made and question put—That it be a suggestion to the Assembly that they make the following amendment in the Bill, viz:

Clause 4, line 8, after “Authority;” insert “or”.

—(*Hon. B. P. Dunn*)

[*The Chairman decided to test three further suggested amendments (circulated by the Hon. B. P. Dunn) on the question That it be a suggestion to the Assembly that they insert the word “or” after “Authority;” in clause 4 (1), those further amendments being dependent upon the acceptance of that question.*]

The further amendments tested by the Chairman were as follows:

That it be a suggestion to the Assembly that they make the following amendments in the Bill:

Clause 4, lines 9 and 10, omit “or (e) the Grain Elevators Board.”.

Clause 5, line 19, after “\$25 000 000;” insert “and”.

Clause 5, lines 21 to 23, omit “and (e) in the case of the Grain Elevators Board, a dividend of \$4 000 000.”.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 3
 The Hon. W. R. Baxter (*Teller*)
 B. P. Dunn
 D. M. Evans (*Teller*)

NOES, 38
 The Hon. M. J. Arnold
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 G. A. S. Butler
 B. A. Chamberlain (*Teller*)
 G. P. Connard
 Joan Cocksedge (*Teller*)
 D. G. Crozier
 J. L. Dixon
 F. J. Granter
 J. V. C. Guest

A. J. Hunt
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. I. Knowles
 W. A. Landeryou
 R. Lawson
 R. J. Long
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 J. W. S. Radford
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 Evan Walker
 H. R. Ward
 D. R. White

And so it passed in the negative.

Thursday, 1 December 1983

No. 6—EDUCATION (AMENDMENT) BILL—Clause 7.

For paragraph (a) of section 14 (1) of the Principal Act there shall be substituted the following paragraph:

“(a) determine the general educational policy of the school within the guidelines issued by the Minister;”.

—(Hon. Evan Walker)

Amendment proposed—That the expression “in consultation and agreement with the principal,” be inserted after “(a)” in proposed section 14 (1) (a) of the Principal Act.

—(Hon. B. A. Chamberlain)

Question—That the expression proposed to be inserted be so inserted—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 18

The Hon. W. R. Baxter
 M. A. Birrell
 P. D. Block
 C. Bubbb
 B. A. Chamberlain
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter (Teller)
 J. V. C. Guest
 D. K. Hayward (Teller)
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 H. R. Ward

NOES, 18

The Hon. G. A. S. Butler
 Joan Cocksedge
 J. L. Dixon (Teller)
 D. E. Henshaw (Teller)
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

The Tellers having declared the number for the "Ayes" and for the "Noes" to be respectively eighteen, or equal, the Chairman gave his voice with the "Noes" in order to maintain the *status quo* and declared the question to have passed in the negative.

Friday, 2 December 1983

No. 7—EDUCATION (AMENDMENT) BILL—Clause 11 (*as amended*).

(1) For section 35 of the Principal Act there shall be substituted the following sections:

‘35. In this Part, “school” means an assembly at appointed times of twenty or more persons of not less than six nor more than eighteen years of age for the purpose of their being instructed by a teacher in all or any of the subjects prescribed for the purposes of this section, but does not include—

- (a) any post-secondary education institution within the meaning of the *Post-Secondary Education Act 1978*;
- (b) any class in business or commercial practice held for persons whose ages are greater than school age;
- (c) any day training centre within the meaning of the *Mental Health Act 1959*;
- (d) any assembly of persons all of whom are members of not more than two families;
- (e) any State school; or
- (f) any class held outside normal school hours.

35A. (1) Where the Minister is satisfied that by reason of any special circumstances it is not reasonable to expect that the enrolment at any school otherwise within the meaning of section 35 should comply with the provisions of this Part relating to the numbers of persons required to be enrolled at the school, the Minister may grant an exemption to that school in respect of those provisions.

(2) Where a school has been granted an exemption under sub-section (1)—

- (a) the school may be registered under this Part; and
- (b) this part and the regulations shall with such adaptations as are necessary apply to and in relation to the school as if it were a school within the meaning of section 35.’

(2) In section 37 of the Principal Act—

- (a) in sub-section (1) (a) the words “in the form or to the effect of the Third Schedule” shall be repealed;
- (b) in sub-section (1) (b) the words “in the form or to the effect of the Fourth Schedule” shall be repealed; and
- (c) for paragraph (d) of sub-section (3) there shall be substituted the following paragraph:

“(d) defining what schools shall for the purposes of this Part be primary, secondary or special schools (as the case may be);”.

(3) For sub-sections (2) and (3) of section 39 of the Principal Act there shall be substituted the following sub-section:

“(2) The Board may determine to register a teacher as a primary, secondary, special or technical teacher or as a teacher of only one or more (not being all) of the subjects prescribed for the purposes of section 35.”.

(4) For section 40 of the Principal Act there shall be substituted the following section:

“40. Every person applying to be registered as a teacher shall give to the Board sufficient information to determine whether—

- (a) the person should be registered as a primary, secondary, special or technical teacher or as a teacher of only one or more specified subjects; and

- (b) the school (if any) where the person is or was employed is or was a primary, secondary or special school.”.
- (5) In section 41 of the Principal Act for the words “felony or of misdemeanour” there shall be substituted the words “an indictable offence”.
- (6) In section 42 of the Principal Act—
- (a) for sub-section (1) there shall be substituted the following sub-sections:
- “(1) Every school shall be registered in the register of schools as a primary school, secondary school or special school or as a school which is a combination of all or any two of such schools.
- (1A) The proprietor or head teacher of every school shall at least six months before the opening of the school make application in the prescribed form for approval to open the school.
- (1B) No school shall be opened unless the Board has granted approval for its opening.
- (1C) If the Board has refused to grant approval for the opening of a school, the proprietor or head teacher of the school may apply in writing to the Minister who may grant or refuse to grant approval for the opening of the school, and where the Minister grants that approval the school may be opened.”;
- (b) in sub-section (3)—
- (i) in paragraph (a) for the word “may” there shall be substituted the word “shall”; and
- (ii) in paragraph (b) for the words “special subject” there shall be substituted the words “single subject or in relation to any bilingual education programme approved by the Board”;
- (c) after sub-section (3) there shall be inserted the following sub-sections:
- “(4) For the purposes of registering a school as a secondary school, the Board shall determine the year levels for which the school shall be registered.
- (5) The Board shall not register a secondary school unless the average enrolment for the year levels for which the school is to be registered is ten or more.
- (6) Notwithstanding the provisions of section 35, where a primary school in a rural area or a special school has an enrolment of more than ten but less than twenty persons of not less than six nor more than eighteen years of age the Board may register that school under this Part.
- (7) Where a school has been registered pursuant to sub-section (6), the provisions of this Part shall apply to and in relation to that school in all respects as if that school were a school within the meaning of section 35.”.
- (7) In section 43 of the Principal Act—
- (a) in sub-section (1)—
- (i) for the expression “(1) The” there shall be substituted the expression “(1) Subject to sub-section (1A), the”; and
- (ii) in paragraph (d) after the word “conveniences” there shall be inserted the words “or the safety of pupils”;
- (b) after sub-section (1) there shall be inserted the following sub-section:
- “(1A) The Board shall not cancel the registration of any school by reason only that the enrolment at the school is not in compliance with section 35, 42 (5) or 42 (6) (as the case may be), where the Board is satisfied that the non-compliance is the result of special circumstances of a temporary nature.”;
- (c) in sub-section (2) before the word “cancellation” there shall be inserted the word “intended”; and

- (d) in sub-section (5)—
- (i) the words “or teaches in” shall be repealed; and
 - (ii) for the expression “\$100” there shall be substituted the expression “10 penalty units”.
- (8) In section 44 of the Principal Act—
- (a) in sub-section (1) the words “or teach in” shall be repealed;
 - (b) at the foot of sub-section (1) there shall be inserted the following:
“Penalty: 10 penalty units.”;
 - (c) in sub-section (2)—
 - (i) for the expression “mentioned in the interpretation of “school” in this Part” there shall be substituted the expression “prescribed for the purposes of section 35”; and
 - (ii) in paragraph (b) for the words “be employed temporarily as a teacher” there shall be substituted the word “teach”;
 - (d) in sub-section (3) (b) for the words “be employed temporarily as a teacher” there shall be substituted the word “teach”; and
 - (e) after sub-section (3) there shall be inserted the following sub-sections:
 - “(4) Sub-sections (2) and (3) do not apply to or in relation to any person who immediately before the commencement of section 11 of the *Education (Amendment) Act 1983*—
 - (a) was a teacher in a school; and
 - (b) was not registered and was not required to be registered as a teacher under this Part as in force immediately before that commencement.
 - (5) Where a person to or in relation to whom sub-section (4) applies ceases to be a teacher in any school for a period of more than three months or for such longer period as the Board in any particular case determines—
 - (a) that person shall before recommencing to teach in a school comply with sub-section (2); and
 - (b) no proprietor or head teacher of a school shall employ that person as a teacher in the school until that person has complied with sub-section (2).”.
- (9) For section 46 of the Principal Act there shall be substituted the following section:
- “46. (1) The proprietor or head teacher of every registered school shall furnish to the Registrar of the Board on or before 31 July in each year a return in or to the effect of the form determined by the Board.
- (2) Every proprietor or head teacher of a registered school who wilfully makes any false entry in a return under this section shall be liable to a penalty of not more than 5 penalty units.”.
- (10) In section 47 of the Principal Act—
- (a) in sub-section (1)—
 - (i) for the words “marked in ink” there shall be substituted the word “recorded”; and
 - (ii) for the word “Minister” there shall be substituted the word “Board”; and
 - (b) in sub-section (4) for the expression “\$40” there shall be substituted the expression “1 penalty unit”.
- (11) In section 48 of the Principal Act—
- (a) in sub-section (1) the words “a teacher or” and “teacher or” shall be repealed; and

(b) for sub-sections (2) and (3) there shall be substituted the following sub-section:

“(2) With each application for registration of a school there shall be deposited with the accountant to the Education Department a fee of \$200 which shall be paid into the Consolidated Fund.”.

(12) In section 52 of the Principal Act for the expression “\$200” there shall be substituted the expression “10 penalty units”.

(13) The Third, Fourth and Fifth Schedules to the Principal Act shall be repealed.

(14) On and from the commencement of this section, all teachers and all schools registered under Part III. of the Principal Act immediately before that commencement shall continue subject to the Principal Act as amended by this section to be registered.

(15) Where a school in relation to which sub-section (14) applies does not upon the commencement of this section or at any time within five years after that commencement have an enrolment of twenty or more persons of not less than six nor more than eighteen years of age or being a secondary school have an average enrolment of ten or more such persons for the year levels for which the school is registered, that school shall notwithstanding that fact continue to be registered under Part III. of the Principal Act.

(16) Where at the expiration of five years after the commencement of this section a school in relation to which sub-section (14) applies does not have an enrolment of twenty or more persons of not less than six nor more than eighteen years of age or being a secondary school have an average enrolment of ten or more such persons for the year levels for which the school is registered, that school shall cease to be registered under Part III. of the Principal Act.

(17) For the purposes of sub-section (14), the Registered Schools Board shall determine—

(a) in respect of each teacher registered under Part III. of the Principal Act immediately before the commencement of this section, whether that teacher should be registered as a primary, secondary, special or technical teacher or as a teacher of one or more specified subjects; and

(b) subject to sub-section (18), in respect of each school registered under Part III. of the Principal Act immediately before the commencement of this section, whether that school should be registered as a primary, secondary or special school and in the case of a school to be registered as a secondary school the year levels for which it should be registered—

and shall cause the registers of teachers and schools under section 37 of the Principal Act to be revised accordingly.

(18) Where any school was immediately before the commencement of this section registered under Part III. of the Principal Act as a technical school—

(a) that school shall notwithstanding the amendments made to section 42 of the Principal Act by this section continue to be registered as a technical school; and

(b) Part III. of the Principal Act (other than section 42 (4) and (5)) as amended by this section shall apply to and in relation to that school in all respects as if it were registered as a secondary school.

(19) On and from the commencement of this section, any permission given under section 44 of the Principal Act as in force immediately before that commencement to a person to be employed temporarily as a teacher in a school shall be deemed to be permission to teach in the school given under section 44 of the Principal Act as amended by this section.

—(Hon. Evan Walker)

Question—That clause 11, as amended, stand part of the Bill—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 31

The Hon. H. G. Baylor
M. A. Birrell
C. Bubb

NOES, 3

The Hon. W. R. Baxter (Teller)
B. P. Dunn
D. M. Evans (Teller)

G. A. S. Butler
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 J. L. Dixon
 F. J. Granter
 J. V. C. Guest
 D. E. Henshaw
 C. J. Hogg (*Teller*)
 W. V. Houghton (*Teller*)
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. I. Knowles
 R. Lawson
 R. A. Mackenzie
 L. A. McArthur
 B. A. Murphy
 B. T. Pullen
 J. W. S. Radford
 N. B. Reid
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

No. 8—EGG INDUSTRY STABILIZATION BILL—Clause 20.

(1) Subject to section 19, the Licensing Committee shall not issue a licence to any person under this Division, unless it is satisfied that he is a *bona fide* poultry farmer at the place or places to which the licence relates or will relate.

(2) Notwithstanding sub-section (1), where the applicant for a licence is not at the date of the application a *bona fide* poultry farmer, the Licensing Committee may issue a licence to that person on condition that he will forthwith become and continue to be a *bona fide* poultry farmer at the place or places to which the licence relates.

(3) The Licensing Committee shall not issue a licence to any person under this Division if as a result—

- (a) the hen quota of that person would exceed 10 000 or such other number as that person is authorized to hold by this Act; or
- (b) the total amount of hen quota applying at any place to which the licence relates would exceed 40 000 or such other number as is authorized by this Act in respect of that place.

—(*Hon. D. E. Kent*)

Question—That clause 20 stand part of the Bill—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 20

The Hon. M. J. Arnold
 W. R. Baxter
 G. A. S. Butler
 Joan Cocksedge
 J. L. Dixon
 B. P. Dunn
 D. M. Evans
 D. E. Henshaw

NOES, 17

The Hon. H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 F. J. Granter

B. T. Pullen
M. J. Sandon
G. A. Sgro
Evan Walker
D. R. White

N. B. Reid
Haddon Storey

And so it was resolved in the affirmative.

No. 9—EGG INDUSTRY STABILIZATION BILL—Clause 24.

- (1) Notwithstanding anything to the contrary in this Act, where a licensee has died—
- (a) the executor or administrator of the estate of the deceased licensee; or
 - (b) with the consent of the Licensing Committee a beneficiary or beneficiaries of the estate of the deceased licensee—

may subject to any conditions or restrictions to which the licence of the deceased licensee was subject, operate any poultry farm to which the licence applied immediately before the death of the deceased licensee until—

- (c) the granting of probate or the administration of the estate to the executor or administrator; or
- (d) the expiration of twelve months after the death of the licensee—

whichever is the earlier.

(2) Sub-section (1) applies notwithstanding that the executor or administrator or beneficiary (as the case requires) is not the holder of the licence.

—(Hon. D. E. Kent)

Amendment proposed—That the following sub-clauses be inserted after sub-clause (2):

- () Where any person who is the relation of a deceased licensee becomes entitled under the will or on the intestacy of the deceased licensee to any interest in the land and any hen quota applying to that land, that person may hold that hen quota under this Act in respect of that land notwithstanding that the total amount of hen quota held by that person under this Act would exceed 10 000 or such other number as he is otherwise authorized to hold by this Act.
- () In sub-section (3) “relation” in relation to a deceased licensee, means the spouse, son, daughter, father, mother, brother, sister, grandfather, grandmother, grandson or granddaughter of the deceased licensee.’

—(Hon. B. P. Dunn)

Question—That the sub-clauses proposed to be inserted be so inserted—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 20

The Hon. W. R. Baxter
H. G. Baylor
M. A. Birrell
P. D. Block
C. Bubb
B. A. Chamberlain
G. P. Connard
D. G. Crozier
B. P. Dunn
D. M. Evans
F. J. Granter
J. V. C. Guest (*Teller*)
W. V. Houghton
A. J. Hunt
R. I. Knowles
R. Lawson
R. J. Long (*Teller*)
J. W. S. Radford

NOES, 17

The Hon. M. J. Arnold
G. A. S. Butler
Joan Cossedge
J. L. Dixon
D. E. Henshaw
C. J. Hogg
C. J. Kennedy
D. E. Kent
J. E. Kirner
R. A. Mackenzie
L. A. McArthur
B. W. Mier (*Teller*)
B. T. Pullen (*Teller*)
M. J. Sandon
G. A. Sgro
Evan Walker
D. R. White

J. V. C. Guest (*Teller*)
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long (*Teller*)
 J. W. S. Radford
 N. B. Reid
 Haddon Storey

B. W. Mier (*Teller*)
 B. T. Pullen (*Teller*)
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

No 10.—TEACHING SERVICE BILL—Clause 5.

(1) In section 2 of the Principal Act—

* * * * *

(*f*) after the interpretation of “Government office” there shall be inserted the following interpretations:

* * * * *

“Industrial matter” means any matter relating to employment in the teaching service, and, without affecting the generality of the foregoing, includes the following matters:

* * * * *

(*m*) The preferential employment of or the non-employment of any particular person or class of persons being or not being a member or members of an approved agent;

* * * * *

—(*Hon. Evan Walker*)

Amendment proposed—That paragraph (*m*) of the proposed interpretation of “Industrial matter” in sub-clause (1) (*f*) be omitted.

—(*Hon A. J. Hunt*)

Question—That the paragraph proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 18

The Hon. M. J. Arnold
 G. A. S. Butler
 Joan Coxsedg
 J. L. Dixon
 D. E. Henshaw
 C. J. Hogg
 C. J. Kennedy (*Teller*)
 D. E. Kent
 J. E. Kirner
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon (*Teller*)
 G. A. Sgro
 Evan Walker
 D. R. White

NOES, 20

The Hon. W. R. Baxter
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 J. V. C. Guest
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford (*Teller*)
 N. B. Reid (*Teller*)
 Haddon Storey

And so it passed in the negative.

NO. 11—TEACHING SERVICE BILL—Clause 9.

(1) For Divisions 1 and 2 of Part III. of the Principal Act there shall be substituted the following Divisions:

* * * * *

DIVISION 2A—APPROVAL OF UNITS AND AGENTS

30. (1) The Commission shall from time to time having regard to the structure of the teaching service determine the units of officers or employees or both of the teaching service.

(2) The Commission shall from time to time having regard to the structure of the technical and further education teaching service determine the units of officers of the technical and further education teaching service.

(3) The Commission may at any time having regard to the structure of the teaching service determine that a group of officers or employees or both of the teaching service shall cease to be an approved unit.

(4) The Commission may at any time having regard to the structure of the technical and further education teaching service determine that a group of officers of the technical and further education teaching service shall cease to be an approved unit.

(5) The Commission shall before making any determination under this section cause a notice to be published in the *Education Gazette* inviting submissions in relation to the matter which may be determined.

(6) The Commission shall conduct a public hearing into any matter which may be determined under this section.

31. (1) A union or an association representing officers or employees or both in the teaching service or officers in the technical and further education teaching service may at any time apply to the Commission to be the approved agent of an approved unit.

(2) The Commission shall cause notice of an application under sub-section (1) to be sent to the Minister and—

(a) where another union or association is an approved agent for the approved unit, to that union or association; and

(b) in the case of an application from a union or association representing officers in the technical and further education teaching service, to the Technical and Further Education Board—

and to such other persons, unions or associations as it considers appropriate.

(3) Unless otherwise agreed by the Commission and the applicant under sub-section (1), the Minister and where applicable the Technical and Further Education Board and the approved agent referred to in sub-section (2) (a) the hearing of an application under sub-section (1) shall be conducted in public.

(4) The Commission may determine that an applicant under sub-section (1) shall be the approved agent for an approved unit.

(5) The approved agent of an approved unit shall have the right to represent in relation to all industrial matters all officers and employees in the teaching service or officers in the technical and further education teaching service (as the case may be) who are members of the approved unit, whether or not those officers or employees or officers are members of the approved agent.

(6) In determining whether or not an applicant under sub-section (1) shall be the approved agent for an approved unit, the Commission shall have regard to the fact that another union or association is the approved agent for the approved unit.

(7) Where the Commission under section 30 (3) or (4) has determined that a group of officers or employees or both of the teaching service or a group of officers of the technical and further education teaching service (as the case may be) shall cease to be an approved

unit, any union or association that is the approved agent for that approved unit shall cease to be such an approved agent.

(8) The Commission may at any time determine that a union or association shall cease to be the approved agent of an approved unit, but shall not do so unless it has first given the union or association an opportunity to be heard in relation to that matter.

* * * * *

—(Hon. Evan Walker)

Amendment proposed—That the following words and expressions be inserted after proposed section 30 (6) of the Principal Act:

“(7) Notwithstanding this section, principals, deputy principals and vice-principals shall be an approved unit of the teaching service.”

—(Hon. D. M. Evans)

Question—That the words and expressions proposed to be inserted be so inserted—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 20

The Hon. W. R. Baxter
H. G. Baylor (*Teller*)
M. A. Birrell (*Teller*)
P. D. Block
C. Bubb
B. A. Chamberlain
G. P. Connard
D. G. Crozier
B. P. Dunn
D. M. Evans
J. V. C. Guest
D. K. Hayward
W. V. Houghton
A. J. Hunt
R. I. Knowles
R. Lawson
R. J. Long
J. W. S. Radford
N. B. Reid
Haddon Storey

NOES, 18

The Hon. M. J. Arnold (*Teller*)
G. A. S. Butler
Joan Coxsedge
J. L. Dixon
D. E. Henshaw
C. J. Hogg
C. J. Kennedy
D. E. Kent
J. E. Kirner
R. A. Mackenzie
L. A. McArthur
B. W. Mier
B. A. Murphy
B. T. Pullen
M. J. Sandon
G. A. Sgro (*Teller*)
Evan Walker
D. R. White

And so it was resolved in the affirmative.

