

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

No 1

No 1 — Tuesday 20 December 2022

The House started at 11.00 am.

- 1 **PROCLAMATION SUMMONING PARLIAMENT TO MEET** — The House met at 11.00 am in accordance with a Proclamation of the Governor dated 13 December 2022, which was read by the Clerk of the Legislative Assembly as follows:

PROCLAMATION

I, Linda Dessau AC, Governor of the State of Victoria, acting under sections 8 and 20 of the *Constitution Act 1975* and all other powers vested in me, fix Tuesday 20 December 2022 at 11.00 am as the time for the commencement and holding of the first session of the Sixtieth Parliament of Victoria for the dispatch of business, at Parliament House, Melbourne. The Members of the Legislative Council and the Members of the Legislative Assembly are required to attend at that time and place.

Given under my Hand and the Seal of the State of Victoria, at Melbourne, this 13th day of December 2022.

(LS)

THE HONOURABLE LINDA DESSAU AC
Governor

By Her Excellency's Command
DANIEL ANDREWS MP
Premier

- 2 **COMMISSION FOR THE COMMENCEMENT AND HOLDING OF THE PRESENT SESSION OF PARLIAMENT** — The Honourable Justice Karin Emerton, having entered the House and been conducted by the Serjeant-at-Arms to the Chair, said:

MEMBERS OF THE LEGISLATIVE ASSEMBLY:

The Governor has caused a Commission to be issued under the Seal of the State constituting her Commissioners to do in her name all that is necessary to be performed in this Parliament. This will more fully appear from the Commission which will be now read by the Clerk.

The Clerk read the Commission:

BY HER EXCELLENCY THE HONOURABLE LINDA DESSAU AC
GOVERNOR OF VICTORIA

TO THE HONOURABLE JUSTICE ANNE FERGUSON
CHIEF JUSTICE OF VICTORIA
AND
TO THE HONOURABLE JUSTICE KARIN EMERTON
PRESIDENT OF THE COURT OF APPEAL

GREETING:

Acting under all available powers and with the consent of the Premier, I commission each of you, on my behalf, to open the first session of the Sixtieth Parliament at 11.00 am on the morning of Tuesday the twentieth day of December 2022 and to do all other things that it is necessary or usual for me to do on the opening of a new Parliament (other than to give my speech).

Given under my hand and the seal of Victoria on this 19th day of December 2022.

(LS)

THE HONOURABLE LINDA DESSAU AC
Governor

By Her Excellency's Command
DANIEL ANDREWS MP
Premier

- 3 **COMMISSION TO ADMINISTER OATH OR AFFIRMATION TO MEMBERS** — The Honourable Justice Karin Emerton announced that she had received from the Governor a Commission to administer the oath or affirmation of allegiance to Members of the Legislative Assembly, which the Clerk read as follows:

BY HER EXCELLENCY THE HONOURABLE LINDA DESSAU AC
GOVERNOR OF VICTORIA

TO THE HONOURABLE JUSTICE KARIN EMERTON
PRESIDENT OF THE COURT OF APPEAL

GREETING:

Acting under section 23 of the *Constitution Act 1975* I authorise you, in the Parliament Houses, Melbourne, on the twentieth day of December 2022, to administer the prescribed Oath or Affirmation of allegiance to Members of the Legislative Assembly.

Given under my hand and the seal of Victoria on this 19th day of December 2022

(LS)

THE HONOURABLE LINDA DESSAU AC
Governor

By Her Excellency's Command
DANIEL ANDREWS MP
Premier

- 4 **WRIT** — The Clerk announced that a writ issued by the Governor for the election of members to serve in the Legislative Assembly of Victoria had been returned by the Electoral Commissioner, and the following members were elected for the districts listed:

Albert Park	Nina Taylor
Ashwood	Matt Fregon
Bass	Jordan Crugnale
Bayswater	Jackson Taylor
Bellarine	Alison Marchant
Benambra	Bill Tilley
Bendigo East	Jacinta Allan
Bendigo West	Maree Edwards
Bentleigh	Nick Staikos
Berwick	Brad Battin
Box Hill	Paul Hamer
Brighton	James Newbury
Broadmeadows	Kathleen Matthews-Ward
Brunswick	Tim Read
Bulleen	Matthew Guy
Bundoora	Colin Brooks
Carrum	Sonya Kilkenny
Caulfield	David Southwick
Clarinda	Meng Heang Tak
Cranbourne	Pauline Richards
Croydon	David Hodgett
Dandenong	Gabrielle Williams
Eildon	Cindy McLeish
Eltham	Vicki Ward
Essendon	Danny Pearson
Eureka	Michaela Settle
Euroa	Annabelle Cleeland
Evelyn	Bridget Vallence
Footscray	Katie Hall
Frankston	Paul Edbrooke
Geelong	Christine Couzens
Gippsland East	Tim Bull
Gippsland South	Danny O'Brien
Glen Waverley	John Mullahy
Greenvale	Iwan Walters
Hastings	Paul Mercurio
Hawthorn	John Pesutto
Ivanhoe	Anthony Carbines
Kalkallo	Ros Spence
Kew	Jess Wilson
Kororoit	Luba Grigorovitch
Lara	Ella George
Laverton	Sarah Connolly
Lowan	Emma Kealy

Macedon	Mary-Anne Thomas
Malvern	Michael O'Brien
Melbourne	Ellen Sandell
Melton	Steve McGhie
Mildura	Jade Benham
Mill Park	Lily D'Ambrosio
Monbulk	Daniela De Martino
Mordialloc	Tim Richardson
Mornington	Chris Crewther
Morwell	Martin Cameron
Mulgrave	Daniel Andrews
Murray Plains	Peter Walsh
Narracan	NONE – FAILED ELECTION
Narre Warren North	Belinda Wilson
Narre Warren South	Gary Maas
Nepean	Sam Groth
Niddrie	Ben Carroll
Northcote	Kat Theophanous
Oakleigh	Steve Dimopoulos
Ovens Valley	Tim McCurdy
Pakenham	Emma Vulin
Pascoe Vale	Anthony Cianflone
Point Cook	Mathew Hilakari
Polwarth	Richard Riordan
Prahran	Sam Hibbins
Preston	Nathan Lambert
Richmond	Gabrielle de Vietri
Ringwood	Will Fowles
Ripon	Martha Haylett
Rowville	Kim Wells
Sandringham	Brad Rowswell
Shepparton	Kim O'Keeffe
South Barwon	Darren Cheeseman
South-West Coast	Roma Britnell
St Albans	Natalie Suleyman
Sunbury	Josh Bull
Sydenham	Natalie Hutchins
Tarneit	Dylan Wight
Thomastown	Bronwyn Halfpenny
Warrandyte	Ryan Smith
Wendouree	Juliana Addison
Werribee	Tim Pallas
Williamstown	Melissa Horne
Yan Yean	Lauren Kathage

- 5 **MEMBERS' ALLEGIANCE** — All of the above members took and subscribed the oath or affirmation as required by law, except Cindy McLeish and Tim Pallas (who were not present).

Then the Commissioner said:

The Governor will attend the Parliament later this day to inform you and Members of the Legislative Council of the reasons for calling this Parliament together, and as it is necessary before you proceed with business that a Speaker of the Legislative Assembly be chosen, the Governor requests that you proceed to the choice of a Speaker.

The Commissioner then retired from the House.

- 6 **ELECTION OF SPEAKER** — Mary-Anne Thomas proposed the Member for Bendigo West, Maree Edwards, as Speaker of the Legislative Assembly and moved, That the Member for Bendigo West take the Chair of this House as Speaker. The motion was seconded by Chris Couzens.

Maree Edwards accepted the nomination.

As no other member was proposed, the Clerk declared that the Member for Bendigo West had been duly elected as Speaker.

Maree Edwards was accompanied to the Chair by Mary-Anne Thomas and Chris Couzens, where she acknowledged the great honour conferred upon her. The Mace was then placed on the Table.

Daniel Andrews and John Pesutto congratulated the Speaker.

- 7 **ELECTION OF DEPUTY SPEAKER** — Anthony Carbines proposed the Member for Ashwood, Matt Fregon, as Deputy Speaker and moved, That the Member for Ashwood be appointed Deputy Speaker of this House. The motion was seconded by Sarah Connolly.

Matt Fregon accepted the nomination.

As no other member was proposed, the Speaker announced that the Member for Ashwood had been duly elected Deputy Speaker.

[The Speaker left the chair at 11.45 am and resumed it at 2.02 pm]

- 8 The Speaker read the Prayer and made an Acknowledgement of Country.

- 9 **PRESENTATION OF THE SPEAKER** — The Speaker advised that she had today presented herself to the Governor as the choice of the Legislative Assembly and that the Governor had been pleased to address her in the following terms:

Speaker

I have pleasure in congratulating you on your election to the high and important office of Speaker of the Legislative Assembly.

The able manner in which you have discharged the duties you have undertaken during your parliamentary career is recognised by the members of the Legislative Assembly who in their wisdom have selected you as their Speaker.

I have confidence that you will fulfil the duties of this distinguished office and hold fast to its traditions and customs.

THE HONOURABLE LINDA DESSAU AC
Governor of Victoria

Melbourne
20 December 2022

- 10 **MESSAGE FROM THE GOVERNOR** — The following message was delivered by the Usher of the Black Rod:

Speaker:

The Governor desires the immediate attendance of the members of the Legislative Assembly in the Legislative Council Chamber.

Accordingly, the Speaker with the House went to attend the Governor — And having returned —

[The Speaker left the Chair at 2.34 pm and resumed it at 4.00 pm]

- 11 **COMMISSION TO ADMINISTER OATH OR AFFIRMATION TO MEMBERS** — The Speaker announced that she had received a Commission from the Governor, which the Clerk read as follows:

BY HER EXCELLENCY THE HONOURABLE LINDA DESSAU AC
GOVERNOR OF VICTORIA

TO THE HONOURABLE MAREE EDWARDS
SPEAKER OF THE LEGISLATIVE ASSEMBLY OF VICTORIA

GREETING:

Acting under section 23 of the *Constitution Act 1975* I authorise you, from time to time, in the Parliament Houses, Melbourne, to administer the prescribed Oath or Affirmation of allegiance to any Member of the Legislative Assembly who has not already taken and subscribed the same since his or her election to the Legislative Assembly.

Given under my hand and the seal of Victoria on this 20th day of December 2022.

(LS)

THE HONOURABLE LINDA DESSAU AC
Governor

By Her Excellency's Command
DANIEL ANDREWS MP
Premier

12 **MEMBERS' ALLEGIANCE** — Cindy McLeish and Tim Pallas took and subscribed the oath as required by law.

13 **QUESTION TIME.**

14 **IBAC ACTING COMMISSIONER** — The Speaker advised that, on 8 December 2022, she administered to Stephen John Farrow, the Acting Commissioner of the Independent Broad-based Anti-corruption Commission, the affirmation required by s 31 of the *Independent Broad-based Anti-corruption Commission Act 2011*.

15 **APPOINTMENT OF THE CLERK OF THE PARLIAMENTS** — The Speaker advised that, under s 8 of the *Parliamentary Administration Act 2005*, on the recommendation of the Presiding Officers, the Governor in Council has appointed Bridget Noonan to the office of the Clerk of the Parliaments effective from 31 October 2022 as a consequence of the resignation of Andrew Young.

16 **RACING AMENDMENT (UNAUTHORISED ACCESS) BILL 2022** — Anthony Carbines introduced 'A Bill for an Act to amend the *Racing Act 1958* to prohibit unauthorised access to certain areas of race-courses during race-meetings and official trial meetings and for other purposes'; and, after debate, the Bill was read a first time. In accordance with SO 61(3)(b), the House proceeded immediately to the second reading.

Anthony Carbines tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Anthony Carbines*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*Tim Bull*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 3 January 2023.

17 **BUILDING AND PLANNING LEGISLATION AMENDMENT BILL 2022** — Sonya Kilkeny introduced 'A Bill for an Act to amend the *Building Act 1993*, the *Architects Act 1991*, the *Surveying Act 2004* and the *Planning and Environment Act 1987* and for other purposes'; and the Bill was read a first time. In accordance with SO 61(3)(b), the House proceeded immediately to the second reading.

Sonya Kilkenny tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Sonya Kilkenny*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*David Hodgett*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 3 January 2023.

- 18 **HUMAN RIGHTS AND HOUSING LEGISLATION AMENDMENT (ENDING HOMELESSNESS) BILL 2022** — Motion made and question — That the Member for Prahran introduce ‘A Bill for an Act to amend the *Charter of Human Rights and Responsibilities Act 2006* to establish a right to housing, to amend the *Housing Act 1983* to set a target of ending homelessness in Victoria by 2030, to require a plan to be developed to meet the target and to require annual reporting on progress towards the target and for other purposes’ (*Sam Hibbins*) — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 29

Brad Battin; Jade Benham; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Sam Groth; Matthew Guy; Sam Hibbins; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O’Brien; Michael O’Brien; Kim O’Keeffe; John Pesutto; Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; David Southwick; Bill Tilley; Bridget Vallence; Gabrielle de Vietri; Peter Walsh; Kim Wells; Jess Wilson.

NOES 54

Juliana Addison; Jacinta Allan; Daniel Andrews; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Daniela De Martino; Steve Dimopoulos; Matt Fregon; Will Fowles; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Meng Heang Tak; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

Question defeated.

19 DOCUMENTS

JUDICIAL COLLEGE OF VICTORIA — Report 2021–22 tabled by leave (*Anthony Carbines*).

VICTORIA LAW FOUNDATION — Report 2021–22 tabled by leave (*Anthony Carbines*).

CONSUMER POLICY RESEARCH CENTRE — Report 2021–22 tabled by leave (*Danny Pearson*).

LOCAL GOVERNMENT RATE CAPPING MECHANISM REVIEW — Final report tabled by leave (*Melissa Horne*).

LOCAL GOVERNMENT RATE CAPPING MECHANISM REVIEW — Government response tabled by leave (*Melissa Horne*).

VISIT VICTORIA — Report 2021–22 tabled by leave (*Steve Dimopoulos*).

DOCUMENTS TABLED BY COMMAND OF THE GOVERNOR — The Clerk announced that the following documents had been lodged for presentation by Command of the Governor:

Children’s Court of Victoria — Report 2021–22

County Court of Victoria— Report 2021–22

Ordered to be tabled.

DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT — The Clerk tabled:

Accident Compensation Conciliation Service — Report 2021–22

Adult, Community and Further Education Board — Report 2021–22

Adult Parole Board Victoria — Report 2021–22

Agriculture Victoria Services Pty Ltd — Report 2021–22

Albury Wodonga Health — Report 2021–22

Alexandra District Health — Report 2021–22

Alfred Health — Report 2021–22

Alpine Health — Report 2021–22

Alpine Resorts Co-ordinating Council — Report 2021–22

Ambulance Victoria — Report 2021–22

AMES Australia — Report 2021–22

Auditor-General:

Report on the Annual Financial Report of the State of Victoria: 2021–22 — released on 28 October 2022

Regulating Victoria’s Native Forests — released on 6 October 2022

Victoria’s Alcohol and Other Drug Treatment Data — released on 6 October 2022

Austin Health — Report 2021–22

Australian Centre for the Moving Image (ACMI) — Report 2021–22

Australian Criminal Intelligence Commission — Report 2021–22 under s 30L of the *Surveillance Devices Act 1999*

Australian Grand Prix Corporation — Report 2021–22

Australian Health Practitioner Regulation Agency — Report 2021–22

Bairnsdale Regional Health Service — Report 2021–22

Ballarat General Cemeteries Trust — Report 2021–22

Barwon Health — Report 2021–22

Barwon Region Water Corporation — Report 2021–22

Bass Coast Health — Report 2021–22

Beaufort and Skipton Health Service — Report 2021–22

Beechworth Health Service — Report 2021–22

Bendigo Health — Report 2021–22

Boort District Health — Report 2021–22

Breakthrough Victoria Pty Ltd — Report 16 March 2021 to 30 June 2022

Calvary Health Care Bethlehem — Report 2021–22

Cenitex — Report 2021–22

Central Gippsland Health Service — Report 2021–22

Central Gippsland Region Water Corporation — Report 2021–22

Central Highlands Region Water Corporation — Report 2021–22

Cohuna District Hospital — Report 2021–22

Colac Area Health — Report 2021–22

Coliban Region Water Corporation — Report 2021–22

Commercial Passenger Vehicles Commission — Report 2021–22

Commission for Children and Young People — Report 2021–22 — Ordered to be published

Confiscation Act 1997 — Asset Confiscation Operations Report 2021–22

Consumer Affairs Victoria — Report 2021–22 — Ordered to be published

Corangamite Catchment Management Authority — Report 2021–22

Coroners Court of Victoria — Report 2021–22

Coronial Council of Victoria — Report 2021–22

Corryong Health — Report 2021–22

Country Fire Authority (CFA) — Report 2021–22

Court Services Victoria — Report 2021–22

Dairy Food Safety Victoria — Report 2021–22

Dental Health Services Victoria — Report 2021–22

Development Victoria — Report 2021–22

Disability Services Commissioner — Report 2021–22

Docklands Studio Melbourne Pty Ltd — Report 2021–22

Duties Act 2000:

Report 1 January to 30 June 2022 of Foreign Purchaser Additional Duty Exemptions under s 3E
Report 2021–22 of concessions and exemptions under s 250B

East Gippsland Catchment Management Authority — Report 2021–22

East Gippsland Region Water Corporation — Report 2021–22

East Grampians Health Service — Report 2021–22

East Wimmera Health Service — Report 2021–22

Echuca Regional Health — Report 2021–22

Emergency Services Superannuation Scheme (ESSSuper) — Report 2021–22

Emergency Services Telecommunications Authority (ESTA) — Report 2021–22

Energy Safe Victoria — Report 2021–22

Essential Services Commission — Report 2021–22

Falls Creek Alpine Resort Management Board — Report 2021

Fed Square Pty Ltd — Report 2021–22

Film Victoria (VicScreen) — Report 2021–22

Financial Management Act 1994:

Financial Report for the State of Victoria 2021–22, incorporating Quarterly Financial Report No 4 — released on 14 October 2022

Reports from the Minister for Agriculture that she had received the reports 2021–22 of the: Murray Valley Wine Grape Industry Development Committee

Phytogene Pty Ltd

Veterinary Practitioners Registration Board of Victoria

Victorian Strawberry Industry Development Committee

Report from the Minister for Education that she had received the Report 2021–22 of the Queen Victoria Women’s Centre Trust

Report from the Minister for Education that she had not received the Report 2021–22 of the Victorian Curriculum and Assessment Authority, together with an explanation for the delay

Report from the Minister for Environment that she had received the Report 2021–22 of the Commissioner for Environmental Sustainability

Report from the Minister for Environment that she had not received the reports 2021–22 of the: Caulfield Racecourse Reserve Trust

Dhelkunya Dja Land Management Board

Environment Protection Authority

Gunaikurnai Traditional Owner Land Management Board

Trust for Nature

Yorta Yorta Traditional Owner Land Management Board — together with an explanation for the delay

Report from the Minister for Health that she had received the reports 2021–22 of the: Mildura Cemetery Trust

Victorian Pharmacy Authority

Report from the Minister for Health that she had not received the reports 2021–22 of the: Benalla Health

Casteron Memorial Hospital

Central Highlands Rural Health

Dhelkaya Health

Gippsland Southern Health Service

Kilmore District Health

Kyabram District Health

Omeo District Health

Peter MacCallum Cancer Institute

Portland District Health —

together with an explanation for the delay

Report from the Minister for Planning that she had received the reports 2021–22 of the: Architects Registration Board of Victoria

Heritage Council of Victoria

Surveyors Registration Board of Victoria

Report from the Minister for Planning that she had not received the reports 2021–22 of the:
Cladding Safety Victoria

Victorian Building Authority —
together with an explanation for the delay

Report from the Minister for Tourism, Sport and Major Events that he had not received the
reports 2021–22 of the:

Emerald Tourist Railway Board

State Sport Centres Trust —
together with an explanation for the delay

Fire Rescue Victoria — Report 2021–22

Forensic Leave Panel — Report 2021–22

Game Management Authority — Report 2021–22

Game Management Authority — Report 2021–22 under s 30L of the *Surveillance Devices
Act 1999*

Geelong Cemeteries Trust — Report 2021–22

Geelong Performing Arts Centre Trust — Report 2021–22

Geoffrey Gardiner Dairy Foundation — Report 2021–22

Gippsland and Southern Rural Water Corporation — Report 2021–22

Glenelg Hopkins Catchment Management Authority — Report 2021–22

Goulburn Broken Catchment Management Authority — Report 2021–22

Goulburn Valley Health — Report 2021–22

Goulburn Valley Region Water Corporation — Report 2021–22

Grampians Wimmera Mallee Water Corporation — Report 2021–22

Great Ocean Road Coast and Parks Authority — Report 2021–22

Great Ocean Road Health — Report 2021–22

Greater Metropolitan Cemeteries Trust — Report 2021–22

Greyhound Racing Victoria — Report 2021–22

Harness Racing Victoria — Report 2021–22

Health Purchasing Victoria (HealthShare) — Report 2021–22

Heathcote Health — Report 2021–22

Hesse Rural Health Service — Report 2021–22

Heywood Rural Health — Report 2021–22

Independent Broad-based Anti-corruption Commission:

Report 2021–22 — Ordered to be published

Special reports on:

Corruption risks associated with donations and lobbying — released on 12 October 2022

Police misconduct issues and risks associated with Victoria Police’s Critical Incident Response Team — released on 25 October 2022

Independent Pandemic Management Advisory Committee:

Review of COVID-19 Communications in Victoria

Review of COVID-19 Mandatory Vaccination Orders in Victoria

Infrastructure Victoria — Report 2021–22

Inglewood and Districts Health Service — Report 2021–22

Integrity and Oversight Committee:

The independent performance audits of the Independent Broad-based Anti-corruption Commission and the Victorian Inspectorate — released on 31 October 2022

Report on the Performance of the Victorian integrity agencies 2020–21: focus on witness welfare — released on 6 October 2022

Interpretation of Legislation Act 1984 — Notice under s 32(3)(a)(iii) in relation to Statutory Rule 112 (*Gazette G45, 10 November 2022*)

Kardinia Park Stadium Trust — Report 2021–22

Kerang District Health — Report 2021–22

Kooweerup Regional Health Service — Report 2021–22

Labour Hire Licensing Authority — Report 2021–22

LanguageLoop — Report 2021–22

Latrobe Regional Hospital — Report 2021–22

Legal Practitioners’ Liability Committee — Report 2021–22

Legal Profession Uniform Law Application Act 2014 — Practitioner Remuneration Order 2023

Legal Services Council and Commissioner for Uniform Legal Services Regulation — Report 2021–22

Library Board of Victoria — Report 2021–22

Lower Murray Urban and Rural Water Corporation — Report 2021–22

Mallee Catchment Management Authority — Report 2021–22

Mallee Track Health and Community Service — Report 2021–22

Mansfield District Hospital — Report 2021–22

Maryborough District Health Service — Report 2021–22

Melbourne and Olympic Parks Trust — Report 2021–22

Melbourne City Link Act 1995:

Deed of Lease (Western Link Upgrade) — WLU Company Lease

Deed of Lease (Western Link Upgrade) — WLU Trust Concurrent Lease

Melbourne Convention and Exhibition Trust — Report 2021–22

Melbourne Market Authority — Report 2021–22

Melbourne Recital Centre — Report 2021–22

Mental Health Complaints Commissioner — Report 2021–22

Mental Health Tribunal — Report 2021–22

Mercy Hospitals Victoria Ltd — Report 2021–22

Mildura Base Public Hospital — Report 2021–22

Mount Buller and Mount Stirling Alpine Resort Management Board — Report 2021

Mount Hotham Alpine Resort Management Board — Report 2021

Moyne Health Services — Report 2021–22

Museums Board of Victoria — Report 2021–22

National Health Funding Pool, Administrator of — Report 2021–22

National Health Practitioner Ombudsman and Privacy Commissioner — Report 2021–22

National Parks Act 1975 — Report 2021–22 on the working of the Act

National Parks Advisory Council — Report 2021–22

National Rail Safety Regulator, Office of the — Report 2021–22

NCN Health — Report 2021–22

North Central Catchment Management Authority — Report 2021–22

North East Catchment Management Authority — Report 2021–22

North East Link State Tolling Corporation — Report 2021–22

North East Region Water Corporation — Report 2021–22

Northeast Health Wangaratta — Report 2021–22

Northern Health — Report 2021–22

Occupational Health and Safety Act 2004:

Order approving the Managing Exposure to Crystalline Silica: Engineered stone compliance code (*Gazette G41, 13 October 2022*)

Order revoking the Managing Exposure to Crystalline Silica: Engineered stone compliance code (*Gazette G41, 13 October 2022*)

Ombudsman:

Ombudsman's recommendations — fourth report — released on 28 September 2022
Report 2021–22 — released on 20 October 2022

Orbost Regional Health — Report 2021–22

Parks Victoria — Report 2021–22

Peninsula Health — Report 2021–22

Phillip Island Nature Parks — Report 2021–22

Planning and Environment Act 1987 — Notices of approval of amendments to the following Planning Schemes:

Ararat — C46

Ballarat — C233, C238

Banyule — C119, C162, C167, C171

Bass Coast — C163

Baw Baw — C147

Bayside — C160, C193, GC197
Boroondara — C333 Part 2, C383
Brimbank — C212, GC199, GC207
Cardinia — C238, C266
Casey — C259, C287
Campaspe — C118, C121
Colac Otway — C111, C119
East Gippsland — C162
Glen Eira — C248
Golden Plains — C91
Greater Dandenong — C241, C242
Greater Geelong — C391, C408, C448, C449
Greater Shepparton — C228, C234
Hobsons Bay — GC199
Horsham — C83
Hume — C211, C264
Kingston — GC197
Knox — C174
Macedon Ranges — C143
Manningham — C135, C137
Mansfield — C52
Maribyrnong — C164, C180, GC207
Maroondah — C134, C136, C149
Melbourne — C364, C394, C402, C404, C409, C436, C439
Melton — C182, C230
Mildura — C113
Monash — GC197
Moonee Valley — C224, C225, C230, GC207
Moreland — C212
Mornington Peninsula — C227, C228, C282
Murrindindi — C72
Nillumbik — C150
Port Phillip — C180
Stonnington — C319, C323, C327
Strathbogie — C78
Surf Coast — C142
Swan Hill — C77
Victoria Planning Provisions — VC201, VC222, VC224, VC226, VC227, VC228
Wangaratta — C91, C92
Warrnambool — C205
Whitehorse — GC197
Whittlesea — C267
Wodonga — C138
Wyndham — GC199, C252, C264
Yarra — C280, C310, C311
Yarra Ranges — C148, C195, C213, C214

Police Informants Royal Commission Implementation Monitor Act 2021 — Royal Commission into the Management of Police Informants: Progress Report 2021–22

Police Registration and Services Board — Report 2021–22

Port of Hastings Corporation — Report 2021–22

Portable Long Service Benefits Authority — Report 2021–22

Ports Victoria — Report 2021–22

Post Sentence Authority — Report 2021–22

PrimeSafe — Report 2021–22

Project Development and Construction Management Act 1994 — Documents under s 9 in relation to the Ground Lease Model 2 Project (three documents)

Public Advocate, Office of — Report 2021–22 — Ordered to be published

Public Health and Wellbeing Act 2008:

Documents under s 165AQ on the making of pandemic orders implemented on:
8 September 2022
22 September 2022

Public Interest Monitor — Report 2021–22

Public Prosecutions, Office of — Report 2021–22

Queen Elizabeth Centre (QEC) — Report 2021–22

Radiation Advisory Committee — Report 2021–22

Recreational Fishing Licence Trust Account — Report 2021–22 on the disbursement of revenue

Remembrance Parks Central Victoria — Report 2021–22

Renewable Energy (Jobs and Investment) Act 2017 — Victorian Renewable Energy Target 2021–22 Progress Report

Residential Tenancies Bond Authority — Report 2021–22

Robinvale District Health Service — Report 2021–22

Rochester and Elmore District Health Service — Report 2021–22

Rolling Stock (Victoria-VL) Pty Ltd — Report 2021–22

Rolling Stock (VL-1) Pty Ltd — Report 2021–22

Rolling Stock (VL-2) Pty Ltd — Report 2021–22

Rolling Stock (VL-3) Pty Ltd — Report 2021–22

Royal Botanic Gardens Board — Report 2021–22

Royal Victorian Eye and Ear Hospital — Report 2021–22

Royal Women’s Hospital — Report 2021–22

Rural Northwest Health — Report 2021–22

Sentencing Advisory Council — Report 2021–22

Seymour Health — Report 2021–22

Shrine of Remembrance Trustees — Report 2021–22

South Gippsland Hospital — Report 2021–22

South Gippsland Region Water Corporation — Report 2021–22

South West Healthcare — Report 2021–22

Southern Alpine Resort Management Board — Report 2021

Southern Metropolitan Cemeteries Trust — Report 2021–22

St Vincent’s Hospital (Melbourne) Ltd — Report 2021–22

State Electricity Commission of Victoria — Report 2021–22

State Trustees Ltd — Report 2021–22

Statutory Rules under the following Acts:

Accident Towing Services Act 2007 — SR 128

Bail Act 1977 — SR 116

Building Act 1993 — SR 122

Child Wellbeing and Safety Act 2005 — SRs 118, 119

Children, Youth and Families Act 2005 — SR 100

Circular Economy (Waste Reduction and Recycling) Act 2021 — SR 94

City of Melbourne Act 2001 — SR 104

Community Based Sentences (Transfer) Act 2012 — SR 92

Coroners Act 2008 — SR 109
County Court Act 1958 — SR 90
Crimes Act 1958 — SR 110
Crown Land (Reserves) Act 1978 — SR 83
Dangerous Goods Act 1985 — SR 115
Domestic Animals Act 1994 — SR 77
Drugs, Poisons and Controlled Substances Act 1981 — SRs 96, 112, 113
Electoral Act 2002 — SR 127
Electricity Safety Act 1998 — SR 103
Environment Protection Act 2017 — SRs 85, 86, 120
Family Violence Protection Act 2008 — SR 123
Fire Rescue Victoria Act 1958 — SR 82
Forests Act 1958 — SR 84
Health Services Act 1988 — SR 121
Juries Act 2000 — SR 78
Liquor Control Reform Act 1998 — SRs 81, 111, 124
Local Government Act 2020 — SRs 104, 126
Magistrates' Court Act 1989 — SRs 79, 101, 102
Mineral Resources (Sustainable Development) Act 1990 — SR 97
Mutual Recognition (Victoria) Act 1998 — SR 107
Planning and Environment Act 1987 — SR 114
Port Management Act 1995 — SR 105
Public Health and Wellbeing Act 2008 — SRs 88, 89
Residential Tenancies Act 1997 — SR 125
Retail Leases Act 2003 — SR 99
Road Safety Act 1986 — SRs 98, 106, 129, 130
Subordinate Legislation Act 1994 — SRs 80, 95
Surveillance Devices Act 1999 — SR 117
Terrorism (Community Protection) Act 2003 — SR 91
Trans-Tasman Mutual Recognition (Victoria) Act 1998 — SR 108
Victorian Energy Efficiency Target Act 2007 — SR 93
Wildlife Act 1975 — SR 87

Subordinate Legislation Act 1994:

Documents under s 15 in relation to Statutory Rules 55, 56, 70, 74, 77, 82, 85, 86, 88, 89, 90, 91, 92, 94, 95, 96, 98, 99, 100, 101, 102, 103, 104, 105, 106, 109, 110, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 125, 126, 127, 128, 129, 130, 131, 132, 133

Documents under s 16B in relation to:

Drugs, Poisons and Controlled Substances Regulations 2017:

Secretary Approval Nurse Immunisers — SARS-CoV-2 (COVID-19) VACCINE

Secretary Approval Pharmacist Immunisers — SARS-CoV-2 (COVID-19) VACCINE

Education and Training Reform Act 2006 — Ministerial Order No 1388 — Teaching Service (Employment Conditions, Salaries, Allowances, Selection and Conduct) Order 2022

Electricity Industry Act 2000 — General Exemption Order 2022

Electricity Safety Act 1998 — Exemption order under s 120W

Great Ocean Road and Environs Protection Act 2020 — Declaration of the Great Ocean Road coast and parks

Health Services Act 1988 — The Victorian Duty of Candour Guidelines
Liquor Control Reform Act 1998 — Ministerial Order under s 18D
Municipal Association Act 1907 — Municipal Association of Victoria Rules 2022

Suburban Rail Loop Authority — Report 2021–22

Sustainability Victoria — Report 2021–22

Swan Hill District Health — Report 2021–22

Tallangatta Health Service — Report 2021–22

Terang and Mortlake Health Service — Report 2021–22

Timboon and District Healthcare Service — Report 2021–22

Treasury and Finance, Department of — Report 2021–22

Tweddle Child and Family Health Service — Report 2021–22

V/Line Corporation — Report 2021–22

VicForests — Report 2021–22

Victims of Crime Assistance Tribunal — Report 2021–22

Victims of Crime Commissioner — Report 2021–22

Victoria Legal Aid — Report 2021–22

Victoria Police:

Report 2021–22 under s 133 of the *Criminal Organisations Control Act 2012*

Report 2021–22 under s 20R of the *Witness Protection Act 1991*

Victoria Police, Chief Commissioner — Report 2021–22 under s 148R of the *Liquor Control Reform Act 1998*

Victoria State Emergency Service Authority (SES) — Report 2021–22

Victoria's Mental Health Services — Report 2021–22

Victorian Arts Centre Trust — Report 2021–22

Victorian Assisted Reproductive Treatment Authority — Report 2021–22

Victorian Civil and Administrative Tribunal (VCAT) — Report 2021–22

Victorian Disability Worker Commission and Disability Worker Registration Board of Victoria — Report 2021–22

Victorian Electoral Commission — Report 2021–22

Victorian Environmental Assessment Council — Report 2021–22

Victorian Environmental Water Holder — Report 2021–22

Victorian Equal Opportunity and Human Rights Commission:

2021 report on the Operation of the Charter of Human Rights and Responsibilities — Ordered to be published
Report 2021–22 — Ordered to be published

Victorian Fisheries Authority:

Report 2021–22
Report 2021–22 under s 30L of the *Surveillance Devices Act 1999*

Victorian Funds Management Corporation — Report 2021–22

Victorian Health Promotion Foundation — Report 2021–22

Victorian Independent Remuneration Tribunal — Members of Parliament (Victoria) Guidelines No 1/2022 — released 11 October 2022

Victorian Inspectorate:

Inspection Report under s 37D of the *Terrorism (Community Protection) Act 2003*
Report 2021–22
Special Report — IBAC's referral and oversight of Emma's complaints about Victoria Police's response to family violence by a police officer — released on 11 October 2022

Victorian Institute of Forensic Medicine — Report 2021–22

Victorian Institute of Sport Trust — Report 2021–22

Victorian Institute of Teaching — Report 2021–22

Victorian Law Reform Commission — Report 2021–22 — Ordered to be published

Victorian Legal Services Board and the Victorian Legal Services Commissioner — Report 2021–22 — Ordered to be published

Victorian Marine and Coastal Council — Report 2021–22

Victorian Multicultural Commission — Report 2021–22

Victorian Planning Authority — Report 2021–22

Victorian Plantations Corporation — Report 2021–22

Victorian Professional Standards Councils — Report 2021–22

Victorian Registration and Qualifications Authority — Report 2021–22

Victorian Responsible Gambling Foundation — Report 2021–22

Victorian Small Business Commission — Report 2021–22 — Ordered to be published

Wannon Region Water Corporation — Report 2021–22

West Gippsland Catchment Management Authority — Report 2021–22

West Gippsland Healthcare Group — Report 2021–22

West Wimmera Health Service — Report 2021–22

Western District Health Service — Report 2021–22

Western Health — Report 2021–22

Westernport Region Water Corporation — Report 2021–22

Wimmera Catchment Management Authority — Report 2021–22

Yarram and District Health Service — Report 2021–22

Yarrawonga Health — Report 2021–22

Yea and District Memorial Hospital — Report 2021–22

Youth Parole Board — Report 2021–22

Zoological Parks and Gardens Board — Report 2021–22.

PROCLAMATIONS — Under SO 177A, the Clerk tabled the following proclamations fixing operative dates:

Agriculture Legislation Amendment Act 2022 — Part 1, Part 2, Part 3 (except ss 31, 32, 33, 34, 35, 36, 37, 38 and 49), Part 5 (except ss 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87 and 88), Part 7 (except ss 112, 113, 114, 115 and 135) and Part 10 — 1 October 2022; Part 6 — 31 October 2022; Part 4, the remaining provisions of Part 5, Part 11 and Part 12 — 1 January 2023 (*Gazette S506, 27 September 2022*)

Circular Economy (Waste Reduction and Recycling) Act 2021 — Divisions 1, 2, 3 (other than s 87), 4 (other than s 88), 6, 8 and 11 of Part 6 and s 111 — 27 September 2022; Division 5 of Part 6 — 1 March 2023 (*Gazette S506, 27 September 2022*)

Education Legislation Amendment (Adult and Community Education and Other Matters) Act 2022 — Section 54 — 21 September 2022 (*Gazette S489, 20 September 2022*)

Gambling and Liquor Legislation Amendment Act 2022 — Remaining provisions of Part 4 — 4 October 2022 (*Gazette S489, 20 September 2022*)

Liquor Control Reform Amendment Act 2021 — Sections 4(4)(a), 5, 7, 14 and 56 — 27 September 2022 (*Gazette S489, 20 September 2022*)

Monitoring of Places of Detention by the United Nations Subcommittee on Prevention of Torture (OPCAT) Act 2022 — Whole Act — 11 October 2022 (*Gazette S540, 11 October 2022*)

Public Health and Wellbeing Amendment Act 2022 — Sections 4, 10, 11, 12, 13, 16, 17, 18 and 19 — 1 October 2022; Section 9 — 1 January 2023 (*Gazette S489, 20 September 2022*)

Road Safety Legislation Amendment Act 2022 — Sections 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16 and 17 — 5 October 2022 (*Gazette S524, 4 October 2022*)

Victims of Crime (Financial Assistance Scheme) Act 2022 — Sections 1 and 2 and Division 6 of Part 8 — 31 October 2022 (*Gazette S524, 4 October 2022*).

- 20 **SITTING OF THE HOUSE** — Motion made and question — That the House, at its rising, adjourns until 7 February 2023 at 12.00 noon (*Mary-Anne Thomas*) — put and agreed to.
- 21 **GOVERNOR'S SPEECH** — The Speaker reported that today the House attended the Legislative Council Chamber, where the Governor was pleased to make a speech to both Houses of Parliament. The speech was as follows:

Introduction

Honourable President and Members of the Legislative Council:
Honourable Speaker and Members of the Legislative Assembly:

First, I acknowledge the Traditional Owners of the land upon which we are gathering and pay my respects to their Elders past and present. I extend that respect to Aboriginal and Torres Strait Islander peoples here today.

Following the results of the general election on 26 November, I commissioned the Leader of the Victorian Labor Party, Mr Daniel Andrews, to form a government.

Accordingly, I have called you together on this day, the first session of the 60th Parliament, to outline the policy agenda and legislative intentions of the Government in its third term.

Summary

The Government has spent the last four years building the hospitals, schools and roads that Victorians need and removing level crossings as part of the Big Build. The Government has introduced free TAFE courses, invested in renewable energy, created thousands of well-paid jobs and made wage theft and workplace manslaughter a criminal offence to ensure workers' rights are protected.

In its third term, the Government will continue to do what matters to create a stronger Victoria.

The Government will deliver on improving hospitals, building new facilities and training thousands of nurses and paramedics to make sure Victorians get the best care. Kinder will be free, saving Victorian families money and time, and bringing back the State Electricity Commission will create new jobs and secure Victoria's renewable energy future.

Over the next four years, the Government will focus on energy, health, education, transport and jobs.

Energy

Bringing back the SEC

Bringing back the State Electricity Commission will deliver government ownership of energy generation and create thousands of jobs building new renewables like wind, solar and batteries.

The Government will step up renewable electricity targets to 95 per cent by 2035, with emissions reduction targets of 75-80 per cent by 2035 and net zero emissions by 2045. One hundred neighbourhood batteries will also be installed across Victoria to create localised energy storage.

The Government will seek to own a majority of new energy generation projects built by the SEC, ensuring that profits will go back into helping to keep bills down for Victorians.

The Government will invest at least \$20 million to prepare the SEC for its new role in our energy market, including setting up an office in Morwell.

\$6 million will be invested to create a purpose-built training centre for workers in our emerging offshore, and growing onshore, wind industry.

By building a government-owned energy company, the Government will support 59,000 jobs through to 2035, at least 6,000 apprenticeships and traineeships, and will put power back in the hands of Victorians.

Health

The Government understands that there's nothing more important than getting the very best care, close to home.

Investing in our healthcare system

The Government will fund a number of large-scale hospital projects across Victoria, which represents a significant increase in the size of the current health infrastructure delivery program.

This includes delivering the biggest hospital infrastructure project in Australia's history by building new Royal Melbourne and Royal Women's Hospitals alongside Metro Tunnel's new Arden Station, to give patients across Victoria access to the very best of care.

From 2025, both the Parkville and Arden medical precincts will have brand-new train stations and be linked, making it a two-minute trip between hospital campuses, and connecting them to the Monash Medical Centre in Clayton.

Once completed, the project will deliver an increased capacity of 10,500 elective surgeries per year, 1,000 patients receiving critical care per year, 2,500 births per year and 66,000 additional emergency department presentations per year.

Additionally, other new hospitals and upgrades to existing hospitals will include a new Queen Elizabeth II hospital in Melbourne's East, a new West Gippsland Hospital and upgrades to Wonthaggi Hospital, Austin Hospital, Dandenong Hospital, Northern Hospital and a bigger and better Monash Medical Centre.

Investing in Women's Health

The Government will continue its focus on women's health by delivering its \$71 million package to create 20 new women's health clinics at public hospitals, a new state-wide service and more sexual and reproductive health hubs across Victoria. The Government will also work with Aboriginal health organisations to deliver the first ever dedicated Aboriginal-led women's health clinic.

Delivering new women's health clinics will completely change the way women's health issues are treated in Victoria and will provide comprehensive care for Victorians experiencing conditions like endometriosis, pelvic pain, polycystic ovary syndrome, and perimenopause and menopause.

In response to women feeling ignored, dismissed and often undiagnosed, the Government will invest \$64.8 million to double the number of endometriosis and associated condition surgeries, delivering an estimated extra 10,800 laparoscopies over the next four years.

With an aim to find solutions, the Government will establish an Inquiry into Women's Pain Management, chaired by a panel of experts who will hear directly from women about their experience accessing treatment.

The Government will also invest \$5 million into women's health medical research to ensure better treatment and pain management for diseases that specifically impact women.

The Government will expand its network of sexual and reproductive health hubs, providing \$6.4 million to establish an additional nine locations across the State, and ensuring that women have access to services and advice on contraception, pregnancy and sexual health.

The Government will establish a mobile Women's Health Clinic to visit remote parts of the State to ensure all Victorian women have access to the care they need and will provide

\$20,000 scholarships for 100 additional women's healthcare specialists to increase the State's network of specialist healthcare workers.

To ensure that lessons learned at the new Women's Health Clinics can inform the Inquiry and be used to improve patient care, \$4 million will be put into research support services, and \$2 million will be invested to establish support groups and mental health programs for women tackling challenging health issues like endometriosis.

Improving access to fertility services

The Government will continue to ensure that IVF is accessible to all and will invest an additional \$13.6 million into Australia's first public IVF service, to help further expand access for women and families. The Government will also ensure more availability and access to fertility services for Victorians living in regional areas, by establishing satellite services in Bendigo, Mildura, Shepparton, Geelong, Ballarat and Warrnambool. Satellite services will also be established in Epping, Sunshine and Heidelberg.

Once fully operational, this investment in free IVF will mean up to 5,000 people each year will have access to the services, saving up to \$10,000 for eligible Victorians.

Creating more paramedic positions

To ensure that sick and injured Victorians can receive the treatment they need when they need it, the Government, in an Australian-first, will create the new position of Paramedic Practitioner.

Paramedic Practitioners will receive advanced clinical training to ensure they are able to assess, diagnose and provide urgent care to patients in the field and make clinical decisions, taking pressure off our busy emergency departments by eliminating the need for a trip to the hospital.

The Government will invest \$20 million to establish the role of Paramedic Practitioner, with an agreed model of care that can strengthen the ambulance service while reducing pressure on the hospital system. Paramedic Practitioners will be rolled out in rural and regional areas first, and there will be at least 25 Paramedic Practitioners trained for free through government-provided scholarships and on the road by 2026.

The Government will also fund an additional 40 MICA paramedics. Having more of these highly skilled crews on the road will ensure patients are getting the best care in the most urgent circumstances.

The Government will also establish an Australian-first Centre for Paramedicine in partnership with Victoria University. The centre will focus on training the next generation of ambulance paramedics, providing advanced teaching methods – with the capacity to train around 1,500 paramedic students each year.

And to assess whether outsourcing remains the most effective model to deliver non-urgent transport, the Government will review the existing procurement arrangements for patient transport ambulances.

Education

The Government knows that education changes lives.

In its third term, the Government will continue its investment in kindergartens, local schools and specialist schools to ensure that all Victorians have access to quality education.

Free kinder and more childcare centres

To deliver greater access to kindergartens and give kids the best start in life, the Government will make three and four-year-old kinder free, saving families up to \$2,500 per child, per year.

The Government will build and expand around 180 government-owned kinders so it's easier to find a place, ensuring that families will have more choice in finding a kinder closer to home.

The Government will continue to support working families by opening 50 new government-owned and run childcare centres in the communities that need them most, building them near schools where possible to avoid the double drop-off for busy parents.

Upgrading local schools

The Government knows the importance of access to great local schools, which is why they will build and upgrade schools right across the State.

The Government will continue its delivery of good-quality schools by building and opening 100 brand-new schools to ensure that all families have access to a great school in their area.

Improving specialist schools

To support families of kids with disability, the Government will deliver a \$207 million package to transform specialist schools through upgrades and more support for students in the classroom.

The Government will also extend outside-hours care to every specialist school in the State with the next 25 rolling out from 2024 and will create onsite space for allied health appointments to better support families.

NDIS Navigators will be introduced in all 89 Victorian specialist schools, employed by the Government but working for families to help them navigate the NDIS system.

The Government's expansive package will also include:

- \$8.1 million for more extracurricular activities for specialist schools
- \$11.3 million to deliver scholarships to attract more speech pathologists and occupational therapists to regional areas
- \$2 million for professional development for health care workers, including how to communicate with people with autism
- \$8.2 million for TAFE transition officers to support students with a disability
- \$25 million to build aqua-therapy pools at specialist schools
- Establishing a Premier's Advisory Committee
- \$100,000 for specialist schools to apply for access to Proloquo2Go, an app for those who are non-verbal
- \$5 million to train more therapy animals.

The Government will abolish the age threshold for a "proof of age" card so that parents of non-verbal children, or children with an intellectual disability who wish for them to carry ID, can do so.

The Government will also undertake a review of current eligibility processes for specialist schools, including current cognitive thresholds, so that more families can choose the school that best suits their needs.

Transport

The Government is continuing the infrastructure Big Build, including removing level crossings, completing the Metro Tunnel, building the Suburban Rail Loop and capping V/Line fares at metro prices so that Victorians can get home sooner and safer.

Removal of more level crossings

Reducing congestion and improving travel for all Victorians, whilst creating thousands of jobs, is critical, which is why the Government will have removed 110 level crossings by 2030.

Completing the Metro Tunnel

The Government continues work on the Metro Tunnel, which will enable more trains to run, more often. Tunnelling is now finished, and five underground stations are taking shape beneath our city. These new stations will change the face of travel in Melbourne, and when Airport Rail is complete, trains in the Metro Tunnel will take Victorians to the airport in just 30 minutes.

Building the Suburban Rail Loop

The Suburban Rail Loop will change transport within Victoria. The loop will connect rail lines and make it easier for many Victorians to get to work, university, TAFE, hospitals and the airport. Regional Victorians will also benefit by no longer having to change at Southern Cross Station, so they'll get to where they're going faster.

This is a big project that will create thousands of jobs.

More V/Line services, more often

In response to increasing financial pressures on Victorians, the Government will cap regional public transport fares, making it easier for families and commuters in regional Victoria to get around by train and bus.

Capping regional prices will deliver savings to passengers, with daily peak fares from Geelong, Bendigo and Ballarat all reduced to the daily metro rate.

The Government will also add almost 200 weekend services on regional lines around Victoria and will build another 23 VLocity 3 car sets to replace older trains so that there are enough trains to run these additional services.

Jobs

The Government believes that every Victorian deserves a good, stable job with a decent wage. To help put Victorian workers and Victorian jobs first, the Government is extending Free TAFE, making studying nursing and midwifery free and delivering the 2026 Commonwealth Games.

Extending Free TAFE

To support the further education of Victorian workers, the Government will expand eligibility for Free TAFE, so that all Victorians can study for in-demand jobs like healthcare, mental health, construction, early childhood and hospitality.

The Government will change the once-in-a-lifetime limit so Victorians can take multiple Free TAFE courses when they are continuing select training pathways and will build and upgrade TAFE campuses across the State so that Victorians can continue to study in quality facilities.

Investment from the Clean Energy TAFE Fund will support a number of TAFEs with a range of initiatives focused on renewable energy jobs.

And the Government will legislate to ensure that TAFE funding is protected. Free TAFE is helping Victorians train for their future.

Making nursing free

To help train the next generation of healthcare workers, the Government will make studying nursing and midwifery free.

More than 10,000 students will have the cost of their nursing or midwifery undergraduate studies paid for, while scholarships will be available for thousands more who complete postgraduate studies in areas of need including intensive care, cancer care, paediatrics and nurse practitioner specialities.

The Government will provide \$20 million to support the growing number of graduate and postgraduates as they transition to working in our hospitals, ensuring they have access to the clinical educators, preceptors and study time they need.

The Government will also provide a \$5,000 sign-on bonus for nurses who graduate in the next three years - rewarding those who choose to take up careers in Victoria's public health system.

Commonwealth Games

Victoria will host the Commonwealth Games across regional Victoria in March 2026.

The Games will bring together athletes, communities, cultures and businesses in an exciting program of events expected to support more than 7,500 Victorian jobs, with the majority in regional Victoria.

As part of delivering the games, the state will invest in new and upgraded infrastructure that will provide both a first-class games experience and improved facilities for Victorians into the future.

More social and affordable housing will also be created as part of the athletes' villages that will be constructed as part of the games, supporting more Victorians to have a place to call home.

Closing

Honourable Members, I have outlined for you the Government's program for this Parliament.

It is a positive plan that demonstrates the Government's commitment to creating a stronger Victoria.

This Parliament is diverse and offers a range of different perspectives, which is critical for the functioning of democracy.

I trust that you will work together and serve the people of Victoria with integrity and conviction.

It is now my pleasure to wish you well and declare open the 60th Parliament of Victoria.

- 22 **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH** — Motion made and question proposed — That the following Address, in reply to the speech of the Governor to both Houses of Parliament, be agreed to by this House —

Governor:

We, the Legislative Assembly of Victoria assembled in Parliament, wish to express our loyalty to our Sovereign, and to thank you for your speech which you have made to the Parliament (*Martha Haylett, seconded Dylan Wight*) — and, after debate —

Motion made and question — That the debate be now adjourned (*Mary-Anne Thomas*) — put and agreed to.

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

23 **POSTPONEMENT OF REMAINING BUSINESS** — Motion made and question — That the consideration of remaining business be postponed (*Mary-Anne Thomas*) — put and agreed to.

24 **ADJOURNMENT** — After debate, the Deputy Speaker left the Chair at 7.44 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos 2, 3, 4 and 5

No 2 — Tuesday 7 February 2023

The House started at 12.00 noon.

- 1 The House met according to the resolution of the House on 20 December 2022 — The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **DEATH OF THE HONOURABLE JOHN LANDY AC CVO MBE** — Motion made and question —

That this House expresses its sincere sorrow at the death of the Honourable John Landy AC CVO MBE and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as the Governor of Victoria from 2001 to 2006 (*Daniel Andrews*) — members and the Speaker addressed the House in support, and the motion was agreed to unanimously with members rising in their places to signify their assent.
- 3 **ADJOURNMENT** — As a further mark of respect to the memory of the late Honourable John Landy AC CVO MBE, the House, at 1.00 pm, adjourned until 2.00 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 3 — Tuesday 7 February 2023 (2.00 pm)

- 1 The House met according to the adjournment — The Speaker took the Chair.
- 2 **QUESTION TIME.**
- 3 **HUMAN SOURCE MANAGEMENT BILL 2023** — Anthony Carbines introduced '*A Bill for an Act to provide for the registration, use and management of human sources by Victoria Police, to provide for the external oversight of the use of human sources, to consequentially amend the **Victoria Police Act 2013** and for other purposes*'; and the Bill was read a first time and ordered to be read a second time tomorrow.

- 4 **HEALTH LEGISLATION AMENDMENT (INFORMATION SHARING) BILL 2023** — Mary-Anne Thomas introduced ‘A Bill for an Act to amend the *Health Services Act 1988* to establish a centralised electronic system to enable public hospitals and other specified health services to share specified patient health information, to make consequential amendments to the *Health Records Act 2001* and for other purposes’; and after debate, the Bill was read a first time and ordered to be read a second time tomorrow.