No. 12—TEACHING SERVICE BILL—Clause 9.

[For relevant text see Division No. 11.]

Amendment proposed—That the following words and expressions be inserted after proposed section 31 (8) of the Principal Act.

“(9) Where the Commission has determined that an applicant under sub-section (1) shall not be the approved agent for an approved unit, the applicant may appeal against the determination to the Minister who may determine that the applicant shall or shall not be the approved agent for the approved unit.

(10) Notwithstanding this section, the approved agent for the approved unit of principals deputy principals and vice-principals shall be a union or association most of the members of which are principals or other persons concerned in the administration of schools.

(11) The Commission shall as soon as practicable after the commencement of section 9 of the *Teaching Service Act* 1983 determine under sub-section (10) the approved agent for the approved unit of principals.”

—(Hon. A. J. Hunt)

Question—That the words and expressions proposed to be inserted be so inserted—put.
Committee divided—That Hon. K. I. M. Wright in the Chair.

AYES, 20

The Hon. W. R. Baxter
H. G. Baylor
M. A. Birrell
P. D. Block (*Teller*)
C. Bubb (*Teller*)
B. A. Chamberlain
G. P. Connard
D. G. Crozier
B. P. Dunn
D. M. Evans
J. V. C. Guest
D. K. Hayward
W. V. Houghton
A. J. Hunt
R. I. Knowles
R. Lawson
R. J. Long
J. W. S. Radford
N. B. Reid
Haddon Storey

NOES, 18

The Hon. M. J. Arnold
G. A. S. Butler
Joan Coxsedge (*Teller*)
J. L. Dixon (*Teller*)
D. E. Henshaw
C. J. Hogg
C. J. Kennedy
D. E. Kent
J. E. Kirner
R. A. Mackenzie
L. A. McArthur
B. W. Mier
B. A. Murphy
B. T. Pullen
M. J. Sandon
G. A. Sgro
Evan Walker
D. R. White

And so it was resolved in the affirmative.

NO. 13—STATE DISASTERS BILL—Clause 9.

(1) The *Country Fire Authority Act 1958* is hereby amended as follows:

(a) In section 30 (g) after the word “threatened” there shall be inserted the words “or likely to be threatened”; and

(b) In section 31—

(i) in sub-section (3) (b) after the word “threatened” there shall be inserted the words “or likely to be threatened”; and

(ii) sub-section (4) shall be repealed.

(2) For section 33 (1) (e) of the *Metropolitan Fire Brigades Act 1958* there shall be substituted the following paragraph:

“(e) may order to withdraw and (in the event of a failure of refusal to withdraw) remove or direct any member of any fire brigade or any member of the police force to remove any persons who interfere by their presence or otherwise with the operations of any brigade or who are in or on any land building or premises then burning or threatened or likely to be threatened by fire;”.

(3) Section 58 of the *Metropolitan Fire Brigades Act 1958* shall be repealed.

—(*Hon. R. A. Mackenzie*)

Question—That clause 9 stand part of the Bill—put.

Committee divided—The Hon K. I. M. Wright in the Chair.

AYES, 16

The Hon. M. J. Arnold
G. A. S. Butler
Joan Coxsedge
J. L. Dixon
D. E. Henshaw (*Teller*)
C. J. Hogg (*Teller*)
J. H. Kennan
C. J. Kennedy
J. E. Kirner
R. A. Mackenzie

NOES, 19

The Hon. W. R. Baxter
H. G. Baylor
M. A. Birrell
P. D. Block
C. Bubb
G. P. Connard
D. G. Crozier (*Teller*)
B. P. Dunn
D. M. Evans
F. J. Granter (*Teller*)

L. A. McArthur
B. W. Mier
B. A. Murphy
B. T. Pullen
G. A. Sgro
D. R. White

J. V. C. Guest
D. K. Hayward
W. V. Houghton
R. I. Knowles
R. Lawson
R. J. Long
J. W. S. Radford
N. B. Reid
Haddon Storey

And so it passed in the negative.

LEGISLATIVE COUNCIL OF VICTORIA
WEEKLY REPORT OF DIVISIONS IN
COMMITTEE OF THE WHOLE COUNCIL

No. 20

Tuesday, 28 February 1984

No. 1—EQUAL OPPORTUNITY BILL—Clause 4.

(1) In this Act unless the contrary intention appears—

* * * * *

“Private life” in relation to a person means—

- (a) the holding or not holding of any lawful religious or political belief or view by the person;
- (b) engaging in or refusing or failing to engage in any lawful religious or political activities by the person; or
- (c) engaging in or refusing or failing to engage in any lawful sexual activity or practice by the person.

* * * * *

—(*Hon. J. H. Kennan*)

Amendment proposed—That the interpretation of “Private life” be omitted.

—(*Hon. H. G. Baylor*)

Question—That the words and expressions proposed to be omitted stand part of the clause—
put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 18

The Hon. M. J. Arnold (*Teller*)
G. A. S. Butler
Joan Coxsedge (*Teller*)
J. L. Dixon
D. E. Henshaw
C. J. Hogg
J. H. Kennan
D. E. Kent
J. E. Kirner
R. A. Mackenzie
L. A. McArthur
B. W. Mier
B. A. Murphy
B. T. Pullen
M. J. Sandon
G. A. Sgro
Evan Walker

NOES, 21

The Hon. W. R. Baxter
H. G. Baylor (*Teller*)
M. A. Birrell (*Teller*)
P. D. Block
C. Bubb
B. A. Chamberlain
G. P. Connard
D. G. Crozier
B. P. Dunn
D. M. Evans
F. J. Granter
D. K. Hayward
W. V. Houghton
A. J. Hunt
R. I. Knowles
R. Lawson
R. J. Long

D. R. White

J. W. S. Radford
N. B. Reid
Haddon Storey
H. R. Ward

And so it passed in the negative.

Wednesday, 29 February 1984

NO. 2.—EQUAL OPPORTUNITY BILL—Clause 21.

* * * * *

(4) This section does not apply to—

- (a) employment of not more than three persons (disregarding any persons employed under paragraph (f)) in domestic or personal services in or in relation to the home of the employer;
- (b) discrimination on the ground of sex or race or impairment with respect to the offering of employment to persons for the purposes of dramatic performances, entertainment, artistic or photographic work for any other purposes where persons of that sex or race or with that impairment are required for reasons of authenticity;
- (c) discrimination on the ground of the holding or not holding of any lawful political belief or view or the engaging in or refusal or failure to engage in any lawful political activities with respect to the offering of employment to a person as a ministerial adviser, member of the staff of a political party, member of the electoral staff of another person, or in other similar employment;
- (d) discrimination by an employer or a prospective employer on the ground of a person's failure to hold union membership;
- (e) discrimination on the ground of sex or race or impairment with respect to persons of a particular sex or race or impairment in the provision of services for the promotion of the welfare or advancement of those persons, if those services can most effectively be provided by a person of the same sex or race or impairment;
- (f) discrimination on the ground of status or by reason of private life in employment where the number of persons employed by the employer does not exceed three (disregarding any persons employed under paragraph (a));

—(Hon. J. H. Kennan)

Amendment proposed—That the expression “(f)” in sub-clause 4 (a) be omitted with the view of inserting in place thereof “(d)”.

—(Hon. Haddon Storey)

Question—That the expression proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 18

The Hon. G. A. S. Butler
Joan Coxsedg
J. L. Dixon (*Teller*)
D. E. Henshaw (*Teller*)
C. J. Hogg
J. H. Kennan
C. J. Kennedy
D. E. Kent
J. E. Kirner
R. A. Mackenzie
L. A. McArthur
B. W. Mier
B. A. Murphy
B. T. Pullen

NOES, 20

The Hon. W. R. Baxter
M. A. Birrell
P. D. Block
C. Bubb (*Teller*)
B. A. Chamberlain (*Teller*)
G. P. Connard
D. G. Crozier
B. P. Dunn
D. M. Evans
F. J. Granter
D. K. Hayward
W. V. Houghton
A. J. Hunt
R. I. Knowles

M. J. Sandon
G. A. Sgro
Evan Walker
D. R. White

R. Lawson
R. J. Long
J. W. S. Radford
N. B. Reid
Haddon Storey
H. R. Ward

And so it passed in the negative.

LEGISLATIVE COUNCIL OF VICTORIA
WEEKLY REPORT OF DIVISIONS IN
COMMITTEE OF THE WHOLE COUNCIL

No. 21

Wednesday, 7 March 1984

No. 1—NATIONAL PARKS (AMENDMENT) BILL—Clause 4.

(1) Schedule Two to the Principal Act shall be amended by items (a) to (g) of Part A of the Schedule.

* * * * *

—(Hon. R. A. Mackenzie)

Amendment proposed—That the expression “(g)” in clause 4 (1) be omitted with the view of inserting in place thereof “(f)”.

—(Hon. D. M. Evans)

Question—That the expression proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 34

The Hon. M. J. Arnold
 H. G. Baylor
 M. A. Birrell
 P. D. Block (*Teller*)
 G. A. S. Butler
 B. A. Chamberlain
 G. P. Connard
 Joan Coxsedg
 D. G. Crozier
 J. L. Dixon
 D. K. Hayward
 D. E. Henshaw
 C. J. Hogg (*Teller*)
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. I. Knowles
 R. Lawson
 R. J. Long
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 J. W. S. Radford
 N. B. Reid
 M. J. Sandon
 G. A. Sgro

NOES, 3

The Hon. W. R. Baxter (*Teller*)
 B. P. Dunn
 D. M. Evans (*Teller*)

Haddon Storey
Evan Walker
H. R. Ward
D. R. White

And so it was resolved in the affirmative—Amendment negatived.

LEGISLATIVE COUNCIL OF VICTORIA
WEEKLY REPORT OF DIVISIONS IN
COMMITTEE OF THE WHOLE COUNCIL

No. 22

Tuesday, 20 March 1984

No. 1—WRONGS (ANIMALS STRAYING ON HIGHWAYS) BILL—Clause 4.

In section 1 of the Principal Act at the end of the table of Parts there shall be inserted the following expression:

“Part VIII.—Animals Straying on to a Highway s. 33.”.

—(Hon. J. H. Kennan)

Amendment proposed—That the expression “s. 33” be omitted with the view of inserting in place thereof “ss. 33–37”.

—(Hon. W. R. Baxter)

Question—That the expression proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. M. J. Arnold in the Chair.

AYES, 35

The Hon. M. A. Birrell (*Teller*)
 P. D. Block
 C. Bubb
 G. A. S. Butler
 B. A. Chamberlain
 G. P. Connard
 Joan Coxsedg (*Teller*)
 D. G. Crozier
 J. L. Dixon
 F. J. Granter
 D. K. Hayward
 D. E. Henshaw
 C. J. Hogg
 W. V. Houghton
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. I. Knowles
 W. A. Landeryou
 R. Lawson
 R. J. Long
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 N. B. Reid
 M. J. Sandon

NOES, 3

The Hon. W. R. Baxter (*Teller*)
 B. P. Dunn
 D. M. Evans (*Teller*)

G. A. Sgro
Haddon Storey
Evan Walker
H. R. Ward
D. R. White

And so it was resolved in the affirmative—Amendment negatived.

Wednesday, 21 March 1984

NO. 2—VAGRANCY (AMENDMENT) BILL—Clause 2.

(1) In section 6 of the Principal Act—

(a) paragraphs (a), (b) and (c) of sub-section (1); and

(b) sub-section (2)—

shall be repealed.

(2) In section 9 of the Principal Act the words “except paragraph (c) of sub-section (1) of section 6” shall be repealed.

—(Hon. J. H. Kennan)

Amendment proposed—That all words and expressions after “Principal Act—” in sub-clause (1) be omitted with the view of inserting in place thereof—

(a) paragraphs (a) and (b) of sub-section (1) shall be repealed;

(b) for the words “reputed thieves or known prostitutes” in paragraph (c) of sub-section (1) there shall be substituted the expression “persons, other than persons who are the relatives of that person, who have been convicted of indictable offences involving dishonesty, and whom he knows to have been so convicted,”; and

(c) the following sub-section shall be inserted after sub-section (2):

“(3) For the purposes of paragraph (c) of sub-section (1) the word “relatives” means any of the following:

(a) Spouses, parents or other lineal ancestors, children or other lineal descendants, brothers, sisters, uncles, aunts, nephews or nieces;

(b) Persons who are related in any of the ways referred to in paragraph (a) by a relationship of the half-blood, or traced through, or to, any person of illegitimate birth;

(c) Persons who purport to be in any of the relationships referred to in paragraph (a).”

—(Hon. Haddon Storey)

Question—That the words and expressions proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. D. M. Evans in the Chair.

AYES, 16

The Hon. M. J. Arnold
G. A. S. Butler
Joan Coxsedg
J. L. Dixon
D. E. Henshaw
C. J. Hogg
J. H. Kennan
C. J. Kennedy
D. E. Kent
J. E. Kirner
R. A. Mackenzie

NOES, 19

The Hon. W. R. Baxter
H. G. Baylor
M. A. Birrell
P. D. Block
C. Bubb
B. A. Chamberlain
G. P. Connard (Teller)
D. G. Crozier (Teller)
B. P. Dunn
F. J. Granter
W. V. Houghton

B. W. Mier (*Teller*)
B. A. Murphy (*Teller*)
M. J. Sandon
G. A. Sgro
D. R. White

A. J. Hunt
R. I. Knowles
R. Lawson
R. J. Long
J. W. S. Radford
N. B. Reid
Haddon Storey
H. R. Ward

And so it passed in the negative.

LEGISLATIVE COUNCIL OF VICTORIA
WEEKLY REPORT OF DIVISIONS IN
COMMITTEE OF THE WHOLE COUNCIL

No. 23

Tuesday, 3 April 1984

No. 1—CRIMES (CRIMINAL INVESTIGATIONS) BILL—Clause 4.

(1) For section 460 of the Principal Act there shall be substituted the following section:

* * * * *

(8) No order shall be made under this section without the consent of the person against whom the order is sought.

(9) No application shall be made under sub-section (4) unless reasonable notice of the nature and grounds of the application has been served upon the prisoner.

(10) The authorized officer may order that no reports of the proceedings on any application shall be published.

(11) An application under this section may be granted for such term not exceeding six hours and subject to such conditions as the authorized officer thinks fit.

(12) If no information is laid against the person arrested the justice an authorized officer or a Magistrates' Court may discharge him out of custody but the discharge shall not affect any proceedings which may subsequently be taken in respect of the offence.

(13) The justice authorized officer or court may make such order as to the justice officer or court appears necessary for the preservation or safe keeping of any property brought with the person arrested.

(14) For the purposes of this section—

“Authorized officer” means a stipendiary magistrate or a clerk of a Magistrates' Court who has been appointed to be an authorized officer for the purposes of this section.

“Prescribed period” means—

(a) in relation to a person taken into custody in connexion with what appears to be a case of homicide the period of six hours immediately after that person has been taken to the nearest police district headquarters; and

(b) in relation to any other person taken into custody the period of six hours immediately after the person has been taken into custody.’

* * * * *

—(Hon. J. H. Kennan)

Amendment proposed—That the expression “(8)” be omitted with the view of inserting in place thereof “(7)”.

—(Hon. J. H. Kennan)

[The question to omit “(8)” having been carried, the Chairman also decided to test an amendment foreshadowed by the Hon. W. R. Baxter to omit sub-section (8) of proposed section 460 on the question. That the expression “(7)” proposed to be inserted be so inserted, which amendment would not be capable of being moved unless that question was negatived.]

Question—That the expression proposed to be inserted be so inserted—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 36

The Hon. H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 G. A. S. Butler
 B. A. Chamberlain
 G. P. Connard (*Teller*)
 Joan Cocksedge
 J. L. Dixon
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward
 D. E. Henshaw
 C. J. Hogg
 W. V. Houghton
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner (*Teller*)
 W. A. Landeryou
 R. Lawson
 R. J. Long
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 J. W. S. Radford
 N. B. Reid
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 Evan Walker
 H. R. Ward
 D. R. White

NOES, 3

The Hon. W. R. Baxter (*Teller*)
 B. P. Dunn
 D. M. Evans (*Teller*)

And so it was resolved in the affirmative.

NO. 2—CRIMES (CRIMINAL INVESTIGATIONS) BILL—Clause 4.

[For relevant text see Division No. 1]

Amendment proposed—That the expression “and in relation to an application by or in relation to a person who is in custody at a place more than 100 kilometres from the General Post Office at Melbourne includes a justice” be inserted after “section” (where first occurring) in sub-clause (14).

—(*Hon. W. R. Baxter*)

Question—That the expression proposed to be inserted be so inserted—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 3

The Hon. W. R. Baxter (*Teller*)
 B. P. Dunn
 D. M. Evans (*Teller*)

NOES, 34

The Hon. H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 G. A. S. Butler
 B. A. Chamberlain
 G. P. Connard

Joan Coxsedge
 J. L. Dixon
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward
 D. E. Henshaw
 C. J. Hogg
 W. V. Houghton
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. I. Knowles
 R. Lawson
 R. J. Long
 R. A. Mackenzie
 L. A. McArthur (*Teller*)
 B. W. Mier (*Teller*)
 B. A. Murphy
 B. T. Pullen
 J. W. S. Radford
 N. B. Reid
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 H. R. Ward

And so it passed in the negative.

Wednesday, 4 April 1984

No. 3—FOOD BILL—Clause 17.

It is a defence to a charge under section 8 (1), 8 (3), 8 (4), 13 (1) or 13 (2) or under regulations made for the purposes of section 13 (3) to prove that—

- (a) the food in respect of which the charge is brought is to be exported to another country; and
- (b) the sale, preparation, packing or labelling of the food complies with the laws in force in the country to which the food is exported at the time at which it is exported.

—(*Hon. Evan Walker*)

Amendment proposed—That the expression “(1)” be inserted before “It is a defence”.

—(*Hon. M. A. Birrell*)

Question—That the expression proposed to be inserted be so inserted—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 22

The Hon. W. R. Baxter
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier (*Teller*)
 B. P. Dunn
 D. M. Evans
 F. J. Granter (*Teller*)

NOES, 20

The Hon. M. J. Arnold
 G. A. S. Butler
 Joan Coxsedge
 J. L. Dixon
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou

J. V. C. Guest
 D. K. Hayward
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward

R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy (*Teller*)
 B. T. Pullen (*Teller*)
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

NO. 4—FOOD BILL—Clause 60.

(1) For the purposes of this Act there shall be established a Committee to be known as the Food Standards Committee.

(2) The Committee shall consist of eleven members of whom—

* * * * *

(i) one shall be a person who is appointed by the Governor in Council on the nomination of the Minister after consideration of a panel of not less than three names submitted to the Minister by the body known as the Victorian Trades Hall Council; and

* * * * *

—(*Hon. Evan Walker*)

Amendment proposed—That the word “and” after paragraph (i) be omitted.

—(*Hon. B. P. Dunn*)

Question—That the word proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 20

The Hon. M. J. Arnold
 G. A. S. Butler
 Joan Coxsedge
 J. L. Dixon
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon (*Teller*)
 G. A. Sgro (*Teller*)
 Evan Walker
 D. R. White

NOES, 22

The Hon. W. R. Baxter
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 J. V. C. Guest (*Teller*)
 D. K. Hayward (*Teller*)
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward

And so it passed in the negative.

LEGISLATIVE COUNCIL OF VICTORIA
WEEKLY REPORT OF DIVISIONS IN
COMMITTEE OF THE WHOLE COUNCIL

No. 24

Tuesday, 1 May 1984

NO. 1—PLANNING (MESSAGE PARLOURS) BILL [changed to PLANNING (BROTHELS) BILL]—Clause 1.

This Act may be cited as the *Planning (Massage Parlours) Act 1984*.

—(Hon. Evan Walker)

Amendment proposed—That the expression “(Massage Parlours)” be omitted with the view of inserting in place thereof “(Brothels)”.

—(Hon. B. A. Chamberlain)

Question—That the expression proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 20

The Hon. M. J. Arnold (*Teller*)
G. A. S. Butler
Joan Coxsedg
J. L. Dixon
D. E. Henshaw (*Teller*)
C. J. Hogg
J. H. Kennan
C. J. Kennedy
D. E. Kent
J. E. Kirner
W. A. Landeryou
R. A. Mackenzie
L. A. McArthur
B. W. Mier
B. A. Murphy
B. T. Pullen
M. J. Sandon
G. A. Sgro
Evan Walker
D. R. White

NOES, 22

The Hon. W. R. Baxter
H. G. Baylor
M. A. Birrell
P. D. Block
C. Bubb
B. A. Chamberlain
G. P. Connard
D. G. Crozier
B. P. Dunn
D. M. Evans
F. J. Granter
J. V. C. Guest
D. K. Hayward
W. V. Houghton (*Teller*)
A. J. Hunt
R. I. Knowles (*Teller*)
R. Lawson
R. J. Long
J. W. S. Radford
N. B. Reid
Haddon Storey
H. R. Ward

And so it passed in the negative.

Wednesday, 2 May

NO. 2—WATER (CENTRAL MANAGEMENT RESTRUCTURING) BILL—Clause 8.

(1) In Part III. of the Principal Act for the heading to Division 1 there shall be substituted the following heading:

“DIVISION 1—THE DIRECTOR-GENERAL OF WATER RESOURCES AND THE RURAL WATER
COMMISSION OF VICTORIA.”

(2) For sections 16 to 26A of the Principal Act there shall be substituted the following sections and headings:

* * * * *

20. (1) There shall be a Board of Management of the Rural Water Commission under the name Rural Water Commission Board.

(2) The Board shall give general directions as to the carrying out of the objectives and functions of the Rural Water Commission.

(3) The Board shall consist of—

* * * * *

(d) five others of whom—

(i) two shall be representatives of irrigation farmers appointed by the Governor in Council on the nomination of the Minister after consideration of panels of not less than three names and not more than five names submitted to the Minister by the body known as the Victorian Farmers and Graziers Association and such other bodies representing the interests of irrigation farmers as may be prescribed;

* * * * *

—(Hon. D. R. White)

Amendment proposed—That proposed section 20 (3) (d) (i) of the Principal Act be omitted with the view of inserting in place thereof:

“(i) three shall be persons elected in accordance with the regulations by persons whose names are included on the roll of irrigators compiled under this section;”.