- 5 **ACTING SPEAKERS** — The Speaker tabled the following warrant:

PANEL OF ACTING SPEAKERS

Under Standing Order 20, I appoint Juliana Addison, Christine Couzens, Bronwyn Halfpenny, Paul Hamer, Meng Heang Tak and Jackson Taylor to preside as Acting Speakers whenever requested to do so by the Speaker or the Deputy Speaker.

Hon Maree Edwards MP
SPEAKER
7 February 2023.

- 6 **APPOINTMENT OF OFFICER OF PARLIAMENT** — The Speaker informed the House that under s 18 of the *Parliamentary Administration Act 2005*, the Clerk of the Legislative Assembly has appointed Vaughn Koops to be Deputy Clerk, following the appointment of Robert McDonald as Clerk of the Legislative Council in 2022.

- 7 **DOCUMENTS**

JUDICIAL COMMISSION OF VICTORIA — Report 2021–22 tabled by leave (*Anthony Carbines*).

DOCUMENTS TABLED BY COMMAND OF THE GOVERNOR — The Clerk announced that the following documents had been lodged for presentation by Command of the Governor:

Magistrates’ Court of Victoria — Report 2021–22
Supreme Court of Victoria — Report 2021–22

Ordered to be tabled.

DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT — The Clerk tabled:

Australian Criminal Intelligence Commission, Board of — Report 2020–21

Benalla Health — Report 2021–22

Casterton Memorial Hospital — Report 2021–22

Central Highlands Rural Health — Report 2021–22

Crown Land (Reserves) Act 1978:

Order under s 17B granting a licence over Point Cook Coastal Park

Order under ss 17B and 17D granting a licence and a lease over Mount Doboobetic Bushland Reserve

Order under s 17D granting a lease over Yarra Bend Park

Dhelkaya Health — Report 2021–22

Drugs, Poisons and Controlled Substances Act 1981 — Documents under s 12H:

Amended Poisons Code

Notice of preparation of amendment to the Poisons Code

Parts of the Commonwealth standard that the Poisons Code incorporates by reference

Education and Care Services National Law Act 2010 — Education and Care Services National Amendment Regulations 2022 under s 303

Education and Care Services Ombudsman, National Education and Care Services Privacy Commissioner, and National Education and Care Services Freedom of Information Commissioner — Report 2021–22

Financial Management Act 1994:

Report from the Minister for Environment that she had received the Report 2021–22 of the Caulfield Racecourse Reserve Trust

Report from the Minister for Industry and Innovation that he had not received the Report 2021–22 of the Department of Jobs, Precincts and Regions, together with an explanation for the delay

2022-23 Quarterly Financial Report No 1 — released on 23 December 2022

Gippsland Southern Health Service — Report 2021–22

Grampians Health — Report 2021–22

Kilmore District Health — Report 2021–22

Kyabram District Health Service — Report 2021–22

Land Tax Act 2005 — Report 2021–22 of Land Tax Absentee Owner Surcharge Exemptions under s 3BB

Omeo District Health — Report 2021–22

Peter MacCallum Cancer Centre — Report 2021–22

Planning and Environment Act 1987:

Notices of approval of amendments to the following Planning Schemes:

Ararat — C42

Boroondara — C390, C393

Cardinia — C270

Darebin — C170, C203, C212

Glenelg — C106

Greater Bendigo — C271

Hume — C253

Manningham — C133

Mansfield — C48 part 1

Melbourne — C420, C422, C445, C446

Moreland — C227

Port Phillip — C184, C204

Surf Coast — C133

Towong — C37

Whittlesea — C270

Report 2021–22 on Infrastructure Contributions and Development Contribution Levies

Statutory Rules under the following Acts:

County Court Act 1958 — SR 131/2022

Health Practitioner Regulation National Law Act 2009 — SR 1

Health Practitioner Regulation National Law Act 2009 — SR 2

Independent Broad-based Anti-corruption Commission Act 2011 — SR 3

Land Conservation (Vehicle Control) Act 1972 — SR 6

Magistrates' Court Act 1989 — SR 134/2022

Public Interest Monitor Act 2011 — SR 4

Supreme Court Act 1986 — SRs 132/2022, 133/2022

Victorian Inspectorate Act 2011 — SR 5

Subordinate Legislation Act 1994 — documents under s 15 in relation to Statutory Rules 97/2021, 153/2021, 171/2021, 37/2022, 81/2022, 93/2022, 111/2022, 124/2022, 134/2022, 3, 4, 5, 6

Victorian Institute of Forensic Mental Health (Forensicare) — Report 2021–22

Victorian Public Sector Commission — Report 2021–22.

- 8 **MESSAGE FROM THE GOVERNOR** — Recommending an appropriation for the purposes of the Racing Amendment (Unauthorised Access) Bill 2022.
- 9 **REFERRAL TO STANDING ORDERS COMMITTEE** — Motion made, by leave, and question — That, subject to the sessional orders proposed in Government Business Notice of Motion No 1 being agreed, the following issues be referred to the Standing Orders Committee for consideration, inquiry and report:

(1) the possible inclusion of the sessional orders and ongoing resolutions in the standing orders; and

(2) any other identified improvements to the standing orders —

(Mary-Anne Thomas) — put and agreed to.

10 **SITTING OF THE HOUSE** — Motion made and question — That the House, at its rising, adjourns until tomorrow at 9.30 am *(Mary-Anne Thomas)* — put and agreed to.

11 **GOVERNMENT BUSINESS PROGRAM** — Motion made and question — That, under SO 94(2), the Orders of the Day, Government Business, relating to the following bills be considered and completed by 5.00 pm on 9 February 2023:

Building and Planning Legislation Amendment Bill 2022
Racing Amendment (Unauthorised Access) Bill 2022 —

(Mary-Anne Thomas) — after debate, put and agreed to.

12 **STATEMENTS BY MEMBERS** — Members made statements.

13 **SESSIONAL ORDERS** — Motion made and question — That the following sessional orders be adopted, to come into operation with effect from the next sitting day —

1 Days and times of meeting

Unless otherwise ordered, the House will meet each Tuesday at 12.00 pm, and each Wednesday and Thursday at 9.30 am.

2 Interruption of business for adjournment

Standing Order 32 be suspended and the following to apply:

(1) Subject to paragraphs (2) and (3), the Speaker will interrupt the business before the House at:

(a) 7.00 pm each sitting Tuesday and Wednesday;

(b) 5.00 pm on any other sitting day.

(2) If a division is taking place when the time for the interruption arises, the division will be completed and the result announced. If the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with. The Speaker will then interrupt business.

(3) If the time for the interruption arises:

- (a) at the same time as the completion time set by the government business program; or
- (b) after the interruption for the completion time of the government business program, but before all business on the program has been dealt with —
- all business on the government business program will be completed first. The Speaker will then interrupt business for the adjournment.
- (4) After the interruption:
- (a) before a motion for the adjournment is proposed by the Speaker, a minister may move that the sitting be continued. That motion must be put immediately without amendment or debate. If it is agreed to, the House will resume debate at the point at which it had been interrupted; or
- (b) if a motion is not moved, the Speaker will immediately propose the question 'That the House now adjourns'. Any business under discussion and any other business not concluded at the time of the adjournment will be listed on the notice paper for the next sitting day. Any member speaking at the time of the interruption may, when debate resumes, continue his or her speech.

3 Order of business

- (1) So much of SOs 36, 38, 39, 41 and 55 be suspended so as to enable the following order of business on:

Tuesdays

Formal business
 Statements by members
 Government business
 Question time (2.00 pm)
 Government business *continued*
 General business

Wednesdays

Formal business
 Disallowance motions
 Statements by members
 Statements on parliamentary committee reports
 Government business
 Question time (2.00 pm)
 Government business *continued*
 Matter of public importance or grievance debate (4.00 pm)
 Government business *continued*
 General business

- (2) So much of SOs 38 and 39 be suspended so as to enable:

-
- (a) at 4.00 pm on Wednesday, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
 - (b) if a division is taking place at 4.00 pm:
 - (i) it will be completed without interruption and result announced;
 - (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
 - (iii) business is then interrupted following the procedure in sub-paragraph (a);
 - (c) the Chair announces the grievance debate or matter of public importance, whichever the case may be;
 - (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the grievance debate or matter of public importance, whichever the case may be, and any member speaking at the time of the interruption may then continue his or her speech.
- (3) In SO 39(9) for 'statements on parliamentary committee reports under SO 41' read 'government business'.

4 Answers to questions on notice

A reply to a question on notice delivered to the Clerk under SO 54(3) must be submitted within 30 days.

5 Who may ask oral questions without notice

Only non-government members may ask questions without notice under SO 55.

6 Supplementary questions without notice

- (1) At the conclusion of each answer to an oral question without notice, the questioning member may ask the responding minister a supplementary question to elucidate or clarify the answer.
- (2) Supplementary questions must actually and accurately relate to the original question, must relate to or arise from the answer and must not be a separate question on the same topic.

7 Ministers' statements

After each oral question without notice and any related supplementary questions, any minister may seek the call to make a statement of up to two minutes.

8 Constituency questions

- (1) At the conclusion of oral questions without notice and ministers' statements, five government members and five non-government members may ask one oral question each to ministers relating to constituency matters.
- (2) Replies to constituency questions must be given in writing within 30 days by delivering a reply to the Clerk. The Clerk must give the response to the member who asked the question and electronically publish the response.

9 Duration of question time

Standing Order 55(2) is suspended and the following to apply:

Question time will last until five oral questions and related supplementary questions have been answered, up to five ministers' statements have been made and up to ten constituency questions have been asked and where a question is ruled out of order it is, for the purposes of this sessional order, deemed to have been answered.

10 Time limits on answers and questions

- (1) The time limit for each oral question, supplementary question and constituency question is one minute.
- (2) The time limit for the answer to each oral question is three minutes, and for the answer to each supplementary question is one minute.

11 Content of answers

Standing Order 58(1)(a) is suspended and all answers to questions must be direct, factual, succinct and relevant.

12 Chair ordering member to withdraw — application during oral questions without notice and ministers' statements

Where:

- (1) a member is ordered to withdraw from the House under SO 124 during oral questions without notice or ministers' statements; and
- (2) the time for oral questions without notice and ministers' statements ends before the end of the suspension period —

the member may return to the Chamber after the time for oral questions without notice and ministers' statements but must serve the remainder of their suspension during the next question time, subject to SO 124(2).

13 Time limit for lead speakers

For the purposes of SO 131, and subject to any agreement to the contrary, additional time provided for the lead speaker of any other party does not apply where such a party has advised the Speaker that it is in a coalition arrangement with another party.

14 Notices of motion

Standing Orders 140(1) and 141 are suspended and the following to apply:

- (1) A member may only move a motion to discuss a subject if he or she has given notice of that motion on a previous sitting day.
- (2) Copies of all verbal notices must be provided to the Clerks at the table before notices are called on by the Speaker.
- (3) Copies of all written notices must be provided to the Clerks at the table before the conclusion of formal business.
- (4) All notices given by ministers must be verbal.
- (5) Verbal notices must be read to the House. They can only be given before the House proceeds to the business of the day as set out in the notice paper.
- (6) All notices, except notices given under paragraph (7) given by members who are not ministers, must be given in writing. Members may give notice by lodging a copy with the Clerks in accordance with paragraph (3).
- (7) A motion by a member expressing no confidence in the Premier and ministers, in the terms set out in s 8A of the *Constitution Act 1975*, may only be given verbally.
- (8) The Clerk must notify the Speaker of a notice of a motion by a member to disallow a statutory rule to which SO 151 applies, and the Speaker will report details to the House at the first convenient opportunity.

15 Procedure for a division

Standing Order 164(1) is suspended and the following to apply:

When a division is requested, the Clerk will ring the bells for four minutes as indicated by the timer.

16 Redactions

The Standing Orders Committee (the Committee) is empowered to authorise redactions from a document published by the House, Assembly Hansard, official broadcast footage of the Assembly Chamber or an Assembly Committee, a petition, or a document tabled under SO 171 on safety or security grounds using the following process:

- (1) A person, including a member of Parliament, may write to the Clerk and request the redaction including details of the nature of the safety or security risk and how redaction would reduce or remove this risk. The Clerk will then forward that request to the Committee as soon as practicable.
- (2) If the Committee is satisfied there is a safety or security risk and the redaction is warranted, the Committee may approve the request. All members present at the meeting must unanimously agree for the Committee's decision to be effective.
- (3) The Clerk will inform the person who made the request of the Committee's decision. Where the Committee unanimously approves the redaction, the Clerk must take all necessary steps to give effect to the Committee's decision.
- (4) A redaction does not affect the protections provided by ss 73, 74 or 74AA of the *Constitution Act 1975*.
- (5) The Clerk must include a statement of the number of redactions made and the type of document they were redacted from, excluding any identifying information, in the annual report of the Department of the Legislative Assembly.
- (6) The Committee may issue guidelines on the operation of this sessional order.

17 Electronic petitions

- (1) A person (the sponsoring petitioner) may lodge a request to start an electronic petition (e-petition) with the Clerk for publication on the Parliament's website.
- (2) Standing Orders 45 to 52 apply except in relation to the requirement for a petitioner's signature.
- (3) The sponsoring petitioner must provide the following information to the Clerk:
 - (a) the issue (maximum 200 words) and action requested (maximum 120 words);
 - (b) their full name and address; and
 - (c) the name of the member sponsoring the e-petition.
- (4) Before the e-petition is published, the Clerk will review the wording of the e-petition to ensure it conforms with standing orders and confirm that the sponsoring member has agreed to sponsor the e-petition.
- (5) The sponsoring member must nominate a period (the posted period) that the e-petition will be available to sign on the Parliament's website and:
 - (a) the posted period must be a minimum of one week and a maximum of six months from the date of publication;

-
- (b) if the Assembly is due to expire under s 28(2) of the *Constitution Act 1975* within six months from the date of publication of an e-petition, the Clerk will determine the maximum posted period;
 - (c) the sponsoring member may request the Clerk to change the posted period before it ends, provided the maximum period is not exceeded.
- (6) A member must not sign an e-petition they have sponsored.
 - (7) Once published, an e-petition cannot be altered but the sponsoring member may request the Clerk withdraw it.
 - (8) Residents of Victoria may become signatories to an e-petition by electronically providing their name, address and signifying their intention to join the e-petition.
 - (9) The Clerk will table the e-petition on the next sitting day after the posted period has ended.
 - (10) E-petitions about the same issue and requesting the same action are not allowed simultaneously. However, once an e-petition has been tabled, a new e-petition can be started.

18 Motion to disallow a pandemic order and requirement for a joint sitting

- (1) After a member has given notice of a motion to disallow in whole or in part a pandemic order or instrument in accordance with s 165AU of the *Public Health and Wellbeing Act 2008*, a minister must move a motion to hold a joint sitting to consider the disallowance motion. The minister must move the motion by the end of the next sitting day after notice of the disallowance motion is given.
- (2) A motion to hold a joint sitting can be moved without notice or leave at any break in business.
- (3) Debate on a motion to hold a joint sitting will last for a maximum of 30 minutes or until six members have spoken, whichever is the shorter.

(*Mary-Anne Thomas*) — and, after debate —

James Newbury circulated amendments to be proposed to the motion.

Ellen Sandell circulated amendments to be proposed to the motion.

And, after debate —

Amendments proposed —

Sessional Order 3

- 1 After 'General business' where second occurring insert the following new paragraph:

'Regional sitting days

Question time

Formal business

Statements by members

Government business

General business'.

Sessional Order 11

- 2 Before 'Standing' insert '(1)'.

- 3 After 'relevant.' insert the following new paragraphs:

'(2) The Speaker may determine that an answer to an oral question without notice or supplementary oral question is not responsive to the question, and may accordingly direct the minister to provide a written response to the question and lodge it with the Speaker by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.

(3) The Speaker will determine the adequacy of a written response to a question provided under this sessional order. The Speaker may determine that a written response does not appropriately answer the question and may direct that the minister provide another written response by 2.00 pm the next sitting day. The Speaker will forward the written response to the member who asked the question and the Clerk must electronically publish the response.' —

(James Newbury) — and, after debate —

Amendments proposed —

Sessional Order 3

- 1 In paragraph (1) omit '(1)'.
- 2 In paragraph (1) under 'Wednesdays', omit 'Matter of public importance or grievance debate (4.00 pm)' and insert 'Non-government business (4.00 pm)'.
- 3 Omit paragraphs (2) and (3).

New sessional orders

- 4 Insert the following new sessional orders —

'19 Non-government business

In addition to the items set out in SO 34(2), government business also does not take precedence in relation to non-government business under this sessional order.

Standing Orders 34(2)(d), (e) and (f), 37, 38 and 39 are suspended and the following applies:

- (1) Non-government business includes notices of motion and orders of the day moved by members who are not members of the party or coalition in government.
- (2) Subject to paragraph (3), every sitting Wednesday, the Chair will interrupt the House at 4.00 pm and the House will consider non-government business for two hours.
- (3) If a division is taking place when the time for the interruption arises, the division will be completed and the result announced. If the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with. The Chair will then interrupt business.
- (4) Any business under discussion and not completed at the interruption will be resumed immediately at the end of the two hours, and any member speaking at the time of the interruption may then continue their speech.

20 Order of consideration of non-government business

- (1) On the sitting day immediately prior to each sitting Wednesday, a member who is not a member of the party or coalition in government may move, without notice or leave, a motion specifying items of non-government business to have precedence on the next sitting day.
- (2) Over the course of a parliament, the specified items proposed by each non-government party and independent member must be proportional to the number of independent members and members representing non-government parties in the House.
- (3) The debate will last for 30 minutes or until six members have spoken, whichever is the shorter.
- (4) If a motion is not moved or agreed to, the House will consider non-government business in the order it is set down on the notice paper under general business.' —

(Ellen Sandell) — and, after debate —

Sessional Orders 1 and 2 agreed to.

Sessional Order 3

Question — That the expression proposed to be omitted by Ellen Sandell’s amendment No 1 stands part of the question — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 78

Juliana Addison; Jacinta Allan; Daniel Andrews; Brad Battin; Jade Benham; Roma Britnell; Colin Brooks; Josh Bull; Martin Cameron; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Annabelle Cleeland; Sarah Connolly; Chris Couzens; Chris Crewther; Jordan Crugnale; Lily D’Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Sam Groth; Matthew Guy; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Meng Heang Tak; Mathew Hilakari; David Hodgett; Melissa Horne; Natalie Hutchins; Lauren Kathage; Emma Kealy; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Tim McCurdy; Steve McGhie; Cindy McLeish; Paul Mercurio; John Mullahy; James Newbury; Danny O’Brien; Michael O’Brien; Kim O’Keeffe; Tim Pallas; Danny Pearson; John Pesutto; Pauline Richards; Tim Richardson; Richard Riordan; Brad Rowswell; Michaela Settle; David Southwick; Ros Spence; Nick Staikos; Natalie Suleyman; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Bill Tilley; Bridget Vallence; Emma Vulin; Peter Walsh; Iwan Walters; Kim Wells; Dylan Wight; Belinda Wilson; Jess Wilson.

NOES 4

Gabrielle de Vietri; Sam Hibbins; Tim Read; Ellen Sandell.

Question agreed to.

Question — That James Newbury’s amendment No 1 be agreed to — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 29

Brad Battin; Jade Benham; Roma Britnell; Martin Cameron; Annabelle Cleeland; Chris Crewther; Gabrielle de Vietri; Sam Groth; Matthew Guy; Sam Hibbins; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O’Brien; Michael O’Brien; Kim O’Keeffe; John Pesutto; Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Jess Wilson.

NOES 53

Juliana Addison; Jacinta Allan; Daniel Andrews; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Meng Heang Tak; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Dylan Wight; Belinda Wilson.

Question defeated.

Sessional Order 3 agreed to.

Sessional Orders 4 to 10 agreed to.

Sessional Order 11

Question — That James Newbury's amendment No 2 be agreed to — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 29

Brad Battin; Jade Benham; Roma Britnell; Martin Cameron; Annabelle Cleeland; Chris Crewther; Gabrielle de Vietri; Sam Groth; Matthew Guy; Sam Hibbins; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Jess Wilson.

NOES 53

Juliana Addison; Jacinta Allan; Daniel Andrews; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Meng Heang Tak; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Dylan Wight; Belinda Wilson.

Question defeated.

Sessional Order 11 agreed to.

Sessional Orders 12 to 18 agreed to.

Question — That the sessional orders be adopted to come into operation tomorrow — put and agreed to.

- 14 **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH** — Order read for resuming debate on question — That the following Address, in reply to the speech of the Governor to both Houses of Parliament, be agreed to by this House (*for Address see p 31, 20 December 2022*); debate resumed.

Motion made and question — That the debate be now adjourned (*Anthony Carbines*) — put and agreed to.

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

- 15 **POSTPONEMENT OF REMAINING BUSINESS** — Motion made and question — That the consideration of remaining business be postponed (*Anthony Carbines*) — put and agreed to.
- 16 **ADJOURNMENT** — After debate, the Deputy Speaker left the Chair at 7.39 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 4 — Wednesday 8 February 2023

The House started at 9.30 am.

- 1 The House met according to the resolution of the House on 7 February 2023 — The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** — Motion made, by leave, and question — That Kathleen Matthews-Ward, Kim O’Keeffe and Iwan Walters be members of the Scrutiny of Acts and Regulations Committee (*Mary-Anne Thomas*) — put and agreed to.
- 3 **STATEMENTS BY MEMBERS** — Members made statements.
- 4 **STATEMENTS ON PARLIAMENTARY COMMITTEE REPORTS** — Members made statements on committee reports.
- 5 **HEALTH LEGISLATION AMENDMENT (INFORMATION SHARING) BILL 2023** — Mary-Anne Thomas tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.
- Motion made and question proposed — That this Bill be now read a second time (*Mary-Anne Thomas*).
- The second reading speech was incorporated into Hansard.
- Motion made and question — That the debate be now adjourned (*Cindy McLeish*) — put and agreed to.
- Ordered — That the debate be adjourned for two weeks. Debate adjourned until 22 February 2023.
- 6 **HUMAN SOURCE MANAGEMENT BILL 2023** — Anthony Carbines tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Anthony Carbines*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*Cindy McLeish*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 22 February 2023.

- 7 **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH** — Order read for resuming debate on question — That the following Address, in reply to the speech of the Governor to both Houses of Parliament, be agreed to by this House (*for Address see p 31, 20 December 2022*); debate resumed.

Business interrupted at 2.00 pm under standing orders.

- 8 **QUESTION TIME.**

- 9 **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH** — Debate continued on question — That the Address (*as detailed above*) be agreed to by this House.

Business interrupted at 7.00 pm under sessional orders.

Motion made and question — That the sitting be continued (*Mary-Anne Thomas*) — put and agreed to.

Debate continued on question — That the Address (*as detailed above*) be agreed to by this House.

Motion made and question — That the debate be now adjourned (*Ros Spence*) — put and agreed to.

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

- 10 **POSTPONEMENT OF REMAINING BUSINESS** — Motion made and question — That the consideration of remaining business be postponed (*Ros Spence*) — put and agreed to.
- 11 **ADJOURNMENT** — After debate, the Deputy Speaker left the Chair at 7.34 pm.

No 5 — Thursday 9 February 2023

The House started at 9.30 am.

1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.

2 **ACTING SPEAKERS** — The Speaker tabled the following warrant:

PANEL OF ACTING SPEAKERS

Under Standing Order 20, I appoint Jordan Crugnale, Paul Edbrooke and Michaela Settle to preside as Acting Speakers whenever requested to do so by the Speaker or the Deputy Speaker.

This warrant amends the previous warrant of 7 February 2023.

Maree Edwards MP
SPEAKER
9 February 2023.

3 **DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT** — The Clerk tabled:

Emerald Tourist Railway Board (Puffing Billy Railway) — Report 2021–22

Members of Parliament (Standards) Act 1978 — Register of Interests — Returns submitted by Members of the Legislative Assembly — Primary Returns 16 January 2023 — Ordered to be published

Mine Land Rehabilitation Authority — Report 2021–22

Racing Integrity Commissioner — Report 2021–22

Victorian Racing Integrity Board — Report 2021–22.

4 **SITTING OF THE HOUSE** — Motion made and question — That the House, at its rising, adjourns until 21 February 2023 (*Danny Pearson*) — put and agreed to.

5 **STATEMENTS BY MEMBERS** — Members made statements.

6 **RACING AMENDMENT (UNAUTHORISED ACCESS) BILL 2022** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Motion made and question — That the debate be now adjourned (*Ros Spence*) — put and agreed to.

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

- 7 **BUILDING AND PLANNING LEGISLATION AMENDMENT BILL 2022** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Amendment proposed — That all the words after ‘That’ be omitted and replaced with the words ‘this House refuses to read this Bill a second time until the Minister:

- (1) consults with stakeholders including the Australian Institute of Architects about possible time delays incurred by the Board in examining proof of insurance for architects already registered in Victoria;
- (2) provides clarity about the range of criminal sanctions that would be considered in assessing registration applications; and
- (3) consults with Green Wedge advocacy groups and relevant Local Government Areas on steps to further protect Green Wedge areas.’ —

(David Hodgett) — and, after debate —

Business interrupted at 2.00 pm under standing orders.

- 8 **QUESTION TIME.**

- 9 **BUILDING AND PLANNING LEGISLATION AMENDMENT BILL 2022** — Debate continued on question — That this Bill be now read a second time — and on the amendment.

Allocation of time — The Speaker advised that the time allocated for consideration of bills under the resolution of the House on 7 February 2023 had expired.

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

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 57

Juliana Addison; Jacinta Allan; Daniel Andrews; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Daniela De Martino; Gabrielle de Vietri; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Meng Heang Tak; Sam Hibbins; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 21

Brad Battin; Roma Britnell; Chris Crewther; Sam Groth; David Hodgett; Tim McCurdy; Cindy McLeish; James Newbury; Danny O’Brien; Michael O’Brien; Kim O’Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; Ryan Smith; David Southwick; Bill Tilley; Bridget Vallenge; Peter Walsh; Kim Wells; Jess Wilson.

Question agreed to.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

- 10 **RACING AMENDMENT (UNAUTHORISED ACCESS) BILL 2022** — Order read for resuming debate on question — That this Bill be now read a second time.

Question — That this Bill be now read a second time and a third time — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 74

Juliana Addison; Jacinta Allan; Daniel Andrews; Brad Battin; Roma Britnell; Colin Brooks; Josh Bull; Anthony Carabines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Chris Crewther; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Sam Groth; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Meng Heang Tak; Mathew Hilakari; David Hodgett; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkeny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Tim McCurdy; Steve McGhie; Cindy McLeish; Paul Mercurio; John Mullahy; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; Danny Pearson; John Pesutto; Pauline Richards; Tim Richardson; Richard Riordan; Brad Rowsell; Michaela Settle; Ryan Smith; David Southwick; Ros Spence; Nick Staikos; Natalie Suleyman; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Bill Tilley; Bridget Vallence; Emma Vulin; Peter Walsh; Iwan Walters; Vicki Ward; Kim Wells; Dylan Wight; Gabrielle Williams; Belinda Wilson; Jess Wilson.

NOES 4

Gabrielle de Vietri; Sam Hibbins; Tim Read; Ellen Sandell.

Question agreed to.

Bill sent to the Legislative Council and their agreement requested.

Business interrupted at 5.09 pm under sessional orders.

- 11 **ADJOURNMENT** — The Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 5.35 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos 6, 7 and 8

No 6 — Tuesday 21 February 2023

The House started at 12.00 noon.

- 1 The House met according to the resolution of the House on 9 February 2023 — The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **WRIT** — The Speaker announced that the Electoral Commissioner had returned the writ issued on 19 December 2022 and that Wayne Farnham has been elected for the District of Narracan.
- 3 **MEMBER'S ALLEGIANCE** — Wayne Farnham was then introduced and took and subscribed the oath required by law.
- 4 **HERITAGE AMENDMENT BILL 2023** — Sonya Kilkenny introduced '*A Bill for an Act to amend the **Heritage Act 2017** to provide for exclusion determinations and to make other amendments to improve the operation of the Act and for other purposes*'; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 5 **CHILDREN AND HEALTH LEGISLATION AMENDMENT (STATEMENT OF RECOGNITION, ABORIGINAL SELF-DETERMINATION AND OTHER MATTERS) BILL 2023** — Ros Spence introduced '*A Bill for an Act to amend the **Children, Youth and Families Act 2005**, the **Social Services Regulation Act 2021**, the **Child Wellbeing and Safety Act 2005**, the **Commission for Children and Young People Act 2012**, the **Magistrates' Court Act 1989**, the **Health Services Act 1988** and the **Public Health and Wellbeing Act 2008**, to make minor and consequential amendments to other Acts and for other purposes*'; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 6 **DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT** — The Clerk tabled:

Crown Land (Reserves) Act 1978 — Order under s 17B granting a licence over Birrarung Park

Interpretation of Legislation Act 1984 — Notices under s 32(3)(a)(iii) in relation to:

Statutory Rule 120/2022 (Gazette G5, 2 February 2023)
Statutory Rule 171/2021 (Gazette G7, 16 February 2023)

Ombudsman — Good Practice Guide: Complaint handling in a crisis — released on 16 February 2023

Planning and Environment Act 1987 — Notices of approval of amendments to the following Planning Schemes:

Benalla — C44
 Boroondara — C389
 Brimbank — C236
 Greater Bendigo — C277
 Greater Shepparton — C240
 Hobsons Bay — C114
 Kingston — C211
 Moorabool — C100
 Moreland — C225
 Stonnington — C328

Statutory Rules under the *Road Safety Act 1986* — SRs 7, 8, 9

Subordinate Legislation Act 1994:

Documents under s 15 in relation to Statutory Rule 97/2022

Documents under s 16B in relation to the *Essential Services Commission Act 2001*:

Electricity Distribution Code of Practice (Distributor Reporting Obligations) Amendment 2022

Gas Distribution System Code of Practice (Unaccounted for Gas Benchmarks) Amendment 2022.

- 7 **MESSAGE FROM THE GOVERNOR** — Recommending an appropriation for the purposes of the Health Legislation Amendment (Information Sharing) Bill 2023.
- 8 **GOVERNMENT BUSINESS PROGRAM** — Motion made and question — That, under SO 94(2), the Orders of the Day, Government Business, relating to the following bills be considered and completed by 5.00 pm on 23 February 2023:

Health Legislation Amendment (Information Sharing) Bill 2023

Human Source Management Bill 2023 —

(Mary-Anne Thomas) — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 51

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 28

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; Sam Hibbins; David Hodgett; Emma Kealy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; David Southwick; Bill Tilley; Bridget Vallence; Kim Wells; Jess Wilson.

Question agreed to.

9 **STATEMENTS BY MEMBERS** — Members made statements.

10 **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH** — Order read for resuming debate on question — That the following Address, in reply to the speech of the Governor to both Houses of Parliament, be agreed to by this House (*for Address see p 31, 20 December 2022*); debate resumed.

Business interrupted at 2.00 pm under sessional orders.

11 **QUESTION TIME.**

12 **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH** — Debate continued on question — That the Address (*as detailed above*) be agreed to by this House.

Business interrupted at 7.00 pm under sessional orders.

13 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.27 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 7 — Wednesday 22 February 2023

The House started at 9.30 am.

1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.

2 **EARTHQUAKES IN TÜRKIYE AND SYRIA** — The Speaker made an announcement about the recent earthquakes in Türkiye and Syria, and members stood in silence as a mark of respect.

By leave, members made statements expressing their sympathy for the people from those regions.

- 3 **PETITION** — The Clerk announced that the following petition had been lodged for presentation:

Replacement playground equipment for Castlemaine Primary School — Requesting that the Minister for Education provides funding to replace Castlemaine Primary School’s playground equipment, bearing 260 signatures (*Martha Haylett*).

Ordered to be tabled.

- 4 **PETITION — REPLACEMENT PLAYGROUND EQUIPMENT FOR CASTLEMAINE PRIMARY SCHOOL** — Motion made and question — That the petition presented by the Member for Ripon be taken into consideration tomorrow (*Martha Haylett*) — put and agreed to.

- 5 **DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT** — The Clerk tabled:

Auditor General — Regulating Private Pool and Spa Safety Report — Ordered to be published

Independent Broad-based Anti-corruption Commission — Special report on Operation Clara — Ordered to be published

Subordinate Legislation Act 1994 — Documents under s 15 in relation to Statutory Rules 7, 8, 9

Yarra River Protection (Wilip-gin Birrarung murrong) Act 2017:

Burndap Birrarung Burndap Umarkoo Yarra Strategic Plan — Reporting on five months of implementation, from 24 February 2022

Report on the implementation of Burndap Birrarung Burndap Umarkoo Yarra Strategic Plan 2022.

- 6 **STATEMENTS BY MEMBERS** — Members made statements.

- 7 **STATEMENTS ON PARLIAMENTARY COMMITTEE REPORTS** — Members made statements on committee reports.

- 8 **HERITAGE AMENDMENT BILL 2023** — Sonya Kilkenny tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Sonya Kilkenny*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*Cindy McLeish*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 8 March 2023.

- 9 **CHILDREN AND HEALTH LEGISLATION AMENDMENT (STATEMENT OF RECOGNITION, ABORIGINAL SELF-DETERMINATION AND OTHER MATTERS) BILL 2023** — Ros Spence tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Ros Spence*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*Cindy McLeish*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 8 March 2023.

- 10 **HEALTH LEGISLATION AMENDMENT (INFORMATION SHARING) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Amendment proposed — That all the words after ‘That’ be omitted and replaced with the words ‘this Bill be withdrawn and redrafted to provide for an opt-out provision and for the Department of Health to be subject to freedom of information requests about the scheme’ (*Emma Kealy*) — and, after debate —

Business interrupted at 2.00 pm under standing orders.

- 11 **QUESTION TIME.**

- 12 **HEALTH LEGISLATION AMENDMENT (INFORMATION SHARING) BILL 2023** — Debate continued on question — That this Bill be now read a second time — and on the amendment.

Business interrupted at 4.00 pm under sessional orders.

- 13 **GRIEVANCES** — Question — That grievances be noted — after debate, put and agreed to.

- 14 **HEALTH LEGISLATION AMENDMENT (INFORMATION SHARING) BILL 2023** — Debate continued on question — That this Bill be now read a second time — and on the amendment.

Motion made and question — That the debate be now adjourned (*Sonya Kilkeny*) — put and agreed to.

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

- 15 **ADDRESS-IN-REPLY TO THE GOVERNOR’S SPEECH** — Order read for resuming debate on question — That the following Address, in reply to the speech of the Governor to both Houses of Parliament, be agreed to by this House (*for Address see p 31, 20 December 2022*); debate resumed.

Business interrupted at 7.00 pm under sessional orders.

- 16 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.25 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 8 — Thursday 23 February 2023

The House started at 9.30 am.

- 1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT** — The Clerk tabled:
- Auditor General — Results of 2021–22 Audits: Local Government — Ordered to be published
- Cladding Safety Victoria — Report 2021–22
- Environment Protection Authority — Report 2021–22
- Family Violence Protection Act 2008* — Report 2021–22 on the implementation of the Family Violence Multi-Agency Risk Assessment and Management Framework
- Portland District Health — Report 2021–22
- Subordinate Legislation Act 1994* — Documents under s 15 in relation to Statutory Rule 11.
- 3 **COMMITTEE MEMBERSHIP** — Motion made, by leave, and question — That:
- (1) Jacinta Allan, Roma Britnell, Ben Carroll, Tim McCurdy, Cindy McLeish, Danny Pearson and Mary-Anne Thomas be members of the **Dispute Resolution Committee**;
 - (2) Anthony Cianflone, Wayne Farnham, Alison Marchant, John Mullahy, Kim O’Keeffe, Dylan Wight and Jess Wilson be members of the **Economy and Infrastructure Committee**;
 - (3) Brad Battin, Will Fowles, Sam Hibbins, Emma Kealy, Nathan Lambert and Emma Vulin be members of the **Electoral Matters Committee**;
 - (4) Juliana Addison, Martin Cameron, Jordan Crugnale, Daniela De Martino, Sam Groth, Martha Haylett and David Hodgett be members of the **Environment and Planning Committee**;

- (5) Tim Bull, Matt Fregon, James Newbury, Pauline Richards, Ellen Sandell and Jackson Taylor be members of the **House Committee**;
- (6) Jade Benham, Gary Maas, Paul Mercurio, Tim Read, Kim Wells and Belinda Wilson be members of the **Integrity and Oversight Committee**;
- (7) Annabelle Cleeland, Chris Couzens, Chris Crewther, Ella George, Cindy McLeish, Meng Heang Tak and Jackson Taylor be members of the **Legal and Social Issues Committee**;
- (8) A select committee be appointed to inquire into and report upon complaints of breach of privilege referred to it by the House, right of reply applications referred under SO 227 and any other matter referred to it by the House; and Lily D'Ambrosio, Melissa Horne, James Newbury, Danny Pearson, Mary-Anne Thomas, Peter Walsh and Kim Wells be members of the **Privileges Committee**;
- (9) Sarah Connolly, Paul Hamer, Mathew Hilakari, Lauren Kathage, Danny O'Brien and Tim Read be members of the **Public Accounts and Estimates Committee**;
- (10) Dylan Wight be a member of the **Scrutiny of Acts and Regulations Committee**; and
- (11) A select committee be appointed to consider and report upon the standing orders and practices of the House; and the Speaker, Jacinta Allan, Matt Fregon, James Newbury, Pauline Richards, Ellen Sandell, David Southwick, Mary-Anne Thomas and Peter Walsh be members of the **Standing Orders Committee** —

(*Mary-Anne Thomas*) — and, after debate —

Amendment proposed — That after the word 'Committee' in paragraph (6) the following words be inserted ' ; and the House requests the Committee elect a non-government member as its Chair' (*James Newbury*) — and, after debate —

Motion made and question — That the question be now put (*Mary-Anne Thomas*) — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 58

Juliana Addison; Jacinta Allan; Daniel Andrews; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 26

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Jess Wilson.

Question agreed to.

Question — That the words proposed to be inserted be so inserted — accordingly put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 30

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Gabrielle de Vietri; Wayne Farnham; Sam Groth; Matthew Guy; Sam Hibbins; David Hodgett; Emma Kealy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Jess Wilson.

NOES 54

Juliana Addison; Jacinta Allan; Daniel Andrews; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkeny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

Question defeated.

Question — that the motion be agreed to — put and agreed to.

- 4 **SITTING OF THE HOUSE** — Motion made and question — That the House, at its rising, adjourns until 7 March 2023 (*Mary-Anne Thomas*) — put and agreed to.
- 5 **STATEMENTS BY MEMBERS** — Members made statements.
- 6 **HUMAN SOURCE MANAGEMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Amendment proposed — That all the words after 'That' be omitted and replaced with the words 'this House refuses to read this Bill a second time until:

- (1) the Government consults with organisations representing persons whose interests would be affected by the undermining of privileged communication facilitated by the Bill;

- (2) the Government provides for proper oversight of the power of the Chief Commissioner of Police to register a reportable human source; and
- (3) the Government satisfies the House that what the High Court of Australia described as “reprehensible conduct” by Victoria Police in using a lawyer as an informer against her own clients in a manner which “debased fundamental premises of the criminal justice system” would not be facilitated by this Bill’ —

(Michael O’Brien) — and, after debate —

Business interrupted at 2.00 pm under standing orders.

7 **QUESTION TIME.**

- 8 **HUMAN SOURCE MANAGEMENT BILL 2023** — Debate continued on question — That this Bill be now read a second time — and on the amendment.

Under SO 64, Tim Read circulated amendments to be proposed when the House considers the Bill in detail.

Debate continued on question — That this Bill be now read a second time.

Motion made and question — That the debate be now adjourned *(Natalie Suleyman)* — put and agreed to.

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

- 9 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Building and Planning Legislation Amendment Bill 2022 without amendment.

- 10 **HEALTH LEGISLATION AMENDMENT (INFORMATION SHARING) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time — *and on the amendment* — That all the words after ‘That’ be omitted and replaced with the words ‘this Bill be withdrawn and redrafted to provide for an opt-out provision and for the Department of Health to be subject to freedom of information requests about the scheme’; debate resumed.

Allocation of time — The Speaker advised that the time allocated for consideration of bills under the resolution of the House on 21 February 2023 had expired.

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

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 56

Juliana Addison; Jacinta Allan; Daniel Andrews; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch;

Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Tim Read; Pauline Richards; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 24

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Jess Wilson.

Question agreed to.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

- 11 **HUMAN SOURCE MANAGEMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time — *and on the amendment* — That all the words after 'That' be omitted and replaced with the words 'this House refuses to read this Bill a second time until (1) the Government consults with organisations representing persons whose interests would be affected by the undermining of privileged communication facilitated by the Bill; (2) the Government provides for proper oversight of the power of the Chief Commissioner of Police to register a reportable human source; and (3) the Government satisfies the House that what the High Court of Australia described as "reprehensible conduct" by Victoria Police in using a lawyer as an informer against her own clients in a manner which "debased fundamental premises of the criminal justice system" would not be facilitated by this Bill'.

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

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 52

Juliana Addison; Jacinta Allan; Daniel Andrews; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 28

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Gabrielle de Vietri; Sam Groth; Matthew Guy; Sam Hibbins; David Hodgett; Emma Kealy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Jess Wilson.

Question agreed to.

Question — That this Bill be now read a second time and a third time — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 56

Juliana Addison; Jacinta Allan; Daniel Andrews; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Tim Read; Pauline Richards; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 25

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Jess Wilson.

Question agreed to.

Bill sent to the Legislative Council and their agreement requested.

Business interrupted at 5.12 pm under sessional orders.

- 12 **ADJOURNMENT** — The Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 5.42 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos 9, 10 and 11

No 9 — Tuesday 7 March 2023

The House started at 12.00 noon.

- 1 The House met according to the resolution of the House on 23 February 2023 — The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **BUILDING LEGISLATION AMENDMENT BILL 2023** — Sonya Kilkenny introduced ‘A Bill for an Act to amend the **Building Act 1993**, the **Architects Act 1991**, the **Domestic Building Contracts Act 1995**, the **Building and Construction Industry Security of Payment Act 2002**, the **Victorian Civil and Administrative Tribunal Act 1998**, the **Sale of Land Act 1962**, the **Owners Corporations Act 2006**, the **Cladding Safety Victoria Act 2020** and for other purposes’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 3 **DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (MEDICALLY SUPERVISED INJECTING CENTRE) BILL 2023** — Gabrielle Williams introduced ‘A Bill for an Act to amend the **Drugs, Poisons and Controlled Substances Act 1981** in relation to the medically supervised injecting centre and for other purposes’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 4 **LOCAL GOVERNMENT (MOIRA SHIRE COUNCIL) BILL 2023** — Melissa Horne introduced ‘A Bill for an Act to dismiss the Moira Shire Council, to provide for a second general election for the Moira Shire Council, to make consequential amendments to the **Local Government Act 2020** and for other purposes’; and the Bill was read a first time. In accordance with SO 61(3)(b), the House proceeded immediately to the second reading.

Melissa Horne tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Melissa Horne*).

Motion made and question — That the debate be now adjourned (*Peter Walsh*) — put and agreed to.

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

5 DOCUMENTS

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Iwan Walters, Chair, tabled the Alert Digest No 1 of 2023 from the Scrutiny of Acts and Regulations Committee on the:

Building and Planning Legislation Amendment Act 2023
 Children and Health Legislation Amendment (Statement of Recognition, Aboriginal Self-Determination and Other Matters) Bill 2023
 Children, Youth and Families Amendment (Raise the Age) Bill 2022
 Health Legislation Amendment (Information Sharing) Bill 2023
 Heritage Amendment Bill 2023
 Human Source Management Bill 2023
 Independent Broad-based Anti-corruption Commission Amendment (Facilitation of Timely Reporting) Bill 2022
 Independent Broad-based Anti-corruption Commission Amendment (Restoration of Examination Powers) Bill 2022
 Parliamentary Committees Amendment (Preventing Government Dominated Investigatory Committees) Bill 2022
 Racing Amendment (Unauthorised Access) Bill 2022
 Road Safety Amendment (Medicinal Cannabis) Bill 2023
 Statute Law Amendment Bill 2022

together with appendices and extracts from the proceedings.

Ordered to be published.

PARLIAMENTARY BUDGET OFFICE — Sarah Connolly, Chair, Public Accounts and Estimates Committee, tabled the Parliamentary Budget Office Report 2021–22.

REPORT OF PARLIAMENTARY BUDGET OFFICE OPERATIONS — Sarah Connolly, Chair, Public Accounts and Estimates Committee, tabled a report from the Parliamentary Budget Officer on PBO operations for the Victorian 2022 general election.

DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT — The Clerk tabled:

Local Government Act 2020 — Commission of Inquiry into Moira Shire Council — Ordered to be published

Planning and Environment Act 1987 — Notices of approval of amendments to the following Planning Schemes:

Frankston — C140
 Greater Geelong — C431
 Melbourne — C413
 Stonnington — C329
 Victoria Planning Provision — VC215
 Yarra — C313

Safe Drinking Water Act 2003 — Drinking Water Quality in Victoria — Report 2021–22

Statutory Rules under the following Acts:

Port Management Act 1995 — SR 13

Residential Tenancies Act 1997 — SR 10

Victorian Civil and Administrative Tribunal Act 1998 — SR 12

Water Industry Act 1994 — SR 11

Subordinate Legislation Act 1994 — Documents under s 15 in relation to Statutory Rule 12.

DOCUMENT TABLED UNDER STANDING ORDERS — The Clerk tabled:

Government response to the Legal and Social Issues Standing Committee's Report on the Inquiry into support for older Victorians from migrant and refugee backgrounds — released on 27 February 2023.

6 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Racing Amendment (Unauthorised Access) Bill 2022 without amendment.

7 **MESSAGES FROM THE GOVERNOR — ASSENT TO BILLS** — Informing the Legislative Assembly that she had given the royal assent to the following bills, presented to her by the Clerk of the Parliaments:

On 28 February 2023

Building and Planning Legislation Amendment Bill 2022

On 7 March 2023

Racing Amendment (Unauthorised Access) Bill 2022.

8 **GOVERNMENT BUSINESS PROGRAM** — Motion made and question — That, under SO 94(2), the Orders of the Day, Government Business, relating to the following bills be considered and completed by 5.00 pm on 9 March 2023:

Heritage Amendment Bill 2023

Children and Health Legislation Amendment (Statement of Recognition, Aboriginal Self-determination and Other Matters) Bill 2023 —

(Mary-Anne Thomas) — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 54

Juliana Addison; Jacinta Allan; Daniel Andrews; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkeny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 28

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; Ryan Smith; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Jess Wilson.

Question agreed to.

9 **STATEMENTS BY MEMBERS** — Members made statements.

10 **LOCAL GOVERNMENT (MOIRA SHIRE COUNCIL) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

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

Bill sent to the Legislative Council and their agreement requested.

Business interrupted at 2.00 pm under sessional orders.

11 **QUESTION TIME.**

12 **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH** — Order read for resuming debate on question — That the following Address, in reply to the speech of the Governor to both Houses of Parliament, be agreed to by this House (*for Address see p 31, 20 December 2022*); debate resumed.

Amendment proposed — That the following words be added to the end of the motion: 'but respectfully regret that the speech fails to announce a ban on new coal and gas projects' (*Tim Read*) — and, after debate —

Business interrupted at 7.00 pm under sessional orders.

13 **ADJOURNMENT** — The Speaker announced that the time for the adjournment of the House had arrived and, after debate, the Deputy Speaker left the Chair at 7.36 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 10 — Wednesday 8 March 2023

The House started at 9.30 am.

1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.

2 **DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT** — The Clerk tabled:

Australian Criminal Intelligence Commission:

Report 2021–22 under s 31 of the *Crimes (Assumed Identities) Act 2004*

Report 2021–22 under s 42BI of the *Evidence (Miscellaneous Provisions) Act 1958*

Environment, Land, Water and Planning, Department of — Report 2021–22 under s 30L of the *Surveillance Devices Act 1999*

Environment Protection Authority — Report 2021–22 under s 30L of the *Surveillance Devices Act 1999*

Victorian Information Commissioner, Office of (OVIC) — Process versus Outcome: Investigation into VicForests' handling of a series of FOI requests under s 61O of the *Freedom of Information Act 1982* — Ordered to be published

Special Investigator, Office of — Report 2021–22 under s 30L of the *Surveillance Devices Act 1999*

Victoria Police:

Report 2021–22 under s 31 of the *Crimes (Assumed Identities) Act 2004*

Report 2021–22 under s 42BI of the *Evidence (Miscellaneous Provisions) Act 1958*

Report 2021–22 under s 30L of the *Surveillance Devices Act 1999*.

3 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Local Government (Moirā Shire Council) Bill 2023 without amendment.

4 **STATUTE LAW AMENDMENT BILL 2022** — The Speaker announced the receipt of a message from the Legislative Council presenting, for the agreement of the Legislative Assembly, 'A Bill for an Act to revise the statute law of Victoria, to make minor amendments to the **Competition Policy Reform (Victoria) Act 1995** and for other purposes'.

On the motion of Danny Pearson, the Bill was read a first time and ordered to be read a second time tomorrow.

5 **STATEMENTS BY MEMBERS** — Members made statements.

6 **STATEMENTS ON PARLIAMENTARY COMMITTEE REPORTS** — Members made statements on committee reports.

7 **POSTPONEMENT OF NOTICE OF MOTION** — Ordered — That the consideration of Government Business, notice of motion No 2 be postponed until later this day.

8 **BUILDING LEGISLATION AMENDMENT BILL 2023** — Sonya Kilkenny tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Sonya Kilkeny*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*Cindy McLeish*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 22 March 2023.

- 9 **DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (MEDICALLY SUPERVISED INJECTING CENTRE) BILL 2023** — Gabrielle Williams tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Gabrielle Williams*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*Cindy McLeish*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 22 March 2023.

- 10 **INTERNATIONAL WOMEN'S DAY** — Motion made and question — That this House notes that today is International Women's Day and —

(1) This year marks 100 years since women won the right to stand for election to Victorian Parliament;

(2) For many years First Nations women did not have the same political rights as other Victorians —

(*Natalie Hutchins*) — and, after debate —

Business interrupted at 2.00 pm under standing orders.

- 11 **QUESTION TIME.**

- 12 **INTERNATIONAL WOMEN'S DAY** — Debate continued on question — That the motion be agreed to.

Business interrupted at 4.00 pm under sessional orders.

- 13 **DISCUSSION OF MATTER OF PUBLIC IMPORTANCE — RISING COST OF LIVING PRESSURES ON VICTORIAN FAMILIES** — The Speaker read Brad Rowswell's proposal to the House —

'That this House expresses deep concern at the rising cost of living pressures on Victorian families and the policy failures of the Andrews Labor Government including:

- (1) Melbourne being the most expensive city for public education in the country, with average costs spiking to more than \$102,000;
- (2) Victorians facing energy price increases of up to \$1,000 over this year, with the government unable to detail when power prices will be reduced;
- (3) raiding Melbourne-based water authorities and the Transport Accident Commission and new threats of WorkSafe levy increases;
- (4) no clear repayment plan by the Premier or Treasurer to repay \$166 billion worth of state debt and tackle the annual interest bill of nearly \$4 billion;
- (5) increased land tax bills hitting mum and dad investors, and failing to advocate against Federal Labor attacks to superannuation;
- (6) home ownership continuing to slip further out of reach following a shock drop in the number of new build approvals, ongoing rental price increases, roadblocks to new land supply, increased taxes pushing up the price for first home buyers and reduced borrowing capacity for Victorian home buyers;
- (7) no reduction to metropolitan public transport ticket prices, forcing more commuters onto the roads, adding to lengthy traffic congestion problems; and
- (8) a skills crisis, with no plan to address skills shortages or the risk to free TAFE after the Andrews Labor Government cut \$55 million in funding from VET.'

Brad Rowswell addressed the House — Discussion followed.

- 14 **INTERNATIONAL WOMEN'S DAY** — Debate continued on question — That the motion be agreed to.

Question — put and agreed to.

- 15 **HERITAGE AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Business interrupted at 7.00 pm under sessional orders.

- 16 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.23 pm.

No 11 — Thursday 9 March 2023

The House started at 9.30 am.

1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.

2 **DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT** — The Clerk tabled:

Auditor-General — Maintaining Railway Assets across Metropolitan Melbourne — Ordered to be published

Crown Land (Reserves) Act 1978 — Order under s 17B granting a licence over Treasury Gardens

Jobs, Precincts and Regions, Department of — Report 2021–22

Parliamentary Committees Act 2003 — Government response to the Public Accounts and Estimates Committee's Report on the 2022–23 Budget Estimates

Subordinate Legislation Act 1994 — Documents under s 15 in relation to Statutory Rules 13, 15.

3 **COMMITTEE REFERENCES** — Motion made, by leave, and question — That this House refers:

(1) an inquiry into the conduct of the 2022 Victorian State Election to the **Electoral Matters Committee** for consideration and report no later than 1 May 2024;

(2) an inquiry into increasing the number of registered organ and tissue donors to the **Legal and Social Issues Standing Committee** for consideration and report no later than 31 March 2024;

(3) an inquiry into changes to road safety behaviours during and post the COVID-19 pandemic and impacts on vulnerable road users to the **Economy and Infrastructure Standing Committee** for consideration and report no later than 31 March 2024; and

(4) an inquiry into employers and contractors who refuse to pay their sub-contractors for completed works to the **Environment and Planning Standing Committee** for consideration and report no later than 31 December 2023 —

(Mary-Anne Thomas) — put and agreed to.

4 **SITTING OF THE HOUSE** — Motion made and question — That the House, at its rising, adjourns until 21 March 2023 *(Mary-Anne Thomas)* — put and agreed to.

5 **STATEMENTS BY MEMBERS** — Members made statements.

6 **STATUTE LAW AMENDMENT BILL 2022** — Danny Pearson tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Danny Pearson*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*Tim McCurdy*) — put and agreed to.

Ordered — That the debate be adjourned for one week. Debate adjourned until 16 March 2023.

- 7 **HERITAGE AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Motion made and question — That the debate be now adjourned (*John Pesutto*) — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 32

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Gabrielle de Vietri; Wayne Farnham; Sam Groth; Matthew Guy; Sam Hibbins; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; Ryan Smith; David Southwick; Bill Tilley; Bridget Vallance; Peter Walsh; Kim Wells; Jess Wilson.

NOES 52

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Danny Pearson; Pauline Richards; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

Question defeated.

Debate continued on question — That this Bill be now read a second time.

Motion made and question — That the debate be now adjourned (*Ros Spence*) — put and agreed to.

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

- 8 **CHILDREN AND HEALTH LEGISLATION AMENDMENT (STATEMENT OF RECOGNITION, ABORIGINAL SELF-DETERMINATION AND OTHER MATTERS) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time.

Gabrielle Williams announced amendments to be proposed when the House considers the Bill in detail and requested that they be circulated. Amendments circulated.

Debate continued on question — That this Bill be now read a second time.

Business interrupted at 2.00 pm under standing orders.

9 **QUESTION TIME.**

- 10 **CHILDREN AND HEALTH LEGISLATION AMENDMENT (STATEMENT OF RECOGNITION, ABORIGINAL SELF-DETERMINATION AND OTHER MATTERS) BILL 2023** — Debate continued on question — That this Bill be now read a second time.

Allocation of time — The Speaker advised that the time allocated for consideration of bills under the resolution of the House on 7 March 2023 had expired.

Question — That this Bill be now read a second time — put and agreed to.

Question — That Government amendments Nos 1 and 2 be agreed to and the Bill be now read a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

- 11 **HERITAGE AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

Business interrupted at 5.00 pm under sessional orders.

- 12 **ADJOURNMENT** — The Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 5.28 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos 12, 13 and 14

No 12 — Tuesday 21 March 2023

The House started at 12 noon.

- 1 The House met according to the resolution of the House on 9 March 2023 — The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **WATER LEGISLATION AMENDMENT BILL 2023** — Mary-Anne Thomas introduced ‘A Bill for an Act to amend the **Water and Catchment Legislation Amendment Act 2021** to make minor and technical amendments to that Act, to make minor related amendments to the **Water Act 1989** and for other purposes’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 3 **DISABILITY AND SOCIAL SERVICES REGULATION AMENDMENT BILL 2023** — Ros Spence introduced ‘A Bill for an Act to amend the **Disability Act 2006** in relation to the Secretary’s functions, the sharing of information, residential services, restrictive practices, compulsory treatment and other related matters, to amend the **Residential Tenancies Act 1997** in relation to SDA enrolled dwellings, to amend the **Disability Service Safeguards Act 2018** in relation to registration requirements, to amend the **Social Services Regulation Act 2021** in relation to interviews and hearings for WCES service users, powers of entry and other related matters, to make consequential amendments to other Acts and for other purposes’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 4 **PETITION** — The Clerk announced that the following petition had been lodged for presentation:

Request for decision on Mental Health Tribunal — Requesting that the Minister for Mental Health make a decision about the status of the suspended community member on the Mental Health Tribunal, bearing 8 signatures (*David Hodgett*).

Ordered to be tabled.

5 DOCUMENTS

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Iwan Walters, Chair, tabled the Alert Digest No 2 of 2023 from the Scrutiny of Acts and Regulations Committee on the:

Building Legislation Amendment Bill 2023

Drugs, Poisons and Controlled Substances Amendment (Medically Supervised Injecting Centre) Bill 2023

Local Government (Moira Shire Council) Act 2023

Public Administration and Planning Legislation Amendment (Control of Lobbyists) Bill 2023
Public Health and Wellbeing Amendment (Health Services Performance Transparency and Accountability) Bill 2023

together with appendices and an extract from the proceedings.

Ordered to be published.

DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT — The Clerk tabled:

Financial Management Act 1994 — 2022–23 Mid-Year Financial Report incorporating the Quarterly Financial Report No 2 — released on 10 March 2023

Municipal Association of Victoria — Report 2021–22

Planning and Environment Act 1987 — Notices of approval of amendments to the following Planning Schemes:

Boroondara — C391, C392

Glen Eira — C218

Golden Plains — C101

Greater Bendigo — C266

Greater Geelong — C451

Greater Shepparton — C244

Indigo — C78

Merri-bek — C201

Moira — C97

Moyne — C78

Victoria Planning Provisions — VC229

Yarra Ranges — C215

Statutory Rules under the following Acts:

Conservation, Forests and Lands Act 1987 — SR 14

County Court Act 1958 — SR 16

Planning and Environment Act 1987 — SR 17

Subordinate Legislation Act 1994 — SR 15

Subordinate Legislation Act 1994 — Documents under s 15 in relation to Statutory Rules 10, 14, 16

Wildlife Act 1975 — Wildlife (Prohibition of Game Hunting) Notice No 1 (*Gazette S112, 14 March 2023*).

PROCLAMATION — Under SO 177A, the Clerk tabled the following proclamation fixing an operative date:

Major Crime and Community Safety Legislation Amendment Act 2022 — Part 4 — 3 April 2023 (Gazette S116, 15 March 2023).

- 6 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Health Legislation Amendment (Information Sharing) Bill 2023 with amendments.

Ordered — That the amendments be taken into consideration later this day.

- 7 **MESSAGE FROM THE GOVERNOR — ASSENT TO BILL** — Informing the Legislative Assembly that she had, on 9 March 2023, given the royal assent to the Local Government (Moira Shire Council) Bill 2023, presented to her by the Clerk of the Parliaments.

- 8 **MESSAGES FROM THE GOVERNOR** — Recommending appropriations for the purposes of the following bills:

Building Legislation Amendment Bill 2023

Drugs, Poisons and Controlled Substances Amendment (Medically Supervised Injecting Centre) Bill 2023.

- 9 **HOUSE COMMITTEE** — The Speaker announced that she had received the resignation of James Newbury from the House Committee, effective from today.

- 10 **GOVERNMENT BUSINESS PROGRAM** — Motion made and question — That, under SO 94(2), the Orders of the Day, Government Business, relating to the following bills be considered and completed by 5.00 pm on 23 March 2023:

Building Legislation Amendment Bill 2023

Drugs, Poisons and Controlled Substances Amendment (Medically Supervised Injecting Centre) Bill 2023 —

(Mary-Anne Thomas) — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 55

Juliana Addison; Jacinta Allan; Daniel Andrews; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Jordan Crugnale; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 28

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; Ryan Smith; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Jess Wilson.

Question agreed to.

- 11 **STATEMENTS BY MEMBERS** — Members made statements.
- 12 **POSTPONEMENT OF NOTICE OF MOTION AND ORDER OF THE DAY** — Ordered — That the consideration of Government Business, Notice of Motion No 1 and Order of the Day No 1 be postponed until later this day.
- 13 **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH** — Order read for resuming debate on question — That the following Address, in reply to the speech of the Governor to both Houses of Parliament, be agreed to by this House (*for Address see p 31, 20 December 2022*) — *and on the amendment* — That the following words be added at the end of the motion — 'but respectfully regret that the speech fails to announce a ban on new coal and gas projects'; debate resumed.

Business interrupted at 2.00 pm under sessional orders.

- 14 **QUESTION TIME.**
- 15 **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH** — Debate continued on question — That the Address and amendment (*as detailed above*) be agreed to by this House.

Motion made and question — That the debate be now adjourned (*Jacinta Allan*) — put and agreed to.

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

- 16 **SUBURBAN RAIL LOOP** — Motion made and question — That this House notes that Victorians resoundingly supported, for a second time, the state shaping Suburban Rail Loop, including SRL Airport, described by the Shadow Minister for Education on social media as 'a mangy dog' of a project (*Jacinta Allan*) — and, after debate —

Amendment proposed — That all the words after 'House' be omitted and replaced with the words —

- '(1) acknowledges that Victorians expect integrity, transparency, and good governance in the implementation of the Suburban Rail Loop; and
- (2) calls on the Government to release the full business case to the Victorian Auditor-General's Office, have the project independently assessed by Infrastructure Victoria, and release accurate costings to Victorians' —

(David Southwick) — and, after debate —

Motion made and question — That the debate be now adjourned *(Steve Dimopoulos)* — put and agreed to.

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

- 17 **HEALTH LEGISLATION AMENDMENT (INFORMATION SHARING) BILL 2023** — Order read for the consideration of the amendments made by the Legislative Council.

Motion made and question proposed — That the amendments be agreed to *(Steve Dimopoulos)* — and, after debate —

Business interrupted at 7.00 pm under sessional orders.

- 18 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.27 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 13 — Wednesday 22 March 2023

The House started at 9.30 am.

- 1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.

2 **DOCUMENTS**

PARLIAMENTARY DEPARTMENTS — Reports 2021–22 of the Department of the Legislative Assembly and Department of Parliamentary Services tabled by leave *(Matt Fregon)*.

DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT — The Clerk tabled:

Auditor General — Fair Presentation of Service Delivery Performance 2022 — Ordered to be published

Members of Parliament (Standards) Act 1978:

Register of Interests — Return submitted by a member of the Legislative Assembly — Primary return 20 March 2023 — Ordered to be published

Register of Interests — Returns submitted by members of the Legislative Assembly — Ordinary returns 28 February 2023 (two volumes) — Ordered to be published

Subordinate Legislation Act 1994 — Documents under s 15 in relation to Statutory Rule 17

Trust for Nature (Victoria) — Report 2021–22

Water Efficiency Labelling and Standards Act 2005:

2020 Independent Review of the Water Efficiency Labelling and Standards Scheme and Intergovernmental Agreement

Water Efficiency Labelling and Standards scheme — Report 2021–22.

3 **STATEMENTS BY MEMBERS** — Members made statements.

4 **STATEMENTS ON PARLIAMENTARY COMMITTEE REPORTS** — Members made statements on committee reports.

5 **DISABILITY AND SOCIAL SERVICES REGULATION AMENDMENT BILL 2023** — Ros Spence tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Ros Spence*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*Cindy McLeish*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 5 April 2023.

6 **WATER LEGISLATION AMENDMENT BILL 2023** — Mary-Anne Thomas tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Mary-Anne Thomas*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*Cindy McLeish*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 5 April 2023.

7 **HEALTH LEGISLATION AMENDMENT (INFORMATION SHARING) BILL 2023** — Order read for resuming debate on question — That the amendments made by the Legislative Council be agreed to — after debate, put and agreed to.

Message sent to the Legislative Council informing them accordingly.

- 8 **DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (MEDICALLY SUPERVISED INJECTING CENTRE) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Amendment proposed — That all the words after ‘That’ be omitted and replaced with the words ‘this Bill be withdrawn and redrafted to prevent a Medically Supervised Injecting Centre from operating in near proximity to schools, childcare centres and community centres’ (*Emma Kealy*) — and after debate —

Business interrupted at 2.00 pm under standing orders.

- 9 **QUESTION TIME.**

- 10 **DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (MEDICALLY SUPERVISED INJECTING CENTRE) BILL 2023** — Debate continued on question — That this Bill be now read a second time — and on the amendment.

Business interrupted at 4.00 pm under sessional orders.

- 11 **DISCUSSION OF MATTER OF PUBLIC IMPORTANCE — PUBLIC TRANSPORT REGIONAL FARE CAP** — The Speaker read Ben Carroll’s proposal to the House —

‘That this house notes the Andrews Labor Government’s Public Transport Regional Fare Cap policy for regional Victorians, further noting that:

- (1) the Regional Fare Cap for regional Victorians will be the same as the metropolitan Melbourne price;
- (2) fairer regional fares will help many Victorians with cost of living pressures;
- (3) fairer regional fares will encourage more Victorians to connect with family and friends by reducing the cost of travel between regional Victoria and metropolitan Melbourne;
- (4) regional tourism and businesses will benefit from the flow-on effects of cheaper travel into regional areas;
- (5) investments of nearly \$1.5 billion to build 59 new VLocity Trains since 2015 are transforming our regional network and creating good quality jobs right here in Victoria;
- (6) the Government has also committed to 23 new VLocity Trains, securing hundreds of jobs over the next three years across the supply-chain, and supporting passengers heading to the west of our state;
- (7) an extra 800 services have been added onto the V/Line network since 2014 and a further 200 weekend regional services have been committed to which will further benefit regional passengers; and
- (8) under alternative proposed policies, regional Victorians would be facing cuts to services to keep the system operational.’

Ben Carroll addressed the House — Discussion followed.

- 12 **DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (MEDICALLY SUPERVISED INJECTING CENTRE) BILL 2023** — Debate continued on question — That this Bill be now read a second time — and on the amendment.

Business interrupted at 7.00 pm under sessional orders.

- 13 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.27 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 14 — Thursday 23 March 2023

The House started at 9.30 am.

- 1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **PETITIONS** — The Clerk announced that the following petitions had been lodged for presentation:

Bright Western Gateway Development Plan — Requesting that the Legislative Assembly prevents the removal of elm trees from the western entry into Bright township, bearing 728 signatures (*Tim McCurdy*)

Closure of Champion Road between Williamstown and Newport — Requesting that the Legislative Assembly commits to working with the Williamstown and Newport community to develop a solution to keep Champion Road open, bearing 1466 signatures (*Melissa Horne*).

Ordered to be tabled.

- 3 **PETITION — BRIGHT WESTERN GATEWAY DEVELOPMENT PLAN** — Motion made and question — That the petition presented by the Member for Ovens Valley be taken into consideration tomorrow (*Tim McCurdy*) — put and agreed to.
- 4 **DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT** — The Clerk tabled:

Auditor General — Understanding Victoria's Contaminated Land — Ordered to be published

Financial Management Act 1994:

Report from the Minister for Environment that she had received the reports 2021–22 of the:
Barwon South West Waste and Resource Recovery Group
Gippsland Waste and Resource Recovery Group
Goulburn Valley Waste and Resource Recovery Group
Grampians Central West Waste and Resource Recovery Group
Loddon Mallee Waste and Resource Recovery Group
North East Waste and Resource Recovery Group

Fire Services Implementation Monitor — Report 2021–22

Metropolitan Waste and Resource Recovery Group — Report 2021–22

Parliamentary Committees Act 2003 — Government response to the Integrity and Oversight Committee's Inquiry into the Education and Prevention Functions of Victoria's Integrity Agencies

State Sport Centres Trust — Report 2021–22

Subordinate Legislation Act 1994 — Documents under s 15 in relation to Statutory Rule 18

Victorian Environmental Assessment Council Act 2001 — Notice of request to the Victorian Environmental Assessment Council for an assessment of forest values of the Immediate Protection Areas in the Central Highlands and East Gippsland

Workplace Incidents Consultative Committee — Report 2021–22.

5 **COMMITTEE RESIGNATIONS** — The Speaker announced that she had received the resignation of Gary Maas from the Integrity and Oversight Committee, effective from 22 March 2023 and the resignation of Jackson Taylor from the Legal and Social Issues Standing Committee, effective from today.

6 **SITTING OF THE HOUSE** — Motion made and question — That the House, at its rising, adjourns until 2 May 2023 (*Mary-Anne Thomas*) — put and agreed to.

7 **STATEMENTS BY MEMBERS** — Members made statements.

8 **COMMITTEE MEMBERSHIP** — Motion made, and question — That Ryan Smith be a member of the House Committee, and Belinda Wilson be a member of the Standing Orders Committee (*Colin Brooks*) — and, after debate —

Amendment proposed — That after the words 'House Committee,' the following words be inserted 'that Jackson Taylor be a member of the Integrity and Oversight Committee, that Gary Maas be a member of the Legal and Social Issues Standing Committee,' (*Anthony Carbines*) — and after debate —

Question — That Jackson Taylor be a member of the Integrity and Oversight Committee — put and agreed to.

Question — That Gary Maas be a member of the Legal and Social Issues Standing Committee — put and agreed to.

Question — That Ryan Smith be a member of the House Committee — put and agreed to.

Question — That Belinda Wilson be a member of the Standing Orders Committee — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 47

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Jordan Crugnale; Daniela De Martino; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 27

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; Ryan Smith; David Southwick; Bill Tilley; Peter Walsh; Kim Wells; Jess Wilson.

Question agreed to.

Question — That the motion, as amended, be agreed to — put and agreed to.

- 9 **STATUTE LAW AMENDMENT BILL 2022** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Motion made and question — That the debate be now adjourned (*Michael O'Brien*) — and, after debate — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 32

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Gabrielle de Vietri; Wayne Farnham; Sam Groth; Matthew Guy; Sam Hibbins; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; Ryan Smith; David Southwick; Bill Tilley; Bridget Vallance; Peter Walsh; Kim Wells; Jess Wilson.

NOES 50

Juliana Addison; Jacinta Allan; Daniel Andrews; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Jordan Crugnale; Daniela De Martino;

Steve Dimopoulos; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Dylan Wight; Gabrielle Williams; Belinda Wilson.

Question defeated.

Debate continued on question — That this Bill be now read a second time.

Motion made and question — That the debate be now adjourned (*Ros Spence*) — put and agreed to.

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

- 10 **BUILDING LEGISLATION AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Amendment proposed — That all the words after ‘That’ be omitted and replaced with the words ‘this House refuses to read this Bill a second time until the Minister consults further with stakeholders, including the Australian Institute of Building Surveyors, about options to require building surveyors practising in Victoria to be members of a Professional Standards Scheme, allowing AIBS to assist the government to regulate practitioners and strengthen the building permit process’ (*David Hodgett*) — and, after debate —

Business interrupted at 2.00 pm under standing orders.

- 11 **QUESTION TIME.**

- 12 **BUILDING LEGISLATION AMENDMENT BILL 2023** — Debate continued on question — That this Bill be now read a second time — and on the reasoned amendment.

Allocation of time — The Speaker advised that the time allocated for consideration of bills under the resolution of the House on 21 March 2023 had expired.

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

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 55

Juliana Addison; Jacinta Allan; Daniel Andrews; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Jordan Crugnale; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 24

Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; Ryan Smith; David Southwick; Peter Walsh; Jess Wilson.

Question agreed to.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

- 13 **DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (MEDICALLY SUPERVISED INJECTING CENTRE) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time — *and on the reasoned amendment* — That all the words after 'That' be omitted and replaced with the words 'this Bill be withdrawn and redrafted to prevent a Medically Supervised Injecting Centre from operating in near proximity to schools, childcare centres and community centres'.

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

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 55

Juliana Addison; Jacinta Allan; Daniel Andrews; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Jordan Crugnale; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 24

Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; Ryan Smith; David Southwick; Peter Walsh; Jess Wilson.

Question agreed to.

Question — That this Bill be now read a second time and a third time — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 55

Juliana Addison; Jacinta Allan; Daniel Andrews; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Jordan Crugnale; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 24

Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; Ryan Smith; David Southwick; Peter Walsh; Jess Wilson.

Question agreed to.

Bill sent to the Legislative Council and their agreement requested.

Business interrupted at 5.12 pm under sessional orders.

- 14 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 5.40 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos 15, 16, 17 and 18

No 15 — Tuesday 2 May 2023

The House started at 12 noon.

- 1 The House met according to the resolution of the House on 23 March 2023 — The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **DEATH OF TERENCE RICHARD NORRIS** — The Speaker announced the death of Terence Richard Norris, Member of the Legislative Assembly for the Districts of Noble Park from 1982 to 1985 and Dandenong from 1985 to 1992; and members rose in their places as a mark of respect to the memory of the deceased.
- 3 **DEATH OF HONOURABLE GRAEME WEIDEMAN** — Motion made and question — That this House expresses its sincere sorrow at the death of the Honourable Graeme Weideman and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as Member of the Legislative Assembly for the Districts of Frankston from 1976 to 1982 and from 1992 to 1996 and Frankston South from 1985 to 1992 and Minister for Tourism from 1981 to 1982 (*Daniel Andrews*) — members addressed the House in support, and the motion was agreed to unanimously with members rising in their places to signify their assent.
- 4 **ADJOURNMENT** — As a further mark of respect to the memory of the late Honourable Graeme Weideman, the House, at 12.32 pm, adjourned until 2.00 pm today.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 16 — Tuesday 2 May 2023

(2.00 pm)

- 1 The House met according to the adjournment — The Speaker took the Chair.
- 2 **QUESTION TIME.**
- 3 **GAMBLING REGULATION AMENDMENT BILL 2023** — Melissa Horne introduced 'A Bill for an Act to amend the **Gambling Regulation Act 2003** in relation to wagering and betting and to

make consequential amendments to other Acts and for other purposes'; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.

4 **GAMBLING TAXATION BILL 2023** — Tim Pallas introduced '*A Bill for an Act to consolidate and amend various gambling taxes, to make consequential amendments to the **Casino Control Act 1991**, the **Casino (Management Agreement) Act 1993**, the **Gambling Regulation Act 2003** and the **Taxation Administration Act 1997** and for other purposes'*; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.

5 **VEC ACTING DEPUTY ELECTORAL COMMISSIONER** — The Speaker advised that, today, she administered to Máiréad Catherine Doyle, the Acting Deputy Electoral Commissioner of the Victorian Electoral Commission, the affirmation required by s 16 of the *Electoral Act 2002*.

6 DOCUMENTS

UNIVERSITY OF DIVINITY — Report 2022 tabled by leave (*Natalie Hutchins*).

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Iwan Walters, Chair, tabled a report from the Scrutiny of Acts and Regulations Committee on the Statute Law Amendment Bill 2022, together with an appendix.

Ordered to be published.

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Iwan Walters, Chair, tabled the Alert Digest No 3 of 2023 from the Scrutiny of Acts and Regulations Committee on the:

Children, Youth and Families Amendment (Raise the Age) Bill 2022
 Disability and Social Services Regulation Amendment Bill 2023
Health Legislation Amendment (Information Sharing) Act 2023
 Water Legislation Amendment Bill 2023
 SR No 41 — Dangerous Goods (Explosives) Regulations 2022

together with appendices.

Ordered to be published.

DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT — The Clerk tabled:

Bendigo Kangan Institute — Report 2022

Box Hill Institute — Report 2022

Chisholm Institute — Report 2022

Crown Land (Reserves) Act 1978:

Orders under s 17B granting licences over:
 Camberwell Gardens Reserve

Gasworks Park Reserve
Order under s 17D granting a lease over part of Albert Park
Orders under ss 17B and 17D granting a licence and a lease over Balnarring Beach Foreshore Reserve (two orders)

Deakin University — Report 2022

Duties Act 2000 — Report 1 July to 31 December 2022 of Foreign Purchaser Additional Duty Exemptions under s 3E

Federation University Australia — Report 2022

Financial Management Act 1994:

Reports from the Minister for Environment that she had received the reports 2021—22 of the:

Dhelkunya Dja Land Management Board
Gunaikurnai Traditional Owner Land Management Board
Yorta Yorta Traditional Owner Land Management Board

Gordon Institute of TAFE (The Gordon) — Report 2022

Goulburn Ovens Institute of TAFE (GOTAFE) — Report 2022

Holmesglen Institute — Report 2022

Independent Broad-based Anti-corruption Commission — Operation Daintree: Special Report — released on 19 April 2023

La Trobe University — Report 2022

Major Events Act 2009 — Major Sporting Event Order for the FIFA Women's World Cup 2023

Melbourne Polytechnic — Report 2022

Monash University — Report 2022

Ombudsman — Councils and complaints: Glen Eira City Council's approach to contractor work — released on 26 April 2023

Planning and Environment Act 1987 — Notices of approval of amendments to the following Planning Schemes:

Banyule — C165, GC204
Bayside — C188
Boroondara — C396, GC204
Brimbank — C216
Cardinia — GC204

Casey — C292, GC204
 Darebin — C213, C215
 Glenelg — C108
 Glen Eira — C220
 Greater Dandenong — C228
 Greater Shepparton — C233
 Kingston — C214, GC204
 Knox — C200, GC204
 Latrobe — C140
 Manningham — GC204
 Maribyrnong — C176
 Maroondah — C151
 Melbourne — C450
 Melton — C236
 Merri-bek — C221
 Mildura — C104
 Mitchell — C164
 Moonee Valley — C231
 Moorabool — C101, C107
 Mornington Peninsula — C284, C296, C297
 Mount Alexander — C96
 Nillumbik — C148, GC204
 Port Phillip — C203, C211
 Stonnington — C304
 Victoria Planning Provisions — VC231
 Wangaratta — C88, C89
 Wellington — C117
 Whitehorse — C236
 Whittlesea — GC204
 Yarra — C312, C315, GC204

Royal Melbourne Institute of Technology (RMIT University) — Report 2022

South West Institute of TAFE — Report 2022

State Concessions Act 2004:

Concession (Electricity Retailers) Order 2023
 Concession (Gas Retailers) Order 2023
 Concession (Local Government) Order 2023
 Concession (Water Corporations) Order 2023

State Owned Enterprises Act 1992 — Constitution of Breakthrough Victoria Pty Ltd under s 75

Statutory Rules under the following Acts:

Conservation, Forests and Lands Act 1987 — SR 18
Drugs, Poisons and Controlled Substances Act 1981 — SR 20

Retail Leases Act 2003 — SR 24
Road Safety Act 1986 — SR 22, 23
Supreme Court Act 1986 — SR 21
Victorian Civil and Administrative Tribunal Act 1998 — SR 19
Victorian Energy Efficiency Target Act 2007 — SR 25

Subordinate Legislation Act 1994:

Documents under s 15 in relation to Statutory Rules 19, 20, 21, 22, 23, 24, 25

Documents under s 16B in relation to:

Electricity Safety Act 1998:

Order under s 120W exempting Ausnet Electricity Services from s 120M(1)(c) of the Act

Order under s 120W exempting Jemena Electricity Networks (Vic) from s 120M(1)(c) of the Act

Service Victoria Act 2018 — Service Victoria Identity Verification Standards

Sunraysia Institute of TAFE — Report 2022

Swinburne University of Technology — Report 2022

TAFE Gippsland — Report 2022

University of Melbourne — Report 2022

Victoria University — Report 2022

Victorian Inspectorate — Inspection Report March to August 2022 under the *Terrorism (Community Protection) Act 2003*

Wildlife Act 1975:

Wildlife (Closure of Lake Elingamite Lake Reserve) Notice (*Gazette S199, 24 April 2023*)

Wildlife (Prohibition of Indigenous Game Bird (Quail) Hunting) Notice (*Gazette S142, 27 March 2023*)

Wildlife (Prohibition of Game Hunting) Notice No 2 (*Gazette S195, 21 April 2023*)

Corrigendum to Wildlife (Prohibition of Game Hunting) Notice No 2 (*Gazette S196, 21 April 2023*)

William Angliss Institute of TAFE — Report 2022

Wodonga Institute of TAFE — Report 2022.

DOCUMENT TABLED UNDER STANDING ORDERS — The Clerk tabled:

Government response to the Economy and Infrastructure Standing Committee's Report on the Inquiry into Victorian universities' investment in skills.

7 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Heritage Amendment Bill 2023 without amendment.

- 8 **MESSAGE FROM THE GOVERNOR — ASSENT TO BILLS** — Informing the Legislative Assembly that she had, on 28 March 2023, given the royal assent to the following bills, presented to her by the Clerk of the Parliaments:

Health Legislation Amendment (Information Sharing) Bill 2023
Heritage Amendment Bill 2023.

- 9 **VICTORIAN HEALTH PROMOTION FOUNDATION** — The Speaker announced that she had received a letter from the Minister for Health requesting a joint sitting to elect three members of Parliament to the Victorian Health Promotion Foundation due to the expiry of the previous members' terms.

- 10 **VICTORIAN RESPONSIBLE GAMBLING FOUNDATION** — The Speaker announced that she had received a letter from the Minister for Casino, Gaming and Liquor Regulation requesting a joint sitting to elect three members of Parliament to the Board of the Victorian Responsible Gambling Foundation due to the expiry of the previous members' terms.

- 11 **JOINT SITTING — VICTORIAN HEALTH PROMOTION FOUNDATION AND VICTORIAN RESPONSIBLE GAMBLING FOUNDATION VACANCIES** — Motion made, by leave, and question — That this House meets the Legislative Council for the purpose of sitting and voting together to:

- (1) Elect three members of Parliament to the Victorian Health Promotion Foundation; and
- (2) Elect three members of Parliament to the Board of the Responsible Gambling Foundation;

and proposes that the time and place of such meeting be the Legislative Assembly Chamber on 3 May 2023, at 6.30 pm (*Mary-Anne Thomas*) — put and agreed to.

Ordered — That a message be sent to the Legislative Council informing them of the resolution and requesting their agreement.

- 12 **PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE** — The Speaker announced that she had received the resignation of Tim Read from the Public Accounts and Estimates Committee, effective from today.

- 13 **PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE** — Motion made, by leave, and question — That Ellen Sandell be a member of the Public Accounts and Estimates Committee (*Mary-Anne Thomas*) — put and agreed to.

- 14 **GOVERNMENT BUSINESS PROGRAM** — Motion made and question — That, under SO 94(2), the Orders of the Day, Government Business, relating to the following items be considered and completed by 5.00 pm on 4 May 2023:

Address-in-Reply to the Governor's speech
Disability and Social Services Amendment Bill 2023
Statute Law Amendment Bill 2022
Water Legislation Amendment Bill 2023 —

(*Mary-Anne Thomas*) — after debate, put and agreed to.

15 **STATEMENTS BY MEMBERS** — Members made statements.

16 **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH** — Order read for resuming debate on question — That the following Address, in reply to the speech of the Governor to both Houses of Parliament, be agreed to by this House (*for Address see p 31, 20 December 2022*) — *and on the amendment* — That the following words be added at the end of the motion — 'but respectfully regret that the speech fails to announce a ban on new coal and gas projects'; debate resumed.

Motion made and question — That the debate be now adjourned (*Sonya Kilkenny*) — put and agreed to.

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

17 **WATER LEGISLATION AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Business interrupted at 7.00 pm under sessional orders.

18 **ADJOURNMENT** — The Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.31 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 17 — Wednesday 3 May 2023

The House started at 9.30 am.

1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.

2 **DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT** — The Clerk tabled:

Statutory Rule under the *Corrections Act 1986* — SR 26

Victorian Inspectorate — Report 1 January to 30 June 2022 under s 30Q of the *Surveillance Devices Act 1999*.

3 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to meet the Legislative Assembly for the purpose of sitting and voting together to:

- (1) Elect three members of Parliament to the Victorian Health Promotion Foundation;
- (2) Elect three members of Parliament to the Board of the Responsible Gambling Foundation —

As proposed by the Assembly.

- 4 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Human Source Management Bill 2023 with amendments.

Ordered — That the amendments be taken into consideration later this day.

- 5 **STATEMENTS BY MEMBERS** — Members made statements.

- 6 **STATEMENTS ON PARLIAMENTARY COMMITTEE REPORTS** — Members made statements on committee reports.

- 7 **GAMBLING REGULATION AMENDMENT BILL 2023** — Melissa Horne tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Melissa Horne*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*Danny O'Brien*) — put and agreed to.

Motion made and question — That the debate be adjourned for 13 days (*Melissa Horne*) — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 48

Juliana Addison; Daniel Andrews; Josh Bull; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Ella George; Luba Grigorovitch; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 26

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; Ryan Smith; David Southwick; Bill Tilley; Peter Walsh; Kim Wells; Jess Wilson.

Question agreed to.

Debate adjourned until 16 May 2023.

- 8 **GAMBLING TAXATION BILL 2023** — Tim Pallas tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Tim Pallas*).

The second reading speech was incorporated into Hansard.

Tim Pallas made the statement of intention required by s 85(5)(c) of the *Constitution Act 1975*.

Motion made and question — That the debate be now adjourned (*Cindy McLeish*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 17 May 2023.

- 9 **WATER LEGISLATION AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Motion made and question — That the debate be now adjourned (*Ben Carroll*) — put and agreed to.

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

- 10 **STATUTE LAW AMENDMENT BILL 2022** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Motion made and question — That the debate be now adjourned (*Ben Carroll*) — put and agreed to.

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

- 11 **DISABILITY AND SOCIAL SERVICES REGULATION AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Business interrupted at 2.00 pm under standing orders.

- 12 **QUESTION TIME.**

- 13 **DISABILITY AND SOCIAL SERVICES REGULATION AMENDMENT BILL 2023** — Debate continued on question — That this Bill be now read a second time.

Business interrupted at 4.00 pm under sessional orders.

- 14 **GRIEVANCES** — Question — That grievances be noted — after debate, put and agreed to.

- 15 **DISABILITY AND SOCIAL SERVICES REGULATION AMENDMENT BILL 2023** — Debate continued on question — That this Bill be now read a second time.

[Business interrupted at 6.30 pm for a joint sitting and resumed at 6.36 pm]

Debate continued on question — That this Bill be now read a second time.

Business interrupted at 7.00 pm under sessional orders.

- 16 **ADJOURNMENT** — The Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.24 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 18 — Thursday 4 May 2023

The House started at 9.30 am.

- 1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **JOINT SITTING — VICTORIAN HEALTH PROMOTION FOUNDATION AND VICTORIAN RESPONSIBLE GAMBLING FOUNDATION** — The Speaker reported that the House met yesterday with the Legislative Council for the purpose of sitting and voting together to:
- (1) Elect three members of Parliament to the Victorian Health Promotion Foundation and that Bridget Vallence, Kathleen Matthews-Ward and Tim Read were elected; and
 - (2) Elect three members of Parliament to the Board of the Victorian Responsible Gambling Foundation and that Kim O’Keeffe, Luba Grigorovitch and Michael O’Brien were elected.

3 **DOCUMENTS**

PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE — Sarah Connolly, Chair, tabled a report from the Public Accounts and Estimates Committee on the Appointment of a person to conduct the financial audit of the Victoria Auditor-General’s Office.

Ordered to be published.

DOCUMENTS TABLED UNDER AN ACT OF PARLIAMENT — The Clerk tabled:

Subordinate Legislation Act 1994 — Documents under s 15 in relation to Statutory Rule 26.

4 **SITTING OF THE HOUSE** — Motion made and question — That the House, at its rising, adjourns until 16 May 2023 (*Mary-Anne Thomas*) — put and agreed to.

5 **STATEMENTS BY MEMBERS** — Members made statements.

6 **POSTPONEMENT OF NOTICE OF MOTION** — Ordered — That the consideration of Government Business, Notice of Motion, No 1 be postponed until later this day.

7 **DISABILITY AND SOCIAL SERVICES REGULATION AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Motion made and question — That the debate be now adjourned (*Colin Brooks*) — put and agreed to.

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

8 **HUMAN SOURCE MANAGEMENT BILL 2023** — Order read for the consideration of the amendments made by the Legislative Council.

After debate, the amendments were agreed to.

Message sent to the Legislative Council informing them accordingly.

9 **DISABILITY AND SOCIAL SERVICES REGULATION AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Business interrupted at 2.00 pm under standing orders.

10 **QUESTION TIME.**

11 **DISABILITY AND SOCIAL SERVICES REGULATION AMENDMENT BILL 2023** — Debate continued on question — That this Bill be now read a second time.

Motion made and question — That the debate be now adjourned (*Gabrielle Williams*) — put and agreed to.

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

12 **STATE ELECTRICITY COMMISSION** — Motion made and question — That this House notes the overwhelming support at the 2022 election for the Victorian Labor Government's plan to:

- (1) Bring back the State Electricity Commission;
- (2) Reach 95 per cent renewables by 2035, and net zero by 2045;
- (3) Install 100 neighbourhood batteries across Victoria; and
- (4) Create 59,000 renewable energy jobs —

(Lily D'Ambrosio) — and, after debate —

Allocation of time — *The Speaker advised that the time allocated for consideration of items under the resolution of the House on 2 May 2023 had expired.*

- 13 **WATER LEGISLATION AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

- 14 **STATUTE LAW AMENDMENT BILL 2022** — Order read for resuming debate on question — That this Bill be now read a second time.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council informing them accordingly.

- 15 **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH** — Order read for resuming debate on question — That the following Address, in reply to the speech of the Governor to both Houses of Parliament, be agreed to by this House (*for Address see p 31, 20 December 2022*) — *and on the amendment* — That the following words be added at the end of the motion — 'but respectfully regret that the speech fails to announce a ban on new coal and gas projects'.

Question — That such words be added — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 4

Gabrielle de Vietri; Sam Hibbins; Tim Read; Ellen Sandell.

NOES 73

Juliana Addison; Jacinta Allan; Daniel Andrews; Brad Battin; Jade Benham; Roma Britnell; Colin Brooks; Josh Bull; Martin Cameron; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Annabelle Cleeland; Sarah Connolly; Chris Crewther; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Ella George; Luba Grigorovitch; Sam Groth; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; David Hodgett; Melissa Horne; Natalie Hutchins; Lauren Kathage; Emma Kealy; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Tim McCurdy; Steve McGhie; Cindy McLeish; Paul Mercurio; John Mullahy; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; Tim Pallas; John Pesutto; Pauline Richards; Tim Richardson; Richard Riordan; Brad Rowswell; Michaela Settle; Ryan Smith; David Southwick; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Peter Walsh; Iwan Walters; Vicki Ward; Kim Wells; Dylan Wight; Gabrielle Williams; Belinda Wilson; Jess Wilson.

Question defeated.

Original question put, and Address agreed to.

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- 16 **DISABILITY AND SOCIAL SERVICE REGULATION LEGISLATION AMENDMENT BILL 2023** —
Order read for resuming debate on question — That this Bill be now read a second time.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

Business interrupted at 5.08 pm under sessional orders.

- 17 **ADJOURNMENT** — The Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 5.33 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos 19, 20 and 21

No 19 — Tuesday 16 May 2023

The House started at 12 noon.

- 1 The House met according to the resolution of the House on 4 May 2023 — The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **ENERGY LEGISLATION AMENDMENT (ENERGY SAFETY) BILL 2023** — Lily D'Ambrosio introduced '*A Bill for an Act to amend the **Electricity Safety Act 1998**, the **Gas Safety Act 1997** and the **Pipelines Act 2005** and for other purposes*'; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 3 **ENERGY LEGISLATION AMENDMENT (ELECTRICITY OUTAGE EMERGENCY RESPONSE AND OTHER MATTERS) BILL 2023** — Lily D'Ambrosio introduced '*A Bill for an Act to amend the **Electricity Industry Act 2000**, the **Victorian Energy Efficiency Target Act 2007** and the **Essential Services Commission Act 2001** and for other purposes*'; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 4 **RACIAL AND RELIGIOUS TOLERANCE AMENDMENT (ANTI-VILIFICATION) BILL 2023** — Motion made and question — That the Member for Richmond introduce '*A Bill for an Act to amend the **Racial and Religious Tolerance Act 2001** to prohibit the vilification of persons on the ground of gender, sexuality, disability, intersex status or HIV/AIDS status and for other purposes*' (Gabrielle de Vietri) — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 30

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Gabrielle de Vietri; Wayne Farnham; Sam Groth; Sam Hibbins; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; Ryan Smith; David Southwick; Bill Tilley; Peter Walsh; Kim Wells; Jess Wilson.

NOES 55

Juliana Addison; Jacinta Allan; Daniel Andrews; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman;

Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

Question defeated.

- 5 **PETITION** — The Clerk announced that the following petition had been lodged for presentation:

Safety for pedestrians in Hurstbridge — Requesting that the Legislative Assembly requests the Minister for Roads to increase safety measures for pedestrians in Hurstbridge, bearing 122 signatures (*Cindy McLeish*).

Ordered to be tabled.

- 6 **PETITION — SAFETY FOR PEDESTRIANS IN HURSTBRIDGE** — Motion made and question — That the petition presented by the Member for Eildon be taken into consideration tomorrow (*Cindy McLeish*) — put and agreed to.

- 7 **DOCUMENTS**

VICTORIAN LAW REFORM COMMISSION — Inclusive Juries Report 2022 tabled by leave (*Anthony Carbines*).

Ordered to be published.

SCRUTINY OF ACTS AND REGULATION COMMITTEE — Iwan Walters, Chair, tabled the Alert Digest No 4 of 2023 from the Scrutiny of Acts and Regulations Committee on the:

Gambling Regulation Amendment Bill 2023
 Gambling Taxation Bill 2023
 Operation Daintree Implementation (No. 1) Bill 2023

together with appendices.

Ordered to be published.

DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT — The Clerk tabled:

Climate Change Act 2017:

Determination of the interim greenhouse gas emissions reduction target — 2035
 Independent Expert Panel — Victoria's 2035 Climate Action Target: Driving Growth and Prosperity

Commissioner for Environmental Sustainability Victoria — Strategic Audit of the Implementation of Melbourne Strategic Assessment Conservation Outcomes — Report 2022

Crown Land (Reserves) Act 1978 — Order under s 17B granting a licence over George Tindale Memorial Gardens

Parliamentary Budget Office — Operational Plan 2023–24

Planning and Environment Act 1987 — Notices of approval of amendments to the following Planning Schemes:

Glen Eira — C250

Greater Geelong — C441

Merri-bek — C208

Mount Alexander — C97

Port of Melbourne — C5

Stonnington — C312

Wangaratta — C93

Wellington — C109, C115

Yarra Ranges — C197

Project Development and Construction Management Act 1994 — Documents under s 9 in relation to the Parkville Poplar Road Project

Subordinate Legislation Act 1994:

Documents under s 15 in relation to statutory rule 27

Documents under s 16B in relation to EPA Designation — Classification of lead-acid batteries made under Regulation 86 of the Environment Protection Regulations 2021

Victoria Police, Chief Commissioner — Report 2022 under s 96 of the *Drugs, Poisons and Controlled Substances Act 1981*

Victorian Building Authority — Report 2021–22.

- 8 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Drugs, Poisons and Controlled Substances Amendment (Medically Supervised Injecting Centre) Bill 2023 without amendment.
- 9 **MESSAGE FROM THE LIEUTENANT-GOVERNOR — ASSENT TO BILL** — Informing the Legislative Assembly that he had, on 9 May 2023, given the royal assent to the Statute Law Amendment Bill 2022, presented to him by the Clerk of the Parliaments.
- 10 **MESSAGE FROM THE GOVERNOR — ASSENT TO BILLS** — Informing the Legislative Assembly that she had, today, given the royal assent to the following bills, presented to her by the Clerk of the Parliaments:

Drugs, Poisons and Controlled Substances (Medically Supervised Injecting Centre) Bill 2023
Human Source Management Bill 2023.

11 **MESSAGE FROM THE GOVERNOR** — Recommending an appropriation for the purposes of the Gambling Taxation Bill 2023.

12 **FINANCIAL AUDIT OF THE AUDITOR-GENERAL'S OFFICE** — Motion made, by leave, and question — that:

(1) Under s 79 of the *Audit Act 1994*, Mr Kenneth Weldin of PKF Melbourne Audit and Assurance be appointed for a period of 12 months:

(a) to conduct the financial audit of the Victorian Auditor-General's Office for the financial year ending 30 June 2024;

(b) in accordance with the Agreement for the Provision of Services for the Financial Audit of the Victorian Auditor-General's Office; and

(c) at a fixed fee level of remuneration of \$46,100 (plus GST) for audit services for the year ending 30 June 2024.

(2) A message be sent to the Legislative Council requesting their agreement —

(Mary-Anne Thomas) — put and agreed to.

13 **GOVERNMENT BUSINESS PROGRAM** — Motion made and question — That, under SO 94(2), the Orders of the Day, Government Business, relating to the following bills be considered and completed by 5.00 pm on 18 May 2023:

Gambling Regulation Amendment Bill 2023
Gambling Taxation Bill 2023 —

(Mary-Anne Thomas) — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 54

Juliana Addison; Jacinta Allan; Daniel Andrews; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Belinda Wilson.

NOES 31

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Gabrielle de Vietri; Wayne Farnham; Sam Groth; Matthew Guy; Sam Hibbins; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto;

Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; Ryan Smith; David Southwick; Bill Tilley; Peter Walsh; Kim Wells; Jess Wilson.

Question agreed to.

14 **STATEMENTS BY MEMBERS** — Members made statements.

15 **GAMBLING REGULATION AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Business interrupted at 2.00 pm under sessional orders.

16 **QUESTION TIME.**

17 **GAMBLING REGULATION AMENDMENT BILL 2023** — Debate continued on question — That this Bill be now read a second time.

Motion made and question — That the debate be now adjourned (*Lily D'Ambrosio*) — put and agreed to.

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

18 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Assembly's resolution today appointing Mr Kenneth Weldin of PKF Melbourne Audit and Assurance to conduct the financial audit of the Victorian Auditor-General's Office for the financial year ending 30 June 2024.

19 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Disability and Social Services Regulation Amendment Bill 2023 without amendment.

20 **STATE ELECTRICITY COMMISSION** — Order read for resuming debate on question — That this House notes the overwhelming support at the 2022 election for the Victorian Labor Government's plan to: (1) Bring back the State Electricity Commission; (2) Reach 95 per cent renewables by 2035, and net zero by 2045; (3) Install 100 neighbourhood batteries across Victoria; and (4) Create 59,000 renewable energy jobs; debate resumed.

Business interrupted at 7.00 pm under sessional orders.

21 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.28 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 20 — Wednesday 17 May 2023

The House started at 9.30 am.

- 1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **DOCUMENT TABLED UNDER AN ACT OF PARLIAMENT** — The Clerk tabled:

Auditor-General — Supporting Sexual and Reproductive Health Report — Ordered to be published.
- 3 **STATEMENTS BY MEMBERS** — Members made statements.
- 4 **STATEMENTS ON PARLIAMENTARY COMMITTEE REPORTS** — Members made statements on committee reports.
- 5 **POSTPONEMENT OF ORDER OF THE DAY** — Ordered — That the consideration of Government Business, Order of the Day, No 2 be postponed until later this day.
- 6 **ENERGY LEGISLATION AMENDMENT (ELECTRICITY OUTAGE EMERGENCY RESPONSE AND OTHER MATTERS) BILL 2023** — Lily D'Ambrosio tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Lily D'Ambrosio*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*Cindy McLeish*) — put and agreed to.

Motion made and question — That the debate be adjourned for six days (*Lily D'Ambrosio*) — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 52

Juliana Addison; Jacinta Allan; Daniel Andrews; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkeny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Belinda Wilson.

NOES 29

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Gabrielle de Vietri; Wayne Farnham; Sam Groth; Sam Hibbins; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; Ryan Smith; David Southwick; Peter Walsh; Kim Wells; Jess Wilson.

Question agreed to. Debate adjourned until 23 May 2023.

- 7 **ENERGY LEGISLATION AMENDMENT (ENERGY SAFETY) BILL 2023** — Lily D'Ambrosio tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Lily D'Ambrosio*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*Cindy McLeish*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 31 May 2023.

- 8 **GAMBLING TAXATION BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Motion made and question — That the debate be now adjourned (*Natalie Suleyman*) — put and agreed to.

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

- 9 **SAFE SCHOOLS** — Motion made and question — That this House affirms its support for the Safe Schools program and acknowledges that it critically:

- (1) Supports the wellbeing of all young people; and
- (2) Provides valuable resources and support for teachers to foster an inclusive learning environment where everyone has the opportunity to reach their full potential —

(*Natalie Hutchins*) — after debate —

Business interrupted at 2.00 pm under standing orders.

- 10 **QUESTION TIME.**

- 11 **SAFE SCHOOLS** — Debate continued on question — That the motion be agreed to.

Business interrupted at 4.00 pm under sessional orders.

12 **DISCUSSION OF MATTER OF PUBLIC IMPORTANCE — GOVERNMENT'S FINANCIAL MISMANAGEMENT** — The Speaker read Brad Rowswell's proposal to the House —

'That this House condemns the financial mismanagement of the Andrews Labor Government and the impact of debt-fuelled spending on Victorian families and businesses, noting that:

- (1) Debt is set to increase by 43 per cent, from \$116 billion in 2022–23 to \$166 billion in 2025–26 and on current trajectories is set to reach \$187 billion in 2026–27;
- (2) Interest payments are set to almost double by 2025–26 and on current trajectories are set to reach \$9.2 billion in 2026–27;
- (3) Interest payments will grow as a share of Government revenue, from nearly 5 per cent to 8 per cent by 2025–26, which means less money is available for frontline services;
- (4) Victorians are paying the highest taxes in Australia;
- (5) Unemployment is expected to increase from 3.6 per cent now to 4.5 per cent in 2025–26; and
- (6) Regional communities represent 25 per cent of Victoria's population, but receive only 13 per cent of the Victorian Labor Government's infrastructure spend.'

Brad Rowswell addressed the House — Discussion followed.

13 **SAFE SCHOOLS** — Debate continued on question — That the motion be agreed to.

Motion made and question — That the debate be now adjourned (*Sonya Kilkenny*) — put and agreed to.

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

14 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Informing the Legislative Assembly that they had agreed to the following resolution:

That this House recognises the Victorian Parliamentary Former Members Association incorporated (the Association) as the representative body of, and advocate for, former members of the Victorian Parliament, and:

- (1) acknowledges the contribution made by the Association and its members to supporting former members of Parliament and improving their post-parliamentary welfare;
- (2) welcomes the role of the Association in encouraging former members to maintain the contacts, associations and friendships established during their tenure as members of the Victorian Parliament;

- (3) endorses the role of the Association in establishing relationships with kindred organisations within Australia and internationally;
- (4) recognises the Association as a principal stakeholder, and advisor, in the development of welfare and post-parliamentary career programs for members of the Victorian Parliament and endorses the relationship that has been established between the Parliament of Victoria and the Association on all matters affecting former members of Parliament.
- 15 **VICTORIAN PARLIAMENTARY FORMER MEMBERS ASSOCIATION** — Motion made, by leave, and question — that this House supports the resolution of the Legislative Council recognising the Victorian Parliamentary Former Members Association Incorporated as the representative body of, and advocate for, former members of the Victorian Parliament (*Mary-Anne Thomas*) — put and agreed to.
- 16 **GAMBLING TAXATION BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.
- Business interrupted at 7.00 pm under sessional orders.*
- 17 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.29 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 21 — Thursday 18 May 2023

The House started at 9.30 am.

- 1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT** — The Clerk tabled:
- Fire Rescue Victoria Act 1958* — Year Two to Five Fire Services Reform Implementation Plan May 2023
- Ombudsman — Complaint handling casebook: Resolving issues informally — Ordered to be published
- Victorian Environmental Assessment Council — Advice on Aspects of Public Land Use Information (two documents).
- 3 **STATEMENTS BY MEMBERS** — Members made statements.

- 4 **POSTPONEMENT OF ORDERS OF THE DAY** — Motion made and question proposed — That consideration of Government Business, Notices of Motion Nos 1 and 2 be postponed until later this day (*Mary-Anne Thomas*).

Amendment proposed — That the words ‘later this day’ be omitted and replaced with the words ‘after consideration of General Business Notice of Motion No 16’ (*James Newbury*) — and, after debate —

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

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 54

Juliana Addison; Jacinta Allan; Daniel Andrews; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkeny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 26

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O’Brien; Michael O’Brien; Kim O’Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; Ryan Smith; David Southwick; Bill Tilley; Peter Walsh; Kim Wells; Jess Wilson.

Question agreed to.

Original question — put and agreed to.

- 5 **SUSPENSION OF STANDING AND SESSIONAL ORDERS** — Motion made and question — That so much of standing and sessional orders be suspended on 23, 30 and 31 May 2023 to allow:

- (1) The House to meet at 9.30 am on Tuesday 30 May.
- (2) The order of business to be:

Tuesday 23 May

Question time
Formal business
Statements by members
Government business

Tuesday 30 May

Formal business

Statements by members
 Statements on committee reports
 Government business
 Question time (2.00 pm)
 Government business *continued*
 Matter of public importance (4.00 pm)
 Government business *continued*

Wednesday 31 May

Formal business
 Members statements
 Government business
 Question time (2.00 pm)
 Government business *continued*.

- (3) In relation to the matter of public importance:
- (a) at 4.00 pm on Tuesday 30 May, unless a division is taking place, the Chair interrupts the business before the House and the bells are then rung for one minute;
 - (b) if a division is taking place at 4.00 pm:
 - (i) it will be completed without interruption and result announced;
 - (ii) if the division is on a closure motion, and the motion is agreed to, the question or questions then required to be put to close the issue before the House will also be dealt with;
 - (iii) business is then interrupted following the procedure in sub-paragraph (a);
 - (c) the Chair announces the matter of public importance;
 - (d) any business under discussion and not completed at the interruption will be resumed immediately at the end of the matter of public importance, and any member speaking at the time of the interruption may then continue their speech.
- (4) The Speaker to interrupt business under Sessional Order 2 at 5.00 pm on Wednesday —
(Mary-Anne Thomas) — put and agreed to.