—(Hon. W. R. Baxter)

Question—That the sub-paragraph proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 36

The Hon. M. J. Arnold
M. A. Birrell
P. D. Block
C. Bubb
G. A. S. Butler
B. A. Chamberlain
G. P. Connard
D. G. Crozier
J. L. Dixon
F. J. Granter
J. V. C. Guest
D. K. Hayward
D. E. Henshaw (Teller)
C. J. Hogg
W. V. Houghton
A. J. Hunt
J. H. Kennan

NOES, 3

The Hon. W. R. Baxter (Teller)
B. P. Dunn
D. M. Evans (Teller)

D. E. Kent
 J. E. Kirner
 R. I. Knowles
 W. A. Landeryou
 R. Lawson (*Teller*)
 R. J. Long
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 J. W. S. Radford
 N. B. Reid
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 Evan Walker
 H. R. Ward
 D. R. White

And so it was resolved in the affirmative—Amendment negatived.

No. 3—MAGISTRATES' COURTS (JURISDICTION) BILL—Clause 4.

At the end of section 18 of the Principal Act there shall be inserted the following section:

“18A. No justice other than a justice who is also a judge of the Supreme Court or of the County Court or is a coroner or a deputy coroner or a stipendiary magistrate shall be capable of acting as a justice in or in relation to the hearing and determination of any criminal matter (including any committal proceedings) other than in and in relation to an application for bail.”.

—(*Hon. J. H. Kennan*)

Question—That clause 4 stand part of the Bill—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 34

The Hon. M. J. Arnold
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 G. A. S. Butler
 G. P. Connard
 Joan Cocksedge
 J. L. Dixon
 F. J. Granter
 D. E. Henshaw
 C. J. Hogg (*Teller*)
 W. V. Houghton
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. I. Knowles
 W. A. Landeryou
 R. Lawson
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 J. W. S. Radford (*Teller*)

NOES, 3

The Hon. W. R. Baxter (*Teller*)
 B. P. Dunn
 D. M. Evans (*Teller*)

N. B. Reid
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 Evan Walker
 H. R. Ward
 D. R. White

And so it was resolved in the affirmative.

NO. 4—PLANNING (MESSAGE PARLOURS) BILL—Clause 4.

In section 49 of the *Town and Country Planning Act 1961*—

- (a) in sub-section (1) all words and expressions commencing with the words “and severally liable” and ending with the words “continues after conviction” shall be repealed; and
- (b) after sub-section (1) there shall be inserted the following sub-section:

* * * * *

—(Hon. Evan Walker)

Amendment proposed—That the expression “sub-section” (where second occurring) in paragraph (b) be omitted with the view of inserting in place thereof “sub-sections”.

—(Hon. B. A. Chamberlain)

Question—That the expression proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 17

The Hon. G. A. S. Butler
 Joan Coxsedge
 J. L. Dixon
 D. E. Henshaw
 C. J. Hogg
 C. J. Kennedy (*Teller*)
 D. E. Kent
 J. E. Kirner (*Teller*)
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

NOES, 19

The Hon. W. R. Baxter
 H. G. Baylor (*Teller*)
 M. A. Birrell
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 J. V. C. Guest
 W. V. Houghton
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 H. R. Ward (*Teller*)

And so it passed in the negative.

NO. 5—PLANNING (MESSAGE PARLOURS) BILL—Proposed new clause AA (*to follow clause 3*):

AA. After section 27 of the *Town and Country Planning Act 1961* there shall be inserted the following section:

“27A. (1) A responsible authority shall not grant a permit for the use of land for the purposes of the operation of a brothel—

- (a) to a person who within the preceding five years—
- (i) has been convicted of an offence under the *Drugs, Poisons and Controlled Substances Act 1981*; or
- (ii) has been convicted of an indictable offence under any other Act punishable by imprisonment for 12 months or more; or

(b) where the responsible authority knows or ought reasonably to know that the owner or occupier of the land has been convicted of any such offence—to any person.

(2) Where a person who—

(a) is the holder of a permit granted by a responsible authority for the use of land for the purposes of the operation of a brothel; or

(b) is or becomes the owner or occupier of land in respect of which such a permit is in force—

is or has been convicted of an offence under the *Drugs, Poisons and Controlled Substances Act* 1981 or of an indictable offence under any other Act punishable by imprisonment for 12 months or more, the permit is, upon that conviction or the person becoming the owner or occupier, revoked.”.

—(Hon. B. A. Chamberlain)

Question—That new clause AA be read a second time and added to the Bill—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 19

The Hon. W. R. Baxter
H. G. Baylor
M. A. Birrell (*Teller*)
P. D. Block (*Teller*)
C. Bubb
B. A. Chamberlain
G. P. Connard
D. G. Crozier
B. P. Dunn
D. M. Evans
F. J. Granter
J. V. C. Guest
W. V. Houghton
A. J. Hunt
R. I. Knowles
R. Lawson
R. J. Long
Haddon Storey
H. R. Ward

NOES, 17

The Hon. G. A. S. Butler
J. L. Dixon
D. E. Henshaw
C. J. Hogg
J. H. Kennan
C. J. Kennedy
D. E. Kent
J. E. Kirner
R. A. Mackenzie
L. A. McArthur (*Teller*)
B. W. Mier (*Teller*)
B. A. Murphy
B. T. Pullen
M. J. Sandon
G. A. Sgro
Evan Walker
D. R. White

And so it was resolved in the affirmative.

No. 6—PLANNING (MESSAGE PARLOURS) BILL—Proposed new clause BB (*to follow clause 5*):

BB. After section 49B of the *Town and Country Planning Act* 1961 there shall be inserted the following sections:

“49C. (1) A person who at any time has an interest in more than one permit granted by a responsible authority for the use of land for the purposes of the operation of a brothel shall be guilty of an offence.

Penalty: 100 penalty units.

(2) For the purposes of sub-section (1), a person has an interest in a permit if the permit was granted to that person or to an associate of that person, whether alone or jointly with another person.

(3) A reference in sub-section (2), to an associate of a person is a reference to—

(a) where the person is a corporation, a related corporation within the meaning of the *Companies (Victoria) Code*;

(b) a spouse;

(c) a partner of the person; or

- (d) a person who has entered into an arrangement, understanding or undertaking with the person whether formal or informal and whether express or implied in respect of the use, occupation, management or otherwise of any land or premises.

49D. A person who is—

- (a) the holder of a permit granted by a responsible authority for the use of land for the purposes of the operation of a brothel; or
- (b) the owner or occupier of land in respect of which such a permit is in force—

shall not authorize or permit a person under the age of 18 years to enter or remain in the brothel.

Penalty: 100 penalty units.

49E. A person who is—

- (a) the holder of a permit granted by a responsible authority for the use of land for the purposes of the operation of a brothel; or
- (b) the owner or occupier of land in respect of which such a permit is in force—

shall comply with the prescribed requirements relating to the health of persons employed in or resorting to the brothel.

49F. (1) On the affidavit of an officer of police showing—

- (a) reasonable grounds for suspecting that any house or place is used as a brothel and that there has or have not been issued, or is or are not in force, such permit or permits as are required under this Act to authorize the use of the premises as premises to which people of both sexes, or of either sex, resort for the purpose of prostitution; or
- (b) that offences have been committed in a house or place in which there is a brothel in respect of which a permit referred to in paragraph (a) is in force, being offences under the *Venereal Diseases Act 1958*, the *Drugs, Poisons and Controlled Substances Act 1981* or indictable offences under any other Act punishable by imprisonment for 12 months or more—

the Supreme Court may declare that house or place to be a proscribed brothel.

(2) A declaration under sub-section (1) is in force until rescinded.

(3) Notice in writing of any application for a declaration under this section shall at least seventy-two hours before the hearing of the application be served upon the owner or occupier of the house or place which is the subject of the application or be advertised in some newspaper generally circulating in the locality wherein the house or place is situated.

(4) Service of a notice under sub-section (3) may be effected by posting a prepaid letter addressed to “the owner” or “the occupier” without name or further description, and bearing such an address or description of the house or place as in the opinion of the court would insure the delivery of such letter at such house or place.

(5) A declaration under sub-section (1) may be rescinded by the Supreme Court subject to such terms, conditions, limitations and restrictions (including the giving of security to insure that the house or place will not again be used as a brothel unless there is or are in force such permits as are referred to in sub-section (1) (a) as the court thinks fit on application being made to the court—

- (a) by the owner, agent, mortgagee or occupier of a house or place the subject of the declaration on proof that the applicant has not at any time used or permitted the house or place to be used as a brothel or that there is or have been in force at the relevant time such permits as are referred to in sub-section (1) (a); or
- (b) by an officer of police on proof that the house or place is not used as a brothel or that there is or have been in force at the relevant time such permits as are referred to in sub-section (1) (a); or

- (c) by any person referred to in paragraph (a) or (b) on proof that offences of the kind referred to in sub-section (1) (b) were not committed—

as the case requires.

(6) Where an application is made under sub-section (5), notice in writing of intention to make the application shall at least seventy-two hours before the hearing of such application be served on a superintendent or inspector of police stationed within the police district in which such house or place is situated.

49G. (1) Notice of a declaration and of a rescision of a declaration under section 49F and the terms, conditions, limitations and restrictions of the rescision shall be published in the *Government Gazette*.

(2) In any proceedings under this Act, the production of a copy of the *Government Gazette* containing such notice shall be evidence that the declaration or rescision therein notified was duly made.

49H. (1) Upon a declaration being made under section 49F with respect to any house or place, an officer of police—

- (a) shall cause to be published on two days in a newspaper circulating in the neighborhood of the house or place a notice of the making of the declaration; and
- (b) shall cause notice of the making of the declaration to be served on the owner, agent, mortgagee or occupier of the house or place and where, in the opinion of such officer, personal service cannot be promptly effected, the notice may be served—
 - (i) by causing a copy to be affixed at or near to the entrance to the house or place; or
 - (ii) in the case of the owner or occupier, by posting a prepaid letter addressed to “the owner” or “the occupier” without name or further description and bearing such an address or description of the house or place as in the opinion of the court would insure the delivery of such letter at such house or place; and
- (c) shall cause a copy of the declaration to be posted up on such premises so as to be visible and legible to any persons entering the premises.

(2) In any proceedings under this Act the production of a copy of a newspaper containing any such notice shall be evidence that the notice was duly published in that newspaper on the date appearing thereon.

(3) Every person covering, removing, defacing or destroying a copy of a declaration so posted up on any premises shall be liable to a penalty of not more than 25 penalty units or to imprisonment for a term of not more than six months, but the fact that such copy has been covered, removed, defaced or destroyed or that any of the requirements of this section have not been duly complied with shall afford no answer to any proceedings under this Act.

49I. (1) If after publication, in pursuance of section 49H (1) (a), of notice of the making of a declaration with respect to a house or place and during the time that the declaration is in force any person is found in or on or entering or leaving that house or place, any member of the police force may without warrant arrest such person and take him before a justice.

(2) Such person, unless he proves that he was in or on or entering or leaving the house or place in ignorance of the making of such declaration or for some lawful purpose, shall be guilty of an offence and liable to a penalty of not more than 25 penalty units.

(3) The form of information for such offence may be in the form given in the Fourth Schedule or to a like effect.

49J. Every person who has been convicted of an indictable offence and who is at any time found in any house or place during the time that a declaration as aforesaid is in force with respect to that house or place, shall for every such offence be liable to a penalty of not less than 1 penalty unit nor more than 50 penalty units or to imprisonment for a term of not less than fourteen days nor more than twelve months.

49K. No business, trade, profession or calling whatsoever whether carried on or exercised pursuant to any licence, registration or authority under any Act of Parliament or otherwise shall be carried on, exercised or conducted by or on behalf of any person in any house or place with respect to which any such declaration is in force.

49L. If after service on an owner in pursuance of this Act of notice of the making of a declaration with respect to a house or place that the house or place is a proscribed brothel and during the time that the declaration is in force the house or place is used as a brothel such owner shall, unless he proves that he has taken all reasonable steps to evict the occupier therefrom, be guilty of an offence and liable to a penalty of not more than 25 penalty units.

49M. If after service on an occupier in pursuance of this Act of notice of the making of a declaration with respect to a house or place that the house or place is a proscribed brothel and during the time that such declaration is in force the house or place is used as a brothel such occupier shall, unless he proves that he has taken reasonable steps to prevent such use, be guilty of an offence and liable to a penalty of not more than 25 penalty units.

49N. While any declaration under this Act is in force with respect to any house or place any member of the police force may at any time do all or any of the under-mentioned things—

- (a) enter that house or place;
- (b) pass through, from, over and along any other land or building for the purpose of entering in pursuance of paragraph (a);
- (c) for any of the purposes aforesaid break open doors, windows and partitions and do such other acts as may be necessary; and
- (d) arrest and bring before a justice all persons found in or on or entering or leaving that house or place without lawful excuse.

49O. The power to make Rules conferred by the *Supreme Court Act 1958* on the Supreme Court or the Judges thereof include power to make Rules to enforce and carry out the provisions of this Act.

—(Hon. B. A. Chamberlain)

Question—That new clause BB be read a second time and added to the Bill—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 20

The Hon. W. R. Baxter
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb (*Teller*)
 B. A. Chamberlain
 G. P. Connard (*Teller*)
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 Haddon Storey
 H. R. Ward

NOES, 18

The Hon. M. J. Arnold
 G. A. S. Butler
 J. L. Dixon
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy (*Teller*)
 B. T. Pullen (*Teller*)
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

Thursday, 3 May

NO. 7—MOTOR CAR (AMENDMENT) BILL—Clause 7.

Section 80D (1) of the Principal Act is amended as follows:

- (a) For the words “the question as to the percentage of alcohol” there shall be substituted the words “the question as to the presence or the percentage of alcohol”; and
- (b) In paragraph (c) after the expression “section 80B” there shall be inserted the expression “section 81AA”.

—(*Hon. R. A. Mackenzie*)

Amendment proposed—That the word “In” be inserted before “Section 80D (1)”.

—(*Hon. D. M. Evans*)

Question—That the word proposed to be inserted be so inserted—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 3

The Hon. W. R. Baxter (*Teller*)
B. P. Dunn
D. M. Evans (*Teller*)

NOES, 31

The Hon. H. G. Baylor
M. A. Birrell
P. D. Block
G. A. S. Butler
G. P. Connard
D. G. Crozier (*Teller*)
F. J. Granter
J. V. C. Guest
D. E. Henshaw
C. J. Hogg
W. V. Houghton
A. J. Hunt
J. H. Kennan
C. J. Kennedy
D. E. Kent
J. E. Kirner
R. I. Knowles
W. A. Landeryou
R. Lawson
R. J. Long
R. A. Mackenzie
L. A. McArthur
B. A. Murphy
B. T. Pullen
J. W. S. Radford
N. B. Reid
M. J. Sandon (*Teller*)
G. A. Sgro
Haddon Storey
Evan Walker
D. R. White

And so it passed in the negative.

LEGISLATIVE COUNCIL OF VICTORIA
WEEKLY REPORT OF DIVISIONS IN
COMMITTEE OF THE WHOLE COUNCIL

No. 25

Wednesday, 5 September 1984

No. 1—LIQUOR CONTROL (BOOTH LICENCES) BILL—New clause AA.

Motion made and question put—That it be a suggestion to the Assembly that they insert the following new clause to follow clause 4, viz:

“AA. Section 27 of the Principal Act as amended by section 4 of this Act shall continue in force until 15 October 1984 and no longer, and after that date section 27 of the Principal Act shall have effect as if section 4 had not been enacted.”.

—(*Hon. W. R. Baxter*)

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 3

The Hon. W. R. Baxter (*Teller*)
B. P. Dunn
D. M. Evans (*Teller*)

NOES, 31

The Hon. M. J. Arnold
H. G. Baylor
M. A. Birrell
P. D. Block
C. Bubb (*Teller*)
G. P. Connard
D. G. Crozier
J. L. Dixon
J. V. C. Guest
D. K. Hayward
D. E. Henshaw (*Teller*)
C. J. Hogg
A. J. Hunt
J. H. Kennan
C. J. Kennedy
D. E. Kent
J. E. Kirner
R. I. Knowles
R. Lawson
R. J. Long
L. A. McArthur
B. W. Mier
B. A. Murphy
B. T. Pullen
N. B. Reid
M. J. Sandon
G. A. Sgro

Haddon Storey
Evan Walker
H. R. Ward
D. R. White

And so it passed in the negative.

LEGISLATIVE COUNCIL OF VICTORIA
WEEKLY REPORT OF DIVISIONS IN
COMMITTEE OF THE WHOLE COUNCIL

No. 26

Tuesday, 2 October 1984

NO. 1—PENALTIES AND SENTENCES (AMENDMENT) BILL (NO. 2)—Clause 4.

(1) After Part I. of the Principal Act there shall be inserted the following Part:

'PART IA.—PROVISIONS RELEVANT TO SENTENCING'

* * * * *

"13E. (1) Where a court determines to impose a monetary penalty on an offender in respect of an offence, the court, in determining the amount of the monetary penalty, shall take into consideration among other things the financial circumstances of the offender.

(2) For the purpose of ascertaining the financial circumstances of an offender the court may—

(a) where—

(i) the offender is present before the court on the hearing of the charge; and

(ii) the offender consents—

orally examine the offender whether on oath or otherwise as to the following matters:

(iii) The amount and source of the income of the offender;

(iv) The property and assets of the offender;

(v) The cash that is readily available to the offender or can be made available to the offender;

(vi) The debts, liabilities and other financial obligations of the offender;

(vii) Any other matter related to the general financial circumstances of the offender; and

(viii) Any prescribed matter;

(b) where the offender is represented by counsel or a solicitor, grant leave to that legal representative to give a statement of the financial circumstances of the offender; or

(c) take and receive other evidence (whether oral or written and whether on oath or otherwise) of the financial circumstances of the offender.

(3) A court is not prevented from imposing a monetary penalty on an offender in respect of an offence by reason only that the court has been unable to or has failed to do any or all of the things referred to in sub-section (2)."

* * * * *

—(Hon. J. H. Kennan)

Amendment proposed—That proposed section 13E of the Principal Act be omitted.

—(Hon. W. R. Baxter)

Question—That the words and expressions proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 23

The Hon. M. J. Arnold (*Teller*)
 M. A. Birrell (*Teller*)
 P. D. Block
 G. P. Connard
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward
 D. E. Henshaw
 C. J. Hogg
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 R. Lawson
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 H. R. Ward
 D. R. White

NOES, 3

The Hon. W. R. Baxter (*Teller*)
 B. P. Dunn
 D. M. Evans (*Teller*)

And so it was resolved in the affirmative—Amendment negated.

Wednesday, 3 October

NO. 2—DAIRY INDUSTRY BILL—Clause 9.

(1) The Authority shall consist of 10 members appointed by the Governor in Council on the nomination of the Minister of whom—

* * * * *

(b) I shall be a person who is representative of persons who conduct any business which is engaged in the manufacture or processing of dairy produce;

* * * * *

—(*Hon. D. E. Kent*)

Amendment proposed—That the word “processing” in sub-clause 1 (b) be omitted with the view of inserting in place thereof “transport”.

—(*Hon. B. P. Dunn*)

Question—That the word proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 20

The Hon. M. J. Arnold
 M. A. Birrell
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 D. E. Henshaw
 C. J. Hogg
 A. J. Hunt
 J. H. Kennan

NOES, 3

The Hon. W. R. Baxter (*Teller*)
 B. P. Dunn
 D. M. Evans (*Teller*)

C. J. Kennedy (*Teller*)
 D. E. Kent
 R. Lawson
 R. J. Long (*Teller*)
 R. A. Mackenzie
 L. A. McArthur
 B. T. Pullen
 N. B. Reid
 Evan Walker
 H. R. Ward
 D. R. White

And so it was resolved in the affirmative—Amendment negatived.

No. 3—DAIRY INDUSTRY BILL—Clause 13.

(1) The Governor in Council shall appoint—

- (a) one member to be the Chairman; and
 (b) another member to be the Deputy Chairman.

* * * * *

—(*Hon. D. E. Kent*)

Amendment proposed—That the words “being a full-time member” be inserted after “member” in sub-clause (1) (b).

—(*Hon. B. P. Dunn*)

Question—That the words proposed to be inserted be so inserted—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 17

The Hon. W. R. Baxter
 M. A. Birrell
 C. Bubb
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 J. V. C. Guest
 D. K. Hayward (*Teller*)
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford (*Teller*)
 N. B. Reid
 Haddon Storey
 H. R. Ward

NOES, 12

The Hon. M. J. Arnold
 D. E. Henshaw
 C. J. Hogg (*Teller*)
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier (*Teller*)
 B. T. Pullen
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

Thursday, 4 October

No. 4—CONSUMER AFFAIRS (ITEM PRICING) BILL—Clause 1.

(1) This Act may be cited as the *Consumer Affairs (Item Pricing) Act 1983*.

* * * * *

—(*Hon. J. H. Kennan*)

Amendment proposed—That the expression “(Item Pricing)” in sub-clause (1) be omitted with the view of inserting in place thereof “(Electronic Pricing)”.

—(*Hon. A. J. Hunt*)

Question—That the expression proposed to be omitted stand part of the clause—put.
Committee divided—The Hon. D. M. Evans in the Chair.

AYES, 14

The Hon. M. J. Arnold
D. E. Henshaw
C. J. Hogg
J. H. Kennan
C. J. Kennedy (*Teller*)
D. E. Kent
R. A. Mackenzie
L. A. McArthur
B. W. Mier (*Teller*)
B. T. Pullen
M. J. Sandon
G. A. Sgro
Evan Walker
D. R. White

NOES, 16

The Hon. W. R. Baxter
M. A. Birrell
C. Bubb (*Teller*)
B. A. Chamberlain
G. P. Connard
D. G. Crozier
B. P. Dunn
J. V. C. Guest
D. K. Hayward
A. J. Hunt
R. I. Knowles
R. Lawson (*Teller*)
R. J. Long
J. W. S. Radford
N. B. Reid
Haddon Storey

And so it passed in the negative.