6 **GAMBLING TAXATION BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Under SO 64, Sam Hibbins circulated amendments to be proposed when the House considers the Bill in detail.

Debate continued on question — That this Bill be now read a second time.

Business interrupted at 2.00 pm under standing orders.

7 **QUESTION TIME.**

8 **GAMBLING TAXATION BILL 2023** — Resumption on question — That this Bill be now read a second time.

Motion made and question — That the debate be now adjourned (*Gabrielle Williams*) — put and agreed to.

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

9 **EDUCATION STATE** — Motion made and question — That this House recognises the work of the Andrews Labor Government to build the Education State by:

- (1) Making kinder free;
- (2) Delivering hundreds of new schools and school upgrades;
- (3) Supporting student wellbeing;
- (4) Implementing One VCE; and
- (5) Putting over 70 courses on the Free TAFE list —

(Natalie Hutchins) — and, after debate —

Motion made and question — That the debate be now adjourned (*Lily D'Ambrosio*) — put and agreed to.

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

10 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Water Legislation Amendment Bill 2023 without amendment.

11 **NUCLEAR ENERGY** — Motion made and question — That this House notes:

- (1) The Leader of the Federal Opposition's support for nuclear energy;
- (2) The Leader of the Victorian Opposition's support for nuclear energy; and
- (3) The resounding support for the Andrews Government's goal to hit net zero by 2045 with renewables rather than high-risk and expensive nuclear power —

(Lily D'Ambrosio) — and, after debate —

Allocation of time — The Speaker advised that the time allocated for consideration of bills under the resolution of the House on 16 May 2023 had expired.

- 12 **GAMBLING TAXATION BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time.

Question — That this Bill be now read a second time — put and agreed to.

Bill read a third time with the concurrence of an absolute majority of the whole number of the members of the Legislative Assembly.

Bill sent to the Legislative Council and their agreement requested.

- 13 **GAMBLING REGULATION AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

Business interrupted at 5.01 pm under sessional orders.

- 14 **ADJOURNMENT** — The Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 5.27 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

No 22

No 22 — Tuesday 23 May 2023

The House started at 12.00 noon.

1 The House met according to the resolution of the House on 18 May 2023 — The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.

2 **QUESTION TIME.**

3 **STATE TAXATION ACTS AMENDMENT BILL 2023** — Tim Pallas introduced ‘A Bill for an Act to amend the *Duties Act 2000*, the *Fire Services Property Levy Act 2012*, the *Land Tax Act 2005*, the *Payroll Tax Act 2007*, the *Planning and Environment Act 1987*, the *Subdivision Act 1988*, the *Taxation Administration Act 1997* and the *Valuation of Land Act 1960* and for other purposes’; and the Bill was read a first time and ordered to be read a second time tomorrow.

4 **VICTORIAN FUTURE FUND BILL 2023** — Tim Pallas introduced ‘A Bill for an Act to establish the Victorian Future Fund and set out the purposes for which money in the Victorian Future Fund may be used and to amend the *Duties Act 2000* and for other purposes’; and the Bill was read a first time and ordered to be read a second time tomorrow.

5 **PETITIONS** — The Clerk announced that the following petitions had been lodged for presentation:

Collapse of home construction companies — Requesting that the Legislative Assembly provides support for people experiencing financial hardship following the collapse of home construction companies, bearing 305 signatures (*Richard Riordan*)

Lower the driver licence age to 17 — Requesting that the Legislative Assembly amends the *Road Safety Act 1986* to lower the driver licence age to 17 years, bearing 27 signatures (*Danny O’Brien*).

Ordered to be tabled.

6 **PETITION — COLLAPSE OF HOME CONSTRUCTION COMPANIES** — Motion made and question — That the petition presented by the Member for Polwarth be taken into consideration tomorrow (*Cindy McLeish*) — put and agreed to.

7 DOCUMENTS

BUDGET PAPERS 2023–24 —

2023–24 Budget Paper No 1 — Treasurer’s Speech
 2023–24 Budget Paper No 4 — State Capital Program
 2023–24 Budget Overview
 2023–24 Budget Information Paper — COVID Debt Repayment Plan
 2023–24 Budget Information Paper — Gender Equality Budget Statement

tabled by leave (*Tim Pallas*).

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Iwan Walters, Chair, tabled the Alert Digest No 5 of 2023 from the Scrutiny of Acts and Regulations Committee on the:

Energy Legislation Amendment (Electricity Outage Emergency Response and Other Matters) Bill 2023
 Independent Broad-based Anti-corruption Commission Amendment (Facilitation of Timely Reporting) Bill 2022

together with appendices.

Ordered to be published.

DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT — The Clerk tabled:

Financial Management Act 1994:

2023–24 Budget Paper No 2 — Strategy and Outlook
 2023–24 Budget Paper No 3 — Service Delivery
 2023–24 Budget Paper No 5 — Statement of Finances (incorporating Quarterly Financial Report No 3)

Planning and Environment Act 1987 — Notices of approval of amendments to the following Planning Schemes:

Corangamite — C60
 Merri-bek — C218
 Yarra — C303, C316
 Yarra Ranges — C197 Part 1A

Statutory Rules under the following Acts:

Architects Act 1991 — SR 28
Local Government Act 1989 — SR 29
Public Health and Wellbeing Act 2008 — SR 27

Subordinate Legislation Act 1994 — Documents under s 15 in relation to Statutory Rules 28, 30

Wildlife Act 1975 — Wildlife (Closure of Lake Connewarre State Game Reserve) Notice (Gazette S233 16 May 2023).

- 8 **MESSAGE FROM THE GOVERNOR — ASSENT TO BILLS** — Informing the Legislative Assembly that she had, today, given the royal assent to the following bills, presented to her by the Clerk of the Parliaments:

Disability and Social Services Regulation Amendment Bill 2023
Water Legislation Amendment Bill 2023.

- 9 **MESSAGE FROM THE GOVERNOR** — Recommending an appropriation for the purposes of the Appropriation (2023–2024) Bill 2023, and accompanying Estimates of Expenditure requiring annual appropriation in the financial year 2023/2024.

Estimates ordered to be tabled.

- 10 **APPROPRIATION (2023–2024) BILL 2023** — Tim Pallas introduced ‘*A Bill for an Act for the appropriation of certain sums out of the Consolidated Fund for the ordinary annual services of the Government for the financial year 2023/2024 and for other purposes*’; and the Bill was read a first time. In accordance with SO 61(3)(a), the House proceeded immediately to the second reading.

Tim Pallas tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Tim Pallas*).

Motion made and question — That the debate be now adjourned (*Brad Rowswell*) — put and agreed to.

Ordered — That the debate be adjourned until tomorrow. Debate adjourned until 24 May 2023.

- 11 **MESSAGE FROM THE GOVERNOR** — Recommending an appropriation for the purposes of the Appropriation (Parliament 2023–2024) Bill 2023, and accompanying Estimates of Expenditure for Parliament requiring annual appropriation in the financial year 2023/2024.

Estimates ordered to be tabled.

- 12 **APPROPRIATION (PARLIAMENT 2023–2024) BILL 2023** — Mary-Anne Thomas introduced ‘*A Bill for an Act for the appropriation of certain sums out of the Consolidated Fund for the Parliament in respect of the financial year 2023/2024 and for other purposes*’; and the Bill was read a first time. In accordance with SO 61(3)(a), the House proceeded immediately to the second reading.

Mary-Anne Thomas tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Mary-Anne Thomas*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*Brad Rowswell*) — put and agreed to.

Ordered — That the debate be adjourned until tomorrow. Debate adjourned until 24 May 2023.

13 **CONCURRENT DEBATE** — Motion made, by leave, and question — That this House authorises and requires the Speaker to permit the second reading and subsequent stages of the Appropriation (2023–2024) Bill 2023 and the Appropriation (Parliament 2023–2024) Bill 2023 to be moved and debated concurrently (*Mary-Anne Thomas*) — put and agreed to.

14 **SITTING OF THE HOUSE** — Motion made and question — That the House, at its rising, adjourns until 30 May 2023 (*Mary-Anne Thomas*) — put and agreed to.

15 **GOVERNMENT BUSINESS PROGRAM** — Motion made and question — That, under SO 94(2), the Order of the Day, Government Business, relating to the Energy Legislation Amendment (Electricity Outage Emergency Response and Other Matters) Bill 2023 be considered and completed by 7.00 pm on 23 May 2023 (*Mary-Anne Thomas*) — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 53

Juliana Addison; Jacinta Allan; Daniel Andrews; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkeny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 27

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O’Brien; Michael O’Brien; Kim O’Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; Ryan Smith; David Southwick; Bill Tilley; Peter Walsh; Kim Wells; Jess Wilson.

Question agreed to.

16 **STATEMENTS BY MEMBERS** — Members made statements.

- 17 **ENERGY LEGISLATION AMENDMENT (ELECTRICITY OUTAGE EMERGENCY RESPONSE AND OTHER MATTERS) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Motion made and question — That the debate be now adjourned (*Pauline Richards*) — put and agreed to.

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

- 18 **POSTPONEMENT OF ORDERS OF THE DAY** — Ordered — That the consideration of Government Business, Orders of the Day, Nos 2 to 4 inclusive, be postponed until later this day.

- 19 **STATE ELECTRICITY COMMISSION** — Order read for resuming debate on question — That this House notes the overwhelming support at the 2022 election for the Victorian Labor Government's plan to: (1) Bring back the State Electricity Commission; (2) Reach 95 per cent renewables by 2035, and net zero by 2045; (3) Install 100 neighbourhood batteries across Victoria; and (4) Create 59,000 renewable energy jobs — and, after debate —

Allocation of time — The Deputy Speaker advised that the time allocated for consideration of bills under the resolution of the House today had expired.

- 20 **ENERGY LEGISLATION AMENDMENT (ELECTRICITY OUTAGE EMERGENCY RESPONSE AND OTHER MATTERS) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

Business interrupted at 7.00 pm under sessional orders.

- 21 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.27 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos 23 and 24

No 23 — Tuesday 30 May 2023

The House started at 9.30 am.

- 1 The House met according to the resolution of the House on 23 May 2023 — The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (PHARMACISTS) BILL 2023** — Mary-Anne Thomas introduced ‘*A Bill for an Act to make amendments to the **Drugs, Poisons and Controlled Substances Act 1981** so that appropriate regulatory authorisations can be established for pharmacists operating under the community pharmacists statewide pilot, including safeguards to protect consumers*’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 3 **MENTAL HEALTH AND WELLBEING AMENDMENT BILL 2023** — Mary-Anne Thomas introduced ‘*A Bill for an Act to make minor amendments to the **Mental Health and Wellbeing Act 2022**, to make consequential amendments to the **Judicial Proceedings Reports Act 1958** and for other purposes*’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 4 **OWNERS CORPORATION AMENDMENT (SHORT-STAY ACCOMMODATION) BILL 2023** — Motion made and question — That the Member for Richmond introduce ‘*A Bill for an Act to amend the **Owners Corporations Act 2006** to put a cap on the total number of days that a dwelling can be used for short-term rental accommodation, to give Owners Corporations for multi-unit complexes the power to ban short-term rental accommodation in their buildings, to establish a mandatory register of short-term rental accommodation dwellings and for other purposes*’ (*Gabrielle de Vietri*) — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 32

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Gabrielle de Vietri; Wayne Farnham; Sam Groth; Matthew Guy; Sam Hibbins; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O’Brien; Michael O’Brien; Kim O’Keeffe; John Pesutto; Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; Ryan Smith; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Jess Wilson.

NOES 53

Juliana Addison; Jacinta Allan; Daniel Andrews; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch;

Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

Question defeated.

- 5 **ORDER OF THE DAY RESCINDED** — Motion made, by leave, and question — that the motion for the Order of the Day for the bill introduced at 9.33 am on Tuesday 30 May 2023 to amend the *Drugs, Poisons and Controlled Substances Act 1981* be rescinded (*Mary-Anne Thomas*) — put and agreed to.

- 6 **DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (AUTHORISING PHARMACISTS) BILL 2023** — Mary-Anne Thomas introduced ‘*A Bill for an Act to amend the Drugs, Poisons and Controlled Substances Act 1981 in relation to the supply, dispensing, administration, use and sale of Schedule 4 poisons by pharmacists without a prescription and for other purposes*’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.

- 7 **PETITION** — The Clerk announced that the following petition had been lodged for presentation:

Pedestrian safety on Specimen Hill Road, Golden Square — Requesting that the Legislative Assembly implements safety measures for pedestrians on Specimen Hill Road, Golden Square, bearing 105 signatures (*Jacinta Allan*).

Ordered to be tabled.

- 8 **DOCUMENTS**

VICTORIAN GOVERNMENT REPORT 2022 — ROYAL COMMISSION INTO INSTITUTIONAL RESPONSES TO CHILD SEXUAL ABUSE — Tabled by leave (*Anthony Carbines*).

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Iwan Walters, Chair, tabled the Alert Digest No 6 of 2023 from the Scrutiny of Acts and Regulations Committee on the:

Appropriation (2023–2024) Bill 2023

Appropriation (Parliament 2023–2024) Bill 2023

Children, Youth and Families Amendment (Home Stretch) Bill 2023

Energy Legislation Amendment (Electricity Outage Emergency Response and Other Matters) Bill 2023

Energy Legislation Amendment (Energy Safety) Bill 2023

together with appendices.

Ordered to be published.

DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT — The Clerk tabled:*Subordinate Legislation Act 1994:*

Documents under s 15 in relation to Statutory Rules 31, 32, 34

Documents under s 16B in relation to the *Environment Protection Act 2017* — EPA Designation-Classification of PFAS-impacted soil

Interpretation of Legislation Act 1984 — Notice under s 32(3)(a)(iii) in relation to Victorian Energy Efficiency Target Regulations 2018 (*Gazette G21, 25 May 2023*)

Victorian Environmental Assessment Council Act 2001 — Government response to the Victorian Environmental Assessment Council's Assessment of the values of the Strathbogie Ranges and Mirboo North Immediate Protection Areas.

PROCLAMATIONS — Under SO 177A, the Clerk tabled the following proclamation fixing an operative date:

Early Childhood Legislation Amendment Act 2022 — Sections 15 to 21, 34, 38 to 44 and 51 — 1 July 2023 (*Gazette S253, 23 May 2023*).

9 **MESSAGE FROM THE GOVERNOR** — Recommending an appropriation for the purposes of the Energy Legislation Amendment (Energy Safety) Bill 2023.

10 **GOVERNMENT BUSINESS PROGRAM** — Motion made and question — That, under SO 94(2):

(1) the Orders of the Day, Government Business, relating to the following bills be considered and completed by 7.00 pm on 30 May 2023:

Appropriation (2023–2024) Bill 2023
Appropriation (Parliament 2023–2024) Bill 2023; and

(2) the Orders of the Day, Government Business, relating to the following bills be considered and completed by 5.00 pm on 31 May 2023:

State Taxation Acts Amendment Bill 2023
Victorian Future Fund Bill 2023 —

(*Mary-Anne Thomas*) — and, after debate —

Amendment proposed — That the words '7.00 pm on 30 May' in paragraph (1) be omitted and replaced with the words '5.00 pm on 31 May'; and that paragraph (2) be omitted (*James Newbury*) — and, after debate —

Question — That the words proposed to be omitted in paragraph (1) stand part of the question — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 53

Juliana Addison; Jacinta Allan; Daniel Andrews; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 32

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Gabrielle de Vietri; Wayne Farnham; Sam Groth; Matthew Guy; Sam Hibbins; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; Ryan Smith; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Jess Wilson.

Question agreed to.

Question — That paragraph (2) be omitted — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 32

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Gabrielle de Vietri; Wayne Farnham; Sam Groth; Matthew Guy; Sam Hibbins; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; Ryan Smith; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Jess Wilson.

NOES 53

Juliana Addison; Jacinta Allan; Daniel Andrews; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

Question defeated.

Original question put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 53

Juliana Addison; Jacinta Allan; Daniel Andrews; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkeny; Nathan Lambert; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 32

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Gabrielle de Vietri; Wayne Farnham; Sam Groth; Matthew Guy; Sam Hibbins; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keefe; John Pesutto; Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; Ryan Smith; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Jess Wilson.

Question agreed to.

- 11 **STATEMENTS BY MEMBERS** — Members made statements.
- 12 **STATEMENTS ON PARLIAMENTARY COMMITTEE REPORTS** — Members made statements on committee reports.
- 13 **STATE TAXATION ACTS AMENDMENT BILL 2023** — Tim Pallas tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Tim Pallas*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*James Newbury*) — put and agreed to.

Motion made and question — That the debate be adjourned until tomorrow (*Tim Pallas*), after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 54

Juliana Addison; Jacinta Allan; Daniel Andrews; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkeny; Nathan Lambert; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 32

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Gabrielle de Vietri; Wayne Farnham; Sam Groth; Matthew Guy; Sam Hibbins; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; Ryan Smith; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Jess Wilson.

Question agreed to. Debate adjourned until 31 May 2023.

- 14 **MESSAGE FROM THE GOVERNOR** — Recommending an appropriation for the purposes of the State Taxation Acts Amendment Bill 2023.

- 15 **VICTORIAN FUTURE FUND BILL 2023** — Tim Pallas tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Tim Pallas*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*James Newbury*) — put and agreed to.

Motion made and question proposed — That the debate be adjourned until tomorrow (*Tim Pallas*), after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 54

Juliana Addison; Jacinta Allan; Daniel Andrews; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkeny; Nathan Lambert; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 32

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Gabrielle de Vietri; Wayne Farnham; Sam Groth; Matthew Guy; Sam Hibbins; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; Ryan Smith; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Jess Wilson.

Question agreed to. Debate adjourned until 31 May 2023.

- 16 **MESSAGE FROM THE GOVERNOR** — Recommending an appropriation for the purposes of the Victorian Future Fund Bill 2023.

- 17 **APPROPRIATION (2023–2024) BILL 2023 AND APPROPRIATION (PARLIAMENT 2023–2024) BILL 2023** — Order read for resuming debate on question — That these Bills be now read a second time.

Motion made and question proposed — That the debate be now adjourned (*James Newbury*), and after debate —

Business interrupted at 2.00 pm under sessional orders.

- 18 **QUESTION TIME.**

- 19 **APPROPRIATION (2023–2024) BILL 2023 AND APPROPRIATION (PARLIAMENT 2023–2024) BILL 2023** — Debate continued on question — That the debate be now adjourned, and after debate, put and defeated.

Debate continued on question — That these Bills be now read a second time.

Business interrupted at 4.00 pm under the resolution of the House on 18 May 2023.

- 20 **DISCUSSION OF MATTER OF PUBLIC IMPORTANCE — GOVERNMENT ELECTION COMMITMENTS** — The House was informed that Nick Staikos had proposed a matter of public importance be submitted to the House for discussion, namely —

‘That this House notes the Andrews Labor Government is delivering on its election commitments and doing what matters.’

The proposer not being present, the matter did not proceed.

- 21 **APPROPRIATION (2023–2024) BILL 2023 AND APPROPRIATION (PARLIAMENT 2023–2024) BILL 2023** — Debate continued on question — That these Bills be now read a second time.

Allocation of time — The Deputy Speaker advised that the time allocated for consideration of bills under the resolution of the House today had expired.

Question — That these Bills be now read a second time — put and agreed to.

Question — That these Bills be now read a third time — put and agreed to.

Bills sent to the Legislative Council and their agreement requested.

Business interrupted at 7.00 pm under sessional orders.

- 22 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7:29 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 24 — Wednesday 31 May 2023

The House started at 9.30 am.

- 1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.

- 2 **DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT** — The Clerk tabled:

Crown Land (Reserves) Act 1978:

Order under s 17B granting a licence over Mordialloc-Mentone Beach Park Reserve

Order under s 17D granting a lease over part of Albert Park

Statutory Rules under the following Acts:

Building and Construction Industry Security of Payment Act 2002 — SR 34

Circular Economy (Waste Reduction and Recycling) Act 2021 — SR 33

Corporations (Ancillary Provisions) Act 2001 — SR 32

Supreme Court Act 1986 — SRs 31, 32

Victorian Civil and Administrative Tribunal Act 1998 — SR 30

Subordinate Legislation Act 1994 — Documents under s 16B in relation to the *Water Act 1989* — Minister's Conversion Rules for Place of Take Approvals.

- 3 **MESSAGES FROM THE LEGISLATIVE COUNCIL** — Agreeing to the following bills without amendment:

Gambling Regulation Amendment Bill 2023

Gambling Taxation Bill 2023.

- 4 **SITTING OF THE HOUSE** — Motion made and question — That the House, at its rising, adjourns until 20 June 2023 (*Mary-Anne Thomas*) — put and agreed to.

- 5 **STATEMENTS BY MEMBERS** — Members made statements.

- 6 **MENTAL HEALTH AND WELLBEING AMENDMENT BILL 2023** — Mary-Anne Thomas tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Mary-Anne Thomas*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*James Newbury*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 14 June 2023.

- 7 **DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (AUTHORISING PHARMACISTS) BILL 2023** — Mary-Anne Thomas tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Mary-Anne Thomas*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*James Newbury*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 14 June 2023.

- 8 **STATE TAXATION ACTS AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time.

Motion made and question — That the debate be now adjourned (*James Newbury*) — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 26

Brad Battin; Jade Benham; Roma Britnell; Martin Cameron; Chris Crewther; Gabrielle de Vietri; Wayne Farnham; Sam Groth; Sam Hibbins; David Hodgett; Emma Kealy; Tim McCurdy; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Jess Wilson.

NOES 49

Juliana Addison; Daniel Andrews; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino;

Steve Dimopoulos; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Meng Heang Tak; Jackson Taylor; Nina Taylor; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Belinda Wilson.

Question defeated.

Debate continued on question — That this Bill be now read a second time.

Amendment proposed — That all the words after ‘That’ be omitted and replaced with the words ‘this House refuses to read this Bill until the Government:

- (1) provides a viable fiscal strategy for Victoria that will not:
 - (a) increase unemployment;
 - (b) increase the tax burden on families and businesses;
 - (c) put downward pressure on real wage growth; and
 - (d) put downward pressure on investment and jobs growth;
- (2) provides a fiscal strategy to repay \$140 billion in State debt;
- (3) appropriately accounts for \$76 billion in recurrent and capital contingency funding that should be drawn-down in lieu of new taxes and tax increases; and
- (4) alleviates cost of living pressures for Victorian families’ —

(Brad Rowswell) — and, after debate —

Business interrupted at 2.00 pm under standing orders.

9 QUESTION TIME.

- 10 **STATE TAXATION ACTS AMENDMENT BILL 2023** — Debate continued on question — That this Bill be now read a second time — and on the amendment.

Motion made and question — That the debate be now adjourned *(Natalie Suleyman)* — put and agreed to.

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

- 11 **VICTORIAN FUTURE FUND BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Allocation of time — The Speaker advised that the time allocated for consideration of bills under the resolution of the House on 30 May 2023 had expired.

Question — That this Bill be now read a second time — put and agreed to.

Question — That this Bill be now read a third time — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 73

Juliana Addison; Jacinta Allan; Daniel Andrews; Brad Battin; Jade Benham; Roma Britnell; Colin Brooks; Josh Bull; Tim Bull; Martin Cameron; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Annabelle Cleeland; Sarah Connolly; Chris Couzens; Chris Crewther; Jordan Crugnale; Lily D’Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Wayne Farnham; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Sam Groth; Matthew Guy; Bronwyn Halfpenny; Paul Hamer; Martha Haylett; Mathew Hilakari; David Hodgett; Melissa Horne; Natalie Hutchins; Lauren Kathage; Emma Kealy; Nathan Lambert; Alison Marchant; Kathleen Matthews-Ward; Tim McCurdy; Steve McGhie; Cindy McLeish; Paul Mercurio; John Mullahy; James Newbury; Danny O’Brien; Michael O’Brien; Tim Pallas; Danny Pearson; John Pesutto; Pauline Richards; Tim Richardson; Brad Rowswell; Michaela Settle; David Southwick; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Mary-Anne Thomas; Emma Vulin; Peter Walsh; Iwan Walters; Vicki Ward; Kim Wells; Dylan Wight; Belinda Wilson; Jess Wilson.

NOES 4

Gabrielle de Vietri; Sam Hibbins; Tim Read; Ellen Sandell.

Question agreed to.

Bill sent to the Legislative Council and their agreement requested.

- 12 **STATE TAXATION ACTS AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time — *and on the amendment* — That all the words after ‘That’ be omitted and replaced with the words ‘this House refuses to read this Bill until the Government: (1) provides a viable fiscal strategy for Victoria that will not: (a) increase unemployment; (b) increase the tax burden on families and businesses; (c) put downward pressure on real wage growth; and (d) put downward pressure on investment and jobs growth; (2) provides a fiscal strategy to repay \$140 billion in State debt; (3) appropriately accounts for \$76 billion in recurrent and capital contingency funding that should be drawn-down in lieu of new taxes and tax increases; and (4) alleviates cost of living pressures for Victorian families.’

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

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 50

Juliana Addison; Jacinta Allan; Daniel Andrews; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch;

Bronwyn Halfpenny; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Nathan Lambert; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Belinda Wilson.

NOES 23

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; John Pesutto; Brad Rowswell; David Southwick; Peter Walsh; Kim Wells; Jess Wilson.

Question agreed to.

Question — That this Bill be now read a second time and a third time — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 50

Juliana Addison; Jacinta Allan; Daniel Andrews; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Nathan Lambert; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Belinda Wilson.

NOES 23

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; John Pesutto; Brad Rowswell; David Southwick; Peter Walsh; Kim Wells; Jess Wilson.

Question agreed to.

Bill sent to the Legislative Council and their agreement requested.

Business interrupted at 5.12 pm under the resolution of the House on 18 May 2023.

- 13 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 5.40 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos 25, 26 and 27

No 25 — Tuesday 20 June 2023

The House started at 12.00 noon.

- 1 The House met according to the resolution of the House on 31 May 2023 — The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **MINERAL RESOURCES (SUSTAINABLE DEVELOPMENT) AMENDMENT BILL 2023** — Lily D'Ambrosio introduced '*A Bill for an Act to amend the **Mineral Resources (Sustainable Development) Act 1990** to change the title of that Act and to remove requirements relating to work plans and to make consequential amendments to the **Melbourne Strategic Assessment (Environment Mitigation Levy) Act 2020** and other Acts and for other purposes*'; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 3 **STATUTE LAW AMENDMENT (REFERENCES TO THE SOVEREIGN) BILL 2023** — Danny Pearson introduced '*A Bill for an Act to amend the **Interpretation of Legislation Act 1984** in relation to references to the Sovereign, to amend the statute law of Victoria to revise language referring to the Queen and Her Majesty as a consequence of the death of Queen Elizabeth II and for other purposes*'; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 4 **DOCUMENTS**
SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Iwan Walters, Chair, tabled the Alert Digest No 7 of 2023 from the Scrutiny of Acts and Regulations Committee on the:

Building and Planning Legislation Amendment Act 2023

Corrections Amendment (Parole) Bill 2023

Drugs, Poisons and Controlled Substances Amendment (Authorising Pharmacists) Bill 2023

Energy and Resources Legislation Amendment (Transition Away from Coal) Bill 2023

Mental Health and Wellbeing Amendment Bill 2023

State Taxation Acts Amendment Bill 2023

Victorian Future Fund Bill 2023

SR No 76 — Forests (Forest Firefighters Presumptive Rights Compensation) Regulations 2022

SR No 115 — Dangerous Goods (Storage and Handling) Regulations 2022

Order in Council — Declaration of Surf Coast as A Distinctive Area and Landscape

Order in Council — Extension of Period of Declaration of Bellarine Peninsula and Bass Coast as Distinctive Areas and Landscapes

together with appendices and extracts from the proceedings.

Ordered to be published.

DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT — The Clerk tabled:

Auditor-General — Regulating Food Safety — Ordered to be published

Education and Care Services National Law Act 2010 — Education and Care Services National Amendment Regulations 2023 under s 303

Multicultural Victoria Act 2011 — Victorian Government report in multicultural affairs 2021–22

Parliamentary Committees Act 2003 — Government response to the Electoral Matters Committee's Report on the Inquiry into whether Victoria should participate in a national electoral roll platform

Planning and Environment Act 1987 — Notices of approval of amendments to the following Planning Schemes:

Alpine — C66

Baw Baw — C145

Bayside — C184

Boroondara — C378

Cardinia — C276

Glen Eira — C253, C254

Glenelg — C96

Greater Bendigo — C281

Greater Dandenong — C233

Hume — C257

Latrobe — C137

Mansfield — C54

Maroondah — C152

Melbourne — C425

Merri-bek — C226

Mildura — C123

Monash — C151

Port Phillip — C207

Wangaratta — C94

Whitehorse — C247

Whittlesea — C257

Yarra — C314

Road Management Act 2004 — Code of Practice for Worksite Safety — Traffic Management (*Gazette S280, 1 June 2023*)

Statutory Rules under the following Acts:

Conservation, Forests and Lands Act 1987 — SR 35

Crown Land (Reserves) Act 1978 — SR 41

Drugs, Poisons and Controlled Substances Act 1981 — SR 46
Electricity Safety Act 1998 — SR 40
Evidence (Miscellaneous Provisions) Act 1958 — SR 39
Forests Act 1958 — SR 42
Land Act 1958 — SR 43
Marine Safety Act 2010 — SR 36
National Parks Act 1975 — SR 44
Subordinate Legislation Act 1994 — SR 38
Transfer of Land Act 1958 — SR 47
Transport (Compliance and Miscellaneous) Act 1983 — SR 48
Transport (Safety Schemes Compliance and Enforcement) Act 2014 — SR 37
Wildlife Act 1975 — SR 45

Subordinate Legislation Act 1994:

Documents under s 15 in relation to Statutory Rules 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 47, 48, 49, 50, 52

Documents under s 16B in relation to:

Meat Industry Act 1993 — PrimeSafe Determination of licence categories and fixing fees for meat processing facilities and meat transport vehicles 1 July 2023 – 30 June 2024

Seafood Safety Act 2003 — PrimeSafe Determination of licence classes and fixing fees for seafood safety licences 1 July 2023 – 30 June 2024

Wildlife Act 1975:

Wildlife (Closure of Lake Bookar State Game Reserve) Notice (*Gazette S250, 19 May 2023*)

Wildlife (Closure of Lake Buloke State Game Reserve) Notice (*Gazette S220, 5 May 2023*).

PROCLAMATIONS — Under SO 177A, the Clerk tabled the following proclamation fixing an operative date:

Casino Legislation Amendment (Royal Commission Implementation and Other Matters) Act 2022 — Sections 34, 36, 37, 38, 41, 47, 53, 54 and 55 — 31 May 2023 (*Gazette S273, 30 May 2023*).

- 5 **MESSAGES FROM THE LEGISLATIVE COUNCIL** — Agreeing to the following bills without amendment:

Building Legislation Amendment Bill 2023

Energy Legislation Amendment (Electricity Outage Emergency Response and Other Matters) Bill 2023.

- 6 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Children and Health Legislation Amendment (Statement of Recognition, Aboriginal Self-determination and Other Matters) Bill 2023 with amendments.

Ordered — That the amendments be taken into consideration immediately.

- 7 **CHILDREN AND HEALTH LEGISLATION AMENDMENT (STATEMENT OF RECOGNITION, ABORIGINAL SELF-DETERMINATION AND OTHER MATTERS) BILL 2023** — Order read for the consideration of the amendments made by the Legislative Council.

Motion made and question — That the amendments be agreed to (*Mary-Anne Thomas*) — put and agreed to.

Message sent to the Legislative Council informing them accordingly.

- 8 **PUBLIC ADMINISTRATION AND PLANNING LEGISLATION AMENDMENT (CONTROL OF LOBBYISTS) BILL 2023** — The Speaker announced the receipt of a message from the Legislative Council presenting, for the agreement of the Legislative Assembly, ‘*A Bill for an Act to amend the **Public Administration Act 2004** and the **Victorian Planning Authority Act 2017** to provide more control over lobbyists.*’

Motion made and question — That the Bill be read a first time (*James Newbury*) — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 29

Brad Battin; Jade Benham; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Gabrielle de Vietri; Wayne Farnham; Sam Groth; Sam Hibbins; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O’Brien; Michael O’Brien; Kim O’Keeffe; John Pesutto; Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Jess Wilson.

NOES 52

Juliana Addison; Daniel Andrews; Colin Brooks; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

Question defeated.

- 9 **MESSAGE FROM THE GOVERNOR — ASSENT TO BILLS** — Informing the Legislative Assembly that she had, on 6 June 2023, given the royal assent to the following bills, presented to her by the Clerk of the Parliaments:

Building Legislation Amendment Bill 2023

Energy Legislation Amendment (Electricity Outage Emergency Response and Other Matters) Bill 2023

Gambling Regulation Amendment Bill 2023

Gambling Taxation Bill 2023.

10 **MESSAGE FROM THE GOVERNOR** — Recommending an appropriation for the purposes of the Mental Health and Wellbeing Amendment Bill 2023.

11 **PRESENTATION OF ADDRESS-IN-REPLY TO SPEECH OF THE GOVERNOR** — The Speaker reported that she had, on 7 June 2023, presented to the Governor the Address of the Legislative Assembly, agreed to on 4 May 2023, in reply to her Speech on the Opening of Parliament.

The Governor was pleased to make the following Reply:

In the name and on behalf of His Majesty The King I thank you for your expression 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.

12 **HOUSE COMMITTEE** — The Speaker announced that she had received the resignation of Ryan Smith from the House Committee, effective from today.

13 **HOUSE COMMITTEE** — Motion made, by leave, and question — That James Newbury be a member of the House Committee (*Mary-Anne Thomas*) — put and agreed to.

14 **GOVERNMENT BUSINESS PROGRAM** — Motion made and question — That, under SO 94(2), the Orders of the Day, Government Business, relating to the following bills be considered and completed by 5.00 pm on 22 June 2023:

Mental Health and Wellbeing Amendment Bill 2023

Drugs, Poisons and Controlled Substances Amendment (Authorising Pharmacists) Bill 2023 —

(*Mary-Anne Thomas*) — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 52

Juliana Addison; Daniel Andrews; Colin Brooks; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 25

Brad Battin; Jade Benham; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O’Brien;

Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Jess Wilson.

Question agreed to.

15 **STATEMENTS BY MEMBERS** — Members made statements.

16 **POSTPONEMENT OF NOTICE OF MOTION** — Ordered — That the consideration of Government Business, Notice of Motion, No 1 be postponed until later this day.

17 **INTEGRITY AND OVERSIGHT COMMITTEE** — Motion made and question — That under section 33 of the *Parliamentary Committees Act 2003*, this House refers an inquiry to the Integrity and Oversight Committee for consideration and report no later than 29 March 2024 on the operation of the following matters relating to the *Freedom of Information Act 1982* (the Act):

- (1) The effectiveness of the Act's current policy model, which is based on formal requests for information, and other options available, including options utilised in other jurisdictions;
- (2) Mechanisms for proactive and informal release of information, including the effectiveness of information publication schemes;
- (3) Efficient and timely mechanisms for persons to access their own personal and health information;
- (4) The information management practices and procedures required across government to facilitate access to information;
- (5) Opportunities to increase the disclosure of information relating to government services using technology;
- (6) The purposes and principles of access to information and whether the Act meets those purposes and principles, including:
 - (a) the object of the Act as set out in section 3;
 - (b) the definition of document in section 5; and
 - (c) the operation of exemptions and exceptions in Part III and Part IV;
- (7) The effectiveness of processes under the Act and how those processes could be streamlined and made more effective and efficient; and
- (8) The time and costs involved in providing access to information —

(Mary-Anne Thomas) — and, after debate —

Amendment proposed — That after sub-paragraph (8) the following words be inserted ‘(9) The long times taken to process FOI requests including the deterioration of performance exposed by the Office of the Victorian Information Commissioner in its recent examination, the period of time taken by ministers for ‘noting’ of requests, and the recent significant increase in challenges by agencies to the determinations of the Information Commissioner’s office.’ (*James Newbury*) — and, after debate —

Business interrupted at 2.00 pm under sessional orders.

17 **QUESTION TIME.**

18 **INTEGRITY AND OVERSIGHT COMMITTEE** — Debate continued on question — That the motion be agreed to — and on the amendment.

Question — That such words be inserted — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 25

Brad Battin; Jade Benham; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O’Brien; Michael O’Brien; Kim O’Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Jess Wilson.

NOES 57

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

Question defeated.

Original question — put and agreed to.

19 **MENTAL HEALTH AND WELLBEING AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Amendment proposed — That all the words after ‘That’ be omitted and replaced with the words ‘this Bill be withdrawn and redrafted to enable the delivery of a health-led response to mental health related emergencies’ (*Emma Kealy*) — and, after debate —

Business interrupted at 7.00 pm under sessional orders.

- 20 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.33 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 26 — Wednesday 21 June 2023

The House started at 9.30 am.

- 1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **ENERGY AND RESOURCES LEGISLATION AMENDMENT (TRANSITION AWAY FROM COAL) BILL 2023** — Motion made and question — That the Member for Melbourne introduce ‘*A Bill for an Act to amend the **Environment Protection Act 2017** to prohibit the authorisation of thermal coal activity under a licence, to amend the **Renewable Energy (Jobs and Investment) Act 2017** to increase the renewable energy target for Victoria, to amend the **Mineral Resources (Sustainable Development) Act 1990** to prohibit the exploration for or mining of coal and to amend the **Constitution Act 1975** to entrench some of those amendments and for other purposes*’ (Ellen Sandell) — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 30

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Gabrielle de Vietri; Wayne Farnham; Sam Groth; Sam Hibbins; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O’Brien; Michael O’Brien; Kim O’Keeffe; John Pesutto; Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Jess Wilson.

NOES 54

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

Question defeated.

3 **DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT** — The Clerk tabled:

Auditor-General:

Collecting State-based Tax Revenue — Ordered to be published

Supporting Students with Disability — Ordered to be published

Ombudsman — WorkSafe 3: Investigation into Victorian self-insurers' claims management and WorkSafe oversight — Ordered to be published

Special Investigator, Office of — Special report to Parliament under s 100 of the *Special Investigator Act 2021*

Statutory Rules under the following Acts:

Conservation, Forests and Lands Act 1987 — SR 50

Forests Act 1958 — SR 49

Public Health and Wellbeing Act 2008 — SR 52

Road Safety Act 1986 — SRs 53, 54

Subordinate Legislation Act 1994 — SR 51

Subordinate Legislation Act 1994 — Documents under s 15 in relation to statutory rule 46

Victorian Independent Remuneration Tribunal:

Members of Parliament (Victoria) Determination No 01/2023

Members of Parliament (Victoria) Guidelines No 01/2023.

4 **MESSAGES FROM THE LEGISLATIVE COUNCIL** — Agreeing to the following bills without amendment:

State Taxation Acts Amendment Bill 2023

Victoria Future Fund Bill 2023.

5 **STATEMENTS BY MEMBERS** — Members made statements.

6 **STATEMENTS ON PARLIAMENTARY COMMITTEE REPORTS** — Members made statements on committee reports.

7 **MINERAL RESOURCES (SUSTAINABLE DEVELOPMENT) AMENDMENT BILL 2023** — Lily D'Ambrosio tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Lily D'Ambrosio*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*James Newbury*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 5 July 2023.

- 8 **STATUTE LAW AMENDMENT (REFERENCES TO THE SOVEREIGN) BILL 2023** — Danny Pearson tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Danny Pearson*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*James Newbury*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 5 July 2023.

- 9 **DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (AUTHORISING PHARMACISTS) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Amendment proposed — That all the words after ‘That’ be omitted and replaced with the words ‘this Bill be withdrawn and redrafted to take into account feedback on the value of a two year trial period’ (*Emma Kealy*) — and, after debate —

Business interrupted at 2.00 pm under standing orders.

- 10 **QUESTION TIME.**

- 11 **DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (AUTHORISING PHARMACISTS) BILL 2023** — Debate continued on question — That this Bill be now read a second time — and on the amendment.

Business interrupted at 4.00 pm under sessional orders.

- 12 **GRIEVANCES** — Question — That grievances be noted — after debate, put and agreed to.

- 13 **DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (AUTHORISING PHARMACISTS) BILL 2023** — Debate continued on question — That this Bill be now read a second time — and on the amendment.

Business interrupted at 7.00 pm under sessional orders.

- 14 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.23 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 27 — Thursday 22 June 2023

The House started at 9.30 am.

- 1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **PUBLIC ADMINISTRATION AND PLANNING LEGISLATION AMENDMENT (CONTROL OF LOBBYISTS) BILL 2023** — Motion made and question — That the Member for Brighton introduce ‘*A Bill for an Act to amend the **Public Administration Act 2004** and the **Victorian Planning Authority Act 2017** to provide more control over lobbyists*’ (James Newbury) — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 29

Brad Battin; Jade Benham; Roma Britnell; Martin Cameron; Annabelle Cleeland; Chris Crewther; Gabrielle de Vietri; Wayne Farnham; Sam Groth; Matthew Guy; Sam Hibbins; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O’Brien; Michael O’Brien; John Pesutto; Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Jess Wilson.

NOES 53

Juliana Addison; Jacinta Allan; Daniel Andrews; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

Question defeated.

- 3 **PETITIONS** — The Clerk announced that the following petitions had been lodged for presentation:

Level crossing at Progress Street Dandenong South — Requesting that the Legislative Assembly calls on the Minister for Transport and Infrastructure to suspend the closure of the

level crossing at Progress Street, Dandenong South, bearing 756 signatures (*Gabrielle Williams*).

Preston Market development plan — Requesting that the Legislative Assembly calls on the Minister for Planning to scrap the Victorian Planning Authority's plan to develop the Preston Market site and complete a compulsory acquisition of the Preston Market, bearing 4693 signatures (*Nathan Lambert*).

Ordered to be tabled.

- 4 **PETITION — PRESTON MARKET DEVELOPMENT PLAN** — Motion made and question — That the petition presented by the Member for Preston be taken into consideration tomorrow (*Nathan Lambert*) — put and agreed to.

5 **DOCUMENTS**

VICTORIAN GOVERNMENT ABORIGINAL AFFAIRS — Report 2022 and Domain 1 to 6 Data Tables tabled by leave (*Gabrielle Williams*).

PRIVILEGES COMMITTEE — Lily D'Ambrosio, Chair, tabled a joint report from the Privileges Committees of the Legislative Assembly and the Legislative Council on the Appointment of a Parliamentary Integrity Adviser for the 60th Parliament, together with appendices.

Ordered to be published.

DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT — The Clerk tabled:

Auditor-General:

Correctional Services for People with Intellectual Disability or an Acquired Brain Injury — Ordered to be published

Principal Health and Wellbeing — Ordered to be published

Subordinate Legislation Act 1994 — Documents under s 15 in relation to statutory rules 51, 58

Victorian Environmental Assessment Council Act 2001 — Notice of amendment to the Victorian Environmental Assessment Council for an assessment of forest values in the Immediate Protection Areas in the Central Highlands and East Gippsland under s 26C

Victorian Inspectorate:

Annual Plan 2023–24

Inspection Report 2021–22 on controlled operation records and reports under the *Crimes (Controlled Operations) Act 2004*, *Wildlife Act 1975* and *Fisheries Act 1995*.

- 6 **PARLIAMENTARY INTEGRITY ADVISER** — Motion made, by leave, and question — That:

(1) Professor Charles Sampford be appointed as Parliamentary Integrity Adviser, from 31 July 2023 to the day that is four months after the next general election, under the terms and conditions of appointment in Appendix A of the Privileges Committees' joint report on the appointment of a Parliamentary Integrity Adviser for the 60th Parliament.

(2) A message be sent to the Legislative Council requesting their agreement —

(Mary-Anne Thomas) — put and agreed to.

7 **SITTING OF THE HOUSE** — Motion made and question — That the House, at its rising, adjourns until 1 August 2023 *(Mary-Anne Thomas)* — put and agreed to.

8 **STATEMENTS BY MEMBERS** — Members made statements.

9 **BUDGET PAPERS** — Motion made and question proposed — That this House takes note of the 2023–24 budget papers *(Mary-Anne Thomas)* — and, after debate —

Motion made and question — That the debate be now adjourned *(Peter Walsh)* — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 24

Brad Battin; Jade Benham; Roma Britnell; Martin Cameron; Annabelle Cleeland; Chris Crewther; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Jess Wilson.

NOES 51

Juliana Addison; Jacinta Allan; Daniel Andrews; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Gabrielle Williams; Belinda Wilson.

Question defeated.

Debate continued on question — That this House takes note of the 2023–24 budget papers.

Business interrupted at 2.00 pm under standing orders.

10 **QUESTION TIME.**

11 **BUDGET PAPERS** — Debate continued on question — That this House takes note of the 2023–24 budget papers.

Allocation of time — The Speaker advised that the time allocated for consideration of bills under the resolution of the House on 20 June 2023 had expired.

- 12 **DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (AUTHORISING PHARMACISTS) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time — *and on the amendment* — That all the words after ‘That’ be omitted and replaced with the words ‘this Bill be withdrawn and redrafted to take into account feedback on the value of a two year trial period’.

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

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 51

Juliana Addison; Jacinta Allan; Daniel Andrews; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Gabrielle Williams; Belinda Wilson.

NOES 27

Brad Battin; Jade Benham; Roma Britnell; Martin Cameron; Annabelle Cleeland; Chris Crewther; Gabrielle de Vietri; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O’Brien; Michael O’Brien; John Pesutto; Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Jess Wilson.

Question agreed to.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

- 13 **MENTAL HEALTH AND WELLBEING AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time — *and on the amendment* — That all the words after ‘That’ be omitted and replaced with the words ‘this Bill be withdrawn and redrafted to enable the delivery of a health-led response to mental health related emergencies’.

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

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 54

Juliana Addison; Jacinta Allan; Daniel Andrews; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Gabrielle Williams; Belinda Wilson.

NOES 24

Brad Battin; Jade Benham; Roma Britnell; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Jess Wilson.

Question agreed to.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

Business interrupted at 5.10 pm under sessional orders.

- 14 **ADJOURNMENT** — The Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 5.42 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos 28, 29, 30 and 31

No 28 — Tuesday 1 August 2023

The House started at 12.00 noon.

- 1 The House met according to the resolution of the House on 22 June 2023 — The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **DEATH OF ERNEST ROSS SMITH** — The Speaker announced the death of Ernest Ross Smith, Member of the Legislative Assembly for the District of Glen Waverley from 1985 to 2002; and members rose in their places as a mark of respect to the memory of the deceased.
- 3 **DEATH OF THE HONOURABLE THOMAS WILLIAM ROPER** — Motion made and question — That this House expresses its sincere sorrow at the death of the Honourable Thomas William Roper and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as Member of the Legislative Assembly for the Districts of Brunswick West from 1973 to 1976, Brunswick from 1976 to 1992, and Coburg from 1992 to 1994, and Minister for Health from 1982 to 1985, Minister for Transport from 1985 to 1987, Minister for Planning and Environment and Minister for Consumer Affairs from 1987 to 1990, Treasurer from 1990 to 1992, Minister for Aboriginal Affairs from 1987 to 1990 and from 1991 to 1992, Minister for Employment, Post-Secondary Education and Training and Minister for Gaming from January to October 1992, and Leader of the House from 1989 to 1992 (*Jacinta Allan*) — members addressed the House in support, and the motion was agreed to unanimously with members rising in their places to signify their assent.
- 4 **ADJOURNMENT** — Motion made and question — That, as a further mark of respect to the memory of the late Honourable Thomas William Roper, the House now adjourns until 2.45 pm (*Jacinta Allan*) — put and agreed to.

And the House, at 1.38 pm, adjourned until 2.45 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 29 — Tuesday 1 August 2023 (2.45 pm)

- 1 The House met according to the adjournment — The Speaker took the Chair.
- 2 **RESIGNATION OF SEAT** — The Speaker announced that, on 7 July 2023, she had received the resignation of the Member for Warrandyte.
- 3 **ISSUE OF WRIT** — The Speaker announced that, on 13 July 2023, she had issued a writ for a by-election for the District of Warrandyte to be held on 26 August 2023.
- 4 **QUESTION TIME.**
- 5 **ENERGY LEGISLATION AMENDMENT BILL 2023** — Lily D’Ambrosio introduced ‘A Bill for an Act to amend the **National Electricity (Victoria) Act 2005** and the **National Gas (Victoria) Act 2008** and for other purposes’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 6 **PETITION** — The Clerk announced that the following petition had been lodged for presentation:

Bus service connecting Melton and Watergardens — Requesting that the Legislative Assembly through the Minister for Public Transport creates a new bus service connecting Melton with Watergardens train station and shopping centre via the Melton Highway, bearing 479 signatures (*Steve McGhie*).

Ordered to be tabled.

- 7 **PETITION — BUS SERVICE CONNECTING MELTON AND WATERGARDENS** — Motion made and question — That the petition presented by the Member for Melton be taken into consideration tomorrow (*Richard Riordan*) — put and agreed to.

8 DOCUMENTS

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Iwan Walters, Chair, tabled the Alert Digest No 8 of 2023 from the Scrutiny of Acts and Regulations Committee on the:

Mineral Resources (Sustainable Development) Amendment Bill 2023
Statute Law Amendment (References to the Sovereign) Bill 2023

together with appendices.

Ordered to be published.

DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT — The Clerk tabled:

Auditor-General:

Annual Plan 2023–24 — released on 27 June 2023

Effectiveness of Rail Freight Support Programs — released on 27 June 2023

Results of 2022 Audits: Technical and Further Education Institutes— released on 30 June 2023

Results of 2022 Audits: Universities — released on 30 June 2023

Community Visitors — Report 2021–22 — Ordered to be published

Crown Land (Reserves) Act 1978:

Orders under s 17B granting licences over:

Alexandra Gardens Reserve

Lynch’s Bridge Historical Precinct Reserve

Orders under s 17D granting leases over:

Part of Albert Park Reserve

Part of Brighton Beach Oval Reserve

Independent Broad-based Anti-corruption Commission:

Annual Plan 2023–24 — released on 29 June 2023

Operation Sandon: Special report — released on 27 July 2023

Interpretation of Legislation Act 1984 — Notices under s 32(3)(a)(iii) in relation to:

Code of Practice for Worksite Safety — Traffic Management (*Gazette G29, 20 July 2023*)

Statutory Rule 36 (*Gazette S327, 26 June 2023*)

Statutory Rule 40 (*Gazette G26, 29 June 2023*)

Melbourne Cricket Ground Trust — Report 2022–23

Ombudsman — Annual Plan 2023–24 — released on 30 June 2023

Parliamentary Committees Act 2003 — Government responses to the:

Integrity and Oversight Committee’s Report on the Inquiry into Performance of the Victorian integrity agencies 2020/21: focus on witness welfare

Pandemic Declaration Accountability and Oversight Committee’s:

Review of the Pandemic (Quarantine, Isolation and Testing) Orders

Review of the Pandemic (Visitors to Hospitals and Care Facilities) Orders

Planning and Environment Act 1987 — Notices of approval of amendments to the following Planning Schemes:

Ballarat — C236

Boroondara — C367

Brimbank — C237
Casey — C293
Corangamite — C61, C62
Frankston — C162
Glenelg — C104
Greater Dandenong — C245
Greater Geelong — C434, C435, C456, C458
Hepburn — C73
Hume — C271
Latrobe — C126, C138
Melbourne — C452
Melton — C219, C237
Merri-bek — C219
Monash — C169
Mornington Peninsula — C299
Moyne — C74
Port Phillip — C195
Pyrenees — C53
Stonnington — C334
Towong — C39
Victorian Planning Provisions — VC234
Wellington — C114, C116
Yarra Ranges — C208

Statutory Rules under the following Acts:

Building Act 1993 — SR 65
Children, Youth and Families Act 2005 — SR 70
Community Based Sentences (Transfer) Act 2012 — SR 56
Confiscation Act 1997 — SR 74
Conservation, Forests and Lands Act 1987 — SR 64
County Court Act 1958 — SRs 73, 77
Crimes Act 1958 — SR 75
Dangerous Goods Act 1985 — SR 69
Disability Service Safeguards Act 2018 — SR 71
Drugs, Poisons and Controlled Substances Act 1981 — SR 61
Family Violence Protection Act 2008 — SR 72
Fisheries Act 1995 — SR 63
Health Services Act 1988 — SR 57
Liquor Control Reform Act 1998 — SR 76
Magistrates' Court Act 1989 — SR 68
Marine Safety Act 2010 — SR 66
Partnership Act 1958 — SR 55
Residential Tenancies Act 1997 — SR 58
Road Safety Act 1986 — SR 67
Sex Offenders Registration Act 2004 — SR 59
Tobacco Act 1987 — SR 62
Victorian Energy Efficiency Target Act 2007 — SR 60

Subordinate Legislation Act 1994:

Documents under section 15 in relation to statutory rules 53, 54, 55, 56, 57, 59, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 73, 77

Documents under section 16B in relation to:

Dairy Act 2000 — Dairy Food Safety Victoria Determination of Licence Classes and Fees for Dairy Businesses — 1 July 2023–30 June 2024

Education and Training Reform Act 2006:

Ministerial Order 1414 — Structured Workplace Learning Arrangements (Non-School Providers)

Ministerial Order 1415 — Work Experience Arrangements (Non-School Providers)

Financial Management Act 1994 — Order to declare a class of specified entities

First Home Owner Grant and Home Buyer Schemes Act 2000 — Home Buyer Scheme Declaration (HomesVic)

Payroll Tax Act 2007 — Declaration of exempt schools

Planning and Environment Act 1987:

Extension of period of declaration of Bass Coast and Bellarine Peninsula as distinctive areas and landscapes (two orders)

Extension of period of declaration of Surf Coast as a distinctive area and landscape.

PROCLAMATIONS — Under SO 177A, the Clerk tabled the following proclamation fixing an operative date:

Victorian Energy Efficiency Target Amendment Act 2022 — Parts 1, 2, 4, 5, 6, 7 and 9, and Division 2 of Part 8 — 1 July 2023 (*Gazette S333, 27 June 2023*).

9 **MESSAGES FROM THE LEGISLATIVE COUNCIL** — Agreeing to the following bills without amendment:

Appropriation (2023–2024) Bill 2023

Appropriation (Parliament 2023–2024) Bill 2023.

10 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the appointment of Professor Charles Sampford as Parliamentary Integrity Adviser.

11 **MESSAGE FROM THE LIEUTENANT GOVERNOR — ASSENT TO BILLS — APPROPRIATION BILLS** — Informing the Legislative Assembly that he had, on 27 June 2023, given the royal assent to the following bills, presented to him by the Deputy Speaker:

Appropriation (2023–2024) Bill 2023

Appropriation (Parliament 2023–2024) Bill 2023.

12 **MESSAGES FROM THE LIEUTENANT GOVERNOR — ASSENT TO BILLS** — Informing the Legislative Assembly that he had, on 27 June 2023, given the royal assent to the following bills, presented to him by the Clerk of the Parliaments:

Children and Health Legislation Amendment (Statement of Recognition, Aboriginal Self-determination and Other Matters) Bill 2023

State Taxation Acts Amendment Bill 2023
Victorian Future Fund Bill 2023.

- 13 **GOVERNMENT BUSINESS PROGRAM** — Motion made and question — That, under SO 94(2), the Orders of the Day, Government Business, relating to the following bills be considered and completed by 5.00 pm on 3 August 2023:

Energy Legislation Amendment (Energy Safety) Bill 2023
Mineral Resources (Sustainable Development) Amendment Bill 2023 —

(Mary-Anne Thomas) — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 52

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 25

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O’Brien; Michael O’Brien; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bill Tilley; Bridget Vallence; Kim Wells; Jess Wilson.

Question agreed to.

- 14 **STATEMENTS BY MEMBERS** — Members made statements.
- 15 **ENERGY LEGISLATION AMENDMENT (ENERGY SAFETY) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Business interrupted at 7.00 pm under sessional orders.

- 16 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.33 pm.

No 30 — Wednesday 2 August 2023

The House started at 9.30 am.

- 1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **DOCUMENT TABLED UNDER AN ACT OF PARLIAMENT** — The Clerk tabled:
Border Groundwaters Agreement Review Committee — Report 2021–22.
- 3 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Mental Health and Wellbeing Amendment Bill 2023 without amendment.
- 4 **STATEMENTS BY MEMBERS** — Members made statements.
- 5 **STATEMENTS ON PARLIAMENTARY COMMITTEE REPORTS** — Members made statements on committee reports.
- 6 **BIG HOUSING BUILD** — Motion made and question proposed — that this House notes —
 - (a) since the start of the Big Housing Build in November 2020, 7,600 homes are completed or underway, with Victoria on track to deliver over 12,000 much-needed social and affordable homes; and
 - (b) the new \$1 billion Regional Housing Fund will deliver more than 1,300 additional homes —

(Colin Brooks) — and, after debate —

Motion made and question — That the debate be now adjourned *(David Southwick)* — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 22

Brad Battin; Jade Benham; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bridget Vallance; Jess Wilson.

NOES 52

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward;

Steve McGhie; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

Question defeated.

Business interrupted at 2.00 pm under standing orders.

7 **QUESTION TIME.**

8 **BIG HOUSING BUILD** — Debate continued on question — That the motion be agreed to.

Business interrupted at 4.00 pm under sessional orders.

9 **DISCUSSION OF MATTER OF PUBLIC IMPORTANCE — PUBLIC HOUSING** — The Speaker read Gabrielle de Vietri's proposal to the House —

'That this House calls on the Government to ensure public land is used to build public homes by abandoning its ground lease privatisation model, noting that:

- (1) Victoria spends the least per capita of any state on public housing and has no plans to build more;
- (2) the Andrews Labor Government is currently privatising four public housing estates in Victoria in Port Melbourne, South Yarra, Prahran and Hampton East; and
- (3) under the ground lease model the majority of these estates will be handed over to private developers for expensive for-profit housing, when this public housing land should be used to build thousands more public homes in the midst of a housing crisis.'

Gabrielle de Vietri addressed the House — Discussion followed.

10 **BIG HOUSING BUILD** — Resumption on question — That the motion be agreed to.

Motion made and question — That the debate be now adjourned (*Sonya Kilkenny*) — put and agreed to.

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

11 **ENERGY LEGISLATION AMENDMENT BILL 2023** — Lily D'Ambrosio tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Lily D'Ambrosio*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*James Newbury*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 16 August 2023.

- 12 **ENERGY LEGISLATION AMENDMENT (ENERGY SAFETY) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Business interrupted at 7.00 pm under sessional orders.

- 13 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.29 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 31 — Thursday 3 August 2023

The House started at 9.30 am.

- 1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.

2 **DOCUMENTS**

DOCUMENT TABLED UNDER AN ACT OF PARLIAMENT — The Clerk tabled:

Road Safety Camera Commissioner — Report 2021–22.

DOCUMENTS TABLED UNDER STANDING ORDERS — The Clerk tabled:

Interim Government responses to the Environment and Planning Standing Committee's Reports on the:

Inquiry into Apartment Design Standards
Inquiry into Environmental Infrastructure for Growing Populations.

- 3 **SPECIAL INVESTIGATOR** — The Speaker advised that, on 2 August 2023, she administered to Sean Kevin Morrison, the Special Investigator, the affirmation required by s 20 of the *Special Investigator Act 2021*.

- 4 **SITTING OF THE HOUSE** — Motion made and question — That the House, at its rising, adjourns until 15 August 2023 (*Mary-Anne Thomas*) — put and agreed to.

- 5 **STATEMENTS BY MEMBERS** — Members made statements.

- 6 **ENERGY LEGISLATION AMENDMENT (ENERGY SAFETY) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Motion made and question — That the debate be now adjourned (*Michael O'Brien*) — after debate, put —

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 27

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Gabrielle de Vietri; Wayne Farnham; Sam Groth; Matthew Guy; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; David Southwick; Bill Tilley; Kim Wells; Jess Wilson.

NOES 50

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

Question defeated.

Debate continued on question — That this Bill be now read a second time.

Motion made and question — That the debate be now adjourned (*Ros Spence*) — put and agreed to.

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

- 7 **MINERAL RESOURCES (SUSTAINABLE DEVELOPMENT) AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Business interrupted at 2.00 pm under standing orders.

- 8 **QUESTION TIME.**

- 9 **MINERAL RESOURCES (SUSTAINABLE DEVELOPMENT) AMENDMENT BILL 2023** — Debate continued on question — That this Bill be now read a second time.

Amendment proposed — That all the words after 'That' be omitted and replaced with the words 'this House refuses to read this Bill a second time until further consultation occurs with local governments, environmental organisations and regional communities likely to be impacted by mining and exploration' (*Ellen Sandell*) — and, after debate —

Allocation of time — The Deputy Speaker advised that the time allocated for consideration of bills under the resolution of the House on 1 August 2023 had expired.

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

The House divided (the Deputy Speaker, Matt Fregon, in the Chair) —

AYES 70

Juliana Addison; Jacinta Allan; Brad Battin; Jade Benham; Roma Britnell; Colin Brooks; Josh Bull; Martin Cameron; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Chris Crewther; Jordan Crugnale; Lily D’Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Wayne Farnham; Will Fowles; Ella George; Luba Grigorovitch; Sam Groth; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Emma Kealy; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Tim McCurdy; Steve McGhie; Cindy McLeish; John Mullahy; James Newbury; Danny O’Brien; Michael O’Brien; Kim O’Keeffe; Tim Pallas; Danny Pearson; John Pesutto; Pauline Richards; Richard Riordan; Brad Rowswell; Michaela Settle; David Southwick; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Bill Tilley; Emma Vulin; Iwan Walters; Vicki Ward; Kim Wells; Dylan Wight; Belinda Wilson; Jess Wilson.

NOES 3

Gabrielle de Vietri; Tim Read; Ellen Sandell.

Question agreed to.

Question — That this Bill be now read a second time and a third time — put.

The House divided (the Deputy Speaker, Matt Fregon, in the Chair) —

AYES 70

Juliana Addison; Jacinta Allan; Brad Battin; Jade Benham; Roma Britnell; Colin Brooks; Josh Bull; Martin Cameron; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Chris Crewther; Jordan Crugnale; Lily D’Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Wayne Farnham; Will Fowles; Ella George; Luba Grigorovitch; Sam Groth; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Emma Kealy; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Tim McCurdy; Steve McGhie; Cindy McLeish; John Mullahy; James Newbury; Danny O’Brien; Michael O’Brien; Kim O’Keeffe; Tim Pallas; Danny Pearson; John Pesutto; Pauline Richards; Richard Riordan; Brad Rowswell; Michaela Settle; David Southwick; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Bill Tilley; Emma Vulin; Iwan Walters; Vicki Ward; Kim Wells; Dylan Wight; Belinda Wilson; Jess Wilson.

NOES 3

Gabrielle de Vietri; Tim Read; Ellen Sandell.

Question agreed to.

Bill sent to the Legislative Council and their agreement requested.

- 10 **ENERGY LEGISLATION AMENDMENT (ENERGY SAFETY) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

Business interrupted at 5.09 pm under sessional orders.

- 11 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 5.35 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos 32, 33 and 34

No 32 — Tuesday 15 August 2023

The House started at 12.00 noon.

- 1 The House met according to the resolution of the House on 3 August 2023 — The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **BAIL AMENDMENT BILL 2023** — Anthony Carbines introduced ‘*A Bill for an Act to amend the **Bail Act 1977** and to make consequential amendments to other Acts and for other purposes*’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 3 **JUSTICE LEGISLATION AMENDMENT BILL 2023** — Anthony Carbines introduced ‘*A Bill for an Act to amend the **Open Courts Act 2013**, the **Court Security Act 1980**, the **Coroners Act 2008**, the **Spent Convictions Act 2021**, the **Firefighters’ Presumptive Rights Compensation and Fire Services Legislation Amendment (Reform) Act 2019**, the **Forests Act 1958**, the **Legal Profession Uniform Law Application Act 2014**, the **Criminal Procedure Act 2009**, the **Children, Youth and Families Act 2005**, the **Jury Directions Act 2015**, the **Victorian Civil and Administrative Tribunal Act 1998**, the **Wrongs Act 1958**, the **Limitation of Actions Act 1958**, the **Domestic Building Contracts Act 1995**, the **Crimes Act 1958** and the **Victoria Police Act 2013** and for other purposes*’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.

4 **DOCUMENTS**

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Kathleen Matthews-Ward tabled the Alert Digest No 9 of 2023 from the Scrutiny of Acts and Regulations Committee on the:

Energy Legislation Amendment Bill 2023

Independent Broad-based Anti-corruption Commission Amendment (Ending Political Corruption) Bill 2023

together with appendices.

Ordered to be published.

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Kathleen Matthews-Ward tabled a report from the Scrutiny of Acts and Regulations Committee on the Annual Review 2021 and 2022, Statutory Rules and Legislative Instruments, together with appendices.

Ordered to be published.

DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT — The Clerk tabled:

Crown Land (Reserves) Act 1978 — Orders under s 17B granting licences over Alexandra Gardens Reserve (two orders)

Land Tax Act 2005 — Report 1 July to 31 December 2022 of Land Tax Absentee Owner Surcharge Exemptions under s 3BB

Ombudsman — Misconduct in public organisations: A casebook — Released on 9 August 2023

Planning and Environment Act 1987 — Notices of approval of amendments to the following Planning Schemes:

Banyule — GC220
 Boroondara — GC220
 Buloke — C45
 Darebin — C182
 Kingston — C218
 Manningham — GC220
 Nillumbik — GC220
 Port Phillip — C213
 Victoria Planning Provisions — VC236, VC238
 Wellington — C112
 Whitehorse — GC220
 Whittlesea — GC220
 Yarra — GC220

Statutory Rules under the following Acts:

Building Act 1993 — SR 80
Circular Economy (Waste Reduction and Recycling) Act 2021 — SR 78
County Court Act 1958 — SR 81
Subordinate Legislation Act 1994 — SR 79

Subordinate Legislation Act 1994:

Documents under section 15 in relation to statutory rules 60, 71, 72, 74, 75, 76, 78, 79, 80, 81

Documents under section 16B in relation to:

Port Management Act 1995 — Pilotage Services Provider Standard — V1
Victorian Energy Efficiency Target Act 2007 — Notice to fix fees (8 documents)

Victorian Environmental Assessment Council — Assessment of early government-accepted Land Conservation Council recommendations

Wrongs Act 1958 — Notice of scale of fees and costs for referrals of medical questions to medical panels under Part VBA (*Gazette G26, 29 June 2023*).

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- 5 **ELECTORAL COMMISSIONER** — The Speaker advised that, today, she administered to Sven Bluemmel, the Electoral Commissioner, the oath required by s 16 of the *Electoral Act 2002*.
- 6 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Drugs, Poisons and Controlled Substances Amendment (Authorising Pharmacists) Bill 2023 without amendment.
- 7 **MESSAGE FROM THE LIEUTENANT-GOVERNOR — ASSENT TO BILL** — Informing the Legislative Assembly that he had, on 8 August 2023, given the royal assent to the Mental Health and Wellbeing Amendment Bill 2023, presented to him by the Clerk of the Parliaments.
- 8 **MESSAGE FROM THE GOVERNOR — ASSENT TO BILL** — Informing the Legislative Assembly that she had today given the royal assent to the Drugs, Poisons and Controlled Substances Amendment (Authorising Pharmacists) Bill 2023, presented to her by the Clerk of the Parliaments.
- 9 **SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** — The Speaker announced that she had received the resignation of Iwan Walters from the Scrutiny of Acts and Regulations Committee, effective from today.
- 10 **SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** — Motion made, by leave, and question — That Gary Maas be a member of the Scrutiny of Acts and Regulations Committee (*Mary-Anne Thomas*) — put and agreed to.
- 11 **ELECTORAL MATTERS COMMITTEE** — Motion made, by leave, and question — That Will Fowles be discharged from the Electoral Matters Committee and that Luba Grigorovitch be a member in his place (*Mary-Anne Thomas*) — after debate, put and agreed to.
- 12 **GOVERNMENT BUSINESS PROGRAM** — Motion made and question — That, under SO 94(2), the Orders of the Day, Government Business, relating to the following bills be considered and completed by 5.00 pm on 17 August 2023:

Energy Legislation Amendment Bill 2023

Statute Law Amendment (References to the Sovereign) Bill 2023 —

(*Mary-Anne Thomas*) — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 52

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 25

Brad Battin; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Jess Wilson.

Question agreed to.

13 **STATEMENTS BY MEMBERS** — Members made statements.

14 **LEVEL CROSSING REMOVALS** — Motion made and question — that this House notes that —

- (1) The Government has removed 72 dangerous and congested level crossings;
- (2) In 2018 the Government promised to remove 75 level crossings by 2025, and is already two years ahead of schedule; and
- (3) The Government will remove a total of 110 level crossings by 2030 —

(Jacinta Allan) — and, after debate —

Business interrupted at 2.00 pm under sessional orders.

15 **QUESTION TIME.**

16 **LEVEL CROSSING REMOVALS** — Debate continued on question — That the motion be agreed to.

Amendment proposed — That all the words after 'House' be omitted and replaced with the words:

- '(1) Notes that two successive Auditor-General's reports have found flaws with the business case put forward for Level Crossing Removals, leading to billions in budget blowouts; and
- (2) Calls on the Government to release costings for every level crossing removal project it has undertaken' —

(David Southwick) — and, after debate —

Motion made and question — That the debate be now adjourned *(Natalie Hutchins)* — put and agreed to.

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

17 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Energy Legislation Amendment (Energy Safety) Bill 2023 without amendment.

18 **POSTPONEMENT OF ORDER OF THE DAY** — Ordered — That the consideration of Government Business, Order of the Day, No 1 be postponed until later this day.

19 **STATUTE LAW AMENDMENT (REFERENCES TO THE SOVEREIGN) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Amendment proposed — That all the words after ‘That’ be omitted and replaced with the words ‘this House refuses to read this Bill a second time until the Government has provided clarity on the rationale of the amending provisions’ (*Jess Wilson*).

Under SO 64, Jess Wilson circulated amendments to be proposed when the House considers the Bill in detail.

Debate continued on question — That this Bill be now read a second time.

Business interrupted at 7.00 pm under sessional orders.

20 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.26 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 33 — Wednesday 16 August 2023

The House started at 9.30 am.

1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.

2 **DOCUMENT TABLED UNDER AN ACT OF PARLIAMENT** — The Clerk tabled:

Auditor-General — Cybersecurity: Cloud Computing Products — Ordered to be published.

3 **STATEMENTS BY MEMBERS** — Members made statements.

4 **STATEMENTS ON PARLIAMENTARY COMMITTEE REPORTS** — Members made statements on committee reports.

5 **BAIL AMENDMENT BILL 2023** — Anthony Carbines tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Anthony Carbines*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*James Newbury*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 30 August 2023.

6 JUSTICE LEGISLATION AMENDMENT BILL 2023 — Anthony Carbines tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Anthony Carbines*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*James Newbury*) — put and agreed to.

Motion made and question — That the debate be adjourned for 13 days (*Anthony Carbines*) — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 51

Juliana Addison; Jacinta Allan; Colin Brooks; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 31

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Gabrielle de Vietri; Wayne Farnham; Sam Groth; Matthew Guy; Sam Hibbins; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Jess Wilson.

Question agreed to. Debate adjourned until 29 August 2023.

7 STATUTE LAW AMENDMENT (REFERENCES TO THE SOVEREIGN) BILL 2023 — Order read for resuming debate on question — That this Bill be now read a second time — *and on the amendment* — That all the words after 'That' be omitted and replaced with the words 'this House refuses to read this Bill a second time until the Government has provided clarity on the rationale of the amending provisions'; debate resumed.

Motion made and question — That the debate be now adjourned (*Ben Carroll*) — put and agreed to.

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

- 8 **INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (FACILITATION OF TIMELY REPORTING) BILL 2023** — The Deputy Speaker announced the receipt of a message from the Legislative Council presenting, for the agreement of the Legislative Assembly, ‘A Bill for an Act to amend the *Independent Broad-based Anti-corruption Commission Act 2011* to facilitate timely reporting by the IBAC’.

Motion made and question — That this Bill be now read a first time (*James Newbury*) — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 29

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O’Brien; Michael O’Brien; Kim O’Keeffe; John Pesutto; Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Jess Wilson.

NOES 49

Juliana Addison; Jacinta Allan; Colin Brooks; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Dylan Wight; Gabrielle Williams; Belinda Wilson.

Question defeated.

- 9 **ENERGY LEGISLATION AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Business interrupted at 2.00 pm under standing orders.

- 10 **QUESTION TIME.**

- 11 **ENERGY LEGISLATION AMENDMENT BILL 2023** — Debate continued on question — That this Bill be now read a second time.

Business interrupted at 4.00 pm under sessional orders.

- 12 **DISCUSSION OF MATTER OF PUBLIC IMPORTANCE — NATIONAL HOUSING CRISIS** — The Speaker read Colin Brooks’ proposal to the House —

‘That this House notes the action the Andrews Labor Government is taking in response to the national housing crisis, including:

- (1) The \$5.3 billion Big Housing Build;
- (2) The \$1 billion Regional Housing Fund;
- (3) The Affordable Housing Rental Scheme;
- (4) Investments in critical homelessness services; and
- (5) Working with the Commonwealth government to deliver more housing for Victorians.’

Colin Brooks addressed the House — Discussion followed.

- 13 **ENERGY LEGISLATION AMENDMENT BILL 2023** — Debate continued on question — That this Bill be now read a second time.

Business interrupted at 7.00 pm under sessional orders.

- 14 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.28 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 34 — Thursday 17 August 2023

The House started at 9.30 am.

- 1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.

2 **DOCUMENTS**

GOVERNMENT RESPONSE TO LEGISLATIVE REVIEW OF PARTS 5A AND 11 OF THE FAMILY VIOLENCE PROTECTION ACT 2008 — Tabled by leave (*Ros Spence*).

DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT — The Clerk tabled:

Family Violence Reform Implementation Monitor — Legislative review of family violence information sharing and risk management: reviewing the effectiveness of Parts 5A and 11 of the *Family Violence Protection Act 2008*

Statutory Rules under the following Acts:

Child Wellbeing and Safety Act 2005 — SR 82

Electricity Industry Act 2000 — SR 83

Gas Industry Act 2001 — SR 84

Health Records Act 2001 — SR 85

Water Act 1989 — SR 86.

- 3 **INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (ENDING POLITICAL CORRUPTION) BILL 2023** — The Speaker announced the receipt of a message from the Legislative Council presenting, for the agreement of the Legislative Assembly, ‘A Bill for an Act to amend the *Independent Broad-based Anti-corruption Commission Act 2011* in relation to the meaning of corrupt conduct and for other purposes’.

Motion made and question — That this Bill be now read a first time (*Tim Read*) — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 29

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Gabrielle de Vietri; Wayne Farnham; Sam Groth; Matthew Guy; Sam Hibbins; David Hodgett; Emma Kealy; Cindy McLeish; James Newbury; Danny O’Brien; Michael O’Brien; Kim O’Keeffe; John Pesutto; Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Jess Wilson.

NOES 49

Juliana Addison; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

Question defeated.

- 4 **SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** — The Speaker announced that she had received the resignation of David Limbrick MLC from the Scrutiny of Acts and Regulations Committee, effective from 16 August 2023.
- 5 **SITTING OF THE HOUSE** — Motion made and question — That the House, at its rising, adjourns until 29 August 2023 (*Mary-Anne Thomas*) — put and agreed to.
- 6 **STATEMENTS BY MEMBERS** — Members made statements.
- 7 **ENERGY LEGISLATION AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Motion made and question — That the debate be now adjourned (*John Pesutto*) — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 24

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; Richard Riordan; Brad Rowswell; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Jess Wilson.

NOES 54

Juliana Addison; Colin Brooks; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkeny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

Question defeated.

Debate continued on question — That this Bill be now read a second time.

Motion made and question — That the debate be now adjourned (*Ros Spence*) — put and agreed to.

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

- 8 **BUDGET PAPERS** — Order read for resuming debate on question — That this House takes note of the 2023–24 budget papers; debate resumed.

Business interrupted at 2.00 pm under standing orders.

- 9 **QUESTION TIME.**

- 10 **BUDGET PAPERS** — Debate continued on question — That this House takes note of the 2023–24 budget papers.

Allocation of time — The Speaker advised that the time allocated for consideration of bills under the resolution of the House on 15 August 2023 had expired.

- 11 **STATUTE LAW AMENDMENT (REFERENCES TO THE SOVEREIGN) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time — *and on the amendment* — That all the words after 'That' be omitted and replaced with the words 'this

House refuses to read this Bill a second time until the Government has provided clarity on the rationale of the amending provisions’.

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

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 53

Juliana Addison; Daniel Andrews; Colin Brooks; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; Mathew Hilakari; Natalie Hutchins; Lauren Kathage; Sonya Kilkenney; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 22

Brad Battin; Jade Benham; Roma Britnell; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Cindy McLeish; James Newbury; Danny O’Brien; Michael O’Brien; Kim O’Keeffe; John Pesutto; Richard Riordan; David Southwick; Peter Walsh; Kim Wells; Jess Wilson.

Question agreed to.

Question — That this Bill be now read a second time and a third time — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 53

Juliana Addison; Daniel Andrews; Colin Brooks; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; Mathew Hilakari; Natalie Hutchins; Lauren Kathage; Sonya Kilkenney; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 22

Brad Battin; Jade Benham; Roma Britnell; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Cindy McLeish; James Newbury; Danny O’Brien; Michael O’Brien; Kim O’Keeffe; John Pesutto; Richard Riordan; David Southwick; Peter Walsh; Kim Wells; Jess Wilson.

Question agreed to.

Bill sent to the Legislative Council and their agreement requested.

- 12 **ENERGY LEGISLATION AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

Business interrupted at 5.09 pm under sessional orders.

- 13 **ADJOURNMENT** — The Speaker announced that the time for the adjournment of the House had arrived and, after debate, the Deputy Speaker left the Chair at 5.50 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS
Nos 35, 36 and 37

No 35 — Tuesday 29 August 2023

The House started at 12.00 noon.

- 1 The House met according to the resolution of the House on 17 August 2023 — The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **EDUCATION AND TRAINING REFORM AMENDMENT (LAND POWERS) BILL 2023** — Natalie Hutchins introduced ‘*A Bill for an Act to amend the **Education and Training Reform Act 2006** to make further provision for the acquisition, use and development of land for the purpose of early childhood education and care and for the purpose of services associated with early childhood education and care and for other purposes*’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 3 **SUMMARY OFFENCES AMENDMENT (NAZI SALUTE PROHIBITION) BILL 2023** — Anthony Carbines introduced ‘*A Bill for an Act to amend the **Summary Offences Act 1966** to make the public display or performance of Nazi gestures an offence, to extend the application of the offence of public display of Nazi symbols and for other purposes*’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 4 **PETITIONS** — The Clerk announced that the following petitions had been lodged for presentation:

Management and maintenance of waterway and drain networks — Requesting that the Legislative Assembly directs the responsible Minister to undertake essential maintenance works across all state and local waterway and drain networks and develop a waterway management strategy, bearing 85 signatures (*Wayne Farnham*).

School zone and crossing in Birregurra — Requesting that the Legislative Assembly liaises with VicRoads and the Colac Otway Shire to support the proposal for a 40 km/h school zone and crossing on Main Street, Birregurra, bearing 3 signatures (*Richard Riordan*).

Ordered to be tabled.
- 5 **PETITION — SCHOOL ZONE AND CROSSING IN BIRREGURRA** — Motion made and question — That the petition presented by the Member for Polwarth be taken into consideration tomorrow (*Richard Riordan*) — put and agreed to.
- 6 **PETITION — MANAGEMENT AND MAINTENANCE OF WATERWAY AND DRAIN NETWORKS** — Motion made and question — That the petition presented by the Member for Narracan be taken into consideration tomorrow (*Wayne Farnham*) — put and agreed to.

7 DOCUMENTS

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Gary Maas, Chair, tabled the Alert Digest No 10 of 2023 from the Scrutiny of Acts and Regulations Committee on the:

Bail Amendment Bill 2023

Firefighters' Presumptive Rights Compensation Legislation Amendment Bill 2023

Independent Broad-based Anti-corruption Commission Amendment (Ending Political Corruption) Bill 2023

Independent Broad-based Anti-corruption Commission Amendment (Public Recommendations) Bill 2023

Justice Legislation Amendment Bill 2023

Nuclear Activities (Prohibitions) Repeal Bill 2023

together with appendices.

Ordered to be published.

DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT — The Clerk tabled:

Independent Broad-based Anti-corruption Commission — Report to the Attorney-General under s 464ZP of the *Crimes Act 1958*

Members of Parliament (Standards) Act 1978 — Register of Interests — Returns submitted by Members of the Legislative Assembly — Ordinary Returns 28 July 2023 (two volumes) — Ordered to be published

Planning and Environment Act 1987 — Notices of approval of amendments to the following Planning Schemes:

Brimbank — C217

Campaspe — GC173

Greater Geelong — C443

Greater Shepparton — GC173

Macedon Ranges — C150

Mansfield — C58

Maribyrnong — C181

Moira — GC173

Mornington Peninsula — C232

Stonnington — C336

Whittlesea — C245

Wyndham — C231

Yarra Ranges — C210

Statutory Rules under the following Acts:

Charter of Human Rights and Responsibilities Act 2006 — SR 88

Mental Health and Wellbeing Act 2022 — SRs 87, 89, 90

Subordinate Legislation Act 1994:

Documents under s 15 in relation to statutory rules 82, 83, 84, 85, 86, 87, 88, 89, 90
 Documents under s 16B in relation to — *Education and Training Reform Act 2006* — Order Amending Ministerial Order No 1228 — Victorian Institute of Teaching Registration Fees

Victorian Information Commissioner, Office of (OVIC) — Temporary Public Interest Determination under the *Privacy and Data Protection Act 2014*

Victorian Equal Opportunity and Human Rights Commission — Report 2022 on the operation of the Charter of Human Rights and Responsibilities — Ordered to be published.

PROCLAMATION — Under SO 177A, the Clerk tabled the following proclamation fixing an operative date:

Victorian Future Fund Act 2023 — Whole Act — 22 August 2023 (*Gazette S447, 22 August 2023*).

8 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Mineral Resources (Sustainable Development) Amendment Bill 2023 without amendment.

9 **MESSAGES FROM THE GOVERNOR — ASSENT TO BILLS** — Informing the Legislative Assembly that she had given the royal assent to the following bills, presented to her by the Clerk of the Parliaments:

On 22 August 2023
 Energy Legislation Amendment (Energy Safety) Bill 2023

On 29 August 2023
 Mineral Resources (Sustainable Development) Amendment Bill 2023.

10 **GOVERNMENT BUSINESS PROGRAM** — Motion made and question — That, under SO 94(2), the Orders of the Day, Government Business, relating to the following items be considered and completed by 5.00 pm on 31 August 2023:

Bail Amendment Bill 2023
 Budget Papers — motion
 Justice Legislation Amendment Bill 2023
 Nuclear Energy — motion
 Safe Schools — motion
 State Electricity Commission — motion
 Suburban Rail Loop — motion —

(*Mary-Anne Thomas*) — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 52

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 26

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bill Tilley; Bridget Vallenge; Kim Wells; Jess Wilson.

Question agreed to.

11 **STATEMENTS BY MEMBERS** — Members made statements.

12 **JUSTICE LEGISLATION AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Business interrupted at 2.00 pm under sessional orders.

13 **QUESTION TIME.**

14 **JUSTICE LEGISLATION AMENDMENT BILL 2023** — Debate continued on question — That this Bill be now read a second time.

Under SO 64, Ellen Sandell circulated amendments to be proposed when the House considers the Bill in detail.

Debate continued on question — That this Bill be now read a second time.

Motion made and question — That the debate be now adjourned (*Natalie Hutchins*) — put and agreed to.

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

15 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Statute Law Amendment (References to the Sovereign) Bill 2023 without amendment.

16 **BUDGET PAPERS** — Order read for resuming debate on question — That this House takes note of the 2023–24 budget papers; debate resumed.

Business interrupted at 7.00 pm under sessional orders.

- 17 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.22 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 36 — Wednesday 30 August 2023

The House started at 9.30 am.

- 1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **TRIPLE ZERO VICTORIA BILL 2023** — Anthony Carbines introduced ‘A Bill for an Act to establish Triple Zero Victoria, to repeal the **Emergency Services Telecommunications Authority Act 2004** and for other purposes’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 3 **DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT** — The Clerk tabled:
- Auditor-General — Responses to Performance Engagement Recommendations: Annual Status Update 2023 — Ordered to be published
- Voluntary Assisted Dying Review Board — Report 2022–23.
- 4 **STATEMENTS BY MEMBERS** — Members made statements.
- 5 **STATEMENTS ON PARLIAMENTARY COMMITTEE REPORTS** — Members made statements on committee reports.
- 6 **EDUCATION AND TRAINING REFORM AMENDMENT (LAND POWERS) BILL 2023** — Natalie Hutchins tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.
- Motion made and question proposed — That this Bill be now read a second time (*Natalie Hutchins*).
- The second reading speech was incorporated into Hansard.
- Motion made and question — That the debate be now adjourned (*Cindy McLeish*) — put and agreed to.
- Ordered — That the debate be adjourned for two weeks. Debate adjourned until 13 September 2023.

- 7 **SUMMARY OFFENCES AMENDMENT (NAZI SALUTE PROHIBITION) BILL 2023** — Anthony Carbines tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Anthony Carbines*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*Michael O'Brien*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 13 September 2023.

- 8 **BAIL AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Under SO 64, Michael O'Brien circulated amendments to be proposed when the House considers the Bill in detail.

Debate continued on question — That this Bill be now read a second time.

Business interrupted at 2.00 pm under standing orders.

- 9 **QUESTION TIME.**

- 10 **BAIL AMENDMENT BILL 2023** — Debate continued on question — That this Bill be now read a second time.

Under SO 64, Tim Read circulated amendments to be proposed when the House considers the Bill in detail.

Debate continued on question — That this Bill be now read a second time.

Business interrupted at 4.00 pm under sessional orders.

- 11 **GRIEVANCES** — Question — That grievances be noted — after debate, put and agreed to.

- 12 **BAIL AMENDMENT BILL 2023** — Debate continued on question — That this Bill be now read a second time.

Business interrupted at 7.00 pm under sessional orders.

- 13 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.28 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 37 — Thursday 31 August 2023

The House started at 9.30 am.

- 1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **PETITIONS** — The Clerk announced that the following petitions had been lodged for presentation:

Condition of highways between Yarra Glen and Mansfield — Requesting that the Legislative Assembly through the Minister for Roads and Road Safety ensures road works and resurfacing are conducted to repair the Melba Highway, Goulburn Valley Highway and Maroondah Highway, bearing 1817 signatures (*Cindy McLeish*).

Condition of Victorian roads — Requesting that the Legislative Assembly calls on the Government to fix Victorian roads and enable all damage to vehicles and tyres to be claimable from VicRoads, bearing 60 signatures (*Cindy McLeish*).

Community History Awards and the Local History Grants Program — Requesting that the Legislative Assembly directs the Department of Government Services to reinstate funding for the Community History Awards and the Local History Grants Program, bearing 84 signatures (*Tim Bull*).

Survivors of voluntary placement — Requesting that the Legislative Assembly advocates for survivors of voluntary placement to be acknowledged as out-of-home care leavers and Forgotten Australians, bearing 50 signatures (*Michael O'Brien*).

Ordered to be tabled.

- 3 **PETITION — COMMUNITY HISTORY AWARDS AND THE LOCAL HISTORY GRANTS PROGRAM** — Motion made and question — That the petition presented by the Member for Gippsland East be taken into consideration tomorrow (*Tim Bull*) — put and agreed to.
- 4 **PETITION — CONDITION OF HIGHWAYS BETWEEN YARRA GLEN AND MANSFIELD** — Motion made and question — That the petition presented by the Member for Eildon be taken into consideration tomorrow (*Cindy McLeish*) — put and agreed to.

5 **PETITION — CONDITION OF VICTORIAN ROADS** — Motion made and question — That the petition presented by the Member for Eildon be taken into consideration tomorrow (*Cindy McLeish*) — put and agreed to.

6 **PETITION — SURVIVORS OF VOLUNTARY PLACEMENT** — Motion made and question — That the petition presented by the Member for Malvern be taken into consideration tomorrow (*Michael O'Brien*) — put and agreed to.

7 **DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT** — The Clerk tabled:

Statutory Rules under the following Acts:

Circular Economy (Waste Reduction and Recycling) Act 2021 — SR 91

Gender Equality Act 2020 — SR 94

Mental Health and Wellbeing Act 2022 — SR 92

Planning and Environment Act 1987 — SR 93

Surveyor-General — Report 2022–23 on the administration of the *Survey Co-ordination Act 1958*.

8 **SITTING OF THE HOUSE** — Motion made and question — That the House, at its rising, adjourns until 3 October 2023 (*Mary-Anne Thomas*) — put and agreed to.

9 **STATEMENTS BY MEMBERS** — Members made statements.

10 **TRIPLE ZERO VICTORIA BILL 2023** — Anthony Carbines tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Anthony Carbines*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*James Newbury*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 14 September 2023.

11 **BUDGET PAPERS** — Order read for resuming debate on question — That this House takes note of the 2023–24 budget papers; debate resumed.

Business interrupted at 2.00 pm under standing orders.

12 **QUESTION TIME.**

13 **BUDGET PAPERS** — Debate continued on question — That this House takes note of the 2023–24 budget papers.

Allocation of time — The Speaker advised that the time allocated for consideration of items under the resolution of the House on 29 August 2023 had expired.

Question — That this House takes note of the 2023–24 budget papers — put and agreed to.

- 14 **BAIL AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

- 15 **JUSTICE LEGISLATION AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

- 16 **SUBURBAN RAIL LOOP** — Order read for resuming debate on question — That this House notes that Victorians resoundingly supported, for a second time, the state shaping Suburban Rail Loop, including SRL Airport, described by the Shadow Minister for Education on social media as ‘a mangy dog’ of a project — *and on the amendment* — That all the words after ‘House’ be omitted and replaced with the words ‘(1) Acknowledges that Victorians expect integrity, transparency, and good governance in the implementation of the Suburban Rail Loop; and (2) Calls on the Government to release the full business case to the Victorian Auditor-General’s Office, have the project independently assessed by Infrastructure Victoria, and release accurate costings to Victorians.’

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

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 54

Juliana Addison; Jacinta Allan; Daniel Andrews; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Paul Hamer; Martha Haylett; Sam Hibbins; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

Noes 24

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; David Hodgett; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Jess Wilson.

Question agreed to.

Question — That the motion be agreed to — put and agreed to.

- 17 **STATE ELECTRICITY COMMISSION** — Order read for resuming debate on question — That this House notes the overwhelming support at the 2022 election for the Victorian Labor Government's plan to: (1) Bring back the State Electricity Commission; (2) Reach 95 per cent renewables by 2035, and net zero by 2045; (3) Install 100 neighbourhood batteries across Victoria; and (4) Create 59,000 renewable energy jobs.

Question — That the motion be agreed to — put and agreed to.

- 18 **NUCLEAR ENERGY** — Order read for resuming debate on question — That this House notes: (1) The Leader of the Federal Opposition's support for nuclear energy; (2) The Leader of the Victorian Opposition's support for nuclear energy; and (3) The resounding support for the Andrews Government's goal to hit net zero by 2045 with renewables rather than high-risk and expensive nuclear power.

Question — That the motion be agreed to — put and agreed to.

- 19 **SAFE SCHOOLS** — Order read for resuming debate on question — That this House affirms its support for the Safe Schools program and acknowledges that it critically: (1) Supports the wellbeing of all young people; and (2) Provides valuable resources and support for teachers to foster an inclusive learning environment where everyone has the opportunity to reach their full potential.

Question — That the motion be agreed to — put and agreed to.

Business interrupted at 5.08 pm under sessional orders.

- 20 **ADJOURNMENT** — The Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 5.36 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos 38, 39 and 40

No 38 — Tuesday 3 October 2023

The House started at 12.00 noon.

- 1 The House met according to the resolution of the House on 31 August 2023 — The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **WRIT** — The Speaker announced that the Electoral Commissioner had returned the writ issued on 13 July 2023 and that Nicole Werner has been elected for the District of Warrandyte.
- 3 **MEMBER'S ALLEGIANCE** — Nicole Werner was then introduced and took and subscribed the oath required by law.
- 4 **RESIGNATION OF SEAT** — The Speaker announced that, on 27 September 2023, she had received the resignation of the Member for Mulgrave.
- 5 **SPECIAL INVESTIGATOR REPEAL BILL 2023** — Anthony Carbines introduced '*A Bill for an Act to repeal the **Special Investigator Act 2021** and to abolish the Office of the Special Investigator, to make necessary transitional arrangements, to continue in operation certain offences, to make consequential and related amendments to other Acts and for other purposes*'; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 6 **GAMBLING LEGISLATION AMENDMENT BILL 2023** — Melissa Horne introduced '*A Bill for an Act to amend the **Casino Control Act 1991**, the **Casino (Management Agreement) Act 1993** and the **Gambling Regulation Act 2003** and for other purposes*'; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 7 **PETITIONS** — The Clerk announced that the following petitions had been lodged for presentation:

Capital works funding for Brighton Primary School — Requesting that the Legislative Assembly provides capital works funding for Brighton Primary School in the 2024–25 budget, bearing 757 signatures (*James Newbury*)

Traffic issues on Donnybrook Road — Requesting that the Legislative Assembly calls on the Minister for Roads and Road Safety to make a commitment in the 2024 state budget to duplicate Donnybrook Road and replace the Mitchell Street roundabout with traffic lights, bearing 2243 signatures (*Ros Spence*)

Allow the correction of marriage certificates — Requesting that the Legislative Assembly introduces an amendment to the *Births, Deaths and Marriages Registration Act 1996* to more easily allow individuals to correct their marriage certificate to their legally corrected gender and name, bearing 89 signatures (*Emma Kealy*)

24 hour police station for Drouin — Requesting that the Legislative Assembly directs the Government to take immediate action so that a 24 hours, seven days a week police station can operate within Drouin to protect the local and surrounding communities, bearing 753 signatures (*Wayne Farnham*).

Ordered to be tabled.

8 **PETITION — CAPITAL WORKS FUNDING FOR BRIGHTON PRIMARY SCHOOL** — Motion made and question — That the petition presented by the Member for Brighton be taken into consideration tomorrow (*James Newbury*) — put and agreed to.

9 **PETITION — ALLOW THE CORRECTION OF MARRIAGE CERTIFICATES** — Motion made and question — That the petition presented by the Member for Lowan be taken into consideration tomorrow (*James Newbury*) — put and agreed to.

10 **PETITION — 24 HOUR POLICE STATION FOR DROUIN** — Motion made and question — That the petition presented by the Member for Narracan be taken into consideration tomorrow (*Wayne Farnham*) — put and agreed to.

11 DOCUMENTS

VICTORIAN PUBLIC HEALTH AND WELLBEING PLAN 2023–2027 — Tabled by leave (*Mary-Anne Thomas*).

PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE — Sarah Connolly, Chair, tabled a report from the Public Accounts and Estimates Committee on the 2023–24 Budget Estimates, together with appendices and transcripts of evidence.

Report and appendices ordered to be published.

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Gary Maas, Chair, tabled the Alert Digest No 11 of 2023 from the Scrutiny of Acts and Regulations Committee on the:

Bail Amendment Bill 2023

Education and Training Reform Amendment (Land Powers) Bill 2023

Human Rights and Housing Legislation Amendment (Ending Homelessness) Bill 2023

Summary Offences Amendment (Nazi Salute Prohibition) Bill 2023

Triple Zero Victoria Bill 2023

SR No 120 — Environment Protection Amendment (Wind Turbine Noise) Regulations 2022

SR No 22 — Road Safety Road Rules Amendment (Electric Scooters) Rules 2023

SR No 23 — Road Safety (General) Amendment (Electric Scooters) Regulations 2023

SR No 26 — Corrections Amendment (Parole) Regulations 2023

together with appendices and an extract from the proceedings.

Ordered to be published.

DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT — The Clerk tabled:

Education and Care Services National Law Act 2010 — Education and Care Services National Amendment (Bassinets) Regulations 2023 under s 303

Independent Broad-based Anti-corruption Commission and Ombudsman — Operation Watts — Progress report — released on 14 September 2023

Ombudsman — Investigation into the Department of Transport and Planning's implementation of the zero and low emission vehicle charge — released on 27 September 2023

Planning and Environment Act 1987 — Notices of approval of amendments to the following Planning Schemes:

Ballarat — C241
 Boroondara — C376, C399
 Colac Otway — C123
 Corangamite — C63
 Darebin — C214
 Greater Bendigo — C283
 Kingston — C199
 Knox — C189
 Macedon Ranges — C127, C159
 Melbourne — C455, C458
 Mornington Peninsula — C239, C270
 Port Phillip — C201
 Pyrenees — C54
 Stonnington — C296, C335
 Victoria Planning Provisions — VC242, VC243, VC246
 Whittlesea — C271
 Yarra — C320, C321

Statutory Rules under the following Acts:

Building Act 1993 — SR 102
Commercial Passenger Vehicle Industry Act 2017 — SR 100
Conservation, Forests and Lands Act 1987 — SR 99
Dangerous Goods Act 1985 — SR 103
Subordinate Legislation Act 1994 — SR 98
Supreme Court Act 1986 — SRs 95, 96
Victims of Crime Assistance Act 1996 — SR 101
Wildlife Act 1975 — SR 97

Subordinate Legislation Act 1994:

Documents under s 15 in relation to statutory rules 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 103

Documents under s 16B in relation to the *Education and Training Reform Act 2006*:

Ministerial Order 1412 — Structured Workplace Learning Arrangements

Ministerial Order 1413 — Work Experience Arrangements

Guidelines under s 26 for the preparation, content, publication and availability of statutory rules

Victorian Local Government Grants Commission — Allocation Report year ended 31 August 2023

Yoorrook Justice Commission — Yoorrook for Justice: Report into Victoria's Child Protection and Criminal Justice Systems — released on 4 September 2023.

PROCLAMATIONS — Under SO 177A, the Clerk tabled the following proclamations fixing operative dates:

Disability and Social Services Regulation Amendment Act 2023 — Division 1 of Part 4 and s 267 — 20 September 2023 (*Gazette S483, 12 September 2023*)

Racing Amendment (Unauthorised Access) Act 2023 — Whole Act — 15 September 2023 (*Gazette S483, 12 September 2023*).

12 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Energy Legislation Amendment Bill 2023 without amendment.

13 **MESSAGE FROM THE GOVERNOR — ASSENT TO BILLS** — Informing the Legislative Assembly that she had, on 5 September 2023, given the royal assent to the following bills, presented to her by the Clerk of the Legislative Council, for and in the absence of the Clerk of the Parliaments:

Energy Legislation Amendment Bill 2023

Statute Law Amendment (References to the Sovereign) Bill 2023.

14 **MESSAGES FROM THE GOVERNOR** — Recommending appropriations for the purposes of the following bills:

Education and Training Reform Amendment (Land Powers) Bill 2023

Triple Zero Victoria Bill 2023.

15 **INAUGURAL SPEECH** — Motion made, by leave, and question — That so much of standing and sessional orders be suspended on Wednesday 4 October 2023 to allow the Member for Warrandyte to make her inaugural speech for a maximum of 15 minutes immediately after the matter of public importance (*Mary-Anne Thomas*) — put and agreed to.

- 16 **GOVERNMENT BUSINESS PROGRAM** — Motion made and question — That, under SO 94(2), the Orders of the Day, Government Business, relating to the following bills be considered and completed by 5.00 pm on 5 October 2023:

Education and Training Reform Amendment (Land Powers) Bill 2023
 Summary Offences Amendment (Nazi Salute Prohibition) Bill 2023
 Triple Zero Victoria Bill 2023 —

(Mary-Anne Thomas) — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 51

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 31

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Gabrielle de Vietri; Wayne Farnham; Sam Groth; Matthew Guy; Sam Hibbins; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

- 17 **ELECTORAL MATTERS COMMITTEE** — The Speaker announced that she had received the resignation of Evan Mulholland MLC from the Electoral Matters Committee, effective from today.
- 18 **ELECTORAL MATTERS COMMITTEE** — Motion made, by leave, and question — That Wayne Farnham be a member of the Electoral Matters Committee *(Mary-Anne Thomas)* — put and agreed to.
- 19 **STATEMENTS BY MEMBERS** — Members made statements.
- 20 **EDUCATION AND TRAINING REFORM AMENDMENT (LAND POWERS) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Business interrupted at 2.00 pm under sessional orders.

- 21 **QUESTION TIME.**

- 22 **EDUCATION AND TRAINING REFORM AMENDMENT (LAND POWERS) BILL 2023** — Debate continued on question — That this Bill be now read a second time.

Business interrupted at 7.00 pm under sessional orders.

- 23 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.26 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 39 — Wednesday 4 October 2023

The House started at 9.30 am.

- 1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **STATE TAXATION ACTS AND OTHER ACTS AMENDMENT BILL 2023** — Tim Pallas introduced ‘A Bill for an Act to amend the *Duties Act 2000*, the *First Home Owner Grant and Home Buyer Schemes Act 2000*, the *Land Tax Act 2005*, the *Local Government Act 1989*, the *Property Law Act 1958*, the *Sale of Land Act 1962*, the *Treasury Corporation of Victoria Act 1992*, the *Valuation of Land Act 1960* and the *Windfall Gains Tax Act 2021* and for other purposes’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 3 **DOCUMENTS**

PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE — Sarah Connolly, Chair, tabled a report from the Public Accounts and Estimates Committee on the Appointment of a person to conduct the performance audit of the Auditor-General and Victorian Auditor-General’s Office.

Ordered to be published.

DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT — The Clerk tabled:

Australian Criminal Intelligence Commission, Board of — Chair Report 2021–22

Subordinate Legislation Act 1994 — Documents under s 15 in relation to statutory rules 104, 106

Victorian Information Commissioner, Office of (OVIC) — Report 2022–23.

-
- 4 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Justice Legislation Amendment Bill 2023 without amendment.
- 5 **COMMITTEE RESIGNATIONS** — The Speaker announced that she had received the resignation of Sam Groth from the Environment and Planning Standing Committee, effective from today and the resignation of Paul Hamer from the Public Accounts and Estimates Committee, effective from today.
- 6 **INTEGRITY AND OVERSIGHT COMMITTEE** — Motion made, by leave, and question — That the reporting date for the Integrity and Oversight Committee’s Inquiry into the operation of the *Freedom of Information Act 1982* be extended to no later than 30 June 2024 (*Mary-Anne Thomas*) — put and agreed to.

7 **STATEMENTS BY MEMBERS** — Members made statements.

8 **STATEMENTS ON PARLIAMENTARY COMMITTEE REPORTS** — Members made statements on committee reports.

9 **SPECIAL INVESTIGATOR REPEAL BILL 2023** — Anthony Carbines tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Anthony Carbines*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*Michael O’Brien*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 18 October 2023.

10 **GAMBLING LEGISLATION AMENDMENT BILL 2023** — Melissa Horne tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Melissa Horne*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*Danny O’Brien*) — put and agreed to.

Motion made and question — That the debate be adjourned for 13 days (*Melissa Horne*) — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 51

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 31

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Gabrielle de Vietri; Wayne Farnham; Sam Groth; Matthew Guy; Sam Hibbins; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; David Southwick; Bill Tilley; Bridget Vallenge; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to. Debate adjourned until 17 October 2023.

- 11 **SUMMARY OFFENCES AMENDMENT (NAZI SALUTE PROHIBITION) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Under SO 64, Michael O'Brien circulated amendments to be proposed when the House considers the Bill in detail.

Debate continued on question — That this Bill be now read a second time.

Business interrupted at 2.00 pm under standing orders.

- 12 **QUESTION TIME.**

- 13 **SUMMARY OFFENCES AMENDMENT (NAZI SALUTE PROHIBITION) BILL 2023** — Debate continued on question — That this Bill be now read a second time.

Business interrupted at 4.00 pm under sessional orders.

- 14 **DISCUSSION OF MATTER OF PUBLIC IMPORTANCE — STATE DEBT** — The Speaker read John Pesutto's proposal to the House —

'That this House notes that the Premier takes over the biggest state debt in the country and has a ministerial legacy of waste, blowouts and mismanagement, further noting:

- (1) Victoria's debt is larger than New South Wales, Queensland and Tasmania combined;
- (2) The Premier has overseen nearly \$30 billion in major project blowouts; and
- (3) The Premier was responsible for the expensive and humiliating Commonwealth Games cancellation.'

John Pesutto addressed the House — Discussion followed.

15 **INAUGURAL SPEECH** — In accordance with the resolution of the House on Tuesday 3 October 2023, the Member for Warrandyte made an inaugural speech.

16 **SUMMARY OFFENCES AMENDMENT (NAZI SALUTE PROHIBITION) BILL 2023** — Debate continued on question — That this Bill be now read a second time.

Business interrupted at 7.00 pm under sessional orders.

17 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.23 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 40 — Thursday 5 October 2023

The House started at 9.30 am.

1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.

2 **DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT** — The Clerk tabled:

Independent Broad-based Anti-corruption Commission — Report to the Minister for Police under s 700 of the *Sex Offenders Registration Act 2004*

Subordinate Legislation Act 1994 — Documents under s 15 in relation to statutory rules 102, 105.

3 **COMMITTEE MEMBERSHIP** — Motion made, by leave, and question — That:

- (1) Nicole Werner be a member of the Environment and Planning Standing Committee;
- (2) Meng Heang Tak be a member of the Public Accounts and Estimates Committee;
- (3) Jacinta Allan be discharged from the Dispute Resolution Committee and that Natalie Hutchins be a member in their place; and
- (4) Jacinta Allan be discharged from the Standing Orders Committee and that Ben Carroll be a member in their place —

(Mary-Anne Thomas) — put and agreed to.

4 **PERFORMANCE AUDIT OF THE AUDITOR-GENERAL AND THE VICTORIAN AUDITOR GENERAL'S OFFICE** — Motion made, by leave, and question — That:

- (1) Under section 82 of the *Audit Act 1994*, MartinJenkins be appointed:
- (a) to conduct the performance audit of the Auditor-General and the Victorian Auditor-General's Office in 2023–2024;
 - (b) in accordance with the Terms, Conditions and Specifications as set out in the Request for Tender issued by the Public Accounts and Estimates Committee on 1 August 2023; and
 - (c) at a fixed fee of \$405,933 (excluding GST).
- (2) A message be sent to the Legislative Council requesting their agreement —
(*Mary-Anne Thomas*) — put and agreed to.