NO. 5—CONSUMER AFFAIRS (ITEM PRICING) BILL—Clause 3.

After section 13A of the Principal Act there shall be inserted the following Division:

Division 2AA—Item Pricing

*13AB. (1) In this Division unless inconsistent with the context or subject-matter—

* * * * *

“**Small grocery store**” means a grocery store—

- (a) of which there are no more than four storekeepers;
- (b) where—
 - (i) if there is only one storekeeper of the store—he is a natural person who is;
 - (ii) if there are two storekeepers of the store—at least one of them is a natural person, who is; or
 - (iii) if there are more than two storekeepers of the store—at least two of them are natural persons who are—
 - actively conducting or actively assisting in the conduct of the store; and
- (c) the number of natural persons actively engaged in the conduct of the store, as employees or otherwise, and including any storekeeper of the store so engaged, does not at any time exceed five;
- (d) no storekeeper of the store is a person acting as the employee or agent of another person in the conduct of the business of the store; and
- (e) no direct or indirect interest in the business of the store is held by—
 - (i) a corporation that is engaged in the business of another grocery store;
 - (ii) a director of a corporation that is engaged in the business of another grocery store;
 - (iii) a corporation that by virtue of section 7 (5) of the *Companies (Victoria) Code 1981* is deemed to be related to a corporation referred to in sub-paragraph (i) or is deemed to be related to a corporation a director of which is engaged in the business of another grocery store.

“**Storekeeper**”, in relation to a store, means a person who owns the business (or a part of the business) of the store and is entitled to the profits of the store.

“Supplier” means—

(a) a storekeeper of a store; or

(b) a person who manages a store—

but does not include a person who is an employee of a storekeeper and who does not manage a store.

* * * * *

13AD. This Division applies to every store unless it is—

(a) a small grocery store; or

(b) prescribed, or of a class or description of grocery stores which is prescribed, to be exempt from the operation of this Division.

13AE. (1) A supplier shall not exhibit or expose for sale in a self-service form at a grocery store to which this Division applies an item of goods which does not have its price marked on it unless the price of the item is conspicuously displayed—

(a) in such a way as to identify the price with the goods concerned; and

(b) in the prescribed manner—

on or adjacent to the shelf, stand or other fitting in or on which the goods are exhibited or exposed for sale.

Penalty: \$5000.

(2) It is a defence to a prosecution of a person for an offence under sub-section (1) if the person proves that he took every reasonable measure to ensure that he complied with that sub-section.

13AF. (1) A supplier who exhibits or exposes an item of goods for sale by a self service form at a grocery store to which this Division applies, shall not sell the item at a price greater than the lowest price of any price which is marked on the item or which is displayed in such a way as to identify it with the item.

Penalty: \$5000.

(2) It is a defence to a prosecution of a person for an offence under sub-section (1) if the person proves that he took every reasonable measure to ensure that he complied with that sub-section.

* * * * *

—(Hon. J. H. Kennan)

Amendment proposed—That the interpretations of “Small grocery store”, “Storekeeper” and “Supplier” be omitted with the view of inserting in place thereof:

“Shelf label”, in relation to an item of goods, means a label which describes the item and its price and which is attached or adjacent to the fixture in which the item is displayed.’

—(Hon. A. J. Hunt)

Question—That the amendment be agreed to—put.

Committee divided—The Hon. D. M. Evans in the Chair.

AYES, 16

The Hon. W. R. Baxter
M. A. Birrell (*Teller*)
C. Bubb
B. A. Chamberlain (*Teller*)
G. P. Connard
D. G. Crozier
B. P. Dunn
J. V. C. Guest
D. K. Hayward
A. J. Hunt
R. I. Knowles

NOES, 14

The Hon. M. J. Arnold (*Teller*)
D. E. Henshaw (*Teller*)
C. J. Hogg
J. H. Kennan
C. J. Kennedy
D. E. Kent
R. A. Mackenzie
L. A. McArthur
B. W. Mier
B. T. Pullen
M. J. Sandon

R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey

G. A. Sgro
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

NO. 6—CONSUMER AFFAIRS (ITEM PRICING) BILL—Clause 3.

[For relevant text see Division No. 5]

Amendment proposed—That proposed sections 13AD, 13AE and 13AF of the Principal Act be omitted with the view of inserting in place thereof:

‘13AD. (1) A person who operates a grocery store which on the commencement of operation of this section does not have an electronic scanner checkout system shall not instal such a system in that store unless—

- (a) at least one month before the installation he notifies the public in the prescribed manner of the proposed installation;
- (b) after the system is installed he takes action to provide information to customers on how the system operates and provides information concerning the system in response to any reasonable request; and
- (c) he takes action to ensure that his employees are able to answer reasonable questions concerning the system, and instructs them to answer such questions.

Penalty: \$1000.

(2) The information referred to in sub-section (1) (b) shall be provided by means of leaflets, pamphlets or brochures expressed in simple English and any other language appropriate to the location of the store, and shall contain the name and location in the store of a person who consumers may consult if they wish to query any aspect of the system.

13AE. (1) A shelf label shall—

- (a) describe—
 - (i) in characters no less than ten millimetres in height, the price; and
 - (ii) in characters no less than five millimetres in height, the brand or type and where applicable the size or measurement—
 of each of the items to which it refers;
- (b) be legible;
- (c) where the items to which it refers are on a shelf, be centrally aligned immediately above or below the items;
- (d) where the items to which it refers are in a well or coffin freezer cabinet, be aligned immediately behind those items;
- (e) where the items to which it refers are exhibited in a manner other than one described in paragraph (c) or (d), be adjacent to those items;
- (f) use abbreviations only where they are necessary to provide the information required by this section;
- (g) be firmly fixed so that it is not easily moved from its place;
- (h) use only standard abbreviations of units of measurement; and
- (i) display the description required in paragraph (a) more prominently than it displays any other information.

(2) A shelf label which refers to an item of goods exhibited or exposed for sale on a shelf shall be placed—

- (a) where the majority of shelf labels in the store are placed above the items to which they refer—above it; and
- (b) where the majority of shelf labels in the store are placed below the items to which they refer—below it.

(3) A computer-printed shelf label which has a price printed in space characters or symbols or which has a printed background and shows the price against it in white does not comply with this section.

13AF. (1) A person who operates a grocery store shall not sell an item through an electronic scanner checkout system unless—

- (a) the system complies with section 13AG;
- (b) the system has a register display which complies with section 13AH;
- (c) before the customer leaves the checkout point, he is given a receipt on which the item is recorded;
- (d) the receipt complies with section 13AI.

(2) It is a defence to a prosecution of a person for an offence under sub-section (1) if the person proves that he took every reasonable measure to ensure that he complied with that sub-section.

13AG. An electronic scanner checkout system complies with that section if—

- (a) when the Australian Product Number Symbol on the item sold is read, the system emits a sound that is audible to a customer located at the normal observation position at the checkout point; and
- (b) the checkout point is constructed in such a way as to allow the customer to observe the entire scan and recognition process when the customer is in the position provided at the checkout point.

13AH. A register display shall—

- (a) be located where it can be easily read by the customer from the place provided at the checkout point and where its legibility is not reduced by glare from sunlight or artificial illumination;
- (b) display characters which are not smaller than 10 millimetres in height;
- (c) display—
 - (i) a description of the item sold through the checkout; and
 - (ii) the price of the item; and
- (d) have a field size of at least twelve characters to describe the item sold.

13AI. A receipt complies with this section if, in respect of each item sold through the checkout system to the customer it—

- (a) describes the item in compliance with section 13AJ;
- (b) displays the price of the item;
- (c) complies, for items sold by mass and weighted on interfaced scales attached to a register, with the requirements of the National Standards Commission; and
- (d) displays characters which are at least 2.5 millimetres high.

13AJ. A description of an item on a receipt shall—

- (a) describe the item by the name most commonly used by consumers;
- (b) where the field size of space on the receipt for an item allows additional information to be included, give preference to the unit of size or measurement, whichever is appropriate;
- (c) use only standard abbreviations of units of measurement;
- (d) use only those abbreviations of product names which describe the product so that it can be identified by the customer; and
- (e) have a field size at least eleven characters in length.

13AK. (1) Subject to section 13AL and 13AM a person who operates a grocery store with an electronic scanner checkout system shall not increase the price of an item on the item price file unless—

- (a) the increase is made outside trading hours;
- (b) the person in the store whose responsibility it is to effect price changes verifies and records that shelf labels or item price marks showing the new price have been put in place in accordance with this Division;
- (c) the name of the person referred to in paragraph (b) is recorded; and
- (d) the time and date of the price change is recorded.

Penalty: \$500.

(2) It is a defence to a prosecution of a person for an offence under sub-section (1) if the person proves that he took every reasonable precaution to ensure that he complied with that sub-section.

13AL. Where the price recorded for an item on the item price file of a grocery store is a lower amount than that intended by the person who operates the grocery store, the person may—

- (a) remove the item from sale; or
- (b) after—
 - (i) making a public announcement identifying the item and its intended price, which announcement is reasonably audible in all parts of the store where customers may be;
 - (ii) designating at least one person to ensure that the intended price is marked on the item and designating at least one person to ensure that the intended price is displayed on the shelf label and allowing time for those persons to carry out those tasks—

sell the item at the intended price and raise the price in the item price file inside trading hours but otherwise in accordance with section 13AK.

13AM. A person who operates a grocery store which trades for twenty-four hours a day with an electronic scanner checkout system may increase the price of an item on the item price file if—

- (a) the time at which the price increase is to be effected is publicised to customers within the store at least two hours in advance of the price increase;
- (b) the price increase is effected in accordance with section 13AK (1) (b).

13AN. (1) A person who operates a grocery store with an electronic scanner checkout system shall not charge a customer more for an item than the price marked on the item or shown on a shelf label, register display or receipt which refers to the item.

Penalty: \$1000.

(2) It is a defence to a prosecution of a person for an offence under sub-section (1) that the person complied with the provisions of this Division when the price of the item was last changed and took all reasonable precautions to ensure that the price marked or shown and the price charged were the same.

13AO. (1) A person who operates a grocery store with an electronic scanner checkout system shall ensure that a record of price changes is kept for each day and retained for a minimum of six months and that any record required to be made by section 13AK or 13AM is retained for six months and shall make such records available to the Director at his request.

(2) The daily record kept pursuant to sub-section (1) shall include—

- (a) a record of the price changes effected on the day;
- (b) the date and times of the changes; and
- (c) a record of any change to the system which could affect the reliability of the record.

13AP. A person who operates a grocery store with an electronic scanner checkout system shall appoint a person or persons to be responsible for customer complaints in connexion with the system and shall ensure that the appointee is available whenever the store is open for business.'

—(*Hon. A. J. Hunt*)

Question—That the words and expressions proposed to be omitted stand part of the clause—
put.

Committee divided—The Hon. D. M. Evans in the Chair.

AYES, 14

The Hon. M. J. Arnold
D. E. Henshaw
C. J. Hogg (*Teller*)
J. H. Kennan
C. J. Kennedy
W. A. Landeryou
R. A. Mackenzie
L. A. McArthur (*Teller*)
B. W. Mier
B. T. Pullen
M. J. Sandon
G. A. Sgro
Evan Walker
D. R. White

NOES, 15

The Hon. W. R. Baxter
M. A. Birrell
C. Bubb
B. A. Chamberlain
G. P. Connard
B. P. Dunn
D. K. Hayward
A. J. Hunt
R. I. Knowles (*Teller*)
R. Lawson
R. J. Long
J. W. S. Radford (*Teller*)
N. B. Reid
Haddon Storey
H. R. Ward

And so it passed in the negative.

LEGISLATIVE COUNCIL OF VICTORIA
WEEKLY REPORT OF DIVISIONS IN
COMMITTEE OF THE WHOLE COUNCIL

No. 27

Wednesday, 10 October 1984

No. 1—ADOPTION BILL—Clause 11.

* * * * *

(5) Subject to this section, where the Court is satisfied that special circumstances exist in relation to a child which make it desirable so to do, the Court may make an adoption order in favour of a man and woman who are living together as husband and wife on a *bona fide* domestic basis although not married to each other and who have been so living together for not less than two years.

* * * * *

—(Hon. J. H. Kennan)

Amendment proposed—That sub-clause (5) be omitted.

—(Hon. B. A. Chamberlain)

Question—That the sub-clause proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 16

The Hon. M. J. Arnold
 Joan Coxsedg (*Teller*)
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner (*Teller*)
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

NOES, 18

The Hon. W. R. Baxter
 H. G. Baylor (*Teller*)
 M. A. Birrell
 C. Bubb
 B. A. Chamberlain (*Teller*)
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 D. K. Hayward
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward

And so it passed in the negative.

No. 2—ADOPTION BILL—Clause 93.

An adopted person who has attained the age of eighteen years may make application to a relevant authority for information about the adopted person that is contained in records relating to the adoption of the person that are in the possession or under control of the relevant authority or, where the application is made to the Director-General, that are in the

possession of the Director-General, an agency, another body or another person whether or not a natural parent or a relative of an adopted person may be identified from that information.

—(Hon. J. H. Kennan)

Amendment proposed—That the words “whether or not a natural parent or a relative of an adopted person may be identified from that information” be omitted.

—(Hon. D. M. Evans)

Question—That the words proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 26

The Hon. M. J. Arnold
 H. G. Baylor
 M. A. Birrell
 P. D. Block (*Teller*)
 B. A. Chamberlain
 G. P. Connard
 Joan Cocksedge
 F. J. Granter
 D. E. Henshaw
 C. J. Hogg
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. Lawson
 R. A. Mackenzie
 L. A. McArthur (*Teller*)
 B. T. Pullen
 N. B. Reid
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 Evan Walker
 H. R. Ward
 D. R. White

NOES, 3

The Hon. W. R. Baxter (*Teller*)
 B. P. Dunn
 D. M. Evans (*Teller*)

And so it was resolved in the affirmative—Amendment negatived.

LEGISLATIVE COUNCIL OF VICTORIA
WEEKLY REPORT OF DIVISIONS IN
COMMITTEE OF THE WHOLE COUNCIL

No. 28

Tuesday, 23 October 1984

No. 1—INFERTILITY (MEDICAL PROCEDURES) BILL (No. 2)—Clause 3.

(1) In this Act unless the contrary intention appears—

* * * * *

(2) A reference in this Act to a married woman includes a reference to a woman who is living with a man as his wife on a *bona fide* domestic basis although not married to him.

(3) A reference, however expressed, in this Act to the spouse, husband or wife of a person—

- (a) is, in the case where the person is living with another person of the opposite sex as his or her spouse on a *bona fide* domestic basis although not married to the other person, a reference to that other person; and
- (b) does not, in that case, include a reference to the spouse (if any) to whom the person is actually married.

—(Hon. J. H. Kennan)

Amendment proposed—That the expression “(1)” in sub-clause (1) be omitted.

—(Hon. Haddon Storey)

[The Chairman decided to test a further amendment (circulated by the Hon. Haddon Storey) on the question That the expression proposed to be omitted stand part of the clause, the further amendment being dependent upon that question being negatived.]

The further amendment tested by the Chairman was as follows:

Clause 3, omit sub-clauses (2) and (3).

Question—That the expression proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 16

The Hon. M. J. Arnold
 Joan Cocksedge
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. T. Pullen (*Teller*)
 M. J. Sandon (*Teller*)
 G. A. Sgro

NOES, 19

The Hon. W. R. Baxter
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 D. G. Crozier (*Teller*)
 B. P. Dunn
 D. M. Evans
 F. J. Granter (*Teller*)
 J. V. C. Guest
 D. K. Hayward
 A. J. Hunt
 R. Lawson

Evan Walker
D. R. White

R. J. Long
J. W. S. Radford
N. B. Reid
Haddon Storey
H. R. Ward

And so it passed in the negative.

NO. 2—INFERTILITY (MEDICAL PROCEDURES) BILL (NO. 2)—Proposed new clause A (*to follow clause 5*).

(1) A person shall not carry out an experimental procedure.

Penalty: 75 penalty units or imprisonment for three years.

(2) In this section, “experimental procedure” means a procedure that involves carrying out research on embryos but does not include a procedure carried out solely for the purpose of examination of an embryo in connexion with a relevant procedure, being an examination that is in the interests of the woman in relation to whom the relevant procedure is to be carried out, her husband or a child born as a result of the carrying out of the procedure.

—(*Hon. B. P. Dunn*)

Question—That proposed new clause A be now read a second time and added to the Bill—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 4

The Hon. W. R. Baxter
B. A. Chamberlain (*Teller*)
B. P. Dunn
D. M. Evans (*Teller*)

NOES, 32

The Hon. M. J. Arnold
H. G. Baylor
M. A. Birrell
P. D. Block
G. P. Connard
Joan Cocksedge
J. L. Dixon (*Teller*)
F. J. Granter
J. V. C. Guest
D. K. Hayward
D. E. Henshaw
C. J. Hogg
A. J. Hunt
J. H. Kennan
C. J. Kennedy
D. E. Kent
J. E. Kirner
R. Lawson
R. J. Long
R. A. Mackenzie
L. A. McArthur
B. W. Mier
B. A. Murphy (*Teller*)
B. T. Pullen
J. W. S. Radford
N. B. Reid
M. J. Sandon
G. A. Sgro
Haddon Storey
Evan Walker
H. R. Ward
D. R. White

And so it passed in the negative.

NO. 3—INFERTILITY (MEDICAL PROCEDURES) BILL (NO. 2)—Proposed new clauses B and C (*to follow clause 17*).

B. Where ova are removed from the body of a woman for the purposes of a relevant procedure, a person shall not cause or permit a number of those ova to be fertilized outside

the body of that woman that is greater than the number of ova that are to be implanted in the womb of that woman or another woman in that relevant procedure.

C. (1) A person shall not carry out a procedure that involves freezing an embryo.

Penalty: 75 penalty units or imprisonment for three years.

(2) Sub-section (1) does not apply to a procedure that involves freezing an embryo if that procedure is carried out for the purposes of enabling the embryo to be implanted in the body of a woman at a later time where, for medical reasons, the woman cannot receive the implantation immediately.

—(Hon. B. P. Dunn)

Question—That proposed new clauses B and C be now read a second time and added to the Bill—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 3

The Hon. W. R. Baxter (*Teller*)
B. P. Dunn
D. M. Evans (*Teller*)

NOES, 32

The Hon. M. J. Arnold
H. G. Baylor
M. A. Birrell
P. D. Block
B. A. Chamberlain
G. P. Connard
Joan Cocksedge
J. L. Dixon
F. J. Granter
J. V. C. Guest
D. K. Hayward
D. E. Henshaw
C. J. Hogg
A. J. Hunt
J. H. Kennan
C. J. Kennedy
D. E. Kent
J. E. Kirner
R. Lawson
R. J. Long
R. A. Mackenzie
L. A. McArthur
B. W. Mier
B. A. Murphy
B. T. Pullen
N. B. Reid (*Teller*)
M. J. Sandon
G. A. Sgro (*Teller*)
Haddon Storey
Evan Walker
H. R. Ward
D. R. White

And so it passed in the negative.

Thursday, 25 October

No. 4—THE CONSTITUTION ACT AMENDMENT (ELECTORAL LEGISLATION) BILL—Clause 4.

In section 44 of the *Constitution Act* 1975 after the word "Assembly" (where first occurring) there shall be inserted the words "and who resides in Victoria".

—(Hon. R. A. Mackenzie)

Question—That clause 4 stand part of the Bill—put.

Committee divided—The Hon. B. A. Chamberlain in the Chair.

- (c) set out the name and address of the person who is to be the registered officer of the party for the purposes of this Act;
- (d) set out the name and address of the applicant or the names and addresses of the applicants and particulars of the capacity in which the applicant or each applicant makes the application;
- (e) state whether or not the party has, or operates under, a constitution (however described); and
- (f) be accompanied by a copy of the constitution (if any) to which paragraph (e) applies.

(3) Upon receipt of an application for the registration of a political party, the Chief Electoral Officer shall deal with the application in accordance with this Division and determine whether the party can be registered.

148E. During the period commencing on the day of the issue of the writ for an election for the Council or the Assembly and ending on the day on which the writ is returned, no action shall be taken in relation to any application for the registration of a political party, including any action by the Supreme Court in respect of a decision of the Chief Electoral Officer that relates to such an application.

148F. If, during the period of two months commencing on the commencement of section 38 of *The Constitution Act Amendment (Electoral Legislation) Act 1984*, an application is made for the registration of an eligible political party that is not a Parliamentary party, the application shall not be considered until after the expiration of that period.

148G. The Chief Electoral Officer shall refuse an application for the registration of a political party if, in the opinion of the Chief Electoral Officer, the name of the party or the abbreviation of its name that it wishes to be able to use for the purposes of this Act (if any)—

- (a) comprises more than six words;
- (b) is obscene;
- (c) is the name, or is an abbreviation or acronym of the name, of another political party (not being a political party that is related to the party to which the application relates) that is a Parliamentary party or a registered political party;
- (d) so nearly resembles the name, or an abbreviation or acronym of the name, of another political party (not being a political party that is related to the party to which the application relates) that is a Parliamentary party or a registered political party that is likely to be confused with or mistaken for that name or that abbreviation or acronym, as the case may be; or
- (e) comprises the words “Independent Party” or comprises or contains the word “Independent” and—
 - (i) the name, or an abbreviation or acronym of the name, of a Parliamentary party or a registered political party; or
 - (ii) matter that so nearly resembles the name, or an abbreviation or acronym of the name, of a Parliamentary party or a registered political party that the matter is likely to be confused with or mistaken for that name or that abbreviation or acronym, as the case may be.

148H. The Chief Electoral Officer may register an eligible political party notwithstanding that a political party that is related to it has been registered.