5 **SITTING OF THE HOUSE** — Motion made and question — That the House, at its rising, adjourns until 17 October 2023 (*Mary-Anne Thomas*) — put and agreed to.

6 **STATEMENTS BY MEMBERS** — Members made statements.

7 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Legislative Assembly's resolution on 5 October 2023 appointing MartinJenkins to conduct the performance audit of the Auditor-General and the Victorian Auditor-General's Office.

8 **STATE TAXATION ACTS AND OTHER ACTS AMENDMENT BILL 2023** — Tim Pallas tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Tim Pallas*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*Brad Rowswell*) — put and agreed to.

Motion made and question proposed — That the debate be adjourned for two weeks (*Tim Pallas*).

Amendment proposed — That the words 'two weeks' be omitted and replaced with the words '28 days' (*James Newbury*) — and, after debate —

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

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 52

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Sam Hibbins; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Ros Spence; Nick Staikos; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 24

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; Emma Kealy; Cindy McLeish; James Newbury; Michael O'Brien; Kim O'Keeffe; Richard Riordan; Brad Rowswell; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

Original question — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 52

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Sam Hibbins; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Ros Spence; Nick Staikos; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 25

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; Emma Kealy; Cindy McLeish; James Newbury; Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to. Debate adjourned until 19 October 2023.

- 9 **SUMMARY OFFENCES AMENDMENT (NAZI SALUTE PROHIBITION) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Business interrupted at 2.00 pm under standing orders.

- 10 **QUESTION TIME.**

- 11 **SUMMARY OFFENCES AMENDMENT (NAZI SALUTE PROHIBITION) BILL 2023** — Resumption on question — That this Bill be now read a second time.

Motion made and question — That the debate be now adjourned (*Gabrielle Williams*) — put and agreed to.

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

- 12 **TRIPLE ZERO VICTORIA BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Allocation of time — The Speaker advised that the time allocated for consideration of bills under the resolution of the House on 3 October 2023 had expired.

Question — That this Bill be now read a second time — put and agreed to.

Question — That this Bill be now read a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

- 13 **EDUCATION AND TRAINING REFORM AMENDMENT (LAND POWERS) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

- 14 **SUMMARY OFFENCES AMENDMENT (NAZI SALUTE PROHIBITION) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

Business interrupted at 5.01 pm under sessional orders.

- 15 **ADJOURNMENT** — The Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 5.26 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos 41, 42, 43 and 44

No 41 — Tuesday 17 October 2023

The House started at 12.00 noon.

- 1 The House met according to the resolution of the House on 5 October 2023 — The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **SUSPENSION OF STANDING AND SESSIONAL ORDERS** — Motion made, by leave, and question — that so much of standing and sessional orders be suspended today to immediately allow:
 - (1) The Premier to move a motion about events in Israel and Gaza;
 - (2) At the conclusion of the motion, unless otherwise ordered, the House to adjourn for one hour;
 - (3) When the House returns after the adjournment, the order of business to be:
 - Question time
 - Formal business
 - Statements by members
 - Government business
 - Adjournment (7.00 pm) —
- 3 **EVENTS IN ISRAEL AND GAZA** — Motion made and question — that this House:
 - (1) Unequivocally condemns the attacks on Israel by Hamas, which are the heinous acts of terrorists and have encompassed the targeting and murder of civilians, including women and children, the taking of hostages, and indiscriminate rocket fire;
 - (2) Stands with Israel and recognises its inherent right to defend itself;
 - (3) Condemns antisemitism and recognises that generations of Jewish people have been subjected to this hateful prejudice;
 - (4) Calls for the immediate and unconditional release of all hostages;
 - (5) Recognises that Hamas does not represent the Palestinian people, nor their legitimate needs and aspirations;

(Jacinta Allan) — put and agreed to.

- (6) Acknowledges the devastating loss of Israeli and Palestinian life and that innocent civilians on all sides are suffering as a result of the attacks by Hamas and the subsequent conflict;
- (7) Supports justice and freedom for Israelis and Palestinians alike;
- (8) Acknowledges what has unfolded is deeply distressing for many in the Victorian community, close to the heart of many, and it is important that we maintain respect for each other here at home as people express their views;
- (9) Condemns all forms of hate speech and violent extremist activity, including Antisemitism and Islamophobia;
- (10) Recognises an attack on any religion is an attack on all religions and that we all share a responsibility to unite, condemn and defeat such an attack on our common values and way of life; and
- (11) Affirms in the strongest possible terms that hateful prejudice has no place in Victoria —

(Jacinta Allan) — after debate —

Amendment proposed — That paragraph (2) be omitted and replaced with the following paragraph:

- ‘(2) Condemns war crimes perpetrated by the state of Israel, including the bombing of Palestinian civilians and calls for an immediate ceasefire between all parties and an end to the war on Gaza, recognising also that for there to be peace there must be an end to the state of Israel’s illegal occupation of the Palestinian Territories;’ —

(Sam Hibbins) — after debate —

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

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 77

Juliana Addison; Jacinta Allan; Brad Battin; Jade Benham; Roma Britnell; Colin Brooks; Josh Bull; Tim Bull; Martin Cameron; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Chris Crewther; Jordan Crugnale; Lily D’Ambrosio; Steve Dimopoulos; Paul Edbrooke; Wayne Farnham; Matt Fregon; Ella George; Luba Grigorovitch; Sam Groth; Matthew Guy; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; David Hodgett; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Tim McCurdy; Steve McGhie; Cindy McLeish; Paul Mercurio; John Mullahy; James Newbury; Danny O’Brien; Michael O’Brien; Kim O’Keeffe; Tim Pallas; Danny Pearson; John Pesutto; Pauline Richards; Tim Richardson; Richard Riordan; Brad Rowswell; Michaela Settle; David Southwick; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Bill Tilley; Bridget Vallence; Emma Vulin; Peter Walsh; Iwan Walters; Vicki Ward; Kim Wells; Nicole Werner; Dylan Wight; Gabrielle Williams; Belinda Wilson; Jess Wilson.

NOES 4

Gabrielle de Vietri; Sam Hibbins; Tim Read; Ellen Sandell.

Question agreed to.

Original question — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 77

Juliana Addison; Jacinta Allan; Brad Battin; Jade Benham; Roma Britnell; Colin Brooks; Josh Bull; Tim Bull; Martin Cameron; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Chris Crewther; Jordan Crugnale; Lily D’Ambrosio; Steve Dimopoulos; Paul Edbrooke; Wayne Farnham; Matt Fregon; Ella George; Luba Grigorovitch; Sam Groth; Matthew Guy; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; David Hodgett; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Tim McCurdy; Steve McGhie; Cindy McLeish; Paul Mercurio; John Mullahy; James Newbury; Danny O’Brien; Michael O’Brien; Kim O’Keeffe; Tim Pallas; Danny Pearson; John Pesutto; Pauline Richards; Tim Richardson; Richard Riordan; Brad Rowswell; Michaela Settle; David Southwick; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Bill Tilley; Bridget Vallence; Emma Vulin; Peter Walsh; Iwan Walters; Vicki Ward; Kim Wells; Nicole Werner; Dylan Wight; Gabrielle Williams; Belinda Wilson; Jess Wilson.

NOES 4

Gabrielle de Vietri; Sam Hibbins; Tim Read; Ellen Sandell.

Question agreed to.

- 4 **ADJOURNMENT** — Motion made and question — That as a further mark of support, sympathy and respect, the House now adjourns until 2:30 pm (*Jacinta Allan*) — put and agreed to.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

**No 42 — Tuesday 17 October 2023
(2.30 pm)**

- 1 The House met according to the adjournment. The Speaker took the Chair.
- 2 **QUESTION TIME.**

- 3 **TRANSPORT LEGISLATION AMENDMENT BILL 2023** — Melissa Horne introduced ‘A Bill for an Act to amend the *Bus Safety Act 2009*, the *Commercial Passenger Vehicle Industry Act 2017*, the *Marine (Domestic Commercial Vessel National Law Application) Act 2013*, the *Road Management Act 2004*, the *Road Safety Act 1986*, the *Sentencing Act 1991*, the *Transport Accident Act 1986*, the *Transport (Compliance and Miscellaneous) Act 1983*, the *Transport Integration Act 2010* and other Acts and for other purposes’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 4 **EARLY CHILDHOOD LEGISLATION AMENDMENT (PREMISES APPROVAL IN PRINCIPLE) BILL 2023** — Ben Carroll introduced ‘A Bill for an Act to amend the *Education and Care Services National Law Act 2010* and the *Education and Care Services National Law set out in the Schedule to that Act* to provide for the approval in principle of certain types of education and care service premises, to amend the *Children’s Services Act 1996* to make certain offences infringement offences and to provide for the approval in principle of certain types of children’s service premises, and for other purposes’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 5 **ENVIRONMENT LEGISLATION AMENDMENT (CIRCULAR ECONOMY AND OTHER MATTERS) BILL 2023** — Steve Dimopoulos introduced ‘A Bill for an Act to amend the *Circular Economy (Waste Reduction and Recycling) Act 2021* to further provide for matters relating to the container deposit scheme, the waste to energy scheme and the recovery of regulatory costs for those schemes and to amend the *Environment Protection Act 2017* to improve the operation of that Act and for other purposes’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 6 **PETITIONS** — The Clerk announced that the following petitions had been lodged for presentation:
- Proposed Mind Australia development in Torquay** — Requesting that the Legislative Assembly requests that the Government work with Mind Australia and the Surf Coast Shire Council to find a more appropriate location for the 12-unit Mind Australia development, bearing 249 signatures (*Richard Riordan*)
- Development at 26 Silvereve Street Torquay** — Requesting that the Legislative Assembly calls on the Government to work with Mind Australia and the Surf Coast Shire Council to find a location for the 12-unit development which provides adequate outdoor space and parking, bearing 67 signatures (*Richard Riordan*).
- Ordered to be tabled.
- 7 **PETITION — PROPOSED MIND AUSTRALIA DEVELOPMENT IN TORQUAY** — Motion made and question — That the petition presented by the Member for Polwarth be taken into consideration tomorrow (*Richard Riordan*) — put and agreed to.
- 8 **PETITION — DEVELOPMENT AT 26 SILVEREVE STREET TORQUAY** — Motion made and question — That the petition presented by the Member for Polwarth be taken into consideration tomorrow (*Richard Riordan*) — put and agreed to.

9 DOCUMENTS

PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE — Sarah Connolly, Chair, tabled a report from the Public Accounts and Estimates Committee on the Appointment of the Parliamentary Budget Officer.

Ordered to be published.

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Gary Maas, Chair, tabled the Alert Digest No 12 of 2023 from the Scrutiny of Acts and Regulations Committee on the:

Gambling Legislation Amendment Bill 2023
 Planning and Environment Amendment (Soil Protection) (Solar Power Generation Facilities) Bill 2023
 Residential Tenancies Amendment (Rent Freeze and Caps) Bill 2023
 Special Investigator Repeal Bill 2023
 State Taxation Acts and Other Acts Amendment Bill 2023
 Summary Offences Amendment (Nazi Salute Prohibition) Bill 2023

together with appendices.

Ordered to be published.

DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT — The Clerk tabled:

Financial Management Act 1994:

Financial Report for the State of Victoria 2022–23, incorporating Quarterly Financial Report No 4 — Released on 6 October 2023
 Report from the Minister for Tourism, Sport and Major Events that he had not received the Report 2022–23 of the Puffing Billy Railway Board, together with an explanation for the delay

Occupational Health and Safety Act 2004 — Report of requests under s 11

Ombudsman — Report 2022–23 — released on 12 October 2023

Planning and Environment Act 1987 — Notices of approval of amendments to the following Planning Schemes:

Ararat — C39 Part 2
 Darebin — C211
 Loddon — C47
 Melbourne — C434
 Monash — C170
 Victoria Planning Provisions — VC247
 Yarra Ranges — C186

Statutory Rules under the following Acts:

Children, Youth and Families Act 2005 — SR 104
Drugs, Poisons and Controlled Substances Act 1981 — SR 105
Residential Tenancies Act 1997 — SR 106

Subordinate Legislation Act 1994 — Documents under s 16B in relation to:

Drugs, Poisons and Controlled Substances Regulations 2017:
 Secretary Approval Nurse Immunisers — SARS-CoV-2 (COVID-19) VACCINE
 Secretary Approval Pharmacist Immunisers — SARS-CoV-2 (COVID-19) VACCINE

Wildlife Act 1975 — Declaration of the dingo to be unprotected wildlife

University of Melbourne — Report 2021 (*replacement for copy tabled on 21 June 2022*).

- 10 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Bail Amendment Bill 2023 with amendments.

Ordered — That the amendments be taken into consideration immediately.

- 11 **BAIL AMENDMENT BILL 2023** — Order read for the consideration of the amendments made by the Legislative Council.

Motion made and question — that the amendments be agreed to (*Steve Dimopoulos*) — after debate — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 79

Juliana Addison; Jacinta Allan; Brad Battin; Jade Benham; Roma Britnell; Colin Brooks; Josh Bull; Tim Bull; Martin Cameron; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Annabelle Cleeland; Sarah Connolly; Chris Couzens; Chris Crewther; Jordan Crugnale; Lily D’Ambrosio; Steve Dimopoulos; Paul Edbrooke; Wayne Farnham; Matt Fregon; Ella George; Luba Grigorovitch; Sam Groth; Matthew Guy; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; David Hodgett; Melissa Horne; Natalie Hutchins; Lauren Kathage; Emma Kealy; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Tim McCurdy; Steve McGhie; Cindy McLeish; Paul Mercurio; John Mullahy; James Newbury; Danny O’Brien; Michael O’Brien; Kim O’Keeffe; Tim Pallas; Danny Pearson; John Pesutto; Pauline Richards; Tim Richardson; Richard Riordan; Brad Rowswell; Michaela Settle; David Southwick; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Bill Tilley; Bridget Vallenge; Emma Vulin; Peter Walsh; Iwan Walters; Vicki Ward; Kim Wells; Nicole Werner; Dylan Wight; Gabrielle Williams; Belinda Wilson; Jess Wilson.

NOES 4

Gabrielle de Vietri; Sam Hibbins; Tim Read; Ellen Sandell.

Question agreed to.

Message sent to the Legislative Council informing them accordingly.

12 **MESSAGE FROM THE GOVERNOR — ASSENT TO BILL** — Informing the Legislative Assembly that she had, on 10 October 2023, given the royal assent to the Justice Legislation Amendment Bill 2023, presented to her by the Clerk of the Legislative Council for and on behalf of the Clerk of the Parliaments.

13 **MESSAGES FROM THE GOVERNOR** — Recommending appropriations for the purposes of the following bills:

Gambling Legislation Amendment Bill 2023
Special Investigator Repeal Bill 2023.

14 **GOVERNMENT BUSINESS PROGRAM** — Motion made and question — That, under SO 94(2), the Orders of the Day, Government Business, relating to the following bills be considered and completed by 5.00 pm on 19 October 2023:

Gambling Legislation Amendment Bill 2023
Special Investigator Repeal Bill 2023
State Taxation Acts and Other Acts Amendment Bill 2023 —

(Mary-Anne Thomas) — and, after debate —

Amendment proposed — That the words ‘State Taxation Acts and Other Acts Amendment Bill 2023’ be omitted *(James Newbury)* — and, after debate —

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

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 51

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 28

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther;; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O’Brien; Michael O’Brien; Kim O’Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

Original question — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 51

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 28

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther;; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

15 **STATEMENTS BY MEMBERS** — Members made statements.

16 **GAMBLING LEGISLATION AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Under SO 64, Danny O'Brien circulated an amendment to be proposed when the House considers the Bill in detail.

Debate continued on question — That this Bill be now read a second time.

Business interrupted at 7.00 pm under sessional orders.

17 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.26 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 43 — Wednesday 18 October 2023

The House started at 9.30 am.

1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.

- 2 **CRIMES AMENDMENT (NON-FATAL STRANGULATION) BILL 2023** — Anthony Carbines introduced ‘A Bill for an Act to amend the *Crimes Act 1958* to provide for 2 non-fatal strangulation offences and to make a consequential amendment to the *Family Violence Protection Act 2008* and for other purposes’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 3 **DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT** — The Clerk tabled:
- Auditor-General — Eloque: the Joint Venture Between DoT and Xerox — Ordered to be published
- Planning and Environment Act 1987* — Notice of approval of an amendment to the Victoria Planning Provisions Planning Scheme — VC241.
- 4 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Summary Offences Amendment (Nazi Salute Prohibition) Bill 2023 without amendment.
- 5 **STATEMENTS BY MEMBERS** — Members made statements.
- 6 **STATEMENTS ON PARLIAMENTARY COMMITTEE REPORTS** — Members made statements on committee reports.
- 7 **POSTPONEMENT OF NOTICE OF MOTION** — Ordered — That the consideration of Government Business, Notice of Motion, No 1 be postponed until later this day.
- 8 **TRANSPORT LEGISLATION AMENDMENT BILL 2023** — Melissa Horne tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.
- Motion made and question proposed — That this Bill be now read a second time (*Melissa Horne*).
- The second reading speech was incorporated into Hansard.
- Motion made and question — That the debate be now adjourned (*James Newbury*) — put and agreed to.
- Motion made and question — That the debate be adjourned for 13 days (*Melissa Horne*) — after debate, put.
- The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 50

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman;

Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 30

Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Gabrielle de Vietri; Wayne Farnham; Sam Groth; Matthew Guy; Sam Hibbins; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; David Southwick; Bridget Vallenge; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to. Debate adjourned until 31 October 2023.

- 9 **EARLY CHILDHOOD LEGISLATION AMENDMENT (PREMISES APPROVAL IN PRINCIPLE) BILL 2023** — Ben Carroll tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Ben Carroll*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*Jess Wilson*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 1 November 2023.

- 10 **ENVIRONMENT LEGISLATION AMENDMENT (CIRCULAR ECONOMY AND OTHER MATTERS) BILL 2023** — Steve Dimopoulos tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Steve Dimopoulos*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*James Newbury*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 1 November 2023.

- 11 **GAMBLING LEGISLATION AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Under SO 64, Tim Read circulated amendments to be proposed when the House considers the Bill in detail.

Debate continued on question — That this Bill be now read a second time.

Motion made and question — That the debate be now adjourned (*Mary-Anne Thomas*) — put and agreed to.

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

- 12 **SUPPORT FOR VICTORIAN FAMILIES** — Motion made and question — That this House recognises the Government’s support for Victorians starting, or growing their families, and in the critical early years of their children’s lives, by:

- (1) Delivering public IVF;
- (2) Establishing Victoria’s first public egg and sperm bank; and
- (3) Expanding Victoria’s Early Parenting Centre network —

(*Mary-Anne Thomas*) — and, after debate —

Business interrupted at 2.00 pm under standing orders.

- 13 **QUESTION TIME.**

- 14 **SUPPORT FOR VICTORIAN FAMILIES** — Debate continued on question — That the motion be agreed to.

Motion made and question — That the debate be now adjourned (*Gabrielle Williams*) — put and agreed to.

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

- 15 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Requesting that the Legislative Assembly grant leave to the Premier, the Hon Jacinta Allan MP, to appear before the Legislative Council Select Committee on the 2026 Commonwealth Games Bid to provide evidence in her capacity as the former Minister for Commonwealth Games Delivery.

Ordered — That the message be taken into consideration immediately.

- 16 **ATTENDANCE OF PREMIER BEFORE SELECT COMMITTEE OF THE LEGISLATIVE COUNCIL** — Order read for consideration of the message from the Legislative Council.

Motion made and question — That this House refuses to grant leave to the Premier, the Hon Jacinta Allan MP, to appear before the Legislative Council Select Committee on the 2026 Commonwealth Games Bid to provide evidence in her capacity as the former Minister for Commonwealth Games Delivery (*Gabrielle Williams*) — and, after debate —

Business interrupted at 4.00 pm under sessional orders.

17 **DISCUSSION OF MATTER OF PUBLIC IMPORTANCE — HELPING VICTORIAN CHILDREN THRIVE** — The Speaker read Nathan Lambert’s proposal to the House —

‘That this House notes the importance that the Allan Labor Government has put on helping Victorian children thrive by:

- (1) Making kinder free;
- (2) Delivering hundreds of new and upgraded schools;
- (3) Making it free to study to become a secondary school teacher in Victoria;
- (4) Opening 50 new government-owned childcare centres;
- (5) Supporting students with additional funding upgrades to every government specialist school in Victoria; and
- (6) Funding the biggest ever investment in care services to deliver improved outcomes for children in residential care.’

Nathan Lambert addressed the House — Discussion followed.

18 **ATTENDANCE OF PREMIER BEFORE SELECT COMMITTEE OF THE LEGISLATIVE COUNCIL** — Debate continued on question — That the motion be agreed to.

Motion made and question — That the question be now put (*Mary-Anne Thomas*) — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 53

Juliana Addison; Jacinta Allan; Colin Brooks; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Gabrielle de Vietri; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Tim Read; Pauline Richards; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 25

Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Sam Groth; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O’Brien; Michael O’Brien; Kim O’Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

Original question — accordingly put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 49

Juliana Addison; Jacinta Allan; Colin Brooks; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 29

Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Gabrielle de Vietri; Sam Groth; Sam Hibbins; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

Ordered — That a message be sent to the Legislative Council informing them accordingly.

Business interrupted at 7.00 pm under sessional orders.

- 19 **ADJOURNMENT** — The Speaker announced that the time for the adjournment of the House had arrived and, after debate, the Deputy Speaker left the Chair at 7.27 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 44 — Thursday 19 October 2023

The House started at 9.30 am.

- 1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT** — The Clerk tabled:

National Parks Act 1975 — Report 2022–23 on the working of the Act

National Parks Advisory Council — Report 2022–23

Recycling Victoria — Report 2022–23

Renewable Energy (Jobs and Investment) Act 2017 — Victorian Renewable Energy Target (VRET) — 2022–23 Progress Report

Victorian Electoral Commission — Report 2022–23

Victorian Inspectorate — Report 2022–23.

- 3 **SITTING OF THE HOUSE** — Motion made and question — That the House, at its rising, adjourns until 31 October 2023 (*Mary-Anne Thomas*) — put and agreed to.

- 4 **STATEMENTS BY MEMBERS** — Members made statements.

- 5 **CRIMES AMENDMENT (NON-FATAL STRANGULATION) BILL 2023** — Anthony Carbines tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Anthony Carbines*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*Michael O'Brien*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 2 November 2023.

- 6 **SPECIAL INVESTIGATOR REPEAL BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Amendment proposed — That all the words after 'That' be omitted and replaced with the words 'this House refuses to read this Bill a second time until the Government puts in place measures to ensure that those responsible for the Lawyer X scandal are held to account' (*Michael O'Brien*) — and, after debate —

Motion made and question — That the debate be now adjourned (*James Newbury*) — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 28

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish;

James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

NOES 51

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

Question defeated.

Debate continued on question — That this Bill be now read a second time.

Motion made and question — That the debate be now adjourned (*Ros Spence*) — put and agreed to.

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

- 7 **STATE TAXATION ACTS AND OTHER ACTS AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Business interrupted at 2.00 pm under standing orders.

- 8 **QUESTION TIME.**

- 9 **STATE TAXATION ACTS AND OTHER ACTS AMENDMENT BILL 2023** — Debate continued on question — That this Bill be now read a second time.

Amendment proposed — That all the words after 'That' be omitted and replaced with the words 'this House refuses to read this Bill a second time until the Government commits to:

- (a) consulting with key housing industry stakeholders on the impact of this Bill; and
- (b) easing cost-of-living pressures to ensure every Victorian has the best opportunity to enjoy the social and economic benefits home ownership provides' —

(*Peter Walsh*) — and, after debate —

Allocation of time — The Speaker advised that the time allocated for consideration of bills under the resolution of the House on 17 October 2023 had expired.

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

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 50

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 25

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner.

Question agreed to.

Question — That this Bill be now read a second time and a third time — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 50

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 25

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner.

Question agreed to.

Bill sent to the Legislative Council and their agreement requested.

- 10 **GAMBLING LEGISLATION AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

- 11 **SPECIAL INVESTIGATOR REPEAL BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time — *and on the amendment* — That all the words after ‘That’ be omitted and replaced with the words ‘this House refuses to read this Bill a second time until the Government puts in place measures to ensure that those responsible for the Lawyer X scandal are held to account’.

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

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 54

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Gabrielle de Vietri; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 25

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Cindy McLeish; James Newbury; Danny O’Brien; Michael O’Brien; Kim O’Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner.

Question agreed to.

Question — That this Bill be now read a second time and a third time — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 54

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Gabrielle de Vietri; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 25

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Cindy McLeish; James Newbury; Danny O’Brien; Michael O’Brien; Kim O’Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner.

Question agreed to.

Bill sent to the Legislative Council and their agreement requested.

Business interrupted at 5.13 pm under sessional orders.

- 12 **ADJOURNMENT** — The Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 5.47 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos 45, 46 and 47

No 45 — Tuesday 31 October 2023

The House started at 12.00 noon.

- 1 The House met according to the resolution of the House on 19 October 2023 — The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **ISSUE OF WRIT** — The Speaker announced that, on 23 October 2023, she had issued a writ for a by-election for the District of Mulgrave to be held on 18 November 2023.
- 3 **WORKPLACE INJURY REHABILITATION AND COMPENSATION AMENDMENT (WORKCOVER SCHEME MODERNISATION) BILL 2023** — Danny Pearson introduced ‘*A Bill for an Act to amend the Workplace Injury Rehabilitation and Compensation Act 2013, the Accident Compensation Act 1985 and the Occupational Health and Safety Act 2004 and for other purposes*’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 4 **SUMMARY OFFENCES AMENDMENT (DECRIMINALISATION OF PUBLIC DRUNKENNESS) REPEAL BILL 2023** — Motion made and question — That the Member for Berwick introduce ‘*A Bill for an Act to repeal the Summary Offences Amendment (Decriminalisation of Public Drunkenness) Act 2021 and to provide for the effect of that repeal and for other purposes*’ (Brad Battin) — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 26

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O’Brien; Michael O’Brien; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bill Tilley; Bridget Vallenge; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

NOES 49

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Lauren Kathage; Sonya Kilkeny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Belinda Wilson.

Question defeated.

- 5 **PETITIONS** — The Clerk announced that the following petitions had been lodged for presentation:

Great Ocean Road crossing in Jan Juc — Requesting that the Legislative Assembly calls on VicRoads, the Department of Transport and Planning and the Surf Coast Shire Council to develop immediate engineering options for safe passage via a crossing and pathway in the vicinity of Strathmore Drive, Jan Juc, bearing 435 signatures (*Richard Riordan*)

Road crossing in Jan Juc — Requesting that the Government develops options for a safe way to cross the Great Ocean Road near Christian College Geelong Surf Coast Campus in Jan Juc, bearing 21 signatures (*Richard Riordan*).

Ordered to be tabled.

- 6 **PETITION — GREAT OCEAN ROAD CROSSING IN JAN JUC** — Motion made and question — That the petition presented by the Member for Polwarth be taken into consideration tomorrow (*Richard Riordan*) — put and agreed to.
- 7 **PETITION — ROAD CROSSING IN JAN JUC** — Motion made and question — That the petition presented by the Member for Polwarth be taken into consideration tomorrow (*Richard Riordan*) — put and agreed to.
- 8 **ACTING SPEAKER** — The Speaker tabled the following warrant:

PANEL OF ACTING SPEAKERS

Under Standing Order 20, I appoint Wayne Farnham to preside as Acting Speaker whenever requested to do so by the Speaker or the Deputy Speaker.

This warrant amends the previous warrants of 7 and 9 February 2023.

Maree Edwards MP
SPEAKER
31 October 2023

- 9 **DOCUMENTS**

GOVERNMENT RESPONSE TO IBAC'S OPERATION DAINTREE SPECIAL REPORT — Tabled by leave (*Mary-Anne Thomas*).

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Gary Maas, Chair, tabled the Alert Digest No 13 of 2023 from the Scrutiny of Acts and Regulations Committee on the:

Crimes Amendment (Non-fatal Strangulation) Bill 2023
Early Childhood Legislation Amendment (Premises Approval in Principle) Bill 2023
Environment Legislation Amendment (Circular Economy and Other Matters) Bill 2023

Residential Tenancies Amendment (Rent Freeze and Caps) Bill 2023
Transport Legislation Amendment Bill 2023
Triple Zero Victoria Bill 2023

together with appendices.

Ordered to be published.

DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT — The Clerk tabled:

Advancing the Treaty Process with Aboriginal Victorians Act 2018 — Advancing the Victorian Treaty Process — Report 2022–23

Auditor-General — Report 2022–23

Crown Land (Reserves) Act 1978 — Order under s 17D granting a lease over St Kilda Botanical Garden Reserve

Environment Protection Authority (EPA) — Report 2022–23

Financial Management Act 1994:

Reports from the Minister for Environment that he had not received the reports 2022–23 of the:

Caulfield Racecourse Reserve Trust

Dhelkunya Dja Land Management Board

Gunaikurnai Traditional Owner Land Management Board

Phillip Island Nature Parks

Yorta Yorta Traditional Owner Land Management Board

Zoos Victoria —

together with explanations for the delay

Report from the Minister for Women that she had received the report 2022–23 of the Queen Victoria Women’s Centre Trust

First Peoples’ Assembly of Victoria — Report 2022–23

Independent Broad-based Anti-corruption Commission — Report 2022–23 — Ordered to be published

Land Acquisition and Compensation Act 1986 — Certificate under s 7

Mental Health Tribunal — Report 2022–23

Ombudsman — Watchdog for the people: 50 years of the Victorian Ombudsman 1973–2023 — Ordered to be published

Planning and Environment Act 1987 — Notices of approval of amendments to the following Planning Schemes:

Darebin — C217
 Frankston — C164
 Glen Eira — C231, C243
 Kingston — C219
 Yarra Ranges — C219

Regional Development Victoria — Report 2022–23

Royal Commission into Violence, Abuse, Neglect and Exploitation of People with Disability — Final report — released on 30 October 2023 (18 documents)

Statutory Rules under the following Acts:

Circular Economy (Waste Reduction and Recycling) Act 2021 — SR 107
Mutual Recognition (Victoria) Act 1998 — SR 109
Trans-Tasman Mutual Recognition (Victoria) Act 1998 — SR 108
Water Act 1989 — SRs 110, 111

Subordinate Legislation Act 1994 — Documents under s 15 in relation to statutory rules 108, 109

Sustainability Victoria — Report 2022–23

Victorian Electoral Commission — Report to Parliament on the 2022 Victorian State election and 2023 Narracan District supplementary election

Victorian Environmental Assessment Council Act 2001 — Notice of request to the Victorian Environmental Assessment Council for an assessment of the values of the Immediate Protection Areas in the Central Highlands and East Gippsland under s 26C

Victorian Multicultural Commission — Report 2022–23

VITS LanguageLoop — Report 2022–23.

PROCLAMATIONS — Under SO 177A, the Clerk tabled the following proclamations fixing operative dates:

Circular Economy (Waste Reduction and Recycling) Act 2021 — Remaining provisions of Part 6 — 1 November 2023 (*Gazette S563, 24 October 2023*)

Water and Catchment Legislation Amendment Act 2021 — Remaining provisions (other than ss 23 and 30) — 20 November 2023 (*Gazette S564, 24 October 2023*).

- 10 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Education and Training Reform Amendment (Land Powers) Bill 2023 without amendment.
- 11 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Triple Zero Victoria Bill 2023 with amendments.

Ordered — That the amendments be taken into consideration immediately.

- 12 **TRIPLE ZERO VICTORIA BILL 2023** — Order read for the consideration of the amendments made by the Legislative Council.

After debate, the amendments were agreed to.

Message sent to the Legislative Council informing them accordingly.

- 13 **MESSAGES FROM THE GOVERNOR — ASSENT TO BILLS** — Informing the Legislative Assembly that she had given the royal assent to the following bills, presented to her by the Clerk of the Parliaments:

On 20 October 2023

Summary Offences Amendment (Nazi Salute Prohibition) Bill 2023

On 24 October 2023

Bail Amendment Bill 2023

Education and Training Reform Amendment (Land Powers) Bill 2023.

- 14 **MESSAGES FROM THE GOVERNOR** — Recommending appropriations for the purposes of the following bills:

Early Childhood Legislation Amendment (Premises Approval in Principle) Bill 2023

Transport Legislation Amendment Bill 2023.

- 15 **GOVERNMENT BUSINESS PROGRAM** — Motion made and question — That, under SO 94(2), the Orders of the Day, Government Business, relating to the following bills be considered and completed by 5.00 pm on 2 November 2023:

Early Childhood Legislation Amendment (Premises Approval in Principle) Bill 2023

Environment Legislation Amendment (Circular Economy and Other Matters) Bill 2023

Transport Legislation Amendment Bill 2023 —

(Mary-Anne Thomas) — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 49

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Belinda Wilson.

NOES 29

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Wayne Farnham; Sam Groth; Matthew Guy; Sam Hibbins; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; John Pesutto; Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

16 **STATEMENTS BY MEMBERS** — Members made statements.

Business interrupted at 2.00 pm under sessional orders.

17 **QUESTION TIME.**

18 **TRANSPORT LEGISLATION AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Business interrupted at 7.00 pm under sessional orders.

19 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.26 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 46 — Wednesday 1 November 2023

The House started at 9.30 am.

- 1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **BIOSECURITY LEGISLATION AMENDMENT (INCIDENT RESPONSE) BILL 2023** — Ros Spence introduced 'A Bill for an Act to amend the *Livestock Disease Control Act 1994*, the *Plant Biosecurity Act 2010* and the *Livestock Management Act 2010* and for other purposes'; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 3 **CORRECTIONS AMENDMENT (PAROLE REFORM) BILL 2023** — Anthony Carbines introduced 'A Bill for an Act to amend the *Corrections Act 1986* in relation to parole and for other purposes'; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.

4 DOCUMENTS

SUSTAINABILITY FUND — Activities Report 2022–23 tabled by leave (*Mary-Anne Thomas*).

VISIT VICTORIA — Report 2022–23 tabled by leave (*Mary-Anne Thomas*).

JUDICIAL COLLEGE OF VICTORIA — Report 2022–23 tabled by leave (*Anthony Carbines*).

VICTORIA LAW FOUNDATION — Report 2022–23 tabled by leave (*Anthony Carbines*).

VICTORIAN VETERANS COUNCIL — Report 2022–23 tabled by leave (*Natalie Suleyman*).

PARLIAMENTARY DEPARTMENTS — Reports 2022–23 of the Department of the Legislative Assembly and the Department of Parliamentary Services tabled by leave (*Matt Fregon*).

PARLIAMENTARY BUDGET OFFICE — Sarah Connolly, Chair, Public Accounts and Estimates Committee, tabled the Parliamentary Budget Office Report 2022–23.

DOCUMENT TABLED BY COMMAND OF THE GOVERNOR — The Clerk announced that the following document had been lodged for presentation by Command of the Governor:

Magistrates' Court of Victoria — Report 2022–23.

Ordered to be tabled.

DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT — The Clerk tabled:

Accident Compensation Conciliation Service — Report 2022–23

Adult, Community and Further Education Board — Report 2022–23

Adult Parole Board — Report 2022–23

Agriculture Victoria Services Pty Ltd — Report 2022–23

Alexandra District Health — Report 2022–23

Alfred Health — Report 2022–23

Alpine Health — Report 2022–23

AMES Australia — Report 2022–23

Asset Confiscation Operations — Report 2022–23

Assisted Reproductive Treatment Act 2008 — Victorian Assisted Reproductive Treatment Authority (VARTA) — Report 2022–23

Auditor-General — Domestic Building Oversight Part 1: Regulation — Ordered to be published

Austin Health — Report 2022–23

Australian Centre for the Moving Image (ACMI) — Report 2022–23

Australian Criminal Intelligence Commission:

Report 2022–23 under s 42BI of the *Evidence (Miscellaneous Provisions) Act 1958*

Report 2022–23 under s 30L of the *Surveillance Devices Act 1999*

Australian Health Practitioner Regulation Agency (Ahpra) — Report 2022–23

Bairnsdale Regional Health Service — Report 2022–23

Ballarat General Cemeteries Trust — Report 2022–23

Barwon Health — Report 2022–23

Barwon Region Water Corporation — Report 2022–23

Bass Coast Health — Report 2022–23

Beaufort and Skipton Health Service — Report 2022–23

Beechworth Health Service — Report 2022–23

Benalla Health — Report 2022–23

Bendigo Health — Report 2022–23

Boort District Health — Report 2022–23

Breakthrough Victoria Pty Ltd — Report 2022–23

Calvary Heath Care Bethlehem Ltd — Report 2022–23

Casterton Memorial Hospital — Report 2022–23

Cenitex — Report 2022–23

Central Gippsland Region Water Corporation — Report 2022–23

Central Highlands Region Water Corporation — Report 2022–23

Central Highlands Rural Health — Report 2022–23

Cohuna District Hospital — Report 2022–23

Colac Area Health — Report 2022–23

Coliban Region Water Corporation — Report 2022–23

Commission for Children and Young People — Report 2022–23 — Ordered to be published

Consumer Affairs Victoria — Report 2022–23 — Ordered to be published

Corangamite Catchment Management Authority — Report 2022–23

Coroners Court of Victoria — Report 2022–23

Coronial Council of Victoria — Report 2022–23

Corryong Health — Report 2022–23

Court Services Victoria — Report 2022–23

Dairy Food Safety Victoria — Report 2022–23

Dental Health Services Victoria — Report 2022–23

Development Victoria — Report 2022–23

Dhelkaya Health — Report 2022–23

Disability Services Commissioner — Report 2022–23

Docklands Studio Melbourne Pty Ltd — Report 2022–23

East Gippsland Catchment Management Authority — Report 2022–23

East Gippsland Region Water Corporation — Report 2022–23

East Grampians Health Service — Report 2022–23

East Wimmera Health Service — Report 2022–23

Eastern Health — Report 2022–23

Echuca Regional Health — Report 2022–23

Education, Department of — Report 2022–23

Emergency Services Superannuation Board — Report 2022–23

Emergency Services Telecommunications Authority — Report 2022–23

Energy, Environment and Climate Action, Department of:

Report 2022–23

Report 2022–23 under s 30L of the *Surveillance Devices Act 1999*

Energy Safe Victoria — Report 2022–23

Environment Protection Authority — Report 2022–23 under s 30L of the *Surveillance Devices Act 1999*

Essential Services Commission — Report 2022–23

Families, Fairness and Housing, Department of — Report 2022–23

Film Victoria — Report 2022–23

Financial Management Act 1994:

Explanation from the Assistant Treasurer for the delay of the reports 2022–23 of the:

Albury Wodonga Health

Ambulance Services Victoria

Architect Registration Board of Victoria

Australian Grand Prix Corporation

Central Gippsland Health Service

Cladding Safety Victoria

Commissioner for Environmental Sustainability

Country Fire Authority

Fire Rescue Victoria

Fire Services Implementation Monitor

Gippsland Southern Health Service

Great Ocean Road Coast and Parks Authority

Great Ocean Road Health

Harness Racing Victoria

Heritage Council

Kerang District Health

Mental Health Complaints Commissioner

Northeast Health Wangaratta

Omeo District Health

Portland District Health

Remembrance Parks Central Victoria

Robinvale District Health Service

Rural Northwest Health

State Electricity Commission

Surveyors Registration Board of Victoria

Swan Hill District Health

Trust for Nature

VicForests

Victorian Aboriginal Heritage Council

Victorian Building Authority
Victorian Collaborative Centre
Victorian Curriculum and Assessment Authority
Victorian Equal Opportunity and Human Rights Commission
Victorian Fisheries Authority
Victorian Institute of Forensic Medicine
Victorian Institute of Forensic Mental Health
Victorian Legal Services Board
Victorian Planning Authority
Victorian Professional Standards Council
Victorian Responsible Gambling Foundation
Reports from the Minister for Agriculture that she had received the Reports 2022–23 of the:
Murray Valley Wine Grape Industry Development Committee
Phytogene Pty Ltd
Veterinary Practitioners Registration Board of Victoria
Victorian Strawberry Industry Development Committee
Reports from the Minister for Health that she had received the Reports 2022–23 of the:
Mildura Cemeteries Trust
Victorian Assisted Reproductive Treatment Authority
Victorian Pharmacy Authority
Report from the Minister for Veterans that she had received the Report 2022–23 of the
Victorian Veterans Council

Forensic Leave Panel — Report 2022

Game Management Authority:

Report 2022–23
Report 2022–23 under s 30L of the *Surveillance Devices Act 1999*

Geelong Cemeteries Trust — Report 2022–23

Geelong Performing Arts Centre Trust — Report 2022–23

Geoffrey Gardiner Dairy Foundation — Report 2022–23

Gippsland and Southern Rural Water Corporation — Report 2022–23

Glenelg Hopkins Catchment Management Authority — Report 2022–23

Goulburn Broken Catchment Management Authority — Report 2022–23

Goulburn-Murray Rural Water Corporation — Report 2022–23

Goulburn Valley Health — Report 2022–23

Goulburn Valley Region Water Corporation — Report 2022–23

Government Services, Department of — Report 2022–23

Grampians Health — Report 2022–23

Grampians Wimmera Mallee Water Corporation — Report 2022–23

Greater Metropolitan Cemeteries Trust — Report 2022–23

Greater Western Water Corporation — Report 2022–23

Greyhound Racing Victoria — Report 2022–23

Health, Department of — Report 2022–23

Health Purchasing Victoria (HealthShare Victoria) — Report 2022–23

Heathcote Health — Report 2022–23

Hesse Rural Health Service — Report 2022–23

Heywood Rural Health — Report 2022–23

Infrastructure Victoria — Report 2022–23

Inglewood and District Health Service — Report 2022–23

Jobs, Skills, Industry and Regions, Department of — Report 2022–23

Judicial Commission of Victoria — Report 2022–23

Justice and Community Safety, Department of — Report 2022–23

Kardinia Park Stadium Trust — Report 2022–23

Kilmore District Health — Report 2022–23

Kooweerup Regional Health Service — Report 2022–23

Kyabram District Health Service — Report 2022–23

Labour Hire Licensing Authority — Report 2022–23

Latrobe Regional Health — Report 2022–23

Legal Practitioners’ Liability Committee — Report 2022–23

Legal Services Council and Commissioner for Uniform Legal Services Regulation — Report 2022–23

Library Board of Victoria — Report 2022–23

Lower Murray Urban and Rural Water Corporation — Report 2022–23

Mallee Catchment Management Authority — Report 2022–23

Mallee Track Health and Community Service — Report 2022–23

Mansfield District Hospital — Report 2022–23

Maryborough District Health Service — Report 2022–23

Melbourne Arts Precinct Corporation — Report 2022–23

Melbourne and Olympic Parks Trust — Report 2022–23

Melbourne Convention and Exhibition Trust — Report 2022–23

Melbourne Health — Report 2022–23

Melbourne Market Authority — Report 2022–23

Melbourne Port Lessor Pty Ltd — Report 2022–23

Melbourne Recital Centre — Report 2022–23

Melbourne Water Corporation — Report 2022–23

Members of Parliament (Standards) Act 1978 — Register of Interests — Return submitted by a member of the Legislative Assembly — Primary return 30 October 2023 — Ordered to be published

Mercy Hospitals Victoria Ltd — Report 2022–23

Mildura Base Public Hospital — Report 2022–23

Monash Health — Report 2022–23

Moyne Health Services — Report 2022–23

Murray-Darling Basin Authority — Report 2021–22

Museums Board of Victoria — Report 2022–23

National Gallery of Victoria (NGV) — Report 2022–23

National Health Funding Pool — Victoria State Pool Account, Administrator of — Report 2022–23

National Health Practitioner Ombudsman — Report 2022–23

National Rail Safety Regulator, Office of — Report 2022–23

NCN Health — Report 2022–23

North Central Catchment Management Authority — Report 2022–23

North East Catchment Management Authority — Report 2022–23

North East Link State Tolling Corporation — Report 2022–23

North East Region Water Corporation — Report 2022–23

Northern Health — Report 2022–23

Orbost Regional Health — Report 2022–23

Parks Victoria — Report 2022–23

Peninsula Health — Report 2022–23

Peter MacCallum Cancer Centre — Report 2022–23

Police Registration and Services Board — Report 2022–23

Port of Hastings Corporation — Report 2022–23

Ports Victoria — Report 2022–23

Post Sentence Authority — Report 2022–23

Premier and Cabinet, Department of — Report 2022–23

PrimeSafe — Report 2022–23

Public Advocate, Office of — Report 2022–23 — Ordered to be published

Public Interest Monitor — Report 2022–23

Public Record Office of Victoria — Report 2022–23

Queen Elizabeth Centre — Report 2022–23

Racing Integrity Commissioner — Report 2022–23

Radiation Advisory Committee — Report 2022–23

Respect Victoria — Report 2022–23

Road Safety Camera Commissioner — Report 2022–23

Rochester and Elmore District Health Service — Report 2022–23

Rolling Stock Holdings (Victoria) Pty Ltd — Report 2022–23

Rolling Stock (Victoria-VL) Pty Ltd — Report 2022–23

Rolling Stock (VL-1) Pty Ltd — Report 2022–23

Rolling Stock (VL-2) Pty Ltd — Report 2022–23

Rolling Stock (VL-3) Pty Ltd — Report 2022–23

Royal Botanic Gardens Board — Report 2022–23

Royal Children’s Hospital — Report 2022–23

Royal Victorian Eye and Ear Hospital — Report 2022–23

Royal Women’s Hospital — Report 2022–23

Safe Transport Victoria — Report 2022–23

Serious Offenders Act 2018 — Review of the Act

Seymour Health — Report 2022–23

Shrine of Remembrance Trustees — Report 2022–23

South East Water Corporation — Report 2022–23

South Gippsland Hospital — Report 2022–23

South Gippsland Region Water Corporation — Report 2022–23

South West Healthcare — Report 2022–23

Southern Metropolitan Cemeteries Trust — Report 2022–23

St Vincent’s Hospital (Melbourne) Ltd — Report 2022–23

State Sport Centres Trust — Report 2022–23

State Trustees Ltd — Report 2022–23

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- Suburban Rail Loop Authority — Report 2022–23
- Tallangatta Health Service — Report 2022–23
- Terang and Mortlake Health Service — Report 2022–23
- Timboon and District Healthcare Service — Report 2022–23
- Transport Accident Commission (TAC) — Report 2022–23
- Transport and Planning, Department of — Report 2022–23
- Treasury and Finance, Department of — Report 2022–23
- Treasury Corporation of Victoria — Report 2022–23
- Tweddle Child and Family Health Service — Report 2022–23
- Victims of Crime Assistance Tribunal — Report 2022–23
- Victoria 2026 Pty Ltd — Report 2022–23
- Victoria Legal Aid — Report 2022–23
- Victoria Police:
- Report 2022–23
- Report 2022–23 under s 133 of the *Criminal Organisations Control Act 2012*
- Report 2022–23 under s 30L of the *Surveillance Devices Act 1999*
- Report 2022–23 under s 20R of the *Witness Protection Act 1991*
- Victoria State Emergency Service Authority — Report 2022–23
- Victorian Academy of Teaching and Leadership — Report 1 January 2022 to 30 June 2023
- Victorian Arts Centre Trust — Report 2022–23
- Victorian Civil and Administrative Tribunal (VCAT) — Report 2022–23
- Victorian Disability Worker Commission and Disability Worker Registration Board of Victoria — Report 2022–23
- Victorian Environmental Assessment Council — Report 2022–23
- Victorian Environmental Water Holder — Report 2022–23
- Victorian Fisheries Authority — Report 2022–23 under s 30L of the *Surveillance Devices Act 1999*

Victorian Funds Management Corporation (VFMC) — Report 2022–23

Victorian Gambling and Casino Control Commission — Report 2022–23

Victorian Government Purchasing Board — Report 2022–23

Victorian Health Promotion Foundation (VicHealth) — Report 2022–23

Victorian Institute of Sport Ltd — Report 2022–23

Victorian Institute of Teaching — Report 2022–23

Victorian Law Reform Commission — Report 2022–23 — Ordered to be published

Victorian Managed Insurance Authority (VMIA) — Report 2022–23

Victorian Marine and Coastal Council — Report 2022–23

Victorian Plantations Corporation — Report 2022–23

Victorian Public Sector Commission — Report 2022–23

Victorian Racing Integrity Board — Report 2022–23

Victorian Rail Track (VicTrack)— Report 2022–23

Victorian Registration and Qualifications Authority — Report 2022–23

Victorian Small Business Commission — Report 2022–23 — Order to be published

Victorian WorkCover Authority (WorkSafe) — Report 2022–23

V/Line Corporation — Report 2022–23

Wannon Region Water Corporation — Report 2022–23

West Gippsland Catchment Management Authority — Report 2022–23

West Gippsland Healthcare Group — Report 2022–23

West Wimmera Health Service — Report 2022–23

Western District Health Service — Report 2022–23

Western Health — Report 2022–23

Westernport Region Water Corporation — Report 2022–23

Wimmera Catchment Management Authority — Report 2022–23

Yarra Valley Water Corporation — Report 2022–23

Yarram and District Health Service — Report 2022–23

Yarrawonga Health — Report 2022–23

Yea and District Memorial Hospital — Report 2022–23

Youth Parole Board — Report 2022–23

Zoological Parks and Gardens Board — Report 2022–23.

5 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Gambling Legislation Amendment Bill 2023 without amendment.

6 **STATEMENTS BY MEMBERS** — Members made statements.

7 **STATEMENTS ON PARLIAMENTARY COMMITTEE REPORTS** — Members made statements on committee reports.

8 **WORKPLACE INJURY REHABILITATION AND COMPENSATION AMENDMENT (WORKCOVER SCHEME MODERNISATION) BILL 2023** — Danny Pearson tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Danny Pearson*).

The second reading speech was incorporated into Hansard.

Danny Pearson made the statement of intention required by s 85(5)(c) of the *Constitution Act 1975*.

Motion made and question — That the debate be now adjourned (*Cindy McLeish*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 15 November 2023.

9 **EARLY CHILDHOOD LEGISLATION AMENDMENT (PREMISES APPROVAL IN PRINCIPLE) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Business interrupted at 2.00 pm under standing orders.

10 **QUESTION TIME.**

- 11 **EARLY CHILDHOOD LEGISLATION AMENDMENT (PREMISES APPROVAL IN PRINCIPLE) BILL 2023** — Debate continued on question — That this Bill be now read a second time.

Business interrupted at 4.00 pm under sessional orders.

- 12 **GRIEVANCES** — Question — That grievances be noted — after debate, put and agreed to.

- 13 **EARLY CHILDHOOD LEGISLATION AMENDMENT (PREMISES APPROVAL IN PRINCIPLE) BILL 2023** — Debate continued on question — That this Bill be now read a second time.

Business interrupted at 7.00 pm under sessional orders.

- 14 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.25 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 47 — Thursday 2 November 2023

The House started at 9.30 am.

- 1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.

- 2 **DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT** — The Clerk tabled:

Harness Racing Victoria — Report 2022–23

Subordinate Legislation Act 1994 — Documents under s 15 in relation to Statutory Rule 107.

- 3 **SITTING OF THE HOUSE** — Motion made and question — That the House, at its rising, adjourns until 14 November 2023 (*Mary-Anne Thomas*) — put and agreed to.

- 4 **STATEMENTS BY MEMBERS** — Members made statements.

- 5 **BIOSECURITY LEGISLATION AMENDMENT (INCIDENT RESPONSE) BILL 2023** — Ros Spence tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Ros Spence*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*James Newbury*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 16 November 2023.

- 6 **CORRECTIONS AMENDMENT (PAROLE REFORM) BILL 2023** — Anthony Carbines tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Anthony Carbines*).

The second reading speech was incorporated into Hansard.

Anthony Carbines made the statement explaining the exceptional circumstances that justify the inclusion of the override declaration required by s 31 of the Charter of Human Rights and Responsibilities Act 2006.

Motion made and question — That the debate be now adjourned (*James Newbury*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 16 November 2023.

- 7 **ENVIRONMENT LEGISLATION AMENDMENT (CIRCULAR ECONOMY AND OTHER MATTERS) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Amendment proposed — That all the words after ‘That’ be omitted and replaced with the words ‘this House refuses to read this Bill a second time until the government commits to:

- (1) Publicly release an update on the progress of the roll-out of the Container Deposit Scheme, which commences on 1 November 2023, noting that:
 - (a) only half of the estimated 600 consumer collection point sites have been publicly confirmed, with no sites announced in Melbourne’s Central Business District;
 - (b) no meaningful communication has occurred with businesses on their disposal of containers, nor commercial agreements put in place, to enable businesses who generate the bulk of container waste to dispose of containers in an environmentally friendly way;
- (2) Publicly state what the Government intends to do with the additional charges collected from industry and the community that are not dispensed through the scheme; and

- (3) Consider the cost of living impact on consumers of a scheme that is designed to impose operational costs on the beverage industry, who will in turn pass those costs onto consumers' —

(James Newbury) — and, after debate —

Business interrupted at 2.00 pm under standing orders.

8 **QUESTION TIME.**

- 9 **ENVIRONMENT LEGISLATION AMENDMENT (CIRCULAR ECONOMY AND OTHER MATTERS) BILL 2023** — Debate continued on question — That this Bill be now read a second time — and on the amendment.