148J. (1) Where, after initial consideration of an application for the registration of a political party, the Chief Electoral Officer is of the opinion that the Chief Electoral Officer is required to refuse the application but that the applicant or applicants might be prepared to vary the application in such a way that the Chief Electoral Officer would not be so required, the Chief Electoral Officer shall give the applicant or applicants written notice of that opinion, setting out the reasons for that opinion and the terms of the provisions of sub-sections (2) and (3).

(2) Where notice is given under sub-section (1) in relation to an application, the Chief Electoral Officer is not required to give further consideration to the application unless and until a request is lodged with the Chief Electoral Officer under sub-section (3).

(3) Where notice is given under sub-section (1) in relation to an application for the registration of a political party, the applicant or applicants may lodge with the Chief Electoral Officer a written request, signed by the applicant or applicants, to—

- (a) vary the application in a manner specified in the request; or
- (b) proceed with the application in the form in which it was lodged—

and the Chief Electoral Officer shall comply with the request.

148K. (1) Where an application for registration is lodged with the Chief Electoral Officer, the Chief Electoral Officer shall—

- (a) unless paragraph (b) applies—as soon as practicable after the application is lodged; or
- (b) where the Chief Electoral Officer gives a notice under section 148J (1)—as soon as practicable after the receipt of a request under section 148J (3) in respect of the application—

publish in the *Government Gazette* and in a newspaper circulating generally in Victoria a notice of the application.

(2) A notice under sub-section (1) in relation to an application shall—

- (a) set out the the particulars specified in the application in accordance with section 148D (2); and
- (b) invite any persons who believe that the application—
 - (i) does not relate to an eligible political party;
 - (ii) is not in accordance with section 148D;
 - (iii) should not be considered by reason of section 148F; or
 - (iv) should be refused under section 148G—

to submit written particulars of the grounds for that belief to the Chief Electoral Officer within one month after the date of the publication of the notice in the *Government Gazette*.

(3) Particulars submitted by a person under sub-section (2) shall be signed by, and specify an address of, that person.

(4) The Chief Electoral Officer shall not register a political party unless the Chief Electoral Officer has complied with sub-section (1) and considered any particulars submitted in response to the invitation referred to in sub-section (2) (b).

148L. (1) Where the Chief Electoral Officer determines that a political party an application for the registration of which has been made should be registered, the Chief Electoral Officer shall—

- (a) register the party by entering in the Register of Political Parties—
 - (i) the name of the party;
 - (ii) if an abbreviation of the name of the party was set out in the application—that abbreviation; and
 - (iii) the name and address of the person who has been nominated as the registered officer of the party for the purposes of this Act;
- (b) give written notice to the applicant or applicants that the Chief Electoral Officer has registered the party;
- (c) if any person or persons submitted particulars in response to the invitation referred to in section 148K (2) (b) in relation to the application—give written notice to that person or those persons that the Chief Electoral Officer has registered the party, setting out in the notice to each person the reasons for rejecting the reasons particulars of which were so submitted by the person; and

(d) publish in the *Government Gazette* notice of the registration of the party.

(2) Where the Chief Electoral Officer determines that an application for the registration of a political party should be refused, the Chief Electoral Officer shall give the applicant or applicants written notice that the application has been refused, setting out the reasons for the refusal.

148M. (1) Where a political party is registered under this Division, an application may be made to the Chief Electoral Officer by—

(a) in the case of a Parliamentary party—a person or persons who, if the party were not registered, would be entitled under section 148D (1) to make an application for the registration of the party; or

(b) in the case of a political party other than a Parliamentary party—three members of the party—

to change the Register of Political Parties by—

(c) changing the name of the party to a name specified in the application;

(d) if an abbreviation of the name of the party is entered in the Register—changing that abbreviation to an abbreviation specified in the application;

(e) if an abbreviation of the name of the party is not entered in the Register—entering in the Register an abbreviation of the name of the party, being an abbreviation specified in the application;

(f) substituting for the name of the registered officer entered in the Register the name of a person specified in the application; or

(g) substituting for the address of the registered officer of the party that is entered in the Register another address specified in the application.

(2) An application under sub-section (1)—

(a) shall be in writing, signed by the applicant or applicants;

(b) in the case of an application to substitute the name of a person as the name of the registered officer of a political party, may be signed by the registered officer; and

(c) shall set out the name and address of the applicant or the names and addresses of the applicants and particulars of the capacity in which the applicant or each applicant makes the application.

(3) Upon receipt of an application under sub-section (1), the Chief Electoral Officer shall deal with the application in accordance with this Division and determine whether the change requested in the application should be made.

(4) In respect of an application under sub-section (1) for a change referred to in paragraph (c), (d) or (e) of that sub-section, sections 148E, 148G, 148J and 148K apply in relation to the application as if a reference in those sections to an application for registration were a reference to an application for that change.

(5) Where an application under sub-section (1) to substitute the name of a person for the name of the registered officer of a political party is not signed by the registered officer, the Chief Electoral Officer shall—

(a) give the registered officer written notice of the application for the change and invite the registered officer, if the registered officer considers that there are reasons why the change should not be made, to submit written particulars of those reasons to the Chief Electoral Officer within seven days after the date on which the notice was given; and

(b) consider any particulars submitted in response to the invitation referred to in paragraph (a).

(6) Where the Chief Electoral Officer determines that an application under sub-section (1) should be granted, the Chief Electoral Officer shall—

(a) change the Register accordingly;

- (b) give the applicant or applicants written notice that the Chief Electoral Officer has made the change;
- (c) in the case of a change referred to in sub-section (1) (c), (d) or (e) in respect of which any person or persons submitted particulars in response to the invitation referred to in section 148K (2) (b) in its application by virtue of sub-section (4)—give written notice to that person or each of those persons that the Chief Electoral Officer has made the change, setting out in the notice to each person the reasons for rejecting the reasons particulars of which were so submitted by the person;
- (d) in the case of an application to substitute the name of a person for the name of the registered officer of the party, being an application in respect of which the registered officer submitted particulars under sub-section (5) (a)—give written notice to that registered officer that the Chief Electoral Officer has made the change setting out the reasons for rejecting the reasons particulars of which were so submitted; and
- (e) publish in the *Government Gazette* notice of the change.

(7) Where the Chief Electoral Officer determines that an application under sub-section (1) should be refused the Chief Electoral Officer shall give the applicant or applicants written notice of that determination.

148N. (1) A political party that is registered under this Division shall be de-registered by the Chief Electoral Officer if an application to do so is made to the Chief Electoral Officer by a person or persons who are entitled to make an application for a change to the Register under section 148M in relation to the party.

(2) An application under sub-section (1) shall—

- (a) be in writing, signed by the applicant or applicants; and
- (b) set out the name and address of the applicant or the names and addresses of the applicants and particulars of the capacity in which the applicant or each applicant makes the application.

(3) Where a political party is de-registered under sub-section (1), that party, or a party that has a name that so nearly resembles the name of the de-registered party that it is likely to be confused with or mistaken for that name, is ineligible for registration under this Division until after the periodical election of members of the Council or general election of members of the Assembly whichever next first occurs following the de-registration.

148P. (1) If the candidates in the elections for—

- (a) the Council held within the period of nine years; or
- (b) the Assembly held within the period of five years—

immediately following the registration under this Division of a political party do not include at least one candidate endorsed by that party, the Chief Electoral Officer shall—

- (c) de-register that party;
- (d) give the person who was the registered officer of the party immediately before its de-registration notice in writing of the de-registration; and
- (e) publish a notice of the de-registration in the *Government Gazette*.

(2) Where a political party is de-registered under sub-section (1), that party, or a party that has a name that so nearly resembles the name of that de-registered party that it is likely to be confused with or mistaken for that name, is ineligible for registration under this Division until after the periodical election of members of the Council or general election of members of the Assembly whichever next first occurs following the de-registration.

(3) A Parliamentary party shall not be de-registered under this section.

148Q. (1) If the Chief Electoral Officer is satisfied on reasonable grounds that—

- (a) a political party registered under this Division has ceased to exist (whether by amalgamation with another political party or otherwise);

- (b) a political party so registered, not being a Parliamentary party, has ceased to have at least 500 members; or
- (c) the registration of a political party so registered was obtained by fraud or misrepresentation—

the Chief Electoral Officer shall—

- (d) give the registered officer of the party notice, in writing, that the Chief Electoral Officer is considering de-registering the party under this section setting out the reasons of the Chief Electoral Officer for considering doing so and the terms of the provisions of sub-sections (2), (3), (4) and (5); and
- (e) publish a notice in the *Government Gazette* that the Chief Electoral Officer is considering de-registering the party under this section, specifying the paragraph of this sub-section by reason of which the Chief Electoral Officer is considering doing so.

(2) Where a notice is given under sub-section (1) (d) in relation to a political party, the registered officer of the party or ten members of the party may, within one month after the date on which the notice was given, lodge with the Chief Electoral Officer a statement, in writing, signed by the registered officer or by those members of the party, as the case may be, setting out reasons why the party should not be de-registered under this section.

(3) Where a statement lodged under sub-section (2) is signed by ten members of a political party, the statement shall set out the names and addresses of those members and contain a statement that they are members of that party.

(4) Where a notice is given under sub-section (1) (d) in relation to a political party and a statement is not lodged under sub-section (2) in response to that notice, the Chief Electoral Officer shall de-register the party and publish a notice of the de-registration in the *Government Gazette*.

(5) Where, in response to a notice given under sub-section (1) (d) in relation to a political party, a statement is lodged under sub-section (2), the Chief Electoral Officer shall consider that statement and determine whether the political party should be de-registered for the reasons set out in that notice.

(6) Where, under sub-section (5), the Chief Electoral Officer determines that a political party should be de-registered, the Chief Electoral Officer shall—

- (a) de-register the party;
- (b) give the person who was the last registered officer of the party written notice of the de-registration, setting out the reasons of the Chief Electoral Officer for rejecting the reasons set out in the statement lodged under sub-section (2); and
- (c) publish a notice of the de-registration in the *Government Gazette*.

(7) Where, under sub-section (5), the Chief Electoral Officer determines that a political party should not be de-registered under this section, the Chief Electoral Officer shall give the registered officer of the party written notice of the determination.

148R. Where a political party is de-registered under section 148N, 148P or 148Q, the Chief Electoral Officer shall cause the particulars in the Register that relate to that party to be cancelled.

148S. The Register shall be open for public inspection, without fee, during ordinary office hours at the office of the Chief Electoral Officer.

148T. (1) Where the Chief Electoral Officer is required by this Division to give a written notice to—

- (a) an applicant or applicants for registration;
- (b) the registered officer of a political party;
- (c) the person who was the registered officer of a political party immediately before its de-registration; or
- (d) a person who submitted particulars to the Chief Electoral Officer;

that notice shall be given by being posted by pre-paid post as a letter addressed to—

- (e) the person nominated as the registered officer in the application for registration at the address of that person shown in the application;
- (f) the registered officer of the political party at the address of the registered officer set out in the Register;
- (g) the last registered officer of the party at the address of that officer shown in the Register; or
- (h) the person who submitted the particulars at the address specified in the particulars;

as the case may be.

(2) Where a person is, or persons are, entitled by this Division to make an application to or lodge a document with the Chief Electoral Officer, the person or persons shall do so by causing the application or document to be lodged at the office of the Chief Electoral Officer.

148U. (1) In this section—

“**Person**” includes a political party.

“**Reviewable decision**” means a decision of the Chief Electoral Officer—

- (a) to register a political party under this Division;
- (b) to refuse an application for the registration of a political party under this Division;
- (c) to grant an application under section 148M (1);
- (d) to refuse an application under section 148M (1); or
- (e) to de-register a political party under section 148Q (6).

(2) Any person whose interests are affected by a reviewable decision made by the Chief Electoral Officer may, if that person is dissatisfied with the decision, within the period of 28 days after the day on which the decision first comes to the notice of that person make an application to the Supreme Court for review of the decision.

(3) In determining an application under sub-section (2) for the review of a decision the Supreme Court shall have power to—

- (a) affirm the decision under review;
- (b) vary the decision under review; or
- (c) set aside the decision under review and make a decision in substitution for the decision so set aside.

(4) Where the Chief Electoral Officer makes a reviewable decision a written notice of the decision given to a person or persons under this Division shall include a statement to the effect that a person whose interests are affected by the decision may, if that person is dissatisfied with the decision, make an application to the Supreme Court for review of the decision.

(5) Any failure to comply with the requirements of sub-section (4) in relation to a decision does not affect the validity of the decision.

Division 1B—Registration of Candidates

148v. (1) In this Division—

“**Candidate**”, in relation to an election, includes a person who has announced that person’s own intention to be a candidate in that election.

“**Registered name**”, in relation to a registered political party, means—

- (a) the name of the party entered in the Register of Political Parties; or
- (b) the abbreviation (if any) of the name of the party entered in that Register.

(2) A reference in this Division to the Register, or the Register of Candidates, in relation to an election for the Council or the Assembly or to a candidate in any such election, means the Register established under section 148w in relation to that election.

(3) For the purposes of this Division, if a person is endorsed as a candidate in an election by two registered political parties, that person shall be taken to be endorsed by only one of those parties, being such party as is specified by that person in the notification of candidacy under section 148x.

148w. The Chief Electoral Officer shall, in respect of each periodical election of members of the Council and each other election for the Council and each general election of members of the Assembly and each other election for the Assembly, establish and maintain a Register, to be known, in relation to that election, as the Register of Candidates, containing a list of the candidates registered under this Division in relation to that election.

148x. (1) Where a person who has been endorsed as a candidate in an election by a registered political party wishes a registered name of that party to be printed adjacent to that person's name on the ballot-papers for use in that election, that person may notify the Chief Electoral Officer of such candidacy in accordance with this section.

(2) Where a candidate in an election who has not been endorsed in that election by a registered political party wishes to have the word "Independent" printed adjacent the candidate's name on the ballot-papers for use in that election, that candidate may notify the Chief Electoral Officer of such candidacy in accordance with this section.

(3) Notification by a candidate in accordance with this section shall—

- (a) be in writing signed by the candidate;
- (b) set out the surname, christian or given names, and residential address of the candidate;
- (c) specify the House of the Parliament in an election for which that person is a candidate;
- (d) in the case of a candidate in a Council election—specify the province for which that person is a candidate;
- (e) in the case of a candidate in an Assembly election—specify the district for which that person is a candidate;
- (f) in the case of a candidate who is endorsed in the election by a registered political party—
 - (i) state that the candidate is so endorsed, specifying the party; and
 - (ii) state that the candidate wishes the registered name, or a registered name, of that party, to be printed adjacent to the candidate's name on the ballot-papers for use in that election, specifying, where there are two such names, the name that the candidate wishes to be so printed; and
- (g) in the case of a candidate who is not endorsed in that election by a registered political party—state whether or not the candidate wishes the word "Independent" to be printed adjacent to the candidate's name on ballot-papers for use in that election.

(4) Notification by a candidate in accordance with this section shall be made before noon on the day of nomination.

148y. (1) Subject to sub-section (2), where a candidate in an election notifies the Chief Electoral Officer of that person's own candidacy in accordance with section 148x, the Chief Electoral Officer shall register the candidate by causing to be entered in the Register—

- (a) the particulars set out in the notification of candidacy in accordance with section 148x (3) (a), (b), (c), (d) and (e);
- (b) in the case of a candidate to whom section 148x (3) (f) applies—the name of a political party that, according to the notification, the candidate wishes to be printed adjacent to the candidate's name on ballot-papers for use in that election; and
- (c) in the case of a candidate to whom section 148x (3) (g) applies where the candidate has stated in the notification that the candidate wishes to have the word

“Independent” printed adjacent to the candidate’s name on the ballot-papers for use in that election—that word.

(2) For the purposes of this section, a candidate shall not be taken to be endorsed as a candidate in an election by a registered political party or to be a candidate to whom section 148x (3) (f) applies unless—

- (a) the notification given by the candidate under section 148x was signed by the registered officer of that party;
- (b) the name of the candidate is included in a statement setting out the names of endorsed candidates in that election, or elections that include that election, signed, and lodged with the Chief Electoral Officer, by the registered officer of that party before the close of nominations for that election; or
- (c) the Chief Electoral Officer is satisfied, after making such enquiries as the Chief Electoral Officer thinks appropriate of the registered officer of that party or otherwise, that the candidate is so endorsed.

(3) A reference in sub-section (2) to the registered officer of a political party shall be read as including a reference to any person nominated by the registered officer of that party to be a deputy registered officer of that party for the purposes of that sub-section.

(4) A nomination under sub-section (3) shall be made by notice in writing, specifying the name and address of the person, and shall be signed by the registered officer and lodged with the Chief Electoral Officer.

(5) The registered officer of a political party may, by notice in writing, signed by the registered officer and lodged with the Chief Electoral Officer cancel the nomination of a person to be a deputy registered officer of that party for the purposes of sub-section (2).

148z. Particulars entered in the Register in relation to a candidate, being particulars of the candidate’s name or address or the word “Independent”, shall be altered by the Chief Electoral Officer if an application to the Chief Electoral Officer to do so, being an application in writing signed by that candidate, is lodged with the Chief Electoral Officer.

148ZA. (1) A candidate who is registered under this Division shall be de-registered by the Chief Electoral Officer if an application to the Chief Electoral Officer to do so, being an application in writing signed by that candidate, is lodged with the Chief Electoral Officer.

(2) Where a candidate who is registered under this Division dies, the Chief Electoral Officer shall cause the particulars in the Register that relate to that candidate to be cancelled.

(3) Where the registered officer of a registered political party the name, or a name, of which is entered in the Register in relation to a candidate in an election registered under section 148Y (1) applies, otherwise than after the close of nominations in that election and before the close of polling in that election, for the de-registration of that candidate, the Chief Electoral Officer shall—

- (a) de-register the candidate by causing the entry relating to that candidate to be cancelled; and
- (b) give the candidate written notice of the de-registration.

(4) Where action taken by the Chief Electoral Officer under this section relates to a candidate who is or has been, endorsed by a registered political party, the Chief Electoral Officer shall cause written notice of that action to be given to the registered officer of that party unless the action was taken under sub-section (3) on the application of that officer.

148ZB. A Register of Candidates shall be open for public inspection, without fee, during ordinary office hours at the office of the Chief Electoral Officer.

148ZC. (1) Where the Chief Electoral Officer is required by this Division to give a written notice to—

- (a) a candidate registered under this Division; or
- (b) the registered officer of a registered political party—

that notice shall be given by being posted by pre-paid post as a letter addressed to—

- (c) the candidate at the candidate's address set out in the Register; or
 (d) the registered officer at the registered officer's address set out in the Register of Political Parties—

as the case may be.

(2) Where a person is, or persons are, required or entitled by this Division to give notification of candidacy to or lodge an application with the Chief Electoral Officer, the person or persons shall do so by causing the notification or application to be lodged at the office of the Chief Electoral Officer.

—(Hon. R. A. Mackenzie)

Question—That clause 38, as amended, stand part of the Bill—put.

Committee divided—The Hon. B. A. Chamberlain in the Chair.

AYES, 20

The Hon. M. J. Arnold
 J. L. Dixon
 B. P. Dunn
 D. M. Evans
 D. E. Henshaw (*Teller*)
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner (*Teller*)
 W. A. Landryou
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

NOES, 14

The Hon. M. A. Birrell (*Teller*)
 P. D. Block
 C. Bubb (*Teller*)
 G. P. Connard
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward

And so it was resolved in the affirmative.

NO. 7—THE CONSTITUTION ACT AMENDMENT (ELECTORAL LEGISLATION) BILL—Clause 60.

In section 177 of the Principal Act—

(a) in sub-section (1)—

- (i) for the word “subdivision” (where first and third occurring) there shall be substituted the word “province”;
 (ii) the words “in such subdivision” shall be repealed; and
 (iii) in the proviso for the word “permitted” there shall be substituted the word “entitled”; and

(b) in sub-section (3)—

- (i) for the word “subdivision” (where first occurring) there shall be substituted the word “province”;
 (ii) the words “subdivision whatever of any” shall be repealed.

—(Hon. R. A. Mackenzie)

Question—That clause 60 stand part of the Bill—put.

Committee divided—The Hon. B. A. Chamberlain in the Chair.

AYES, 20

The Hon. M. J. Arnold (*Teller*)
 J. L. Dixon
 B. P. Dunn

NOES, 15

The Hon. M. A. Birrell
 P. D. Block
 C. Bubb

D. M. Evans
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen (*Teller*)
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

G. P. Connard
 F. J. Granter
 J. V. C. Guest (*Teller*)
 D. K. Hayward
 A. J. Hunt
 R. I. Knowles
 R. Lawson (*Teller*)
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward

And so it was resolved in the affirmative.

No. 8—THE CONSTITUTION ACT AMENDMENT (ELECTORAL LEGISLATION) BILL—Proposed new clause A.A (*to follow clause 116*).

(1) The provisions contained in this Act shall be revoked on 30 June 1986.

(2) The revocation of this Act shall not—

- (a) revive anything not in force or existing at the time at which the revocation takes effect;
- (b) affect the previous operation of this Act or the Principal Act or anything duly done or suffered thereunder;
- (c) affect any right, privilege, obligation or liability acquired, accrued or incurred under this Act or the Principal Act;
- (d) affect any penalty, forfeiture or punishment incurred in respect of any offence committed against the Principal Act as amended by this Act; or
- (e) affect any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as is mentioned in paragraphs (c) and (d)—

and any such investigation, legal proceeding or remedy may be instituted, continued or enforced, and any such penalty, forfeiture or punishment may be imposed as if this Act had not been revoked.

—(*Hon. A. J. Hunt*)

Question—That proposed new clause A.A be now read a second time and added to the Bill—put.

Committee divided—The Hon. B. A. Chamberlain in the Chair.

AYES. 15

The Hon. M. A. Birrell
 P. D. Block
 C. Bubb
 G. P. Connard
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long (*Teller*)
 J. W. S. Radford
 N. B. Reid (*Teller*)

NOES. 20

The Hon. M. J. Arnold
 J. L. Dixon
 B. P. Dunn
 D. M. Evans
 D. E. Henshaw
 C. J. Hogg (*Teller*)
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur

Haddon Storey
H. R. Ward

B. W. Mier
B. A. Murphy
B. T. Pullen
M. J. Sandon (*Teller*)
G. A. Sgro
Evan Walker
D. R. White

And so it passed in the negative.

LEGISLATIVE COUNCIL OF VICTORIA
WEEKLY REPORT OF DIVISIONS IN
COMMITTEE OF THE WHOLE COUNCIL

No. 29

Tuesday, 30 October 1984

NO. 1—EDUCATION (AMENDMENT) BILL (NO. 2)—Clause 11 (as amended).

(1) In section 42 of the Principal Act, for sub-section (1) there shall be substituted the following sub-sections:

“(1) Every school shall be registered in the register of schools as a primary school, secondary school or special school, or as a school which is a combination of all or any two of such schools.

(1A) For the purposes of registering a school as a secondary school, the Board shall determine the year levels for which the school shall be registered.

(1B) The proprietor or head teacher of every school shall at least three months before the opening of the school make application in the prescribed form for approval to open the school.

(1C) No school shall be opened if the Board has refused approval for its opening.

(1D) If the Board has refused to grant approval for the opening of a school, the proprietor or head teacher of the school may apply in writing to the Minister who may grant or refuse to grant approval for the opening of the school, and where the Minister grants that approval the school may be opened.”.

(2) In sub-section (3) of section 42 of the Principal Act—

(a) in paragraph (a), the word “or” between sub-paragraphs (i) and (ii) shall be repealed;

(b) in paragraph (a), after sub-paragraph (ii) there shall be inserted the following expression and sub-paragraph:

“or

(iii) the premises at which the school is to be conducted do not comply with the provisions of the *Health Act 1958* or any regulations under that Act or that the premises are otherwise unsatisfactory as regards drainage, light or ventilation or sanitary or other conveniences or the safety of pupils.”; and

(c) in paragraph (b), for the words “special subject” there shall be substituted the words “single subject or in relation to any bilingual education programme approved by the Board”.

—(Hon. Evan Walker)

Question—That clause 11, as amended, stand part of the Bill—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 29

The Hon. M. J. Arnold
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb

NOES, 2

The Hon. B. P. Dunn (*Teller*)
 D. M. Evans (*Teller*)

B. A. Chamberlain
 G. P. Connard
 J. L. Dixon
 F. J. Granter
 J. V. C. Guest (*Teller*)
 D. E. Henshaw
 C. J. Hogg
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. I. Knowles
 R. Lawson
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen (*Teller*)
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 Evan Walker
 D. R. White

And so it was resolved in the affirmative.

NO. 2—EDUCATION (AMENDMENT) BILL (No. 2)—Clause 19.

In section 11 of the *Education (Amendment) Act 1983*—

(a) for sub-sections (2), (3) and (4) there shall be substituted the following sub-sections:

‘(2) After section 42 (3) of the Principal Act there shall be inserted the following sub-sections:

“(4) The Board shall not register a secondary school unless the average enrolment for the year levels for which the school is to be registered is ten or more.

(5) Notwithstanding the provisions of section 35, where a primary school in a rural area or a special school has an enrolment of more than ten but less than twenty persons of not less than six nor more than eighteen years of age the Board may register that school under this Part.

(6) Where a school has been registered pursuant to sub-section (5), the provisions of this Part shall apply to and in relation to that school in all respects as if that school were a school within the meaning of section 35.”.

(3) In section 43 (1) of the Principal Act, for the expression “(1) The” there shall be substituted the expression “(1) Subject to sub-section (1A), the”.

(4) After section 43 (1) of the Principal Act there shall be inserted the following sub-section:

“(1A) The Board shall not cancel the registration of any school by reason only that—

(a) where the school is a primary school in a rural area or a special school the enrolment is less than the minimum prescribed by section 42 (5);

- (b) in any other school the enrolment is less than the minimum prescribed by section 35; or
- (c) where the school is a secondary school the average enrolment for the year levels for which the school is registered is less than the minimum prescribed by section 42 (4)—

where the Board is satisfied that the low enrolment is the result of special circumstances of a temporary nature.”;

(b) sub-sections (5) to (13) shall be repealed;

(c) for sub-section (14) there shall be substituted the following sub-section:

“(14) On and from the commencement of this section, all schools registered under Part III. of the Principal Act immediately before that commencement shall continue subject to the Principal Act as amended by this section to be registered.”;

(d) sub-section (17) shall be repealed;

(e) for sub-section (18) there shall be substituted the following sub-section:

“(18) Where any school was immediately before the commencement of the *Education (Amendment) Act 1984* registered under Part III. of the Principal Act as a technical school, section 42 (4) of the Principal Act as amended by this Act shall not apply to that school.”;

and

(f) sub-section (19) shall be repealed.

—(Hon. Evan Walker)

Question—That clause 19 stand part of the Bill—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 27

The Hon. M. J. Arnold (*Teller*)
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 B. A. Chamberlain
 G. P. Connard (*Teller*)
 J. L. Dixon
 F. J. Granter
 J. V. C. Guest
 C. J. Hogg
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. Lawson
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 N. B. Reid
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 Evan Walker
 D. R. White

NOES, 2

The Hon. B. P. Dunn (*Teller*)
 D. M. Evans (*Teller*)

And so it was resolved in the affirmative.

Wednesday, 31 October

No. 3—LIQUOR CONTROL (AMENDMENT) BILL (No. 2)—Clause 4.

For sub-sections (3) and (4) of section 10 of the Principal Act there shall be substituted the following sub-sections:

* * * * *

(4) For the purposes of sub-section (3), the Commission—

- (a) may proceed expeditiously and informally and in such manner as it thinks fit;
- (b) shall be free either to act without regard to or to observe legal rules relating to evidence or procedure; and
- (c) shall observe the rules of natural justice.

—(Hon. D. R. White)

Amendment proposed—That the word “and” at the end of proposed section 10 (4) (b) of the Principal Act be omitted.

—(Hon. C. Bubb)

Question—That the word proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 20

The Hon. M. J. Arnold
 Joan Coxsedge
 J. L. Dixon
 B. P. Dunn
 D. M. Evans
 D. E. Henshaw
 C. J. Hogg (*Teller*)
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. A. Mackenzie
 L. A. McArthur (*Teller*)
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

NOES, 17

The Hon. H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard (*Teller*)
 D. G. Crozier (*Teller*)
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward

And so it was resolved in the affirmative—Amendment negatived.

No. 4—LIQUOR CONTROL (AMENDMENT) BILL (No. 2)—Clause 7.

(1) In section 26 of the Principal Act—

(a) in sub-section (1)—

* * * * *

(iv) for paragraph (h) and the word “and” (where occurring immediately before that paragraph) there shall be substituted the following:

- “(h) where a permit under sub-section (2) is in force for the purposes of this paragraph, subject to and in accordance with the permit, between the hours of twelve noon and eight in the evening on a Sunday; and
- (i) where a permit under sub-section (2) is in force for the purposes of this paragraph, subject to and in accordance with the permit, for consumption

on the licensed premises between the hours of ten in the evening and twelve midnight on any day except Sunday or Good Friday;”;

* * * * *

—(*Hon. D. R. White*)

Amendment proposed—That the word “and” at the end of proposed section 26 (1) (*h*) of the Principal Act be omitted.

—(*Hon. D. R. White*)

Question—That the word proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 2

The Hon. B. P. Dunn (*Teller*)
D. M. Evans (*Teller*)

NOES, 29

The Hon. M. J. Arnold
H. G. Baylor
M. A. Birrell
P. D. Block
C. Bubb
B. A. Chamberlain
G. P. Connard
Joan Coxsedge
J. L. Dixon
J. V. C. Guest
D. E. Henshaw
C. J. Hogg
J. H. Kennan
C. J. Kennedy
D. E. Kent
J. E. Kirner
R. I. Knowles
R. Lawson
R. A. Mackenzie
L. A. McArthur
B. W. Mier (*Teller*)
B. A. Murphy
B. T. Pullen
N. B. Reid (*Teller*)
M. J. Sandon
G. A. Sgro
Haddon Storey
H. R. Ward
D. R. White

And so it passed in the negative.

NO. 5—LIQUOR CONTROL (AMENDMENT) BILL (NO. 2)—Clause 7 (as amended).

(1) In section 26 of the Principal Act—

(a) in sub-section (1)—

- (i) in paragraph (*d*) the words “or substantial refreshment” shall be repealed;
- (ii) in paragraph (*e*) for the word “ten” (where secondly occurring) there shall be substituted the words “half-past eleven”;
- (iii) in paragraph (*e*) for the word “cosumption” there shall be substituted the word “consumption”; and
- (iv) for paragraph (*h*) and the word “and” (where occurring immediately before that paragraph) there shall be substituted the following:
 - “(h) where a permit under sub-section (2) is in force for the purposes of this paragraph, subject to and in accordance with the permit, between the hours of twelve noon and eight in the evening on a Sunday;

- (i) where a permit under sub-section (2) is in force for the purposes of this paragraph, subject to and in accordance with the permit, for consumption on the licensed premises between the hours of ten in the evening and twelve midnight on any day except Sunday or Good Friday; and
 - (j) where a permit under sub-section (2) is in force for the purposes of this paragraph, subject to and in accordance with the permit, for consumption with or ancillary to entertainment between the hours of twelve midnight on any day except Sunday or Good Friday and three in the following morning including a Sunday morning;”;
- (b) in sub-section (2)—
- (i) after the words “as it thinks fit and” there shall be inserted the expression “(except in the case of a permit of the kind referred to in sub-section (1) (i))”; and
 - (ii) for the expression “(g) and (h)” there shall be substituted the expression “(g), (h), (i) and (j)”; and
- (c) sub-section (3A) shall be repealed.
- (2) In section 97 of the Principal Act—
- (a) in sub-section (1)—
- (i) in paragraph (a) after the words “ordinary trading hours” there shall be inserted the expression “or, where a permit is in force for the purposes of section 26 (1) (h) or (i), during the hours during which liquor may be sold or disposed of pursuant to that permit”; and
 - (ii) in paragraph (e) after the words “ordinary trading hours” there shall be inserted the words “or between the hours of ten in the evening and twelve midnight on any day except Sunday or Good Friday or between the hours of twelve noon and eight in the evening on a Sunday”; and
- (b) after sub-section (3) there shall be inserted the following sub-sections:
- “(3A) Where a permit is in force for the purposes of section 26 (1) (h), a reference in sub-section (3) to ten o’clock shall for the purposes of sub-section (3) be deemed and taken to be a reference to eight o’clock in the evening on a Sunday.
- (3B) Where a permit is in force for the purposes of section 26 (1) (i), a reference in sub-section (3) to ten o’clock shall for the purposes of sub-section (3) (a) and (b) be deemed and taken to be a reference to twelve midnight on any day other than a Sunday or Good Friday.
- (3C) Where a permit is in force for the purposes of section 26 (1) (j), a reference in sub-section (3) to ten o’clock shall for the purposes of sub-section (3) (a) and (b) be deemed and taken to be a reference to three o’clock in the morning being a morning following any day except Sunday or Good Friday.”.
- (3) In section 99 (1) of the Principal Act for paragraph (b) and the word “and” (where occurring immediately before that paragraph) there shall be substituted the following:
- “(b) refreshments at all times during ordinary trading hours and, where a permit is in force for the purposes of section 26 (1) (h) or (i), during the hours during which liquor may be sold or disposed of pursuant to that permit; and
- (c) where a permit is in force for the purposes of section 26 (1) (j), substantial refreshments at all times during the hours which liquor may be sold or disposed of pursuant to that permit.”.
- (4) A permit in force under section 26 (1) (d) of the Principal Act immediately before the commencement of sub-section (1) of this section shall be as valid and effectual after that commencement as before and shall notwithstanding anything to the contrary in the Principal Act remain in force until and including 31 January 1985.
- (5) Notwithstanding anything to the contrary in the Principal Act, on and from the commencement of sub-section (1) of this section, a permit in force under section 26 (1) (d)

of the Principal Act immediately before that commencement shall authorize the holder of the licence to which the permit relates to sell and dispose of liquor—

- (a) for consumption on the premises specified in that licence between the hours of ten in the evening and twelve midnight on any day except Sunday or Good Friday; and
- (b) for consumption with a *bona fide* meal on such part or parts of those premises as is or are specified in the permit between the hours of ten in the evening and one in the following morning on any day except Sunday or Good Friday but including the hour of twelve midnight to one in the morning on Sunday.

(6) Where the holder of a permit, to which sub-section (5) applies, applies for a permit under section 26 (1) (i) of the Principal Act as amended by sub-section (1) of this section to be in force on and from 1 February 1985, that application shall notwithstanding anything to the contrary in the Principal Act be deemed and taken to be an application for the renewal of such a permit.

(7) A permit in force under section 26 (1) (h) of the Principal Act immediately before the commencement of sub-section (1) of this section shall be as valid and effectual after that commencement as before and shall subject to the Principal Act remain in force for the period for which it was granted.

—(Hon. D. R. White)

Question—That clause 7, as amended, stand part of the Bill—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 28

NOES, 2

The Hon. M. J. Arnold
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 Joan Coxsedge
 J. L. Dixon
 F. J. Granter
 J. V. C. Guest (*Teller*)
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 J. E. Kirner
 R. Lawson
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen (*Teller*)
 N. B. Reid
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 H. R. Ward
 D. R. White

The Hon. B. P. Dunn (*Teller*)
 D. M. Evans (*Teller*)

And so it was resolved in the affirmative.

NO. 6—LIQUOR CONTROL (AMENDMENT) BILL (NO. 2)—Clause 11.

For sub-sections (1) and (2) of section 29 of the Principal Act there shall be substituted the following sub-sections:

“(1) A cabaret licence shall authorize the licensee to sell and dispose of liquor on the premises specified in the licence for consumption on those premises—

- (a) with or ancillary to entertainment between the hours of seven in the evening and three in the following morning on any day except Good Friday;
- (b) where a permit under sub-section (1A) is in force for the purposes of this paragraph, with or ancillary to entertainment during the period specified in the permit being a period commencing at three o'clock in the morning and ending not later than seven o'clock in the morning on any day except Good Friday; and
- (c) at any time to employees of the licensee.

(1A) The Commission may on the application of the holder of a cabaret licence and on payment of the prescribed fee grant a permit subject to such terms conditions restrictions and limitations as it thinks fit for the purposes of sub-section (1) (b).

(1B) The Commission may on the application of the licensing inspector or chief supervisor suspend or revoke a permit under sub-section (1A) if it is satisfied that the holder of the permit has not complied with the provisions of the permit or of this Act.

(1C) A permit under sub-section (1A) shall remain in force until 31 December next following unless sooner revoked by the Commission and the permit may upon the application of the holder and on payment of the prescribed fee be renewed at the same time as the licence.

(2) It shall be a condition of a cabaret licence—

- (a) that between the hours of seven and ten in the evening liquor sold or disposed of be for consumption with or ancillary to substantial refreshments; and
- (b) that after ten o'clock in the evening the licensee shall have substantial refreshments available for purchase and provide such refreshments upon request.”.

—(Hon. D. R. White)

Question—That clause 11 stand part of the Bill—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 29

The Hon. M. J. Arnold
 H. G. Baylor
 M. A. Birrell (*Teller*)
 P. D. Block
 C. Bubbs
 G. P. Connard
 Joan Coxsedg
 J. L. Dixon
 F. J. Granter
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. I. Knowles
 R. Lawson
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 J. W. S. Radford
 N. B. Reid

NOES, 2

The Hon. B. P. Dunn (*Teller*)
 D. M. Evans (*Teller*)

M. J. Sandon (*Teller*)
 G. A. Sgro
 Haddon Storey
 H. R. Ward
 D. R. White

And so it was resolved in the affirmative.

NO. 7—LIQUOR CONTROL (AMENDMENT) BILL (NO. 2)—Clause 12.

In section 30 of the Principal Act—

(a) in sub-section (1) after the words “theatre premises” there shall be inserted the words “or cinema premises”;

(b) for sub-section (3) there shall be substituted the following sub-section:

“(3) A theatre licence shall not—

(a) be granted unless proper facilities for the sale and disposal of liquor are available on the theatre premises or cinema premises;

(b) specify a part of the theatre premises or cinema premises as a part for the sale or disposal of liquor which is easily accessible to persons not attending the theatrical performance or the screening of a film; or

(c) authorize the licensee to sell and dispose of liquor except on an evening—

(i) on which the theatre is being used for a theatrical performance and on which all the performers whose words and actions constitute the entertainment are physically present in the theatre and actually perform the entertainment; or

(ii) on which the cinema is being used for the screening of a film.”;

(c) in sub-section (4)—

(i) after the words “theatre premises” there shall be inserted the words “or cinema premises”; and

(ii) for the words “half-past eleven in the evening” there shall be substituted the words “twelve midnight”; and

(d) after sub-section (5) there shall be inserted the following sub-section:

‘(5A) In this section, “**cinema premises**” does not include a drive-in cinema.’

—(*Hon. D. R. White*)

Question—That clause 12 stand part of the Bill—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 31

The Hon. M. J. Arnold
 H. G. Baylor
 M. A. Birrell
 P. D. Block (*Teller*)
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 Joan Coxsedg (*Teller*)
 J. L. Dixon
 F. J. Granter
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. I. Knowles
 R. Lawson

NOES, 2

The Hon. B. P. Dunn (*Teller*)
 D. M. Evans (*Teller*)

R. J. Long
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 J. W. S. Radford
 N. B. Reid
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 H. R. Ward
 D. R. White

And so it was resolved in the affirmative.

No. 8—LIQUOR CONTROL (AMENDMENT) BILL (NO. 2)—Clause 14.

(1) In section 32 of the Principal Act—

(a) for paragraph (b) of sub-section (1) and the word “and” (where occurring immediately before that paragraph) there shall be substituted the following:

“(b) on days other than Saturdays or Sundays, between the hours of nine in the morning and half-past six in the evening:

* * * * *

—(Hon. D. R. White)

Amendment proposed—That the following paragraph be inserted at the beginning of the paragraphs proposed to be substituted for section 32 (1) (b) of the Principal Act:

“(b) on Sundays, between the hours of twelve noon and eight in the evening;”.

—(Hon. C. Bubb)

Question—That the paragraph proposed to be inserted be so inserted—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 17

The Hon. H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward
 R. I. Knowles
 R. Lawson
 R. J. Long (Teller)
 J. W. S. Radford (Teller)
 N. B. Reid
 Haddon Storey
 H. R. Ward

NOES, 20

The Hon. M. J. Arnold
 Joan Coxsedg
 J. L. Dixon
 B. P. Dunn
 D. M. Evans
 D. E. Henshaw (Teller)
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy (Teller)
 D. E. Kent
 J. E. Kirner
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

And so it passed in the negative.

No. 9—LIQUOR CONTROL (AMENDMENT) BILL (NO. 2)—Clause 16.

In section 35A of the Principal Act—

- (a) in sub-section (1B) the words “with or ancillary to substantial refreshments” shall be repealed;
- (b) after sub-section (1B) there shall be inserted the following sub-section:
 “(1BA) It shall be a condition of a permit under sub-section (1B) that the licensee have substantial refreshments available for purchase and provide such refreshments upon request during the hours during which liquor may be sold or disposed of pursuant to the permit.”;
- (c) in sub-section (1C) after the expression “sub-section (1B)” there shall be inserted the expression “or (1D)”;
- (d) after sub-section (1C) there shall be inserted the following sub-sections:
 “(1D) The Commission may on the application of the holder of a cider tavern licence and on payment of the prescribed fee grant a permit subject to such terms conditions restrictions and limitations as it thinks fit in respect of such part or parts of the licensed premises as it thinks fit authorizing the sale and disposal of liquor on that part or those parts of the premises for consumption on that part or those parts of the premises on a Sunday between the hours of twelve noon and half-past eleven in the evening.
 (1E) It shall be a condition of a permit under sub-section (1D)—
 (a) that between the hours of twelve noon and eight in the evening on a Sunday liquor sold or disposed of be for consumption with or ancillary to substantial refreshments; and
 (b) that between the hours of eight and half-past eleven in the evening on a Sunday liquor sold or disposed of be for consumption with or ancillary to a *bona fide* meal.
 (1F) The Commission may on the application of the holder of a cider tavern licence and on payment of the prescribed fee grant a permit subject to such terms conditions restrictions and limitations as it thinks fit in respect of such part or parts of the licensed premises as it thinks fit authorizing the sale and disposal of liquor on that part or those parts of the premises on the days and between the hours specified in the permit for consumption on that part or those parts of the premises at a particular function or particular occasion.”; and
 (e) in sub-section (3) after the words “authorized by the licence” there shall be inserted the expression “or by a permit in force under sub-section (1B), (1D) or (1F)”.

—(Hon. D. R. White)

Question—That clause 16 stand part of the Bill—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 28

The Hon. M. J. Arnold (*Teller*)
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubbs (*Teller*)
 G. P. Connard
 Joan Coxsedg
 J. L. Dixon
 F. J. Granter
 J. V. C. Guest
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. I. Knowles

NOES, 2

The Hon. B. P. Dunn (*Teller*)
 D. M. Evans (*Teller*)

R. Lawson
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 N. B. Reid
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 H. R. Ward
 D. R. White

And so it was resolved in the affirmative.

No. 10.—LIQUOR CONTROL (AMENDMENT) BILL (No. 2)—Clause 19.