Allocation of time — The Speaker advised that the time allocated for consideration of bills under the resolution of the House on 31 October 2023 had expired.

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

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 50

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; Mathew Hilakari; Melissa Horne; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 22

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Chris Crewther; Wayne Farnham; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; John Pesutto; Richard Riordan; David Southwick; Bill Tilley; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

- 10 **EARLY CHILDHOOD LEGISLATION AMENDMENT (PREMISES APPROVAL IN PRINCIPLE) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

- 11 **TRANSPORT LEGISLATION AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

Business interrupted at 5.08 pm under sessional orders.

- 12 **ADJOURNMENT** — The Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 5.35 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos 48, 49 and 50

No 48 — Tuesday 14 November 2023

The House started at 12.00 noon.

- 1 The House met according to the resolution of the House on 2 November 2023 — The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **JUSTICE LEGISLATION AMENDMENT (POLICE AND OTHER MATTERS) BILL 2023** — Anthony Carbines introduced ‘A Bill for an Act to amend the *Child Employment Act 2003*, the *Fire Rescue Victoria Act 1958*, the *Firearms Act 1996*, the *Road Safety Act 1986*, the *Terrorism (Community Protection) Act 2003*, the *Victoria Police Act 2013*, the *Victorian Civil and Administrative Tribunal Act 1998* and the *Worker Screening Act 2020* and for other purposes’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 3 **LAND (REVOCAION OF RESERVATIONS) BILL 2023** — Steve Dimopoulos introduced ‘A Bill for an Act to provide for the revocation of certain permanent reservations of Crown land at Shepparton, Toolangi, Seaspray, Haunted Stream, Narracan South, Darlimurla, Mirboo, Wombelano, Geelong, Clunes, Melbourne and Walhalla, to revoke related Crown grants and to re-reserve certain land and for other purposes’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 4 **CORRECTIONS AMENDMENT (PAROLE REFORM) BILL 2023** — Under s 31 of the *Charter of Human Rights and Responsibilities Act 2006*, Anthony Carbines gave a notice of intention to make a statement explaining the exceptional circumstances that justify the inclusion of the override declaration in clauses 7, 8 and 9 of the Corrections Amendment (Parole Reform) Bill 2023.
- 5 **PETITION** — The Clerk announced that the following petition had been lodged for presentation:

Accessible tram stops on Sydney Road — Requesting that the Legislative Assembly installs fully accessible tram stops on Sydney Road before the Upfield train line is closed for level crossing removals, bearing 1748 signatures (*Tim Read*).

Ordered to be tabled.

- 6 **PETITION — ACCESSIBLE TRAM STOPS ON SYDNEY ROAD** — Motion made and question — That the petition presented by the Member for Brunswick be taken into consideration tomorrow (*Tim Read*) — put and agreed to.

7 DOCUMENTS

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Gary Maas, Chair, tabled the Alert Digest No 14 of 2023 from the Scrutiny of Acts and Regulations Committee on the:

Biosecurity Legislation Amendment (Incident Response) Bill 2023

Charter of Human Rights and Responsibilities Amendment (Protection from Torture and Slavery) Bill 2023

Corrections Amendment (Parole Reform) Bill 2023

Drugs, Poisons and Controlled Substances Amendment (Regulation of Personal Adult Use of Cannabis) Bill 2023

Workplace Injury Rehabilitation and Compensation Amendment (WorkCover Scheme Modernisation) Bill 2023

together with appendices and an extract of the proceedings.

Ordered to be published.

DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT — The Clerk tabled:

Crown Land (Reserves) Act 1978 — Order under s 17D granting a lease over part of Albert Park

Duties Act 2000 — Report 2022–23 of corporate reconstruction and consolidated concessions and exemptions under s 250B

Financial Management Act 1994:

2023–24 Quarterly Financial Report No 1 — released on 10 November 2023

Report from the Minister for Energy and Resources that she had not received the Report 2022–23 of the Mine Land Rehabilitation Authority, together with an explanation for the delay
Report from the Minister for Education that he had not received the Report 2022–23 of the Victorian Curriculum and Assessment Authority (VCAA), together with an explanation for the delay

Planning and Environment Act 1987 — Notices of approval of amendments to the following Planning Schemes:

Ballarat — GC221

Banyule — GC223

Bass Coast — C162

Boroondara — GC223

Cardinia — GC221

Corangamite — C59

French Island and Sandstone Island — C12

Glen Eira — GC221

Greater Geelong — C454, GC221

Horsham — C82

Hume — GC221

Manningham — GC223
 Melton — C239
 Mitchell — C166
 Mornington Peninsula — GC221
 Moyne — C70
 Nillumbik — GC223
 Surf Coast — C144
 Warrnambool — C215
 Whitehorse — GC223
 Whittlesea — GC223
 Yarra — GC223

Portable Long Service Benefits Authority — Report 2022–23

Statutory Rule 112 under the *Electricity Safety Act 1998*

Subordinate Legislation Act 1994:

Documents under s 15 in relation to statutory rules 110, 111, 112

Documents under s 16B in relation to:

Victorian Energy Efficiency Target Act 2007 — Notice to fix fees

Water Act 1989 — Order to Declare Water System Zones in Victoria

Victorian Inspectorate — Report 1 July to 31 December 2022 under s 30Q of the *Surveillance Devices Act 1999*

Yarra River Protection (Wilip-gin Birrarung murrong) Act 2017 — Birrarung Council Review.

8 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Special Investigator Repeal Bill 2023 without amendment.

9 **MESSAGE FROM THE GOVERNOR — ASSENT TO BILLS** — Informing the Legislative Assembly that she had, on 8 November 2023, given the royal assent to the following bills, presented to her by the Clerk of the Parliaments:

Gambling Legislation Amendment Bill 2023

Special Investigator Repeal Bill 2023

Triple Zero Victoria Bill 2023.

10 **MESSAGE FROM THE GOVERNOR** — Recommending an appropriation for the purposes of the Workplace Injury Rehabilitation and Compensation Amendment (WorkCover Scheme Modernisation) Bill 2023.

11 **ENVIRONMENT AND PLANNING STANDING COMMITTEE** — Motion made, by leave, and question — That this House refers an inquiry into securing the Victorian food supply in the context of urban sprawl and the impact of population growth on the farming industry and arable land to the Environment and Planning Standing Committee for consideration and report no later than 31 December 2024 (*Mary-Anne Thomas*) — put and agreed to.

- 12 **GOVERNMENT BUSINESS PROGRAM** — Motion made and question — That, under SO 94(2), the Orders of the Day, Government Business, relating to the following bills be considered and completed by 5.00 pm on 16 November 2023:

Crimes Amendment (Non-fatal Strangulation) Bill 2023
 Workplace Injury Rehabilitation and Compensation Amendment (WorkCover Scheme Modernisation) Bill 2023
 Corrections Amendment (Parole Reform) Bill 2023 —

(Mary-Anne Thomas) — after debate, put and agreed to.

- 13 **STATEMENTS BY MEMBERS** — Members made statements.

- 14 **CRIMES AMENDMENT (NON-FATAL STRANGULATION) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Under SO 64, Michael O'Brien circulated amendments to be proposed when the House considers the Bill in detail.

Debate continued on question — That this Bill be now read a second time.

Business interrupted at 2.00 pm under sessional orders.

- 15 **QUESTION TIME.**

[The Speaker left the Chair at 2.16 pm and resumed it at 2.24 pm]

Question time continued.

- 16 **CRIMES AMENDMENT (NON-FATAL STRANGULATION) BILL 2023** — Debate continued on question — That this Bill be now read a second time.

Business interrupted at 7.00 pm under sessional orders.

- 17 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.37pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 49 — Wednesday 15 November 2023

The House started at 9.30 am.

- 1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.

Member named and suspended — The Member for Richmond (*Gabrielle de Vietri*) having been named by the Speaker for disregarding the authority of the Chair —

Motion made and question — That the Member for Richmond (*Gabrielle de Vietri*) be suspended from the service of the House for the remainder of the sitting week (*Mary-Anne Thomas*) — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 75

Juliana Addison; Jacinta Allan; Brad Battin; Jade Benham; Roma Britnell; Colin Brooks; Tim Bull; Martin Cameron; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Annabelle Cleeland; Sarah Connolly; Chris Couzens; Chris Crewther; Jordan Crugnale; Lily D’Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Wayne Farnham; Matt Fregon; Ella George; Luba Grigorovitch; Sam Groth; Matthew Guy; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; David Hodgett; Melissa Horne; Natalie Hutchins; Lauren Kathage; Emma Kealy; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Tim McCurdy; Steve McGhie; Cindy McLeish; Paul Mercurio; John Mullahy; James Newbury; Danny O’Brien; Michael O’Brien; Kim O’Keeffe; Danny Pearson; John Pesutto; Pauline Richards; Brad Rowswell; Michaela Settle; David Southwick; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Bridget Vallence; Emma Vulin; Peter Walsh; Iwan Walters; Vicki Ward; Kim Wells; Nicole Werner; Dylan Wight; Gabrielle Williams; Belinda Wilson; Jess Wilson.

NOES 4

Gabrielle de Vietri; Sam Hibbins; Tim Read; Ellen Sandell.

Question agreed to.

Gabrielle de Vietri accordingly withdrew from the Chamber.

- 2 **CONSTITUTION AMENDMENT (SEC) BILL 2023** — Lily D’Ambrosio introduced ‘*A Bill for an Act to amend the **Constitution Act 1975** and for other purposes*’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 3 **STATE ELECTRICITY COMMISSION AMENDMENT BILL 2023** — Lily D’Ambrosio introduced ‘*A Bill for an Act to amend the **State Electricity Commission Act 1958** to abolish the State Electricity Commission of Victoria established by that Act, to make related amendments to that Act and other Acts and for other purposes*’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 4 **SUMMARY OFFENCES AMENDMENT (MOVE-ON LAWS AND EXCLUSION ORDERS) BILL 2023** — Motion made and question — That the Member for Malvern introduce ‘*A Bill for an Act to*

amend the *Summary Offences Act 1966* in relation to directions to move on and to provide for the making of exclusion orders and for other purposes' (*Michael O'Brien*) — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 25

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bridget Vallance; Peter Walsh; Kim Wells; Nicole Werner.

NOES 52

Juliana Addison; Jacinta Allan; Colin Brooks; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Danny Pearson; Tim Read; Pauline Richards; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

Question defeated.

5 DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT — The Clerk tabled:

Auditor-General — Employee Health and Wellbeing in Victorian Public Hospitals — Ordered to be published

Interpretation of Legislation Act 1984 — Notice under s 32(3)(a)(iii) in relation to Statutory Rule 107 (*Gazette G45, 9 November 2023*)

Ombudsman — Investigation into a Building Permit complaint — Ordered to be published

Planning and Environment Act 1987 — Notices of approval of amendments to the following Planning Schemes:

Ballarat — C235

Campaspe — C120

Casey — C288

Greater Geelong — C427

Macedon Ranges — C156

Maroondah — C144

Melton — C240

Statutory Rules under the following Acts:

Environment Protection Act 2017 — SR 115

Social Services Regulation Act 2021 — SRs 113, 114

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule 116

Victorian Curriculum and Assessment Authority (VCCA) — Report 2021–22.

6 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Early Childhood Legislation Amendment (Premises Approval in Principle) Bill 2023 without amendment.

7 **SUSPENSION OF STANDING AND SESSIONAL ORDERS** — Motion made, by leave, and question — That the Member for Caulfield move General Business, Notice of Motion No 77 immediately (*David Southwick*) — put and agreed to.

8 **CONDEMNATION OF ANTISEMITISM** — Motion made and question — That this House:

(a) condemns the disgusting acts of antisemitic violence committed by anti-Israel protestors outside a synagogue on Shabbat in Caulfield South;

(b) unequivocally condemns all acts of antisemitism; and

(c) stands with Melbourne’s Jewish community and their right to feel safe in their own backyard —

(*David Southwick*) — after debate, put and agreed to.

9 **STATEMENTS BY MEMBERS** — Members made statements.

10 **STATEMENTS ON PARLIAMENTARY COMMITTEE REPORTS** — Members made statements on committee reports.

11 **SUSPENSION OF STANDING AND SESSIONAL ORDERS** — Motion made and question — That so much of standing and sessional orders be suspended on Wednesday 29 November 2023 to allow:

(1) The Speaker to take the Chair at 10.00 am, interrupt business, and the House proceed in accordance with paragraphs (2) to (5);

(2) Legislative Council members to be admitted onto the floor of the House and to remain until the motion for a parliamentary apology for past care leavers is resolved;

(3) The Premier to move a motion for a parliamentary apology for past care leavers and the Leader of the Opposition in the Legislative Assembly and the Leader of the Victorian Greens in the Legislative Council, to speak on the motion for up to 10 minutes each;

(4) The Speaker to put the question on the motion at the conclusion of the contributions referred to in paragraph (3);

- (5) Any business under discussion at the 10.00 am suspension to be resumed immediately after the motion is resolved and Legislative Council members have withdrawn, and any member speaking at the time of interruption to then continue their speech —

(Mary-Anne Thomas) — after debate, put and agreed to.

- 12 **JUSTICE LEGISLATION AMENDMENT (POLICE AND OTHER MATTERS) BILL 2023** — Anthony Carbines tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time *(Anthony Carbines)*.

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned *(James Newbury)* — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 29 November 2023.

- 13 **LAND (REVOCAION OF RESERVATIONS) BILL 2023** — Steve Dimopoulos tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time *(Steve Dimopoulos)*.

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned *(James Newbury)* — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 29 November 2023.

- 14 **CRIMES AMENDMENT (NON-FATAL STRANGULATION) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Motion made and question — That the debate be now adjourned *(Natalie Suleyman)* — put and agreed to.

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

- 15 **WORKPLACE INJURY REHABILITATION AND COMPENSATION AMENDMENT (WORKCOVER SCHEME MODERNISATION) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Amendment proposed — That all the words after ‘That’ be omitted and replaced with the words ‘this House refuses to read this Bill a second time until the Government:

- (1) Agrees to freeze premium increases for 24 months and then limit increases to be in line with CPI for a further 24 months in order to provide certainty to businesses;
- (2) Provides details of the commencement date, structure, objectives, functions and funding of Return to Work Victoria;
- (3) Provides a detailed analysis and comparison of public and private sector claims for physical and mental injuries and commits to increasing focus on prevention strategies for each sector;
- (4) Makes available the reports on the modelling for the legislation; and
- (5) Commits to reporting annually to Parliament on the implementation and progress of the new arrangements, prior to the proposed legislative review in 2027’ —

(Cindy McLeish) — and, after debate —

Business interrupted at 2.00 pm under standing orders.

16 **QUESTION TIME.**

- 17 **WORKPLACE INJURY REHABILITATION AND COMPENSATION AMENDMENT (WORKCOVER SCHEME MODERNISATION) BILL 2023** — Debate continued on question — That this Bill be now read a second time — and on the amendment.

Business interrupted at 4.00 pm under sessional orders.

- 18 **DISCUSSION OF MATTER OF PUBLIC IMPORTANCE — FAITH-BASED HARASSMENT** — The Speaker read Michael O’Brien’s proposal to the House —

‘That this House reaffirms that no Victorian should face harassment on account of their faith, and therefore:

- (1) Condemns the intimidatory protest held in close proximity to a Caulfield synagogue on 10 November 2023; and
- (2) Supports the reinstatement of Victoria Police’s full range of move-on and arrest powers.’

Michael O’Brien addressed the House — Discussion followed.

- 19 **WORKPLACE INJURY REHABILITATION AND COMPENSATION AMENDMENT (WORKCOVER SCHEME MODERNISATION) BILL 2023** — Debate continued on question — That this Bill be now read a second time — and on the amendment.

Business interrupted at 7.00 pm under sessional orders.

- 20 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.25 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 50 — Thursday 16 November 2023

The House started at 9.30 am.

- 1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **PETITION** — The Clerk announced that the following petition had been lodged for presentation:

One-officer police stations — Requesting that the Legislative Assembly calls on the Government to immediately rule out any cuts to one-person police stations and provides additional support to Victoria Police to ensure these stations remain open, bearing 713 signatures (*Tim McCurdy*).

Ordered to be tabled.

- 3 **PETITION — ONE-OFFICER POLICE STATIONS** — Motion made and question — That the petition presented by the Member for Ovens Valley be taken into consideration tomorrow (*Tim McCurdy*) — put and agreed to.

4 **DOCUMENTS**

PRIVILEGES COMMITTEE — Lily D’Ambrosio, Chair, tabled a report from the Privileges Committee on a person referred to in the Legislative Assembly — Professor David Lindenmayer AO, together with appendices.

Ordered to be published.

PRIVILEGES COMMITTEE — Lily D’Ambrosio, Chair, tabled a report from the Privileges Committee on a person referred to in the Legislative Assembly — Theo Theophanous, together with appendices.

Ordered to be published.

DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT — The Clerk tabled:

Albury Wodonga Health — Report 2022–23

Auditor-General — Reducing the Illegal Disposal of Asbestos — Ordered to be published

Australian Grand Prix Corporation — Report 2022–23

Central Gippsland Health Service — Report 2022–23

Cladding Safety Victoria — Report 2022–23

Climate Change Act 2017 — Victorian Greenhouse Gas Emissions Report 2021

Commission for Children and Young People — Let us learn: Systemic inquiry into the educational experiences of children and young people in out-of-home care

Country Fire Authority (CFA) — Report 2022–23

Education and Care Services National Law Act 2010 — Education and Care Services National Further Amendment Regulations 2023 under s 303

Financial Management Act 1994:

Report from the Minister for Environment that he had received the Report 2022–23 of the Commissioner for Environmental Sustainability, together with an explanation for the delay
Report from the Minister for Planning that she had received the Report 2022–23 of the Architects Registration Board of Victoria

Gippsland Southern Health Service — Report 2022–23

Great Ocean Road Coast and Parks Authority — Report 2022–23

Great Ocean Road Health — Report 2022–23

Kerang District Health — Report 2022–23

Northeast Health Wangaratta — Report 2022–23

Omeo District Health — Report 2022–23

Portland District Health — Report 2022–23

Robinvale District Health Services — Report 2022–23

Rural Northwest Health — Report 2022–23

Subordinate Legislation Act 1994 — Documents under s 15 in relation to statutory rule 117

Swan Hill District Health — Report 2022–23

VicForests — Report 2022–23

Victorian Building Authority — Report 2022–23

Victorian Institute of Forensic Mental Health (FORENSICARE) — Report 2022–23

Victorian Planning Authority — Report 2022–23

Victorian Responsible Gambling Foundation — Report 2022–23

Workplace Incidents Consultative Committee — Report 2022–23.

5 **CORRECTIONS AMENDMENT (PAROLE) BILL 2023** — Under s 31 of the *Charter of Human Rights and Responsibilities Act 2006*, Anthony Carbines made a statement explaining the exceptional circumstances that justify the inclusion of the override declaration in clauses 7, 8 and 9 of the Corrections Amendment (Parole) Bill 2023.

6 **SITTING OF THE HOUSE** — Motion made and question — That the House, at its rising, adjourns until 28 November 2023 (*Mary-Anne Thomas*) — put and agreed to.

7 **STATEMENTS BY MEMBERS** — Members made statements.

8 **ATTENDANCE AT SPECIAL SITTING** — Motion made and question — That:

(1) The Legislative Assembly invites members of the Legislative Council to attend a sitting of the Assembly in the Legislative Assembly Chamber on Wednesday 29 November 2023 at 10.00 am for the consideration of the motion for a parliamentary apology for past care leavers.

(2) The lower public gallery on the Opposition side of the House be deemed part of the Legislative Assembly Chamber and the Assembly standing orders be applied for the time that Council members are invited onto the floor of the House.

(3) A message be sent to the Legislative Council informing them accordingly —

(*Mary-Anne Thomas*) — after debate, put and agreed to.

9 **CONSTITUTION AMENDMENT (SEC) BILL 2023** — Lily D'Ambrosio tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Lily D'Ambrosio*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*James Newbury*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 30 November 2023.

- 10 **STATE ELECTRICITY COMMISSION AMENDMENT BILL 2023** — Lily D’Ambrosio tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Lily D’Ambrosio*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*James Newbury*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 30 November 2023.

- 11 **CORRECTIONS AMENDMENT (PAROLE REFORM) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time.

Under SO 64, Colin Brooks circulated amendments to be proposed when the House considers the Bill in detail.

Debate resumed on question — That this Bill be now read a second time.

Business interrupted at 2.00 pm under standing orders.

- 12 **QUESTION TIME.**

- 13 **CORRECTIONS AMENDMENT (PAROLE REFORM) BILL 2023** — Debate continued on question — That this Bill be now read a second time.

Motion made and question — That the debate be now adjourned (*Natalie Suleyman*) — put and agreed to.

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

- 14 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Transport Legislation Amendment Bill 2023 without amendment.

- 15 **WORKPLACE INJURY REHABILITATION AND COMPENSATION AMENDMENT (WORKCOVER SCHEME MODERNISATION) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time — *and on the amendment* — That all the words after ‘That’ be omitted and replaced with the words ‘this House refuses to read this Bill a second time until the Government (1) Agrees to freeze premium increases for 24 months and then limit increases to be in line with CPI for a further 24 months in order to provide certainty to businesses; (2) Provides details of the commencement date, structure, objectives, functions and funding of Return to Work Victoria; (3) Provides a detailed analysis and comparison of public and private sector claims for physical and mental injuries and commits to increasing focus on prevention strategies for each sector; (4) Makes available the reports on the

modelling for the legislation; and (5) Commits to reporting annually to Parliament on the implementation and progress of the new arrangements, prior to the proposed legislative review in 2027.'

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

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 52

Juliana Addison; Jacinta Allan; Colin Brooks; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Danny Pearson; Tim Read; Pauline Richards; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 24

Brad Battin; Jade Benham; Roma Britnell; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bridget Vallence; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

Question — That this Bill be now read a second time — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 49

Juliana Addison; Jacinta Allan; Colin Brooks; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Danny Pearson; Pauline Richards; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 27

Brad Battin; Jade Benham; Roma Britnell; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; Sam Hibbins; David Hodgett; Emma Kealy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; David Southwick; Bridget Vallence; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

Bill considered in detail.

Allocation of time — The Deputy Speaker advised that the time allocated for consideration of bills under the resolution of the House on 14 November 2023 had expired.

Question — That clause 4 stands part of the Bill — put and agreed to.

Question — That clauses 5 to 32 inclusive stand part of the Bill — put and agreed to.

Question — That the Bill be agreed to without amendment — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 49

Juliana Addison; Jacinta Allan; Colin Brooks; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Danny Pearson; Pauline Richards; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 27

Brad Battin; Jade Benham; Roma Britnell; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; Sam Hibbins; David Hodgett; Emma Kealy; Cindy McLeish; James Newbury; Danny O’Brien; Michael O’Brien; Kim O’Keeffe; John Pesutto; Tim Read; Brad Rowswell; Ellen Sandell; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

Question — That this Bill be now read a third time — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 49

Juliana Addison; Jacinta Allan; Colin Brooks; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Danny Pearson; Pauline Richards; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 27

Brad Battin; Jade Benham; Roma Britnell; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; Sam Hibbins; David Hodgett; Emma Kealy; Cindy McLeish;

James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Tim Read; Brad Rowswell; Ellen Sandell; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

Bill read a third time with the concurrence of an absolute majority of the whole number of the members of the Legislative Assembly.

Bill sent to the Legislative Council and their agreement requested.

- 16 **CRIMES AMENDMENT (NON-FATAL STRANGULATION) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

- 17 **CORRECTIONS AMENDMENT (PAROLE REFORM) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time.

Question — That this Bill be now read a second time, Government amendment No 1 be agreed to and the Bill be now read a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

Business interrupted at 5.10 pm under sessional orders.

- 18 **ADJOURNMENT** — The Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 5.37 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

CONSIDERATION IN DETAIL
Supplement to Votes Nos 48, 49 and 50

No 50 — Thursday 16 November 2023

WORKPLACE INJURY REHABILITATION AND COMPENSATION AMENDMENT (WORKCOVER SCHEME MODERNISATION) BILL 2023

Clauses 1 to 3 agreed to.

Clause 4 — debate commenced.

Allocation of time — The Deputy Speaker advised that the time allocated for consideration of bills under the resolution of the House on 14 November 2023 had expired (for remaining stages see p 255).

VOTES AND PROCEEDINGS

Nos 51, 52 and 53

No 51 — Tuesday 28 November 2023

The House started at 12.00 noon.

- 1 The House met according to the resolution of the House on 16 November 2023 — The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **REGULATORY LEGISLATION AMENDMENT (REFORM) BILL 2023** — Danny Pearson introduced ‘A Bill for an Act to amend the **Monetary Units Act 2004** in relation to the use of fee units, to amend the **Essential Services Commission Act 2001** in relation to various administrative and enforcement matters, to amend the **Meat Industry Act 1993** in relation to the application of that Act, to amend the **Seafood Safety Act 2003** in relation to transport, to amend the **Food Act 1984** to modernise certain requirements, to amend the **Drugs, Poisons and Controlled Substances Act 1981** in relation to permit exemptions, to amend the **Regional Development Victoria Act 2002** in relation to advisory committee membership and other miscellaneous matters, to amend the **Environment Protection Act 2017** in relation to the emergency transportation of waste, to make miscellaneous amendments to the **Casino Control Act 1991** and the **Gambling Regulation Act 2003**, to make miscellaneous amendments to the **Children, Youth and Families Act 2005**, the **Social Services Regulation Act 2021** and the **Child Wellbeing and Safety Act 2005**, to amend the **Education and Training Reform Act 2006** in relation to various enforcement powers, to consequentially amend various Acts to reflect changes relating to Homes Victoria and for other purposes’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 3 **SERVICE VICTORIA AMENDMENT BILL 2023** — Gabrielle Williams introduced ‘A Bill for an Act to amend the **Service Victoria Act 2018** to provide for further powers of the Service Victoria CEO and to provide for the delivery of services by or with non-government entities and for other purposes’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 4 **BUILDING LEGISLATION AMENDMENT (DOMESTIC BUILDING INSURANCE NEW OFFENCES) BILL 2023** — Sonya Kilkenny introduced ‘A Bill for an Act to amend the **Domestic Building Contracts Act 1995** and the **Building Act 1993** and for other purposes’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 5 **CLIMATE CHANGE AND ENERGY LEGISLATION AMENDMENT (RENEWABLE ENERGY AND STORAGE TARGETS) BILL 2023** — Lily D’Ambrosio introduced ‘A Bill for an Act to amend the **Climate Change Act 2017** to change its title and to amend and bring forward emissions reduction targets, to amend the **Renewable Energy (Jobs and Investment) Act 2017** to increase the renewable energy target for 2030, to introduce a new renewable energy target for 2035 and to introduce energy storage targets and offshore wind energy targets and to

*amend the **Planning and Environment Act 1987** to expressly require consideration of climate change when making certain decisions under that Act and for other purposes'; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.*

- 6 **CONTROL OF WEAPONS AMENDMENT (MACHETES) BILL 2023** — Motion made and question — That the Member for Berwick introduce 'A Bill for an Act to amend the **Control of Weapons Act 1990** in relation to machetes and for other purposes' (*Brad Battin*) — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 27

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowsell; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

NOES 52

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

Question defeated.

- 7 **PETITIONS** — The Clerk announced that the following petitions had been lodged for presentation:

Fixed and mobile speed cameras — Requesting that the Legislative Assembly calls on the Government to seek changes to the way that mobile and fixed speed cameras are identified and operated in accordance with best practices by introducing parity with NSW, and to make these changes within a reasonable time, bearing 23 signatures (*Brad Battin*)

Accessible tram stops before sky rail — Requesting that the Legislative Assembly calls on the Victorian Government to install fully accessible tram stops on Sydney Road before the Upfield line is closed for level crossing removals in Brunswick, bearing 283 signatures (*Tim Read*)

Accessible transport for the Upfield corridor — Requesting that the Legislative Assembly installs fully accessible tram stops on Sydney Road before the Upfield train line is closed for level crossing removals, bearing 564 signatures (*Tim Read*)

Face-to-face general practitioner services in Ensay, Swifts Creek and Benambra — Requesting that the Legislative Assembly calls on the Government to require the immediate restoration of face-to-face general practitioner services in Ensay, Swifts Creek and Benambra, and an assurance that they will not be withdrawn in the future, bearing 7 signatures (*Tim Bull*).

Ordered to be tabled.

8 DOCUMENTS

STANDING ORDERS COMMITTEE — Matt Fregon tabled an interim report from the Standing Orders Committee on the inclusion of sessional orders and ongoing resolutions in the standing orders, together with an appendix and an extract from the proceedings.

Ordered to be published.

PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE — Sarah Connolly, Chair, tabled a report from the Public Accounts and Estimates Committee on Gambling and liquor regulation in Victoria: a follow up of three Auditor-General reports, together with appendices, extracts from the proceedings, a minority report and transcripts of evidence.

Report, appendices, extracts from the proceedings and minority report ordered to be published.

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Gary Maas, Chair, tabled the Alert Digest No 15 of 2023 from the Scrutiny of Acts and Regulations Committee on the:

Constitution Amendment (SEC) Bill 2023

Drugs, Poisons and Controlled Substances Amendment (Regulation of Personal Adult Use of Cannabis) Bill 2023

Justice Legislation Amendment (Police and Other Matters) Bill 2023

Land (Revocation of Reservations) Bill 2023

State Electricity Commission Amendment Bill 2023

together with appendices.

Ordered to be published.

ENVIRONMENT AND PLANNING COMMITTEE — Juliana Addison, Chair, tabled a report from the Environment and Planning Committee on the Inquiry into employers and contractors who refuse to pay their subcontractors for completed works, together with an appendix and transcripts of evidence.

Report and appendix ordered to be published.

DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT — The Clerk tabled:

Auditor-General — Report on the Annual Financial Report of the State of Victoria: 2022–23
— Released on 24 November 2023

Health Complaints Commissioner — Report 2022–23

Independent Broad-based Anti-corruption Commission — Firearm Prohibition Order Biennial Ministerial Report — 8 May 2018 to 31 December 2020

Planning and Environment Act 1987 — Notices of approval of amendments to the following Planning Schemes:

Bayside — C187, C200
 Cardinia — C268
 Greater Bendigo — C269
 Kingston — C205
 Melbourne — C454
 Mildura — C118
 Wangaratta — C79 Part 1
 Yarra Ranges — C198

Residential Tenancies Bond Authority — Report 2022–23

Statutory Rules under the following Acts:

Associations Incorporation Reform Act 2012 — SR 116
Heavy Vehicle National Law Application Act 2013 — SR 118
Public Records Act 1973 — SR 117

Subordinate Legislation Act 1994 — Documents under section 15 in relation to statutory rules 115, 118, 120.

- 9 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Environment Legislation Amendment (Circular Economy and Other Matters) Bill 2023 without amendment.
- 10 **MESSAGE FROM THE GOVERNOR — ASSENT TO BILLS** — Informing the Legislative Assembly that she had, on 21 November 2023, given the royal assent to the following bills, presented to her by the Clerk of the Legislative Council for and in the absence of the Clerk of the Parliaments:
- Early Childhood Legislation Amendment (Premises Approval in Principle) Bill 2023
 Transport Legislation Amendment Bill 2023.
- 11 **MESSAGE FROM THE GOVERNOR — ASSENT TO BILL** — Informing the Legislative Assembly that she had, today, given the royal assent to the Environment Legislation Amendment (Circular Economy and Other Matters) Bill 2023, presented to her by the Clerk of the Parliaments.
- 12 **MESSAGE FROM THE GOVERNOR** — Recommending an appropriation for the purposes of the State Electricity Commission Amendment Bill 2023.
- 13 **POSTPONE APOLOGY FOR PAST CARE LEAVERS** — Motion made, by leave, and question — That the resolution of the House on 15 November 2023 to suspend standing and sessional orders to consider a motion for a parliamentary apology for past care leavers be amended as follows:

- (1) omit ‘Wednesday 29 November 2023’ and insert ‘Thursday 8 February 2024’;

(2) in paragraphs (1) and (5) omit '10.00 am' and insert '11.30 am' —

(Mary-Anne Thomas) — put and agreed to.

- 14 **AMENDMENT TO INVITATION TO LEGISLATIVE COUNCIL MEMBERS** — Motion made, by leave, and question — that paragraph (1) of the resolution of the House on 16 November 2023 to invite Legislative Council members to attend the special sitting for the parliamentary apology for past care leavers be amended as follows:

(1) omit 'Wednesday 29 November 2023' and insert 'Thursday 8 February 2024';

(2) omit '10.00 am' and insert '11.30 am';

and that a message be sent to the Legislative Council informing them accordingly —

(Mary-Anne Thomas) — put and agreed to.

- 15 **GOVERNMENT BUSINESS PROGRAM** — Motion made and question — That, under SO 94(2), the Orders of the Day, Government Business, relating to the following bills be considered and completed by 5.00 pm on 30 November 2023:

Biosecurity Legislation Amendment (Incident Response) Bill 2023

Justice Legislation Amendment (Police and Other Matters) Bill 2023

Land (Revocation of Reservations) Bill 2023 —

(Mary-Anne Thomas) — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 51

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 26

Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

- 16 **STATEMENTS BY MEMBERS** — Members made statements.

Business interrupted at 2.00 pm under sessional orders.

17 **QUESTION TIME.**

18 **STATEMENTS BY MEMBERS** — Statements continued.

19 **BIOSECURITY LEGISLATION AMENDMENT (INCIDENT RESPONSE) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Under SO 64, Ellen Sandell circulated amendments to be proposed when the House considers the Bill in detail.

Debate continued on question — That this Bill be now read a second time.

Business interrupted at 7.00 pm under sessional orders.

20 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.31 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 52 — Wednesday 29 November 2023

The House started at 9.30 am.

1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.

2 **PETITION** — The Clerk announced that the following petition had been lodged for presentation:

Police and PSO resources in the Latrobe Valley — Requesting that the Legislative Assembly calls on the Government to increase police and Protective Services Officer resources across the Latrobe Valley as a matter of urgency, bearing 872 signatures (*Martin Cameron*).

Ordered to be tabled.

3 **PETITION — POLICE AND PSO RESOURCES IN THE LATROBE VALLEY** — Motion made and question — That the petition presented by the Member for Morwell be taken into consideration tomorrow (*Martin Cameron*) — put and agreed to.

4 **DOCUMENTS**

CONSUMER POLICY RESEARCH CENTRE — Report 2022–23 tabled by leave (*Gabrielle Williams*).

DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT — The Clerk tabled:

Auditor-General — Contractors and Consultants in the Victorian Public Service: Spending — Ordered to be published

Australian Criminal Intelligence Commission — Report 2022–23 under s 31 of the *Crimes (Assumed Identities) Act 2004*

Fire Services Implementation Monitor — Report 2022–23

Planning and Environment Act 1987 — Notices of approval of amendments to the following Planning Schemes:

Casey — C275

Manningham — GC231

South Gippsland — GC231

Southern Grampians — GC231

Subordinate Legislation Act 1994 — Documents under s 15 in relation to statutory rules 113, 114, 122

Special Investigator, Office of — Report 2022–23 under s 30L of the *Surveillance Devices Act 1999*

Victoria Police:

Report 2021–22 under s 139A of the *Confiscation Act 1997*

Report 2022–23 under s 139A of the *Confiscation Act 1997*

Report 2022–23 under s 31 of the *Crimes (Assumed Identities) Act 2004*

Report 2022–23 under s 42BI of the *Evidence (Miscellaneous Provisions) Act 1958*

Report 2022–23 under s 37F of the *Terrorism (Community Protection) Act 2003*

Yarra River Protection (Wilip-gin Birrarung murrn) Act 2017:

Burndap Birrarung Burndap Umarkoo: Yarra Strategic Plan 2023

Report on the implementation of Burndap Birrarung Burndap Umarkoo: Yarra Strategic Plan 2022–23.

5 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Corrections Amendment (Parole Reform) Bill 2023 without amendment.

6 **STATEMENTS BY MEMBERS** — Members made statements.

7 **STATEMENTS ON PARLIAMENTARY COMMITTEE REPORTS** — Members made statements on committee reports.

8 **AMENDMENTS TO STANDING AND SESSIONAL ORDERS** — Motion made and question — That, as recommended by the Standing Orders Committee's Report on the inclusion of sessional orders and ongoing resolutions in the standing orders, November 2023, this House adopts the proposed amendments to standing and sessional orders as detailed in Appendix A, to come into effect from 1 January 2024 (*Mary-Anne Thomas*) — after debate, put and agreed to.

9 **REGULATORY LEGISLATION AMENDMENT (REFORM) BILL 2023** — Danny Pearson tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Danny Pearson*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*James Newbury*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 13 December 2023.

10 **SERVICE VICTORIA AMENDMENT BILL 2023** — Gabrielle Williams tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Gabrielle Williams*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*James Newbury*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 13 December 2023.

11 **BUILDING LEGISLATION AMENDMENT (DOMESTIC BUILDING INSURANCE NEW OFFENCES) BILL 2023** — Sonya Kilkenny tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Sonya Kilkenny*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*James Newbury*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 13 December 2023.

- 12 **CLIMATE CHANGE AND ENERGY LEGISLATION AMENDMENT (RENEWABLE ENERGY AND STORAGE TARGETS) BILL 2023** — Lily D'Ambrosio tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Lily D'Ambrosio*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*James Newbury*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 13 December 2023.

- 13 **LAND (REVOCAION OF RESERVATIONS) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Business interrupted at 2.00 pm under standing orders.

- 14 **QUESTION TIME.**

- 15 **LAND (REVOCAION OF RESERVATIONS) BILL 2023** — Debate continued on question — That this Bill be now read a second time.

Motion made and question — That the debate be now adjourned (*Gabrielle Williams*) — put and agreed to.

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

- 16 **SUPPORT FOR VICTORIAN FAMILIES** — Order read for resuming debate on question — That this House recognises the Government's support for Victorians starting, or growing their families, and in the critical early years of their children's lives, by: (1) Delivering public IVF; (2) Establishing Victoria's first public egg and sperm bank; and (3) Expanding Victoria's Early Parenting Centre network; debate resumed.

Business interrupted at 4.00 pm under sessional orders.

- 17 **DISCUSSION OF MATTER OF PUBLIC IMPORTANCE — VICTORIA'S FRONTLINE WORKERS** — The Speaker read Luba Grigorovitch's proposal to the House —

‘That this House notes the hard work of Victoria’s frontline workers during the holiday and summer season, not just in Melbourne but right across regional Victoria.’

Luba Grigorovitch addressed the House — Discussion followed.

- 18 **SUPPORT FOR VICTORIAN FAMILIES** — Debate continued on question — That the motion be agreed to.

Business interrupted at 7.00 pm under sessional orders.

- 19 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.25 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 53 — Thursday 30 November 2023

The House started at 9.30 am.

- 1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.

2 **DOCUMENTS**

INTEGRITY AND OVERSIGHT COMMITTEE — Tim Read, Chair, tabled a report from the Integrity and Oversight Committee on the Performance of the Victorian integrity agencies 2021/22, together with an appendix and transcripts of evidence.

Report and appendix ordered to be published.

INTEGRITY AND OVERSIGHT COMMITTEE — Tim Read, Chair, tabled a report from the Integrity and Oversight Committee on the appointment of a person to conduct the independent performance audit of the Victorian Ombudsman, together with an appendix.

Ordered to be published.

DOCUMENTS TABLED BY COMMAND OF THE GOVERNOR — The Clerk announced that the following documents had been lodged for presentation by Command of the Governor:

Children’s Court of Victoria — Report 2022–23

County Court of Victoria — Report 2022–23

Supreme Court of Victoria — Report 2022–23

Ordered to be tabled.

DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT — The Clerk tabled:

Ambulance Victoria — Report 2022–23

Auditor-General:

Fair Presentation of Service Delivery Performance 2023 — Ordered to be published
Major Projects Performance Reporting 2023 — Ordered to be published

Commissioner for Environmental Sustainability Victoria — Victorian State of the Environment
— Report 2023 (three documents)

Emerald Tourist Railway Board — Report 2022–23

Falls Creek Alpine Resort Management Board — Report 2022

Families, Fairness and Housing, Department of — Report 2022–23 (*replacement for copy tabled on Wednesday 1 November 2023*)

Financial Management Act 1994:

Reports from the Minister for Planning that she had received the reports 2022–23 of the:
Heritage Council of Victoria

Surveyors Registration Board of Victoria

Reports from the Minister for Environment that he had received the reports 2022–23 of the:
Dhelkunya Dja Land Management Board, together with an explanation for the delay
Gunaikurnai Traditional Owner Land Management Board, together with an explanation for the delay

Local Jobs First — Report 2022–23

Mental Health Complaints Commissioner — Report 2022–23

Mine Land Rehabilitation Authority — Report 2022–23

Mount Buller and Mount Stirling Alpine Resort Management Board — Report 2022

Mount Hotham Alpine Resort Management Board — Report 2022

Police Informants Royal Commission Implementation Monitor Act 2021 — Royal Commission into the Management of Police Informants: Progress Report 2022–23

Portland District Health — Report 2022–23 (*replacement for copy tabled on Thursday 16 November 2023*)

Professional Standards Councils — Report 2022–23

Sentencing Advisory Council — Report 2022–23

Southern Alpine Resort Management Board — Report 2022

Spent Convictions Act 2021 — Review of the operation of the Act under s 25

Statutory Rules under the following Acts:

Building Act 1993 — SR 122

Gambling Regulation Act 2003 — SR 121

Subordinate Legislation Act 1994:

Documents under s 16B in relation to the *Water Act 1989*:

Declaration of Rationing Areas in Declared Water Systems 2023

Ministerial Prohibition Determination Applicable to Particular Place of Take Approvals that are Tagged – November 2023

Ministerial Rules for Managing General Place of Take Approvals

Water Trading Rules for Declared Water Systems 2023

Victims of Crime Commissioner — Report 2022–23

Victorian Equal Opportunity and Human Rights Commission — Report 2022–23 — Ordered to be published

Victorian Fisheries Authority — Report 2022–23

Victorian Institute of Forensic Medicine — Report 2022–23

Victorian Legal Services Board and Commissioner — Report 2022–23 — Ordered to be published

Victoria's Mental Health and Wellbeing Services — Report 2022–23

3 **PERFORMANCE AUDIT OF THE VICTORIAN OMBUDSMAN** — Motion made, by leave, and question — That:

(1) In accordance with s 24D(1) of the Ombudsman Act 1973, the Legislative Council and Legislative Assembly appoint O'Connor Marsden & Associates Pty Ltd ('O'Connor Marsden'):

- (a) to conduct the performance audit of the Victorian Ombudsman;
- (b) in accordance with the Agreement for the provision of services for the performance audit of the Victorian Ombudsman;
- (c) at the fixed-fee level of remuneration of \$231,000 (including GST) to be paid upon completion of the following:

- (i) \$46,200 (including GST) upon Parliament’s acceptance of O’Connor Marsden’s audit plan, representing 20 per cent of the total fee;
- (ii) \$69,300 (including GST) upon Parliament’s acceptance of O’Connor Marsden’s progress report, representing 30 per cent of the total fee;
- (iii) \$115,500 (including GST) upon Parliament’s acceptance of the final draft report, representing 50 per cent of the total fee.

(2) A message be sent to the Legislative Council requesting their agreement —

(Mary-Anne Thomas) — put and agreed to.

4 **STATEMENTS BY MEMBERS** — Members made statements.

5 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the appointment of O’Connor Marsden & Associates Pty Ltd (‘O’Connor Marsden’) to conduct the performance audit of the Victorian Ombudsman.

6 **CONCURRENT DEBATE** — Motion made and question — That this House authorises and requires the Speaker to permit the second reading and subsequent stages of the Constitution Amendment (SEC) Bill 2023 and the State Electricity Commission Amendment Bill 2023 to be moved and debated concurrently *(Mary-Anne Thomas)* — and, after debate —

Amendment proposed — That the words ‘, and that General Business, Notice of Motion No 79,’ be inserted after the words ‘State Electricity Commission Amendment Bill 2023’ *(James Newbury)* — and, after debate —

Question — That such words be inserted — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 26

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O’Brien; Michael O’Brien; Kim O’Keeffe; Richard Riordan; Brad Rowswell; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

NOES 51

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

Question defeated.

Question — That the House agrees to the motion without amendment — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 51

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 26

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; Richard Riordan; Brad Rowswell; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

- 7 **JUSTICE LEGISLATION AMENDMENT (POLICE AND OTHER MATTERS) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Motion made and question — That the debate be now adjourned (*James Newbury*) — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 26

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; Richard Riordan; Brad Rowswell; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

NOES 51

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

Question defeated.

Debate continued on question — That this Bill be now read a second time.

Motion made and question — That the debate be now adjourned (*Lily D’Ambrosio*) — put and agreed to.

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

- 8 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Crimes Amendment (Non-Fatal Strangulation) Bill 2023 with amendments.

Ordered — That the amendments be taken into consideration immediately.

- 9 **CRIMES AMENDMENT (NON-FATAL STRANGULATION) BILL 2023** — Order read for the consideration of the amendments made by the Legislative Council.

After debate, the amendments were agreed to.

Message sent to the Legislative Council informing them accordingly.

- 10 **JUSTICE LEGISLATION AMENDMENT (POLICE AND OTHER MATTERS) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Business interrupted at 2.00 pm under standing orders.

- 11 **QUESTION TIME.**

- 12 **JUSTICE LEGISLATION AMENDMENT (POLICE AND OTHER MATTERS) BILL 2023** — Debate continued on question — That this Bill be now read a second time.

Motion made and question — That the debate be now adjourned (*Danny Pearson*) — put and agreed to.

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

- 13 **SITTING OF THE HOUSE** — Motion made and question — That the House, at its rising, adjourns until 6 February 2024 (*Mary-Anne Thomas*) — put and agreed to.

- 14 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the State Taxation Acts and Other Acts Amendment Bill 2023 with amendments.

Ordered — That the amendments be taken into consideration immediately.

- 15 **STATE TAXATION ACTS AND OTHER ACTS AMENDMENT BILL 2023** — Order read for the consideration of the amendments made by the Legislative Council.

Motion made and question — that the amendments be agreed to and the following further amendments be made to the Bill:

1. Insert the following New Clauses to follow Clause 27—

'27A What is the rate of land tax?

For section 35(3) of the **Land Tax Act 2005 substitute—**

"(3) Subject to section 88EB, the rate of vacant residential land tax is—

- (a) if the land was not liable for vacant residential land tax in the preceding tax year—1%; or
- (b) if the land was liable for vacant residential land tax in the preceding tax year but not the tax year preceding that tax year—2%; or
- (c) if the land was liable for vacant residential land tax in the last 2 preceding tax years—3%.

Note

For the purposes of the vacant residential land tax, the taxable value of the land is the capital improved value of the land as at the relevant date—see section 19(1A)."

27B Holiday home exemption

For section 88A(1)(a) of the **Land Tax Act 2005 substitute—**

"(a) in the year preceding the tax year—

- (i) the owner of the land or a vested beneficiary of a trust to which the land is subject used and occupied other land in Australia as a principal place of residence; and
- (ii) the owner of the land or a vested beneficiary of a trust to which the land is subject, or a relative of the owner or vested beneficiary, used and occupied the land as a holiday home for a period of at least 4 weeks (whether continuous or aggregate); and".

2. Insert the following New Clause to follow Clause 28—

'28A New sections 88EA to 88EC inserted

After section 88E of the **Land Tax Act 2005 insert—**

"88EA Land becomes residential land during third year preceding tax year and has not been used or occupied or changed ownership

- (1) Land is exempt from vacant residential land tax for a tax year if—
 - (a) at the commencement of the third year preceding the tax year the land was not residential land within the meaning of section 34B(1); and

- (b) during the third year preceding the tax year the land becomes residential land within the meaning of section 34B(1); and
 - (c) during the second year preceding the tax year the land is exempt from vacant residential land tax under section 88D; and
 - (d) during the year immediately preceding the tax year the land is exempt from vacant residential land tax under section 88E; and
 - (e) for the period from which the land becomes residential land within the meaning of section 34B(1) up to the tax year—
 - (i) the land has not been used or occupied; and
 - (ii) the land has not changed ownership; and
 - (f) the Commissioner is satisfied that during the period referred to in paragraph (e) the owner of the land made genuine attempts to sell the land at or below the price that they expected to receive when construction commenced on the land.
- (2) To obtain an exemption from vacant residential land tax under this section, the owner of the land must—
- (a) apply to the Commissioner for the exemption on or before 15 January of the tax year; and
 - (b) give the Commissioner any information the Commissioner requests for the purpose of enabling the Commissioner to determine whether the land is exempt from vacant residential land tax under this section.

88EB Residential land that has not been used or occupied or changed ownership for more than 3 years

- (1) Land is eligible for a concessional rate of vacant residential land tax of 1% for a tax year if—
- (a) in a preceding tax year, the land becomes residential land within the meaning of section 34B(1); and
 - (b) in a tax year after the tax year referred to in paragraph (a) but preceding the tax year, the land is exempt from land tax under section 88EA; and
 - (c) for the period from which the land becomes residential land within the meaning of section 34B(1) up to the tax year—
 - (i) the land has not been used or occupied; and
 - (ii) the land has not changed ownership.

88EC Publication of report on exemptions and concession

- (1) The Commissioner must publish on the Commissioner's website an annual report of the following information for the 12 month period to which the report relates—
 - (a) for each postcode in Victoria, the number of—
 - (i) exemptions granted under each of sections 88D, 88E and 88EA; and
 - (ii) concessions granted under section 88EB;
 - (b) the total amount of vacant residential land tax that was not payable because of the grant of the exemptions and the concessions referred to in paragraph (a).".'
3. Clause 30, line 15, omit "the commencement day, the land is" and insert "31 December 2023 the land was".
4. Clause 30, line 27, omit "the commencement day, the land is" and insert "31 December 2023 the land was".
5. Clause 30, line 33, omit "**2023**;" and insert '**2023**.".'
6. Clause 30, page 24, lines 1 to 3, omit all words and expressions on those lines.
7. Insert the following New Clause to follow Clause 34—

'34A What is the rate of land tax?

For section 35(3)(a), (b) and (c) of the **Land Tax Act 2005** substitute—

- "(a) for residential land within the meaning of section 34B(2B)—1%; or
- (b) for any other land—
 - (i) if the land was not liable for vacant residential land tax in the preceding tax year—1%; or
 - (ii) if the land was liable for vacant residential land tax in the preceding tax year but not the tax year preceding that tax year—2%; or
 - (iii) if the land was liable for vacant residential land tax in the last 2 preceding tax years—3%.".'

(Danny Pearson) — and, after debate —

Amendment proposed — That the words 'New Clauses to follow Clause 27' be omitted and replaced with 'New Clause to follow Clause 27' from further amendment 1 (*Brad Rowswell*)

Amendment proposed — That the words 'New sections 88EA to 88EC inserted' be omitted and replaced with 'New section 88EC inserted' from further amendment 2 (*Brad Rowswell*) — and, after debate —

Allocation of time — The Speaker advised that the time allocated for consideration of bills under the resolution of the House on 28 November 2023 had expired.

- 16 **LAND (REVOCAION OF RESERVATIONS) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

- 17 **BIOSECURITY LEGISLATION AMENDMENT (INCIDENT RESPONSE) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

- 18 **JUSTICE LEGISLATION AMENDMENT (POLICE AND OTHER MATTERS) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

Business interrupted at 5.10 pm under sessional orders.

Motion made and question — That the sitting be continued (*Mary-Anne Thomas*) — put and agreed to.

- 19 **STATE TAXATION ACTS AND OTHER ACTS AMENDMENT BILL 2023** — Debate continued on question — That the amendments made by the Legislative Council and further amendments moved by the Assistant Treasurer and the amendments to the further amendments moved by the Member for Sandringham be agreed to.

Question — That the amendments made by the Council be agreed to — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 54

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 25

Brad Battin; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien;

Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

Question — That the words proposed to be omitted from further amendment No 1 stand part of the further amendment — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 54

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 25

Brad Battin; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

Question — That further amendment No 1 be agreed to — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 54

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 25

Brad Battin; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

Question — That the words proposed to be omitted from further amendment No 2 stand part of the further amendment — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 54

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 25

Brad Battin; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

Question — That further amendment No 2 be agreed to — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 54

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 25

Brad Battin; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

Question – that further amendments Nos 3 to 6 be agreed to – put and agreed to.

Question — That further amendment No 7 be agreed to — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 54

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Paul Edbrooke; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 25

Brad Battin; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

Bill returned to the Legislative Council with a message informing them accordingly and requesting their agreement.

- 20 **POSTPONEMENT OF REMAINING BUSINESS** — Motion made and question — That the consideration of remaining business be postponed (*Mary-Anne Thomas*) — put and agreed to.
- 21 **ADJOURNMENT** — After debate, the Speaker left the Chair at 6.33 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos 54, 55 and 56

No 54 — Tuesday 6 February 2024

The House started at 12.00 noon.