In section 38 of the Principal Act—

- (a) in sub-section (1)—
- (i) in paragraph (b) for the word “ten” there shall be substituted the words “half-past eleven”;
 - (ii) in paragraph (c) after the words “Anzac Day” there shall be inserted the words “but including the hour of twelve midnight to one in the morning on a Sunday”;
 - (iii) paragraph (ca) shall be repealed; and
 - (iv) in paragraph (d) for the words “two thirty in the afternoon and four-thirty and eight-thirty” there shall be substituted the word “eight”;
- (b) in sub-section (1A) the expression “paragraph (b) of” shall be repealed;
- (c) sub-sections (1AA) and (1AB) shall be repealed;
- (d) in sub-section (1AC) for the expression “sub-section (1AA)” there shall be substituted the expression “sub-section (2)”;
- (e) in sub-section (2)—
- (i) for the words “The Full Commission” there shall be substituted the words “The Commission”;
 - (ii) the words “for consumption on the licensed premises” shall be repealed; and
 - (iii) for the words “two-thirty in the afternoon and four-thirty and eight-thirty” there shall be substituted the word “eight”;
- (f) in sub-sections (3) and (5) for the expression “sub-sections (1AA) and (2)” (where respectively occurring) there shall be substituted the expression “sub-section (2)”;
- (g) sub-section (4) shall be repealed; and
- (h) in sub-section (7)—
- (i) for the words “the Full Commission” there shall be substituted the words “the Commission”; and
 - (ii) for the expression “sub-sections (1AA) and (2)” there shall be substituted the expression “sub-section (2)”.

—(Hon. D. R. White)

Question—That clause 19 stand part of the Bill—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 28

The Hon. M. J. Arnold
 H. G. Baylor (*Teller*)
 M. A. Birrell
 P. D. Block
 C. Bubb
 G. P. Connard

NOES, 2

The Hon. B. P. Dunn (*Teller*)
 D. M. Evans (*Teller*)

Joan Coxsedge (*Teller*)

J. L. Dixon

F. J. Granter

J. V. C. Guest

D. E. Henshaw

C. J. Hogg

J. H. Kennan

C. J. Kennedy

D. E. Kent

J. E. Kirner

R. I. Knowles

R. A. Mackenzie

L. A. McArthur

B. W. Mier

B. A. Murphy

B. T. Pullen

N. B. Reid

M. J. Sandon

G. A. Sgro

Haddon Storey

H. R. Ward

D. R. White

And so it was resolved in the affirmative.

No. 11.—LIQUOR CONTROL (AMENDMENT) BILL (No. 2)—Clause 38 (as amended).

After section 144 of the Principal Act there shall be inserted the following section:

‘144A. (1) The licensee owner or person in charge of licensed premises shall at all reasonable times when the licensed premises are open allow a representative or representatives of a relevant trade union reasonable access to the licensed premises for the purposes of inspecting the time sheets of employees at the licensed premises and interviewing those employees in relation to any matter connected with their employment.

(2) Sub-section (1) applies to and in relation to only a representative of a relevant trade union who has been authorized for the purposes of sub-section (1) by the Secretary.

(3) A representative of a relevant trade union shall produce on demand the authority in writing of the Secretary given under sub-section (2) to the licensee owner or person in charge of any licensed premises which the representative intends to enter pursuant to sub-section (1).

(4) In this section—

“**Relevant trade union**” means an association of employees which is a recognized association under Part V. of the *Industrial Relations Act 1979* or an organization registered under Part VIII. of the *Commonwealth Conciliation and Arbitration Act 1904* (as amended and in force from time to time) being an association or organization of which any person employed at the licensed premises is or is eligible to be a member.’

—(*Hon. D. R. White*)

Question—That clause 38, as amended, stand part of the Bill—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 18

The Hon. M. J. Arnold
Joan Coxsedge
J. L. Dixon (*Teller*)
D. E. Henshaw
C. J. Hogg (*Teller*)
J. H. Kennan
C. J. Kennedy
D. E. Kent

NOES, 19

The Hon. M. A. Birrell
P. D. Block
C. Bubb
B. A. Chamberlain (*Teller*)
G. P. Connard
D. G. Crozier
B. P. Dunn
D. M. Evans

J. E. Kirner
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

F. J. Granter (*Teller*)
 J. V. C. Guest
 D. K. Hayward
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward

And so it passed in the negative.

Thursday, 1 November

No. 12—DAIRY INDUSTRY BILL—Clause 20.

(1) The Minister shall within 60 days of the end of each financial year submit to the Authority a statement showing the expenses incurred by the Department in the provision and administration of quality assurance services under this Act during that financial year and specifying the amount of that expenditure which the Authority is required to contribute towards the recoupment of that expenditure.

* * * * *

—(*Hon. D. E. Kent*)

Amendment proposed—That the words “the amount” in clause 20 (1) be omitted with the view of inserting in place thereof “an amount being equivalent to 75 per centum”.

—(*Hon. D. E. Kent*)

Question—That the words proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 19

The Hon. H. G. Baylor
 M. A. Birrell
 C. Bubb
 B. A. Chamberlain
 G. P. Connard
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward
 A. J. Hunt
 R. I. Knowles
 R. Lawson
 R. J. Long (*Teller*)
 J. W. S. Radford (*Teller*)
 N. B. Reid
 Haddon Storey
 H. R. Ward

NOES, 18

The Hon. M. J. Arnold
 Joan Cocksedge
 J. L. Dixon
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner (*Teller*)
 R. A. Mackenzie
 L. A. McArthur (*Teller*)
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 Evan Walker
 D. R. White

And so it was resolved in the affirmative—Amendment negatived.

No. 13—DAIRY INDUSTRY BILL—Clause 7 (*previously postponed*).

* * * * *

(3) The Authority may—

- (a) with the approval of the Governor in Council, manufacture dairy produce; and
- (b) with the approval of the Minister, purchase or lease or join with any other person or body (whether corporate or unincorporate) in purchasing or leasing any land, buildings, equipment, plant and facilities that the Authority considers necessary for processing or distributing dairy produce or promoting the use of dairy produce.

—(Hon. D. E. Kent)

Amendment proposed—That clause 7 (3) be omitted.

—(Hon. B. P. Dunn)

Question—That the sub-clause proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 35

The Hon. M. J. Arnold
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 G. P. Connard (*Teller*)
 D. G. Crozier
 J. L. Dixon
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward
 D. E. Henshaw
 C. J. Hogg
 A. J. Hunt
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 J. E. Kirner
 R. I. Knowles
 W. A. Landeryou
 R. J. Long
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy (*Teller*)
 B. T. Pullen
 J. W. S. Radford
 N. B. Reid
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 Evan Walker
 H. R. Ward
 D. R. White

NOES, 2

The Hon. B. P. Dunn (*Teller*)
 D. M. Evans (*Teller*)

And so it was resolved in the affirmative.

No. 14—INDUSTRIAL RELATIONS (AMENDMENT) BILL (NO. 2)—Clause 5.

In section 34 (2) of the Principal Act the words “to determine any matter relating to the preferential employment or dismissal of persons as being or as not being members of any organization association or body or” shall be repealed.

—(Hon J. H. Kennan)

Question—That clause 5 stand part of the Bill—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 16

The Hon. M. J. Arnold
Joan Coxsedg
D. E. Henshaw
C. J. Hogg
J. H. Kennan
C. J. Kennedy
D. E. Kent
W. A. Landeryou
R. A. Mackenzie
L. A. McArthur
B. W. Mier
B. A. Murphy
B. T. Pullen (*Teller*)
M. J. Sandon (*Teller*)
G. A. Sgro
D. R. White

NOES, 18

The Hon. H. G. Baylor
P. D. Block
C. Bubb
B. A. Chamberlain
G. P. Connard
D. G. Crozier
B. P. Dunn
D. M. Evans
F. J. Granter (*Teller*)
J. V. C. Guest
D. K. Hayward
A. J. Hunt
R. I. Knowles
R. Lawson (*Teller*)
R. J. Long
J. W. S. Radford
N. B. Reid
H. R. Ward

And so it passed in the negative.

NO. 15—CHINATOWN HISTORIC PRECINCT BILL—Clause 14.

(1) Upon the recommendation of the Committee, the Council may for the purpose of conserving and enhancing the character of the precinct issue directions in writing to the owner of any land abutting or within the precinct to carry out works to or to alter or decorate the land or any building or other structure permanently affixed to the land in order to render the external appearance of the land or building or structure consistent with the character of the precinct.

* * * * *

—(*Hon. D. R. White*)

Amendment proposed—That the words “and with the approval of the Minister” be inserted after “Committee” in clause 14 (1).

—(*Hon. D. R. White*)

Question—That the words proposed to be inserted be so inserted—put.

Committee divided—The Hon. M. J. Arnold in the Chair.

AYES, 15

The Hon. Joan Coxsedg
J. L. Dixon
D. E. Henshaw
C. J. Hogg
J. H. Kennan
C. J. Kennedy
D. E. Kent
R. A. Mackenzie
L. A. McArthur
B. W. Mier (*Teller*)
B. A. Murphy
B. T. Pullen (*Teller*)
G. A. Sgro
Evan Walker
D. R. White

NOES, 17

The Hon. H. G. Baylor
M. A. Birrell
P. D. Block (*Teller*)
C. Bubb
B. A. Chamberlain
G. P. Connard (*Teller*)
D. G. Crozier
B. P. Dunn
D. M. Evans
F. J. Granter
J. V. C. Guest
D. K. Hayward
A. J. Hunt
R. I. Knowles
R. J. Long
J. W. S. Radford
Haddon Storey

And so it passed in the negative.

NO. 16—MEDICAL PRACTITIONERS (FURTHER AMENDMENT) BILL—Clause 7.

For sub-section (1) of section 27A there shall be substituted the following sub-section:

“(1) Where a person—

(a) applies for registration under section 20; or

(b) is or has been qualified to practise medicine or surgery in a country other than a country referred to in section 19, and the Health Commission advises the Board that it is satisfied that there is a special need for the provision to a particular ethnic community of medical services of a nature which that person would provide—

the Board may issue a certificate of registration subject to such limitations and restrictions upon the practice of medicine or surgery by that person and to such other conditions as the Board in a particular case specifies in the certificate.”.

—(Hon. D. R. White)

Question—That clause 7 stand part of the Bill—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 31

The Hon. M. J. Arnold (*Teller*)
 H. G. Baylor
 M. A. Birrell
 P. D. Block
 B. A. Chamberlain
 G. P. Connard
 Joan Coxsedge
 D. G. Crozier (*Teller*)
 J. L. Dixon
 F. J. Granter
 J. V. C. Guest
 D. K. Hayward
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy
 D. E. Kent
 R. I. Knowles
 W. A. Landeryou
 R. Lawson
 R. A. Mackenzie
 L. A. McArthur
 B. W. Mier
 B. A. Murphy
 B. T. Pullen
 J. W. S. Radford
 M. J. Sandon
 G. A. Sgro
 Haddon Storey
 Evan Walker
 D. R. White

NOES, 2

The Hon. B. P. Dunn (*Teller*)
 D. M. Evans (*Teller*)

And so it was resolved in the affirmative.

Friday, 2 November

NO. 17—DANGEROUS GOODS (ROAD TRANSPORT) BILL—Clause 22.

(1) A court that convicts a person of an offence against this Act or before which a person is charged with an offence against this Act of which the person is found guilty or to which the person pleads guilty and in respect of which a conviction is not recorded may order that

the whole or part of any dangerous goods seized in relation to the offence or of any container, equipment, fittings, piping or appliance seized under section 13 (1) (a) (iv) by an inspector pursuant to this Act or by any person or body of persons to whom the power of seizure has been delegated under section 11 be forfeited to Her Majesty.

* * * * *

—(Hon. D. R. White)

Amendment proposed—That the expression “or of any container, equipment, fittings, piping or appliance seized under section 13 (1) (a) (iv)” in clause 22 (1) be omitted.

—(Hon. P. D. Block)

Question—That the expression proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. K. I. M. Wright in the Chair.

AYES, 17

The Hon. M. J. Arnold
 Joan Coxsedg
 J. L. Dixon
 D. E. Henshaw
 C. J. Hogg
 J. H. Kennan
 C. J. Kennedy (*Teller*)
 D. E. Kent
 J. E. Kirner
 W. A. Landeryou
 R. A. Mackenzie
 L. A. McArthur
 B. A. Murphy (*Teller*)
 B. T. Pullen
 M. J. Sandon
 G. A. Sgro
 D. R. White

NOES, 18

The Hon. H. G. Baylor
 M. A. Birrell
 P. D. Block
 C. Bubb
 B. A. Chamberlain
 D. G. Crozier
 B. P. Dunn
 D. M. Evans
 J. V. C. Guest
 D. K. Hayward (*Teller*)
 W. V. Houghton
 R. I. Knowles
 R. Lawson (*Teller*)
 R. J. Long
 J. W. S. Radford
 N. B. Reid
 Haddon Storey
 H. R. Ward

And so it passed in the negative.

MINUTES OF THE PROCEEDINGS

OF THE

JOINT SITTING

OF THE HOUSES OF PARLIAMENT OF THE
STATE OF VICTORIA

To choose

- (1) Three Members to be recommended for appointment to the Council of the Victorian Institute of Marine Sciences
 - (2) Two Members to be recommended for appointment to the Council of the Deakin University
 - (3) Two Members to be recommended for appointment to the Council of the La Trobe University
 - (4) Two Members to be recommended for appointment to the Council of the Monash University
- and
- (5) Two Members to be recommended for appointment to the Council of the Victorian Institute of Secondary Education

30 June 1982

Held in accordance with the provisions of section 7 of the Victorian Institute of Marine Sciences Act 1974 (No. 8607), section 7 of the Deakin University Act 1974 (No. 8610), section 15 of the La Trobe University Act 1964 (No. 7189), section 7 of the Monash University Act 1958 (No. 6184) and section 5 of the Victorian Institute of Secondary Education Act 1976 (No. 8904)

MELBOURNE
F. D. ATKINSON, GOVERNMENT PRINTER
1982

MINUTES OF THE PROCEEDINGS

of the

JOINT SITTING

held in the

LEGISLATIVE ASSEMBLY CHAMBER

Wednesday, 30 June 1982

The Members of the Legislative Council and the Members of the Legislative Assembly having, pursuant to resolutions of the two Houses, assembled in the Legislative Assembly Chamber—

1 ELECTION OF PRESIDENT—The Premier, the Honourable John Cain, M.P., moved—
That the Honourable C. T. Edmunds, M.P., Speaker of the Legislative Assembly, be appointed President of this Joint Sitting; which motion, being seconded by the Leader of the Opposition, the Honourable L. H. S. Thompson, C.M.G., M.P., was resolved in the affirmative.

The Honourable C. T. Edmunds, having expressed his acknowledgement for the honour conferred upon him by the Joint Sitting, then took the chair.

2 RULES OF PROCEDURE—The President announced that section 7 of the *Victorian Institute of Marine Sciences Act 1974*, section 7 of the *Deakin University Act 1974*, section 15 of the *La Trobe University Act 1964*, section 7 of the *Monash University Act 1958* and section 5 of the *Victorian Institute of Secondary Education Act 1976* provided that the Joint Sitting shall be conducted in accordance with rules adopted for the purpose by Members at the Sitting. Accordingly, the Honourable John Cain, M.P., submitted the following rules of procedure for the consideration of Honourable Members, and moved that they be adopted as the rules of procedure of this Joint Sitting:

- 1 On any debate arising the same shall be conducted according to Parliamentary usage.
- 2 A Member, addressing himself to the President, shall propose Members/a Member to be recommended for appointment to the.....
(as the case may be) and any such proposal shall be duly seconded. When any Member is so proposed, his proposer shall state that such Member is willing to be so recommended for appointment, if chosen.
- 3 If no more than the required number of Members are proposed and seconded for the various vacancies, the President shall declare such Member(s) as having been chosen to be recommended for appointment thereto.
- 4 If more than the required number of Members is proposed and seconded in respect of the vacancies, the Member(s) to be recommended for appointment shall be chosen by ballot in the following manner.

- 5 In the ballot for the vacancies on each governing body, the President shall announce the names of the Members proposed and shall cause each Member present to be provided with a ballot paper initialled by the Clerks of the two Houses. The Member shall write on such ballot paper the name(s) of the Member(s) he wishes to be recommended for appointment; and if any ballot paper contains more than the appropriate number of names, it shall be rejected. Having marked his ballot paper as provided, the Member voting shall place it in a ballot box provided for the purpose.
- 6 The President shall appoint three Members to be scrutineers, who, with the Clerks shall ascertain the number of votes for each Member. The Member who shall be reported to have the greatest number of votes shall, in the case of a single vacancy, be deemed to be duly chosen to be recommended for appointment. In the case of a multiple vacancy, the appropriate number of Members who shall be reported to have the greatest number of votes shall be deemed to be duly chosen to be recommended for appointment. In the case of doubt arising through two or more Members having an equality of votes, the scrutineers, by drawing lots shall determine which of such Members shall be duly chosen to be recommended for appointment.
- 7 No informal vote shall be taken into account.
- 8 The President shall be entitled to a vote.
- 9 As soon as a ballot has been concluded the President shall declare:
- “That.....have/has been
chosen to be recommended for appointment to.....
.....(as the case may be).”
- 10 The President shall advise the Minister of Education of the Members chosen to be recommended for appointment to the respective governing bodies.
- 11 The records of the proceedings and the ballot papers shall be retained by the Clerk of the Parliament of the State of Victoria, who shall be the custodian thereof, and shall keep the ballot papers safely for one year and thereafter destroy them.

The Honourable L. H. S. Thompson, C.M.G., M.P., seconded the motion.

Question—put and resolved in the affirmative.

3 MEMBERS PROPOSED AND CHOSEN TO BE RECOMMENDED FOR APPOINTMENT TO THE COUNCIL OF THE VICTORIAN INSTITUTE OF MARINE SCIENCES—The President announced that, the rules having been adopted, he was now prepared to receive proposals from Honourable Members with regard to three Members to be recommended for appointment to the Council of the Victorian Institute of Marine Sciences.

The Honourable John Cain, M.P. proposed Bruce James Evans, Esquire, M.P., The Honourable William Vasey Houghton, M.L.C., and Gordon Francis Stirling, Esquire, M.P., for recommendation for appointment to the Council, and stated that they were willing to be recommended, if chosen, which proposal was seconded by the Honourable L. H. S. Thompson, C.M.G., M.P.

The President, having asked if there were any further proposals and there being no further proposals thereupon declared that Bruce James Evans, Esquire, M.P., The Honourable William Vasey Houghton, M.L.C., and Gordon Francis Stirling, Esquire, M.P., had been chosen to be recommended for appointment to the Council of the Victorian Institute of Marine Sciences.

- 4 MEMBERS PROPOSED AND CHOSEN TO BE RECOMMENDED FOR APPOINTMENT TO THE COUNCIL OF THE DEAKIN UNIVERSITY—The President announced that he was now prepared to receive proposals from Honourable Members with regard to two Members to be recommended for appointment to the Council of the Deakin University.

The Honourable John Cain, M.P. proposed the Honourable Clive Bubb, M.L.C., and the Honourable David Ernest Henshaw, M.B.E., M.L.C., for recommendation for appointment to the Council, and stated that they were willing to be recommended, if chosen, which proposal was seconded by the Honourable L. H. S. Thompson, C.M.G., M.P.

The President, having asked if there were any further proposals and there being no further proposals thereupon declared that the Honourable Clive Bubb, M.L.C., and the Honourable David Ernest Henshaw, M.B.E., M.L.C., had been chosen to be recommended for appointment to the Council of the Deakin University.

- 5 MEMBERS PROPOSED AND CHOSEN TO BE RECOMMENDED FOR APPOINTMENT TO THE COUNCIL OF THE LA TROBE UNIVERSITY—The President announced that he was now prepared to receive proposals from Honourable Members with regard to two Members to be recommended for appointment to the Council of the La Trobe University.

The Honourable John Cain, M.P. proposed Carl William Dunn Kirkwood, Esquire, M.P., and Donald Neville Saltmarsh, Esquire, M.P., for recommendation for appointment to the Council, and stated that they were willing to be recommended, if chosen, which proposal was seconded by the Honourable L. H. S. Thompson, C.M.G., M.P.

The President, having asked if there were any further proposals and there being no further proposals thereupon declared that Carl William Dunn Kirkwood, Esquire, M.P., and Donald Neville Saltmarsh, Esquire, M.P., had been chosen to be recommended for appointment to the Council of the La Trobe University.

- 6 MEMBERS PROPOSED AND CHOSEN TO BE RECOMMENDED FOR APPOINTMENT TO THE COUNCIL OF THE MONASH UNIVERSITY—The President announced that he was now prepared to receive proposals from Honourable Members with regard to two Members to be recommended for appointment to the Council of the Monash University.

The Honourable John Cain, M.P. proposed the Honourable William Robert Baxter, M.L.C., and Dr Gerard Marshall Vaughan, M.P., for recommendation for appointment to the Council, and stated that they were willing to be recommended, if chosen, which proposal was seconded by the Honourable L. H. S. Thompson, C.M.G., M.P.

The President, having asked if there were any further proposals and there being no further proposals thereupon declared that the Honourable William Robert Baxter, M.L.C., and Dr Gerard Marshall Vaughan, M.P., had been chosen to be recommended for appointment to the Council of the Monash University.

- 7 MEMBERS PROPOSED AND CHOSEN TO BE RECOMMENDED FOR APPOINTMENT TO THE COUNCIL OF THE VICTORIAN INSTITUTE OF SECONDARY EDUCATION—The President announced that he was now prepared to receive proposals from Honourable Members with regard to two Members to be recommended for appointment to the Council of the Victorian Institute of Secondary Education.

The Honourable John Cain, M.P. proposed the Honourable Joan Elizabeth Kirner, M.L.C., and John Ingles Richardson, Esquire, M.P., for recommendation for appointment to the Council, and stated that they were willing to be recommended, if chosen, which proposal was seconded by the Honourable L. H. S. Thompson, C.M.G., M.P.

The President, having asked if there were any further proposals and there being no further proposals thereupon declared that the Honourable Joan Elizabeth Kirner, M.L.C., and John Ingles Richardson, Esquire, M.P., had been chosen to be recommended for appointment to the Council of the Victorian Institute of Secondary Education.

- 8 VOTE OF THANKS TO THE PRESIDENT—The Honourable John Cain, M.P., moved a vote of thanks to the President, which motion was seconded by the Honourable L. H. S. Thompson, C.M.G., M.P., and carried unanimously.

The President, having returned thanks, declared the Joint Sitting closed.

A. R. B. McDONNELL
Clerk of the Legislative Council

J. H. CAMPBELL
Clerk of the Legislative Assembly

PARLIAMENT OF VICTORIA

MINUTES OF THE PROCEEDINGS

OF THE

JOINT SITTING

OF THE HOUSES OF PARLIAMENT OF THE
STATE OF VICTORIA

To choose

Three Members to be recommended for appointment to the
Council of the La Trobe University

23 March 1983

*Held in accordance with the provisions of section 7 of the La Trobe University Act 1964
(No. 7189)*

MELBOURNE
F. D. ATKINSON, GOVERNMENT PRINTER
1982-83

MINUTES OF THE PROCEEDINGS

of the

JOINT SITTING

held in the

LEGISLATIVE ASSEMBLY CHAMBER

Wednesday, 23 March 1983

The Members of the Legislative Council and the Members of the Legislative Assembly having, pursuant to resolutions of the two Houses, assembled in the Legislative Assembly Chamber—

- 1 ELECTION OF PRESIDENT—The Premier, the Honourable John Cain, M.P., moved—That the Honourable Frederick Sheppard Grimwade, M.L.C., President of the Legislative Council, be appointed President of this Joint Sitting; which motion, being seconded by the Leader of the Opposition, the Honourable J. G. Kennett, M.P., was resolved in the affirmative.

The Honourable F. S. Grimwade, having expressed his acknowledgement for the honour conferred upon him by the Joint Sitting, then took the chair.

- 2 RULES OF PROCEDURE—The President announced that section 7 of the *La Trobe University Act 1964* provided that the Joint Sitting shall be conducted in accordance with rules adopted for the purpose by Members at the Sitting. Accordingly, the Honourable John Cain, M.P., submitted the following rules of procedure for the consideration of Honourable Members, and moved that they be adopted as the rules of procedure of this Joint Sitting:

- 1 On any debate arising the same shall be conducted according to Parliamentary usage.
- 2 A Member, addressing himself to the President, shall propose Members/a Member to be recommended for appointment to the.....
(as the case may be) and any such proposal shall be duly seconded. When any Member is so proposed, his proposer shall state that such Member is willing to be so recommended for appointment, if chosen.
- 3 If no more than the required number of Members are proposed and seconded for the various vacancies, the President shall declare such Member(s) as having been chosen to be recommended for appointment thereto.

- 4 If more than the required number of Members is proposed and seconded in respect of the vacancies, the Member(s) to be recommended for appointment shall be chosen by ballot in the following manner.
- 5 In the ballot for the vacancies on each governing body, the President shall announce the names of the Members proposed and shall cause each Member present to be provided with a ballot paper initialled by the Clerks of the two Houses. The Member shall write on such ballot paper the name(s) of the Member(s) he wishes to be recommended for appointment; and if any ballot paper contains more than the appropriate number of names, it shall be rejected. Having marked the ballot paper as provided, the Member voting shall place it in a ballot box provided for the purpose.
- 6 The President shall appoint three Members to be scrutineers, who, with the Clerks shall ascertain the number of votes for each Member. The Member who shall be reported to have the greatest number of votes shall, in the case of a single vacancy be deemed to be duly chosen to be recommended for appointment. In the case of a multiple vacancy, the appropriate number of Members who shall be reported to have the greatest number of votes shall be deemed to be duly chosen to be recommended for appointment. In case of doubt arising through two or more Members having an equality of votes, the scrutineers, by drawing lots shall determine which of such Members shall be duly chosen to be recommended for appointment.
- 7 No informal vote shall be taken into account.
- 8 The President shall be entitled to a vote.
- 9 As soon as a ballot has been concluded the President shall declare:

“That have/has been
chosen to be recommended for appointment to
..... (as the case may be).”
- 10 The President shall advise the responsible Minister(s) of the Members chosen to be recommended for appointment to the respective governing bodies.
- 11 The records of the proceedings and the ballot papers shall be retained by the Clerk of the Parliaments of the State of Victoria, who shall be the custodian thereof, and shall keep the ballot papers safely for one year and thereafter destroy them.

The Honourable J. G. Kennett, M.P., seconded the motion

Question—put and resolved in the affirmative.

- 3 MEMBERS PROPOSED AND CHOSEN TO BE RECOMMENDED FOR APPOINTMENT TO THE COUNCIL OF THE LA TROBE UNIVERSITY—The President announced that the rules having been adopted he was now prepared to receive proposals from Honourable Members with regard to three Members to be recommended for appointment to the Council of the La Trobe University.

The Honourable John Cain, M.P. proposed Carl Kirkwood, Esquire, M.P., Donald Neville Saltmarsh, Esquire, M.P., and Milton Stanley Whiting, Esquire, M.P., for recommendation for appointment to the Council, and stated that they were willing to be recommended, if chosen, which proposal was seconded by the Honourable J. G. Kennett, M.P.

The President, having asked if there were any further proposals and there being no further proposals thereupon declared that Carl Kirkwood, Esquire, M.P., Donald Neville Saltmarsh, Esquire, M.P., and Milton Stanley Whiting, Esquire, M.P. had been chosen to be recommended for appointment to the Council of the La Trobe University.

- 4 The President declared the Joint Sitting closed.

A. R. B. McDONNELL
Clerk of the Legislative Council

J. H. CAMPBELL
Clerk of the Legislative Assembly

PARLIAMENT OF VICTORIA

MINUTES OF THE PROCEEDINGS

OF THE

JOINT SITTING

OF THE HOUSES OF PARLIAMENT OF THE
STATE OF VICTORIA

To choose a Member to be recommended for appointment to the
Council of the Victorian Institute of Secondary Education

25 May 1983

*Held in accordance with the provisions of section 5 of the Victorian Institute of
Secondary Education Act 1976 (No. 8904)*

F. D. ATKINSON, GOVERNMENT PRINTER
MELBOURNE
1983

MINUTES OF THE PROCEEDINGS

of the

JOINT SITTING

held in the

LEGISLATIVE ASSEMBLY CHAMBER

Wednesday, 25 May 1983

The Members of the Legislative Council and the Members of the Legislative Assembly having, pursuant to resolutions of the two Houses, assembled in the Legislative Assembly Chamber—

1 ELECTION OF PRESIDENT—The Deputy Premier, the Honourable R. C. Fordham, M.P., moved—That the Honourable C. T. Edmunds, M.P., Speaker of the Legislative Assembly, be appointed President of this Joint Sitting; which motion, being seconded by J. I. Richardson, Esquire, M.P., was resolved in the affirmative.

The Honourable C. T. Edmunds, having expressed his acknowledgement for the honour conferred upon him by the Joint Sitting, then took the chair.

2 RULES OF PROCEDURE—The President announced that section 5 of the the *Victorian Institute of Secondary Education Act 1976* provided that the Joint Sitting shall be conducted in accordance with rules adopted for the purpose by Members at the Sitting. Accordingly, the Honourable R. C. Fordham, M.P., submitted the following rules of procedure for the consideration of Honourable Members, and moved that they be adopted as the rules of procedure of this Joint Sitting:

- 1 On any debate arising the same shall be conducted according to Parliamentary usage.
- 2 A Member, addressing himself to the President, shall propose Members/a Member to be recommended for appointment to the..... (as the case may be) and any such proposal shall be duly seconded. When any Member is so proposed, his proposer shall state that such Member is willing to be so recommended for appointment, if chosen.
- 3 If no more than the required number of Members are proposed and seconded for the various vacancies, the President shall declare such Member(s) as having been chosen to be recommended for appointment thereto.
- 4 If more than the required number of Members is proposed and seconded in respect of the vacancies, the Member(s) to be recommended for appointment shall be chosen by ballot in the following manner.
- 5 In the ballot for the vacancies on each governing body, the President shall announce the names of the Members proposed and shall cause each Member present to be provided with a ballot paper initialled by the Clerks of the two Houses. The Member shall write on such ballot paper the name(s) of the Member(s) he wishes to be recommended for

appointment; and if any ballot paper contains more than the appropriate number of names, it shall be rejected. Having marked his ballot paper as provided, the Member voting shall place it in a ballot box provided for the purpose.

- 6 The President shall appoint three Members to be scrutineers, who, with the Clerks shall ascertain the number of votes for each Member. The Member who shall be reported to have the greatest number of votes shall, in the case of a single vacancy, be deemed to be duly chosen to be recommended for appointment. In the case of a multiple vacancy, the appropriate number of Members who shall be reported to have the greatest number of votes shall be deemed to be duly chosen to be recommended for appointment. In the case of doubt arising through two or more Members having an equality of votes, the scrutineers, by drawing lots shall determine which of such Members shall be duly chosen to be recommended for appointment.
- 7 No informal vote shall be taken into account.
- 8 The President shall be entitled to a vote.
- 9 As soon as a ballot has been concluded the President shall declare:

“That.....have/has been
chosen to be recommended for appointment to.....
.....(as the case may be).”

- 10 The President shall advise the Minister of Education of the Members chosen to be recommended for appointment to the respective governing bodies.
- 11 The records of the proceedings and the ballot papers shall be retained by the Clerk of the Parliaments of the State of Victoria, who shall be the custodian thereof, and shall keep the ballot papers safely for one year and thereafter destroy them.

J. I. Richardson, Esquire, M.P. seconded the motion.

Question—put and resolved in the affirmative.

- 3 MEMBER PROPOSED AND CHOSEN TO BE RECOMMENDED FOR APPOINTMENT TO THE COUNCIL OF THE VICTORIAN INSTITUTE OF SECONDARY EDUCATION—The President announced that, the rules having been adopted, he was now prepared to receive proposals from Honourable Members with regard to a Member to be recommended for appointment to the Council of the Victorian Institute of Secondary Education.

The Honourable R. C. Fordham, M.P., proposed the Honourable Walter Jona, M.P., for recommendation for appointment to the Council, and stated that he was willing to be recommended, if chosen, which proposal was seconded by J. I. Richardson, Esquire, M.P.

The President, having asked if there were any further proposals and there being no further proposals thereupon declared that the Honourable Walter Jona, M.P., had been chosen to be recommended for appointment to the Council of the Victorian Institute of Secondary Education.

- 4 The President declared the Joint Sitting closed.

A. R. B. McDONNELL
Clerk of the Legislative Council

J. H. CAMPBELL
Clerk of the Legislative Assembly

PARLIAMENT OF VICTORIA

MINUTES OF THE PROCEEDINGS

OF THE

JOINT SITTING

**OF THE HOUSES OF PARLIAMENT OF THE
STATE OF VICTORIA**

To choose

Three Members to be recommended for appointment to the
Council of the Monash University

24 November 1983

*Held in accordance with the provisions of section 7 of the
Monash University Act 1958 (No. 6184)*

MELBOURNE
F D ATKINSON GOVERNMENT PRINTER
1984

MINUTES OF THE PROCEEDINGS

of the

JOINT SITTING

held in the

LEGISLATIVE ASSEMBLY CHAMBER

Thursday, 24 November 1983

The Members of the Legislative Council and the Members of the Legislative Assembly having, pursuant to resolutions of the two Houses, assembled in the Legislative Assembly Chamber—

- 1 ELECTION OF PRESIDENT—The Premier, the Honourable John Cain, M.P., moved—
That the Honourable F. S. Grimwade, M.L.C., President of the Legislative Council, be appointed President of this Joint Sitting; which motion, being seconded by the Leader of the Opposition, the Honourable J. G. Kennett M.P., was resolved in the affirmative.

The Honourable F. S. Grimwade, having expressed his acknowledgement for the honour conferred upon him by the Joint Sitting, then took the chair.

- 2 RULES OF PROCEDURE—The President announced that section 7 of the *Monash University Act 1958* provided that the Joint Sitting shall be conducted in accordance with rules adopted for the purpose by Members at the Sitting. Accordingly, the Honourable John Cain, M.P., submitted the following rules of procedure for the consideration of Honourable Members, and moved that they be adopted as the rules of procedure of this Joint Sitting:

- 1 On any debate arising the same shall be conducted according to Parliamentary usage.
- 2 A Member, addressing himself to the President, shall propose Members/a member to be recommended for appointment to the.....
(as the case may be) and any such proposal shall be duly seconded. When any Member is so proposed, his proposer shall state that such Member is willing to be so recommended for appointment, if chosen.
- 3 If no more than the required number of Members are proposed and seconded for the various vacancies, the President shall declare such Member(s) as having been chosen to be recommended for appointment thereto.
- 4 If more than the required number of Members is proposed and seconded in respect of the vacancies, the Member(s) to be recommended for appointment shall be chosen by ballot in the following manner.
- 5 In the ballot for the vacancies on each governing body, the President shall announce the names of the Members proposed and shall cause each Member present to be provided with a ballot paper initialled by the

Clerks of the two Houses. The Member shall write on such ballot paper the name(s) of the Member(s) he wishes to be recommended for appointment; and if any ballot paper contains more than the appropriate number of names, it shall be rejected. Having marked his ballot paper as provided, the Member voting shall place it in a ballot box provided for the purpose.

- 6 The President shall appoint three Members to be scrutineers, who, with the Clerks shall ascertain the number of votes for each Member. The Member who shall be reported to have the greatest number of votes shall, in the case of a single vacancy, be deemed to be duly chosen to be recommended for appointment. In the case of a multiple vacancy, the appropriate number of Members who shall be reported to have the greatest number of votes shall be deemed to be duly chosen to be recommended for appointment. In the case of doubt arising through two or more Members having an equality of votes, the scrutineers, by drawing lots shall determine which of such Members shall be duly chosen to be recommended for appointment.
- 7 No informal vote shall be taken into account.
- 8 The President shall be entitled to a vote.
- 9 As soon as a ballot has been concluded the President shall declare:

“That.....have/has been
chosen to be recommended for appointment to.....
.....(as the case may be)”
- 10 The President shall advise the Minister(s) of the Members chosen to be recommended for appointment to the respective governing bodies.
- 11 The records of the proceedings and the ballot papers shall be retained by the Clerk of the Parliaments of the State of Victoria, who shall be the custodian thereof, and shall keep the ballot papers safely for one year and thereafter destroy them.

The Honourable J. G. Kennett, M.P., seconded the motion.

Question—put and resolved in the affirmative.

- 3 MEMBERS PROPOSED AND CHOSEN TO BE RECOMMENDED FOR APPOINTMENT TO THE COUNCIL OF THE MONASH UNIVERSITY—The President announced that, the rules having been adopted, he was now prepared to receive proposals from Honourable Members with regard to three Members to be recommended for appointment to the Council of the Monash University.

The Honourable John Cain, M.P. proposed the Honourable William Robert Baxter, M.L.C., the Honourable James Vincent Chester Guest M.L.C., and Dr Gerard Marshall Vaughan, M.P., for recommendation for appointment to the Council, and stated that they were willing to be recommended, if chosen, which proposal was seconded by the Honourable J. G. Kennett, M.P.

The President, having asked if there were any further proposals and there being no further proposals thereupon declared that the Honourable William Robert Baxter, M.L.C., the Honourable James Vincent Chester Guest, M.L.C., and Dr Gerard Marshall Vaughan, M.P., had been chosen to be recommended for appointment to the Council of the Monash University.

- 4 The President declared the Joint Sitting closed.

R. K. EVANS
Clerk of the Legislative Council

J. H. CAMPBELL
Clerk of the Legislative Assembly

PARLIAMENT OF VICTORIA

MINUTES OF THE PROCEEDINGS

OF THE

JOINT SITTING

OF THE HOUSES OF PARLIAMENT OF THE
STATE OF VICTORIA

To choose

- (1) A Member to be recommended for appointment to the Council
of the Deakin University
- (2) A Member to be recommended for appointment to the Council
of the Monash University
and
- (3) Three Members to be recommended for appointment to the
Council of the Victorian Institute of Secondary Education

1 November 1984

Held in accordance with the provisions of section 7 of the Deakin University Act 1974 (No. 8610), section 7 of the Monash University Act 1958 (No. 6184) and section 5 of the Victorian Institute of Secondary Education Act 1976 (No. 8904)

MELBOURNE
F. D. ATKINSON, GOVERNMENT PRINTER
1984

MINUTES OF THE PROCEEDINGS

of the

JOINT SITTING

held in the

LEGISLATIVE ASSEMBLY CHAMBER

Thursday, 1 November 1984

The Members of the Legislative Council and the Members of the Legislative Assembly having assembled in the Legislative Assembly Chamber, pursuant to resolutions of the two Houses—

- 1 **ELECTION OF PRESIDENT**—The Deputy Premier, the Honourable R. C. Fordham, M.P., moved—That the Honourable C. T. Edmunds, M.P., Speaker of the Legislative Assembly, be appointed President of this Joint Sitting; which motion, being seconded by the Leader of the Opposition, the Honourable J. G. Kennett, M.P., was resolved in the affirmative.

The Honourable C. T. Edmunds, having expressed his acknowledgement for the honour conferred upon him by the Joint Sitting, then took the chair.

- 2 **RULES OF PROCEDURE**—The President announced that section 7 of the *Deakin University Act 1974*, section 7 of the *Monash University Act 1958* and section 5 of the *Victorian Institute of Secondary Education Act 1976* provided that the Joint Sitting shall be conducted in accordance with rules adopted for the purpose by Members at the sitting. Accordingly, the Honourable R. C. Fordham, M.P., submitted the following rules of procedure for the consideration of Honourable Members, and moved that they be adopted as the rules of procedure of this Joint Sitting:

- 1 On any debate arising the same shall be conducted according to Parliamentary usage.
- 2 A Member, addressing himself to the President, shall propose Members/a Member to be recommended for appointment to the..... (as the case may be) and any such proposal shall be duly seconded. When any Member is so proposed, his proposer shall state that such Member is willing to be so recommended for appointment, if chosen.
- 3 If no more than the required number of Members are proposed and seconded for the various vacancies, the President shall declare such Member(s) as having been chosen to be recommended for appointment thereto.
- 4 If more than the required number of Members is proposed and seconded in respect of the vacancies, the Member(s) to be recommended for appointment shall be chosen by ballot in the following manner.
- 5 In the ballot for the vacancies on each governing body, the President shall announce the names of the Members proposed and shall cause each Member

present to be provided with a ballot paper initialled by the Clerks of the two Houses. The Member shall write on such ballot paper the name(s) of the Member(s) he wishes to be recommended for appointment; and if any ballot paper contains more than the appropriate number of names, it shall be rejected. Having marked his ballot paper as provided, the Member voting shall place it in a ballot box provided for the purpose.

- 6 The President shall appoint three Members to be scrutineers, who, with the Clerks shall ascertain the number of votes for each Member. The Member who shall be reported to have the greatest number of votes shall, in the case of a single vacancy, be deemed to be duly chosen to be recommended for appointment. In the case of a multiple vacancy, the appropriate number of Members who shall be reported to have the greatest number of votes shall be deemed to be duly chosen to be recommended for appointment. In the case of doubt arising through two or more Members having an equality of votes the scrutineers, by drawing lots, shall determine which of such Members shall be duly chosen to be recommended for appointment.
- 7 No informal vote shall be taken into account.
- 8 The President shall be entitled to a vote.
- 9 As soon as a ballot has been concluded the President shall declare:

“That have/has been
chosen to be recommended for appointment to
..... (as the case may be).”
- 10 The President shall advise the Minister of Education of the Members chosen to be recommended for appointment to the respective governing bodies.
- 11 The records of the proceedings and the ballot papers shall be retained by the Clerk of the Parliaments of the State of Victoria, who shall be the custodian thereof, and shall keep the ballot papers safely for one year and thereafter destroy them.

The Honourable J. G. Kennett, M.P., seconded the motion.

Question—put and resolved in the affirmative.

- 3 **COUNCIL OF THE DEAKIN UNIVERSITY**—The President announced that he was now prepared to receive proposals from Honourable Members with regard to a Member to be recommended for appointment to the Council of the Deakin University.

The Honourable R. C. Fordham, M.P. proposed Harley Rivers Dickinson, Esquire, M.P. for recommendation for appointment to the Council, and stated that he was willing to be recommended, if chosen; which proposal was seconded by the Honourable J. G. Kennett, M.P.

The President asked if there were any further proposals and, there being no further proposals, thereupon declared that Harley Rivers Dickinson, Esquire, M.P. had been chosen to be recommended for appointment to the Council of the Deakin University.

- 4 **COUNCIL OF THE MONASH UNIVERSITY**—The President announced that he was now prepared to receive proposals from Honourable Members with regard to a Member to be recommended for appointment to the Council of the Monash University.

The Honourable R. C. Fordham, M.P. proposed Edward James Hann, Esquire, M.P. for recommendation for appointment to the Council, and stated that he was willing to be recommended, if chosen; which proposal was seconded by the Honourable J. G. Kennett, M.P.

The President asked if there were any further proposals and, there being no further proposals, thereupon declared that Edward James Hann, Esquire, M.P. had been chosen to be recommended for appointment to the Council of the Monash University.

5 COUNCIL OF THE VICTORIAN INSTITUTE OF SECONDARY EDUCATION—The President announced that he was now prepared to receive proposals from Honourable Members with regard to three Members to be recommended for appointment to the Council of the Victorian Institute of Secondary Education.

The Honourable R. C. Fordham, M.P. proposed the Honourables Bernard Phillip Dunn, M.L.C., Walter Jona, M.P., and Joan Elizabeth Kirner, M.L.C. for recommendation for appointment to the Council, and stated that they were willing to be recommended, if chosen; which proposal was seconded by the Honourable J. G. Kennett, M.P.

The President asked if there were any further proposals and, there being no further proposals, thereupon declared that the Honourables Bernard Phillip Dunn, M.L.C., Walter Jona, M.P., and Joan Elizabeth Kirner, M.L.C., had been chosen to be recommended for appointment to the Council of the Victorian Institute of Secondary Education.

The President declared the Joint Sitting closed.

R. K. EVANS

Clerk of the Legislative Council

J. H. CAMPBELL

Clerk of the Legislative Assembly

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