- 1 The House met according to the resolution of the House on 30 November 2023 — The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **WRIT** — The Speaker announced that the Electoral Commissioner had returned the writ issued on 23 October 2023 and that Eden Foster has been elected for the District of Mulgrave.
- 3 **MEMBER'S ALLEGIANCE** — Eden Foster was then introduced and took and subscribed the oath required by law.
- 4 **DEATH OF DR RONALD JAMES HERBERT WELLS** — The Speaker announced the death of Dr Ronald James Herbert Wells, Member of the Legislative Assembly for the District of Dromana from 1985 to 1992 and Member of the Legislative Council for the Province of Eumemmerring from 1992 to 1999; and members rose in their places as a mark of respect to the memory of the deceased.
- 5 **EDUCATION AND TRAINING REFORM AMENDMENT (EARLY CHILDHOOD EMPLOYMENT POWERS) BILL 2024** — Ben Carroll introduced 'A Bill for an Act to amend the *Education and Training Reform Act 2006* to provide for the employment of persons at, or for the purposes of operating, government early learning centres and to consequentially amend the *Long Service Leave Act 2018* and for other purposes'; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 6 **PETITIONS** — The Clerk announced that the following petitions had been lodged for presentation:

Alternative solutions to euthanasia for homeless animals — Requesting that the Legislative Assembly assists the Government, animal welfare organisations, communities and individuals to collaborate to address euthanasia for homeless animals, bearing 127 signatures (*Matt Fregon*)

Public conveniences and facilities for Hamilton railway station — Requesting that the Legislative Assembly ensures the Government takes immediate action to provide toilets, seating and shelter at Hamilton railway station, bearing 84 signatures (*Emma Kealy*)

Contaminated soil washing facility in Brooklyn — Requesting that the Legislative Assembly calls on the Government to ensure the EPA takes immediate action to prevent a new contaminated soil washing facility being established in Brooklyn and move any other

dust-producing activity to areas where air pollution impacts will be minimised, bearing 206 signatures (*Melissa Horne*).

Ordered to be tabled.

- 7 **PETITION — ALTERNATIVE SOLUTIONS TO EUTHANASIA FOR HOMELESS ANIMALS** — Motion made and question — That the petition presented by the Member for Ashwood be taken into consideration tomorrow (*Matt Fregon*) — put and agreed to.
- 8 **PETITION — PUBLIC CONVENIENCES AND FACILITIES FOR HAMILTON RAILWAY STATION** — Motion made and question — That the petition presented by the Member for Lowan be taken into consideration tomorrow (*Emma Kealy*) — put and agreed to.
- 9 **ACTING SPEAKERS** — The Speaker tabled the following warrant:

PANEL OF ACTING SPEAKERS

Under SO 20, I:

- (1) appoint Daniela De Martino, Lauren Kathage, Nathan Lambert, Alison Marchant, John Mullahy and Iwan Walters to preside as Acting Speakers whenever requested to do so by the Speaker or the Deputy Speaker; and
- (2) discharge Chris Couzens, Bronwyn Halfpenny and Michaela Settle from the panel of Acting Speakers.

This warrant amends the previous warrants of 7 and 9 February 2023 and 31 October 2023.

Hon Maree Edwards MP
SPEAKER
6 February 2024.

- 10 **IBAC COMMISSIONER** — The Speaker advised that, on 16 December 2023, she administered to Victoria Elliott, the Commissioner of the Independent Broad-based Anti-corruption Commission, the oath required by s 31 of the *Independent Broad-based Anti-corruption Commission Act 2011*.

11 **DOCUMENTS**

MUNICIPAL MONITOR APPOINTED TO STRATHBOGIE SHIRE COUNCIL — Report to the Minister for Local Government tabled by leave (*Melissa Horne*).

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Gary Maas, Chair, tabled the Alert Digest No 1 of 2024 from the Scrutiny of Acts and Regulations Committee on the:

Building Legislation Amendment (Domestic Building Insurance New Offences) Bill 2023
Climate Change and Energy Legislation Amendment (Renewable Energy and Storage Targets) Bill 2023

Corrections Amendment (Parole Reform) Bill 2023
Energy Legislation Amendment Bill 2023
Regulatory Legislation Amendment (Reform) Bill 2023
Service Victoria Amendment Bill 2023

together with appendices.

Ordered to be published.

DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT — The Clerk tabled:

Auditor-General — Reducing the Harm Caused by Drugs on Victorian Roads — released on 6 December 2023

Caulfield Racecourse Reserve Trust — Report 2022–23

Crown Land (Reserves) Act 1978 — Order under s 17D granting a lease over Albert Park

Duties Act 2000 — Report 1 January to 30 June 2023 of Foreign Purchaser Additional Duty Exemptions under s 3E

Financial Management Act 1994 — Budget Update 2023–24 — released on 15 December 2023

Gambling Regulation Act 2003 — Wagering and Betting Licence issued to Tabcorp VIC Pty Ltd under s 4.3A.14 (two documents)

Independent Broad-based Anti-corruption Commission — Special report on Victoria Police’s responses to IBAC’s recommendations — released on 12 December 2023

Interpretation of Legislation Act 1984 — Notices under s 32(3)(a)(iii) in relation to:

Statutory Rule 115/2023 (*Gazette G50, 14 December 2023*)

Statutory Rule 122/2023 (*Gazette G50, 14 December 2023*)

Land Acquisition and Compensation Act 1986 — Certificate under s 7

Legal Profession Uniform Law Application Act 2014 — Practitioner Remuneration Order 2024

Local Government Act 2020 — Order in Council — Suspension of all of the councillors of the Strathbogie Shire Council and appointment of an administrator for the Council

Major Events Act 2009 — Major Sporting Event Orders for the:

2023 Boxing Day Test — Australia v Pakistan Melbourne Cricket Ground — 26 December to 30 December 2023

2023/2024 Big Bash League matches at the MCG (including finals)

One Day International — Australia v West Indies Melbourne Cricket Ground — 2 February 2024

Occupational Health and Safety Act 2004:

Order approving the Workplace facilities and the working environment compliance code
Order revoking the approval of the Workplace amenities and work environment compliance code

Ombudsman — Alleged politicisation of the public sector: Investigation of a matter referred from the Legislative Council on 9 February 2022 — Part 2 — released on 6 December 2023

Planning and Environment Act 1987:

Infrastructure contributions and development contribution levies — Report 2022–23

Notices of approval of amendments to the following Planning Schemes:

Bass Coast — C152
Baw Baw — GC230
Brimbank — C238
Campaspe — C124
Cardinia — GC230
Central Goldfields — C39
Colac Otway — C127
Darebin — C199, C209
East Gippsland — C166
Golden Plains — C103
Greater Bendigo — C247
Greater Dandenong — C224, C240, C246, C247, GC230
Greater Geelong — C339 pt 2, C455, GC230
Greater Shepparton — C239, C242
Hepburn — C78, GC230
Hobsons Bay — C134
Hume — C269
Latrobe — C121, GC230
Mansfield — C59
Maribyrnong — C178, C183
Maroondah — C146
Melbourne — C457, C461, GC230
Melton — C242, GC230
Merri-bek — GC230
Mitchell — C157
Moirā — GC230
Monash — GC230
Moonee Valley — C233
Mornington Peninsula — C303
Murrindindi — C75
Stonnington — GC230
Strathbogie — GC230

Surf Coast — C141
 Victoria Planning Provisions — VC249, VC250
 Whitehorse — C241
 Wyndham — GC230
 Yarra — C269
 Yarra Ranges — C211, C222
 Yarriambiack — C33

Project Development and Construction Management Act 1994 — Documents under s 9 in relation to the Nyaal Banyul Geelong Convention and Event Centre Precinct Project (three documents)

Statutory Rules under the following Acts:

Administration and Probate Act 1958 — SR 125/2023
Agricultural and Veterinary Chemicals (Control of Use) Act 1992 — SR 126/2023
Architects Act 1991 — SR 135/2023
Building Act 1993 — SRs 132/2023, 2
Casino Control Act 1991 — SR 119/2023
Circular Economy (Waste Reduction and Recycling) Act 2021 — SR 134/2023
Cladding Safety Victoria Act 2020 — SR 1
County Court Act 1958 — SRs 120/2023, 130/2023
Criminal Procedure Act 2009 — SR 129/2023
Health Practitioner Regulation National Law (Victoria) Act 2009 — SR 127/2023
Heritage Act 2017 — SR 3
Magistrates' Court Act 1989 — SRs 128/2023, 129/2023
Occupational Health and Safety Act 2004 — SR 4
Subordinate Legislation Act 1994 — SR 133/2023
Supreme Court Act 1986 — SRs 123/2023, 124/2023, 125/2023
Victorian Independent Remuneration Tribunal and Improving Parliamentary Standards Act 2019 — SR 131/2023

Subordinate Legislation Act 1994:

Documents under s 15 in relation to Statutory Rules 119/2023, 121/2023, 123/2023, 124/2023, 125/2023, 126/2023, 128/2023, 129/2023, 130/2023, 131/2023, 132/2023, 133/2023, 134/2023, 1, 2, 3, 4

Documents under s 16B in relation to:

Environment Protection Act 2017:

EPA Designation — Classification of digestate for composting or other secondary processing or use

EPA Determination — Specifications acceptable to the Authority for receiving digestate

Essential Services Commission Act 2001 — Land Access Code of Practice 2023

Victoria Police, Chief Commissioner — Report 2022–23 under s 148R of the *Liquor Control Reform Act 1998*

Water Efficiency Labelling and Standards Scheme Act 2005 — Water Efficiency Labelling and Standard Scheme Report 2022–23.

PROCLAMATIONS — Under SO 177A, the Clerk tabled the following proclamations fixing operative dates:

Environment Legislation Amendment (Circular Economy and Other Matters) Act 2023 — Remaining provisions — 20 December 2023 (*Gazette S686, 19 December 2023*)

Special Investigator Repeal Act 2023 — Whole Act — 2 February 2024 (*Gazette S687, 19 December 2023*)

Triple Zero Victoria Act 2023 — Whole Act (other than Part 11) — 15 December 2023 (*Gazette S670, 12 December 2023*).

12 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Legislative Assembly's further amendments to the State Taxation Acts and Other Acts Amendment Bill 2023.

13 **MESSAGE FROM THE ADMINISTRATOR — ASSENT TO BILLS** — Informing the Legislative Assembly that she had, on 5 December 2023, given the royal assent to the following bills, presented to her by the Clerk of the Parliaments:

Corrections Amendment (Parole Reform) Bill 2023
Crimes Amendment (Non-fatal Strangulation) Bill 2023.

14 **MESSAGE FROM THE LIEUTENANT-GOVERNOR — ASSENT TO BILL** — Informing the Legislative Assembly that he had, on 12 December 2023, given the royal assent to the State Taxation Acts and Other Acts Amendment Bill 2023, presented to him by the Clerk of the Parliaments.

15 **MESSAGES FROM THE GOVERNOR** — Recommending appropriations for the purposes of the following bills:

Regulatory Legislation Amendment (Reform) Bill 2023
Service Victoria Amendment Bill 2023.

16 **INAUGURAL SPEECH** — Motion made, by leave, and question — That so much of standing and sessional orders be suspended on Wednesday 7 February 2024 to allow the Member for Mulgrave to make her inaugural speech for a maximum of 15 minutes at 6.30 pm (*Mary-Anne Thomas*) — put and agreed to.

17 **AMENDMENT TO APOLOGY FOR PAST CARE LEAVERS MOTION** — Motion made, by leave, and question — That the resolution of the House on 15 November 2023, as amended on 28 November 2023, to suspend standing and sessional orders to consider a motion for a parliamentary apology for past care leavers, be further amended as follows:

(1) omit paragraph (1) and insert:

- (1) The sitting of the House to be suspended at 11.20 am;
- (1A) The Speaker to take the Chair at 11.30 am, interrupt business, and the House to proceed in accordance with paragraphs (2) to (5);'
- (2) After paragraph (2) insert:
- '(2A) The Premier to table an apology statement for past care leavers;'
- (3) In paragraph (3) after the words 'The Premier to move a motion for a parliamentary apology for past care leavers and' insert 'the Premier,'
- (4) After paragraph (4) insert:
- '(4A) Legislative Council members to withdraw and the sitting be suspended until 2.00 pm; and'
- (5) In paragraph (5) omit the words 'Any business under discussion at the 11.30 am suspension to be resumed immediately after the motion is resolved and Legislative Council members have withdrawn,' and insert 'Any business under discussion at the 11.20 am suspension to be resumed immediately at the conclusion of constituency questions,' —

(Mary-Anne Thomas) — put and agreed to.

- 18 **AMENDMENT TO INVITATION TO LEGISLATIVE COUNCIL MEMBERS** — Motion made, by leave, and question — That paragraph (2) of the resolution of the House on 16 November 2023, as amended on 28 November 2023, to invite Legislative Council members to attend the special sitting for the parliamentary apology for past care leavers be further amended to omit the words 'lower public gallery on the Opposition side of the House be deemed part of the Legislative Assembly Chamber and the', and that a message be sent to the Legislative Council informing them accordingly *(Mary-Anne Thomas)* — put and agreed to.

- 19 **GOVERNMENT BUSINESS PROGRAM** — Motion made and question — That, under SO 94(2), the Orders of the Day, Government Business, relating to the following bills be considered and completed by 5.00 pm on 8 February 2024:

Building Legislation Amendment (Domestic Building Insurance New Offences) Bill 2023

Regulatory Legislation Amendment (Reform) Bill 2023

Service Victoria Amendment Bill 2023 —

(Mary-Anne Thomas) — after debate, put and agreed to.

- 20 **MESSAGE FROM THE LEGISLATIVE COUNCIL — COUNCIL VACANCY** — Proposing that the Legislative Council meets the Legislative Assembly for the purpose of sitting and voting together to choose a person to hold the seat in the Legislative Council rendered vacant by the

resignation of Matthew Bach and that the place and time of such meeting be the Legislative Assembly Chamber on Wednesday 7 February 2024 at 6.15 pm.

Ordered — That the message be taken into consideration immediately.

- 21 **JOINT SITTING — LEGISLATIVE COUNCIL VACANCY** — Motion made and question — That this House agrees to the Legislative Council’s proposal for a joint sitting on Wednesday 7 February 2024 at 6.15 pm in the Legislative Assembly Chamber for the purpose of sitting and voting together to choose a person to hold the seat in the Legislative Council rendered vacant by the resignation of Matthew Bach (*Mary-Anne Thomas*) — put and agreed to.

Ordered — That a message be sent to the Legislative Council informing them accordingly.

- 22 **STATEMENTS BY MEMBERS** — Members made statements.

- 23 **BUILDING LEGISLATION AMENDMENT (DOMESTIC BUILDING INSURANCE NEW OFFENCES) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Amendment proposed — That all the words after ‘That’ be omitted and replaced with the words ‘this House refuses to read this Bill a second time until the Government commits to comprehensively protect victims and their families from rogue behaviour from a small minority of dodgy builders and the potential loss of their deposit if a building company collapses’ (*James Newbury*) — and, after debate —

Business interrupted at 2.00 pm under sessional orders.

- 24 **QUESTION TIME.**

- 25 **CONSTITUENCY QUESTIONS.**

- 26 **BUILDING LEGISLATION AMENDMENT (DOMESTIC BUILDING INSURANCE NEW OFFENCES) BILL 2023** — Debate continued on question — That this Bill be now read a second time — and on the amendment.

Business interrupted at 7.00 pm under sessional orders.

- 27 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.27 pm.

No 55 — Wednesday 7 February 2024

The House started at 9.30 am.

- 1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **FIREARMS AND CONTROL OF WEAPONS (MACHETES) AMENDMENT BILL 2024** — Anthony Carbines introduced ‘A Bill for an Act to amend the **Firearms Act 1996** to further provide for the service of firearm prohibition orders and for related and minor matters, to amend the **Control of Weapons Act 1990** to clarify that a machete is a type of knife and for other purposes’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 3 **DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT** — The Clerk tabled:

Municipal Association of Victoria — Report 2022–23

Subordinate Legislation Act 1994 — Documents under s 15 in relation to Statutory Rule 6.
- 4 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Biosecurity Legislation Amendment (Incident Response) Bill 2023 without amendment.
- 5 **STATEMENTS BY MEMBERS** — Members made statements.
- 6 **STATEMENTS ON PARLIAMENTARY COMMITTEE REPORTS** — Members made statements on committee reports.
- 7 **EDUCATION AND TRAINING REFORM AMENDMENT (EARLY CHILDHOOD EMPLOYMENT POWERS) BILL 2024** — Ben Carroll tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Ben Carroll*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*Jess Wilson*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 21 February 2024.
- 8 **REGULATORY LEGISLATION AMENDMENT (REFORM) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Business interrupted at 2.00 pm under standing orders.

- 9 **QUESTION TIME.**

- 10 **CONSTITUENCY QUESTIONS.**
- 11 **REGULATORY LEGISLATION AMENDMENT (REFORM) BILL 2023** — Debate continued on question — That this Bill be now read a second time.
- Business interrupted at 4.00 pm under sessional orders.*
- 12 **GRIEVANCES** — Question — That grievances be noted — after debate, put and agreed to.
- 13 **REGULATORY LEGISLATION AMENDMENT (REFORM) BILL 2023** — Debate continued on question — That this Bill be now read a second time.
- [Business interrupted at 6.15 pm for a joint sitting and resumed at 6.22 pm]*
- 14 **REGULATORY LEGISLATION AMENDMENT (REFORM) BILL 2023** — Debate continued on question — That this Bill be now read a second time.
- 15 **INAUGURAL SPEECH** — In accordance with the resolution of the House on Tuesday 6 February 2024, the Member for Mulgrave made an inaugural speech.
- 16 **REGULATORY LEGISLATION AMENDMENT (REFORM) BILL 2023** — Debate continued on question — That this Bill be now read a second time.
- Business interrupted at 7.00 pm under sessional orders.*
- 17 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.27 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 56 — Thursday 8 February 2024

The House started at 9.30 am.

- 1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **JOINT SITTING — LEGISLATIVE COUNCIL VACANCY** — The Speaker reported that the House met on 7 February 2024 with the Legislative Council for the purpose of choosing a person to hold the seat in the Legislative Council rendered vacant by the resignation of Matthew Bach and that Richard Welch was duly chosen to hold the vacant place.
- 3 **DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT** — The Clerk tabled:

Fire Rescue Victoria — Report 2022–23

Office of the Public Advocate — Report 2022–23 — Ordered to be published

Office of Public Prosecutions — Report 2022–23

Recreational Fishing Licence Trust Account — Report 2022–23 on the disbursement of revenue

State Electricity Commission of Victoria — Report 2022–23

Statutory Rules under the following Acts:

Australian Crime Commission (State Provisions) Act 2003 — SR 6

Livestock Disease Control Act 1994 — SR 5

Victorian Collaborative Centre for Mental Health and Wellbeing — Report 2022–23.

4 **COMMITTEE RESIGNATIONS** — The Speaker announced that she had received the resignation of Gary Maas from the Legal and Social Issues Standing Committee and Jackson Taylor from the Integrity and Oversight Committee, effective from today.

5 **COMMITTEE MEMBERSHIP** — Motion made, by leave, and question — That:

(1) Jackson Taylor be a member of the Legal and Social Issues Standing Committee; and

(2) Eden Foster be a member of the Integrity and Oversight Committee —

(Mary-Anne Thomas) — put and agreed to.

6 **SITTING OF THE HOUSE** — Motion made and question — That the House, at its rising, adjourns until 20 February 2024 *(Mary-Anne Thomas)* — put and agreed to.

7 **STATEMENTS BY MEMBERS** — Members made statements.

8 **FIREARMS AND CONTROL OF WEAPONS (MACHETES) AMENDMENT BILL 2024** — Anthony Carbines tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time *(Anthony Carbines)*.

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned *(James Newbury)* — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 22 February 2024.

- 9 **BUILDING LEGISLATION AMENDMENT (DOMESTIC BUILDING INSURANCE NEW OFFENCES) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time — *and on the amendment* — That all the words after ‘That’ be omitted and replaced with the words ‘this House refuses to read this Bill a second time until the Government commits to comprehensively protect victims and their families from rogue behaviour from a small minority of dodgy builders and the potential loss of their deposit if a building company collapses’; debate resumed.

Motion made and question — That the debate be now adjourned (*James Newbury*) — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 26

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O’Brien; Michael O’Brien; Kim O’Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

NOES 57

Juliana Addison; Jacinta Allan; Colin Brooks; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Paul Edbrooke; Eden Foster; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

Question defeated.

Debate continued on question — That this Bill be now read a second time — and on the amendment.

Motion made and question — That the debate be now adjourned (*Danny Pearson*) — put and agreed to.

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

- 10 **SERVICE VICTORIA AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Business interrupted at 11.30 am under the resolution of the House on 15 November 2023, as amended on 28 November 2023 and 6 February 2024.

11 **PARLIAMENTARY APOLOGY TO VICTORIANS WHO EXPERIENCED HISTORICAL ABUSE AND NEGLECT AS CHILDREN IN INSTITUTIONAL CARE** — Jacinta Allan tabled the Parliamentary apology to Victorians who experienced historical abuse and neglect as children in institutional care.

12 **PARLIAMENTARY APOLOGY TO VICTORIANS WHO EXPERIENCED HISTORICAL ABUSE AND NEGLECT AS CHILDREN IN INSTITUTIONAL CARE** — Motion made and question — That this Parliament expresses our formal and sincere apology to Victorians who experienced historical abuse and neglect as children in institutional care (*Jacinta Allan*) — members addressed the House in support, and the motion was agreed to unanimously with members rising in silence to signify their assent.

13 **QUESTION TIME.**

14 **CONSTITUENCY QUESTIONS.**

15 **SERVICE VICTORIA AMENDMENT BILL 2023** — Debate continued on question — That this Bill be now read a second time.

Motion made and question — That the debate be now adjourned (*Mary-Anne Thomas*) — put and agreed to.

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

16 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Justice Legislation Amendment (Police and Other Matters) Bill 2023 with amendments.

Ordered — That the amendments be taken into consideration immediately.

17 **JUSTICE LEGISLATION AMENDMENT (POLICE AND OTHER MATTERS) BILL 2023** — Order read for the consideration of the amendments made by the Legislative Council.

After debate, the amendments were agreed to.

Message sent to the Legislative Council informing them accordingly.

18 **SERVICE VICTORIA AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Allocation of time — *The Deputy Speaker advised that the time allocated for consideration of bills under the resolution of the House on 6 February 2024 had expired.*

Question — That this Bill be now read a second time — put and agreed to.

Question — That this Bill be now read a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

- 19 **REGULATORY LEGISLATION AMENDMENT (REFORM) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

- 20 **BUILDING LEGISLATION AMENDMENT (DOMESTIC BUILDING INSURANCE NEW OFFENCES) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time — *and on the amendment* — That all the words after ‘That’ be omitted and replaced with the words ‘this House refuses to read this Bill a second time until the Government commits to comprehensively protect victims and their families from rogue behaviour from a small minority of dodgy builders and the potential loss of their deposit if a building company collapses’.

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

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 55

Juliana Addison; Jacinta Allan; Colin Brooks; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Paul Edbrooke; Eden Foster; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; Mathew Hilakari; Melissa Horne; Lauren Kathage; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 25

Brad Battin; Jade Benham; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O’Brien; Michael O’Brien; Kim O’Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

Business interrupted at 5.07 pm under sessional orders.

- 21 **ADJOURNMENT** — The Speaker announced that the time for the adjournment of the House had arrived and, after debate, the Deputy Speaker left the Chair at 5.37 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

VOTES AND PROCEEDINGS

Nos 57, 58 and 59

No 57 — Tuesday 20 February 2024

The House started at 12.00 noon.

- 1 The House met according to the resolution of the House on 8 February 2024 — The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **PRIVATE SECURITY AND COUNTY COURT AMENDMENT BILL 2024** — Anthony Carbines introduced ‘A Bill for an Act to amend the **Private Security Act 2004** to provide for a new licensing system for the private security industry and to amend the **County Court Act 1958** and the **Sentencing Act 1991** to extend the operation of the Drug Court Division of the County Court and for other purposes’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 3 **STATUTE LAW REVISION BILL 2024** — Gabrielle Williams introduced ‘A Bill for an Act to revise the statute law of Victoria’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 4 **ESTATE AGENTS, RESIDENTIAL TENANCIES AND OTHER ACTS AMENDMENT (FUNDING) BILL 2024** — Gabrielle Williams introduced ‘A Bill for an Act to amend the **Residential Tenancies Act 1997** in relation to funding dispute resolution and advocacy services, to amend the **Estate Agents Act 1980** in relation to funding dispute resolution and advocacy services and to abolish the Estate Agents Council, to amend the **Business Licensing Authority Act 1998** to facilitate closure of the Sex Work Regulation Fund, to amend the **Public Records Act 1973** to abolish the Public Records Advisory Council and for other purposes’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 5 **BAIL AMENDMENT (INDICTABLE OFFENCES WHILST ON BAIL) BILL 2024** — Motion made and question — That the Member for Malvern introduce ‘A Bill for an Act to amend the **Bail Amendment Act 2023** so that the offence of committing an indictable offence whilst on bail is not repealed, or to amend the **Bail Act 1977** to re-enact that offence if it is repealed, and to make consequential amendments to other Acts and for other purposes’ (Michael O’Brien) — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 26

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish;

James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bridget Vallence; Peter Walsh; Nicole Werner; Jess Wilson.

NOES 53

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

Question defeated.

6 DOCUMENTS

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Gary Maas, Chair, tabled the Alert Digest No 2 of 2024 from the Scrutiny of Acts and Regulations Committee on the:

Drugs, Poisons and Controlled Substances Amendment (Pill Testing Pilot for Drug Harm Reduction) Bill 2023

Education and Training Reform Amendment (Early Childhood Employment Powers) Bill 2024

Firearms and Control of Weapons (Machetes) Amendment Bill 2024

SR No 86 — Water (Recreational Area) Regulations 2023

SR No 102 — Building and Plumbing Amendment (National Construction Code and Other Matters) Regulations 2023

together with appendices.

Ordered to be published.

DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT — The Clerk tabled:

Gambling Regulation Act 2003 — Electronic gaming machine tax review — released on 12 February 2024

Planning and Environment Act 1987 — Notices of approval of amendments to the following Planning Schemes:

Boroondara — C406

Greater Geelong — C464

Hobsons Bay — GC214

Strathbogie — C80

Victoria Planning Provisions — VC244, VC254

Wyndham — GC214

Subordinate Legislation Act 1994 — Documents under s 15 in relation to Statutory Rules 5, 7, 8, 9, 10, 11.

- 7 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Land (Revocation of Reservations) Bill 2023 without amendment.
- 8 **MESSAGES FROM THE GOVERNOR — ASSENT TO BILLS** — Informing the Legislative Assembly that she had given the royal assent to the following bills, presented to her by the Clerk of the Parliaments:
- On 13 February 2024
Biosecurity Legislation Amendment (Incident Response) Bill 2023
- On 20 February 2024
Justice Legislation Amendment (Police and Other Matters) Bill 2023
Land (Revocation of Reservations) Bill 2023.
- 9 **MESSAGE FROM THE GOVERNOR** — Recommending an appropriation for the purposes of the Education and Training Reform Amendment (Early Childhood Employment Powers) Bill 2024.
- 10 **GOVERNMENT BUSINESS PROGRAM** — Motion made and question — That, under SO 94(2), the Orders of the Day, Government Business, relating to the following bills be considered and completed by 5.00 pm on 22 February 2024:

Climate Change and Energy Legislation Amendment (Renewable Energy and Storage Targets) Bill 2023
Education and Training Reform Amendment (Early Childhood Employment Powers) Bill 2024
Firearms and Control of Weapons (Machetes) Amendment Bill 2024 —

(Mary-Anne Thomas) — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 54

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Daniela De Martino; Steve Dimopoulos; Paul Edbrooke; Will Fowles; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 30

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Gabrielle de Vietri; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O’Brien; Michael O’Brien; Kim O’Keeffe; John Pesutto; Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

11 **STATEMENTS BY MEMBERS** — Members made statements.

12 **CLIMATE CHANGE AND ENERGY LEGISLATION AMENDMENT (RENEWABLE ENERGY AND STORAGE TARGETS) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Business interrupted at 2.00 pm under sessional orders.

13 **QUESTION TIME.**

14 **CONSTITUENCY QUESTIONS.**

15 **CLIMATE CHANGE AND ENERGY LEGISLATION AMENDMENT (RENEWABLE ENERGY AND STORAGE TARGETS) BILL 2023** — Debate continued on question — That this Bill be now read a second time.

Amendment proposed — That all the words after ‘That’ be omitted and replaced with the words ‘this House refuses to read this Bill a second time until the Government:

- (1) Guarantees secure and reliable energy for every Victorian, noting the recent system collapse which led to 530,000 people without power;
- (2) Commits to energy being affordable, noting the 25 per cent price increase over the last year;
- (3) Details how Victoria will have adequate base load power, noting the State Government’s ban on gas;
- (4) Sets out a plan to upgrade 57-year-old transmission infrastructure, noting that almost one in seven of Victoria’s 13,000 electricity transmission towers is damaged and experts warned the Government in 2020 of the risks in extreme weather events;
- (5) Reveals to Victorians exactly how the new planning powers, and Ministerial directions, will operate, and why the Government is stripping communities from planning decisions;
- (6) Explains what the impact will be on agricultural land, when analysis from the Government’s Offshore Wind Policy Directions Paper of March 2020 shows that to meet net zero targets up to 70 per cent of Victoria’s land will need to host wind and solar farms;
- (7) Provides an update on how Victoria will reach the 2032 wind target, noting the collapse of the flagship project in Hastings; and
- (8) Provides public transparency on climate measures through a website with live measures covering emissions, renewable energy, battery storage, and wind energy’ —

(James Newbury) — and, after debate —

Under SO 64, Ellen Sandell circulated amendments to be proposed when the House considers the Bill in detail.

Debate continued on question — That this Bill be now read a second time — and on the amendment.

Business interrupted at 7.00 pm under sessional orders.

- 16 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.21 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 58 — Wednesday 21 February 2024

The House started at 9.30 am.

- 1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT** — The Clerk tabled:

Statutory Rules under the following Acts:

Bail Act 1977 — SR 8
Co-operatives National Law Application Act 2013 — SR 9
Public Health and Wellbeing Act 2008 — SR 10
Rail Safety National Law Application Act 2013 — SR 11
Victorian Civil and Administrative Tribunal Act 1998 — SR 7.
- 3 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Service Victoria Amendment Bill 2023 without amendment.
- 4 **STATEMENTS BY MEMBERS** — Members made statements.
- 5 **STATEMENTS ON PARLIAMENTARY COMMITTEE REPORTS** — Members made statements on committee reports.
- 6 **POSTPONEMENT OF NOTICE OF MOTION** — Ordered — That the consideration of Government Business, Notice of Motion, No 1 be postponed until later this day.

- 7 **PRIVATE SECURITY AND COUNTY COURT AMENDMENT BILL 2024** — Anthony Carbines tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Anthony Carbines*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*James Newbury*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 6 March 2024.

- 8 **STATUTE LAW REVISION BILL 2024** — Gabrielle Williams tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Gabrielle Williams*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*James Newbury*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 6 March 2024.

- 9 **ESTATE AGENTS, RESIDENTIAL TENANCIES AND OTHER ACTS AMENDMENT (FUNDING) BILL 2024** — Gabrielle Williams tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Gabrielle Williams*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*James Newbury*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 6 March 2024.

- 10 **EDUCATION AND TRAINING REFORM AMENDMENT (EARLY CHILDHOOD EMPLOYMENT POWERS) BILL 2024** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Amendment proposed — That all the words after ‘That’ be omitted and replaced with the words ‘this House refuses to read this Bill a second time until the Government:

- (1) Provides a preliminary or draft fee structure for the early learning centres (ELCs) scheduled to open in 2025 and 2026;
- (2) Seeks written feedback from any childcare centre, kindergarten or preschool within a 15 kilometre radius of the proposed government ELC sites regarding the likely impact of a government ELC on their workforce capacity and enrolments, and provides their feedback to the House;
- (3) Conducts an analysis on the childcare workforce implications of the new government ELC sites, including:
 - (a) establishing the workforce vacancy rates around the locations of the new sites; and
 - (b) providing the House with a comprehensive plan on how the Government will ensure existing childcare centres and kindergartens are not disadvantaged in their ability to recruit and retain staff in their existing programs; and
- (4) Provides an estimate of the budget impact of the operating costs for the government ELCs scheduled to open in 2025 and 2026’ —

(Jess Wilson) — and, after debate —

Business interrupted at 2.00 pm under standing orders.

11 **QUESTION TIME.**

12 **CONSTITUENCY QUESTIONS.**

13 **EDUCATION AND TRAINING REFORM AMENDMENT (EARLY CHILDHOOD EMPLOYMENT POWERS) BILL 2024** — Debate continued on question — That this Bill be now read a second time — and on the amendment.

Business interrupted at 4.00 pm under sessional orders.

14 **DISCUSSION OF MATTER OF PUBLIC IMPORTANCE — VICTORIA’S EMERGENCY SERVICES** — The Speaker read John Pesutto’s proposal to the House —

‘That this House, despite the tireless commitment of emergency services workers and volunteers during the recent severe weather event, expresses deep concern at the Labor Government’s inability to manage Victoria’s emergency services, including failure to ensure power supply across the state, failure to rapidly respond to Victorians calling Triple Zero for emergency assistance, and failure to financially support affected businesses and households.’

John Pesutto addressed the House — Discussion followed.

- 15 **EDUCATION AND TRAINING REFORM AMENDMENT (EARLY CHILDHOOD EMPLOYMENT POWERS) BILL 2024** — Debate continued on question — That this Bill be now read a second time — and on the amendment.

Motion made and question — That the debate be now adjourned (*Natalie Hutchins*) — put and agreed to.

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

- 16 **PARLIAMENTARY APOLOGY TO VICTORIANS WHO EXPERIENCED HISTORICAL ABUSE AND NEGLECT AS CHILDREN IN INSTITUTIONAL CARE** — Motion made and question — That this House takes note of the parliamentary apology to Victorians who experienced historical abuse and neglect as children in institutional care (*Natalie Hutchins*) — and, after debate —

Motion made and question — That the debate be now adjourned (*Melissa Horne*) — put and agreed to.

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

- 17 **EDUCATION AND TRAINING REFORM AMENDMENT (EARLY CHILDHOOD EMPLOYMENT POWERS) BILL 2024** — Order read for resuming debate on question — That this Bill be now read a second time — *and on the amendment* — That all the words after ‘That’ be omitted and replaced with the words ‘this House refuses to read this Bill a second time until the Government: (1) Provides a preliminary or draft fee structure for the early learning centres (ELCs) scheduled to open in 2025 and 2026; (2) Seeks written feedback from any childcare centre, kindergarten or preschool within a 15 kilometre radius of the proposed government ELC sites regarding the likely impact of a government ELC on their workforce capacity and enrolments, and provides their feedback to the House; (3) Conducts an analysis on the childcare workforce implications of the new government ELC sites, including: (a) establishing the workforce vacancy rates around the locations of the new sites; and (b) providing the House with a comprehensive plan on how the Government will ensure existing childcare centres and kindergartens are not disadvantaged in their ability to recruit and retain staff in their existing programs; and (4) Provides an estimate of the budget impact of the operating costs for the government ELCs scheduled to open in 2025 and 2026’; debate resumed.

Business interrupted at 7.00 pm under sessional orders.

- 18 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.26 pm.

No 59 — Thursday 22 February 2024

The House started at 9.30 am.

- 1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **PETITIONS** — The Clerk announced that the following petitions had been lodged for presentation:

Neerim District Rural Primary School — Requesting that the Legislative Assembly calls on the Government to maintain Neerim District Rural Primary School's operational status, collaborate with parents and locals to devise a strategy to restaff the school, and ensure the site remains available for community use, bearing 128 signatures (*Wayne Farnham*)

Redevelopment of Rosebud Hospital — Requesting that the Legislative Assembly calls on the Government to fund the redevelopment of the Rosebud Hospital to help fix the healthcare crisis on the southern Mornington Peninsula, bearing 3506 signatures (*Sam Groth*).

Ordered to be tabled.

- 3 **PETITION — NEERIM DISTRICT RURAL PRIMARY SCHOOL** — Motion made and question — That the petition presented by the Member for Narracan be taken into consideration tomorrow (*Wayne Farnham*) — put and agreed to.
- 4 **PETITION — REDEVELOPMENT OF ROSEBUD HOSPITAL** — Motion made and question — That the petition presented by the Member for Nepean be taken into consideration tomorrow (*Sam Groth*) — put and agreed to.
- 5 **DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT** — The Clerk tabled:

Family Violence Protection Act 2008 — Report 2022–23 on the implementation of the Family Violence Multi-Agency Risk Assessment and Management Framework

Victorian Curriculum and Assessment Authority (VCAA) — Report 2022–23.

- 6 **SITTING OF THE HOUSE** — Motion made and question — That the House, at its rising, adjourns until 5 March 2024 (*Mary-Anne Thomas*) — put and agreed to.
- 7 **STATEMENTS BY MEMBERS** — Members made statements.

- 8 **EDUCATION AND TRAINING REFORM AMENDMENT (EARLY CHILDHOOD EMPLOYMENT POWERS) BILL 2024** — Order read for resuming debate on question — That this Bill be now read a second time — *and on the amendment* — That all the words after 'That' be omitted and replaced with the words 'this House refuses to read this Bill a second time until the Government: (1) Provides a preliminary or draft fee structure for the early learning centres (ELCs) scheduled to open in 2025 and 2026; (2) Seeks written feedback from any childcare

centre, kindergarten or preschool within a 15 kilometre radius of the proposed government ELC sites regarding the likely impact of a government ELC on their workforce capacity and enrolments, and provides their feedback to the House; (3) Conducts an analysis on the childcare workforce implications of the new government ELC sites, including: (a) establishing the workforce vacancy rates around the locations of the new sites; and (b) providing the House with a comprehensive plan on how the Government will ensure existing childcare centres and kindergartens are not disadvantaged in their ability to recruit and retain staff in their existing programs; and (4) Provides an estimate of the budget impact of the operating costs for the government ELCs scheduled to open in 2025 and 2026'; debate resumed.

Motion made and question — That the debate be now adjourned (*Natalie Hutchins*) — put and agreed to.

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

- 9 **FIREARMS AND CONTROL OF WEAPONS (MACHETES) AMENDMENT BILL 2024** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Amendment proposed — That all the words after 'That' be omitted and replaced with the words 'this Bill be withdrawn and redrafted following stakeholder consultation on what effect classifying a machete as a prohibited weapon would have on protecting the public against the use of machetes, while ensuring the bill retains the important changes to the service of firearm prohibition orders' (*Brad Battin*) — and, after debate —

Business interrupted at 2.00 pm under standing orders.

- 10 **QUESTION TIME.**

- 11 **CONSTITUENCY QUESTIONS.**

- 12 **FIREARMS AND CONTROL OF WEAPONS (MACHETES) AMENDMENT BILL 2024** — Debate continued on question — That this Bill be now read a second time — and on the amendment.

Motion made and question — That the debate be now adjourned (*Gabrielle de Vietri*) — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 3

Gabrielle de Vietri; Tim Read; Ellen Sandell.

NOES 69

Juliana Addison; Brad Battin; Jade Benham; Roma Britnell; Colin Brooks; Josh Bull; Martin Cameron; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Annabelle Cleeland; Sarah Connolly; Chris Couzens; Chris Crewther; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Steve Dimopoulos;

Paul Edbrooke; Eden Foster; Matt Fregon; Ella George; Luba Grigorovitch; Matthew Guy; Bronwyn Halfpenny; Katie Hall; Martha Haylett; Mathew Hilakari; David Hodgett; Melissa Horne; Natalie Hutchins; Lauren Kathage; Emma Kealy; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Tim McCurdy; Steve McGhie; Cindy McLeish; Paul Mercurio; John Mullahy; James Newbury; Michael O'Brien; Kim O'Keefe; Tim Pallas; Danny Pearson; John Pesutto; Pauline Richards; Tim Richardson; Brad Rowswell; Michaela Settle; David Southwick; Nick Staikos; Meng Heang Tak; Jackson Taylor; Nina Taylor; Mary-Anne Thomas; Bridget Vallence; Emma Vulin; Peter Walsh; Iwan Walters; Kim Wells; Nicole Werner; Dylan Wight; Belinda Wilson; Jess Wilson.

Question defeated.

Debate continued on question — That this Bill be now read a second time — and on the amendment.

Allocation of time — The Speaker advised that the time allocated for consideration of bills under the resolution of the House on 20 February 2024 had expired.

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

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 49

Juliana Addison; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Paul Edbrooke; Eden Foster; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Nick Staikos; Meng Heang Tak; Jackson Taylor; Nina Taylor; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Dylan Wight; Belinda Wilson.

NOES 22

Brad Battin; Jade Benham; Roma Britnell; Martin Cameron; Annabelle Cleeland; Chris Crewther; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Michael O'Brien; Kim O'Keefe; John Pesutto; Brad Rowswell; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

- 13 **CLIMATE CHANGE AND ENERGY LEGISLATION AMENDMENT (RENEWABLE ENERGY AND STORAGE TARGETS) BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time — *and on the amendment* — That all the words after 'That' be omitted and replaced with the words 'this House refuses to read this Bill a second time until the Government: (1) Guarantees secure and reliable energy for every Victorian, noting the recent system collapse which led to 530,000 people without power; (2) Commits to

energy being affordable, noting the 25 per cent price increase over the last year; (3) Details how Victoria will have adequate base load power, noting the State Government's ban on gas; (4) Sets out a plan to upgrade 57-year-old transmission infrastructure, noting that almost one in seven of Victoria's 13,000 electricity transmission towers is damaged and experts warned the Government in 2020 of the risks in extreme weather events; (5) Reveals to Victorians exactly how the new planning powers, and Ministerial directions, will operate, and why the Government is stripping communities from planning decisions; (6) Explains what the impact will be on agricultural land, when analysis from the Government's Offshore Wind Policy Directions Paper of March 2020 shows that to meet net zero targets up to 70 per cent of Victoria's land will need to host wind and solar farms; (7) Provides an update on how Victoria will reach the 2032 wind target, noting the collapse of the flagship project in Hastings; and (8) Provides public transparency on climate measures through a website with live measures covering emissions, renewable energy, battery storage, and wind energy'.

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

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 49

Juliana Addison; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Paul Edbrooke; Eden Foster; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Nick Staikos; Meng Heang Tak; Jackson Taylor; Nina Taylor; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Dylan Wight; Belinda Wilson.

NOES 22

Brad Battin; Jade Benham; Roma Britnell; Martin Cameron; Annabelle Cleeland; Chris Crewther; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Michael O'Brien; Kim O'Keeffe; John Pesutto; Brad Rowswell; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

- 14 **EDUCATION AND TRAINING REFORM AMENDMENT (EARLY CHILDHOOD EMPLOYMENT POWERS) BILL 2024** — Order read for resuming debate on question — That this Bill be now read a second time — *and on the amendment* — That all the words after 'That' be omitted and replaced with the words 'this House refuses to read this Bill a second time until the Government: (1) Provides a preliminary or draft fee structure for the early learning centres (ELCs) scheduled to open in 2025 and 2026; (2) Seeks written feedback from any childcare centre, kindergarten or preschool within a 15 kilometre radius of the proposed government ELC sites regarding the likely impact of a government ELC on their workforce capacity and

enrolments, and provides their feedback to the House; (3) Conducts an analysis on the childcare workforce implications of the new government ELC sites, including: (a) establishing the workforce vacancy rates around the locations of the new sites; and (b) providing the House with a comprehensive plan on how the Government will ensure existing childcare centres and kindergartens are not disadvantaged in their ability to recruit and retain staff in their existing programs; and (4) Provides an estimate of the budget impact of the operating costs for the government ELCs scheduled to open in 2025 and 2026’.

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

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 49

Juliana Addison; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Paul Edbrooke; Eden Foster; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Nick Staikos; Meng Heang Tak; Jackson Taylor; Nina Taylor; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Dylan Wight; Belinda Wilson.

NOES 22

Brad Battin; Jade Benham; Roma Britnell; Martin Cameron; Annabelle Cleeland; Chris Crewther; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Michael O’Brien; Kim O’Keeffe; John Pesutto; Brad Rowsell; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

Business interrupted at 5.13 pm under sessional orders.

- 15 **ADJOURNMENT** — The Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 5.38 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS Nos 60, 61 and 62

No 60 — Tuesday 5 March 2024

The House started at 12.00 noon.

- 1 The House met according to the resolution of the House on 22 February 2024 — The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **ENERGY AND PUBLIC LAND LEGISLATION AMENDMENT (ENABLING OFFSHORE WIND ENERGY) BILL 2024** — Lily D’Ambrosio introduced ‘A Bill for an Act to amend the **Land Act 1958**, the **Crown Land (Reserves) Act 1978** and the **Forests Act 1958** to enable licences over public land to be granted for up to 21 years for purposes relating to offshore wind energy generation, to include offshore wind energy generation companies within the scope of certain provisions in the **National Parks Act 1975** and to amend the **Electricity Industry Act 2000** to enable the Minister to declare persons to be offshore wind energy generation companies and for other purposes’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 3 **NATIONAL ELECTRICITY (VICTORIA) AMENDMENT (VICGRID) BILL 2024** — Lily D’Ambrosio introduced ‘A Bill for an Act to amend the **National Electricity (Victoria) Act 2005** in relation to VicGrid and for other purposes’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 4 **NATIONAL ENERGY RETAIL LAW (VICTORIA) BILL 2024** — Lily D’Ambrosio introduced ‘A Bill for an Act to apply as laws of Victoria, and subject to any necessary modifications prescribed under regulations, the provisions of the National Energy Retail Law providing for retailer of last resort arrangements and the other provisions of that Law that support the effective operation of those provisions, to make related amendments to the **Electricity Industry Act 2000** and the **Gas Industry Act 2001** and to make other minor technical amendments to the **Electricity Industry Act 2000** and the **Gas Industry Act 2001** to improve their operation and for other purposes’; and, after debate, the Bill was read a first time and ordered to be read a second time tomorrow.
- 5 **PETITION** — The Clerk announced that the following petition had been lodged for presentation:

Youth violence in the Sunraysia district — Requesting that the Legislative Assembly calls on the Government to implement a range of changes to increase penalties and sentences for perpetrators of youth violence, hold their caregivers accountable, and better support the victims of violent attacks, bearing 279 signatures (*Jade Benham*).

Ordered to be tabled.

- 6 **PETITION — YOUTH VIOLENCE IN THE SUNRAYSIA DISTRICT** — Motion made and question — That the petition presented by the Member for Mildura be taken into consideration tomorrow (*Jade Benham*) — put and agreed to.

7 **DOCUMENTS**

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Gary Maas, Chair, tabled the Alert Digest No 3 of 2024 from the Scrutiny of Acts and Regulations Committee on the:

Bail Amendment (Indictable Offences Whilst on Bail) Bill 2024

Drugs, Poisons and Controlled Substances Amendment (Pill Testing Pilot for Drug Harm Reduction) Bill 2023

Estate Agents, Residential Tenancies and Other Acts Amendment (Funding) Bill 2024

Private Security and County Court Amendment Bill 2024

Statute Law Revision Bill 2024

together with appendices.

Ordered to be published.

DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT — The Clerk tabled:

Electoral Review Expert Panel — Report on Victoria's laws on political finance and electronic assisted voting under s 222DB of the *Electoral Act 2002*

Interpretation of Legislation Act 1984 — Notices under s 32(3)(a)(iii) in relation to:

Statutory Rule 102/2023 (*Gazette G9, 29 February 2024*)

Statutory Rule 106/2023 (*Gazette G9, 29 February 2024*)

Land Acquisition and Compensation Act 1986 — Certificate under s 7

Members of Parliament (Standards) Act 1978 — Register of Interests — Return submitted by a member of the Legislative Assembly — Primary return 14 February 2024 — Ordered to be published

Planning and Environment Act 1987 — Notices of approval of amendments to the following Planning Schemes:

Central Goldfields — C38

Macedon Ranges — C145

Maribyrnong — C162, C186

Melbourne — C379

Moonee Valley — C232

Murrindindi — C76

Whitehorse — C220

Wyndham — C262

Yarra Ranges — C217

Statutory Rule under the *Children’s Services Act 1996* — SR 12

Subordinate Legislation Act 1994 — Documents under s 15 in relation to Statutory Rule 12

Victorian Inspectorate — Inspection Report February 2023 under the *Terrorism (Community Protection) Act 2003*.

PROCLAMATION — Under SO 177A, the Clerk tabled the following proclamation fixing an operative date:

Building Legislation Amendment (Domestic Building Insurance New Offences) Act 2024 — Whole Act — 28 February 2024 (*Gazette S 88, 27 February 2024*).

8 **MESSAGES FROM THE LEGISLATIVE COUNCIL** — Agreeing to the following bills without amendment:

Building Legislation Amendment (Domestic Building Insurance New Offences) Bill 2023
Regulatory Legislation Amendment (Reform) Bill 2023.

9 **MESSAGES FROM THE GOVERNOR — ASSENT TO BILLS** — Informing the Legislative Assembly that she had given the royal assent to the following bills, presented to her by the Clerk of the Parliaments:

On 27 February 2024
Building Legislation Amendment (Domestic Building Insurance New Offences) Bill 2023
Service Victoria Amendment Bill 2023

On 5 March 2024
Regulatory Legislation Amendment (Reform) Bill 2023.

10 **MESSAGE FROM THE GOVERNOR** — Recommending an appropriation for the purposes of the Private Security and County Court Amendment Bill 2024.

11 **MESSAGE FROM THE GOVERNOR — SENATE VACANCY** — Transmitting a despatch from the President of the Senate notifying that a vacancy had happened in the representation of the State of Victoria in the Senate of the Commonwealth of Australia following the death of Senator Linda White on 29 February 2024.

12 **GOVERNMENT BUSINESS PROGRAM** — Motion made and question — That, under SO 94(2):

- (1) the Order of the Day, Government Business, relating to the Constitution Amendment (SEC) Bill 2023 be considered and completed by 5.00 pm on 5 March 2024; and
- (2) the Orders of the Day, Government Business, relating to the following bills be considered and completed by 5.00 pm on 7 March 2024:

State Electricity Commission Amendment Bill 2023
Private Security and County Court Amendment Bill 2024

Statute Law Revision Bill 2024 —

(*Mary-Anne Thomas*) — and, after debate —

Amendment proposed — That the government business program resolution proposed by the Leader of the House be amended by omitting paragraph (1) and after ‘7 March 2024:’ inserting ‘Constitution Amendment (SEC) Bill 2023’ (*James Newbury*) — and, after debate —

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

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 53

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Steve Dimopoulos; Paul Edbrooke; Eden Foster; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 31

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Gabrielle de Vietri; Wayne Farnham; Sam Groth; Matthew Guy; Sam Hibbins; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O’Brien; Michael O’Brien; Kim O’Keeffe; John Pesutto; Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

Question — That the government business program be agreed to without amendment — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 53

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Steve Dimopoulos; Paul Edbrooke; Eden Foster; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Pauline Richards; Tim Richardson; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 31

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Gabrielle de Vietri; Wayne Farnham; Sam Groth; Matthew Guy; Sam Hibbins; David Hodgett; Emma Kealy;

Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Tim Read; Richard Riordan; Brad Rowswell; Ellen Sandell; David Southwick; Bridget Vallenge; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

13 **STATEMENTS BY MEMBERS** — Members made statements.

14 **CONSTITUTION AMENDMENT (SEC) BILL 2023 AND STATE ELECTRICITY COMMISSION AMENDMENT BILL 2023** — Order read for resuming debate on question — That these Bills be now read a second time.

Under SO 64, Mary-Anne Thomas circulated amendments to be proposed when the House considers the Constitution Amendment (SEC) Bill 2023 in detail.

Debate resumed.

Under SO 64, James Newbury circulated amendments to be proposed when the House considers the Constitution Amendment (SEC) Bill 2023 in detail.

Under SO 64, James Newbury circulated amendments to be proposed when the House considers the State Electricity Commission Amendment Bill 2023 in detail.

Debate continued on question — That these Bills be now read a second time.

Business interrupted at 2.00 pm under sessional orders.

15 **QUESTION TIME.**

16 **CONSTITUENCY QUESTIONS.**

17 **CONSTITUTION AMENDMENT (SEC) BILL 2023 AND STATE ELECTRICITY COMMISSION AMENDMENT BILL 2023** — Debate continued on question — That these Bills be now read a second time.

Under SO 64, Tim Read circulated amendments to be proposed when the House considers the Constitution Amendment (SEC) Bill 2023 in detail.

Debate continued on question — That these Bills be now read a second time.

Allocation of time — The Speaker advised that the time allocated for consideration of the Constitution Amendment (SEC) Bill 2023 under the resolution of the House today had expired.

Question — That the Constitution Amendment (SEC) Bill 2023 be now read a second time, Government amendment Nos 1 to 4 inclusive be agreed to — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 58

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Paul Edbrooke; Eden Foster; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 27

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

Question — That this Bill be now read a third time — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 58

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Paul Edbrooke; Eden Foster; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams; Belinda Wilson.

NOES 27

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Michael O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

Bill read a third time with the concurrence of a special majority of the whole number of the members of the Legislative Assembly.

Bill sent to the Legislative Council and their agreement requested.

18 **STATE ELECTRICITY COMMISSION AMENDMENT BILL 2023** — Debate continued on question — That this Bill be now read a second time.

Business interrupted at 7.00 pm under sessional orders.

- 19 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.26 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 61 — Wednesday 6 March 2024

The House started at 9.30 am.

- 1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **PETITION** — The Clerk announced that the following petition had been lodged for presentation:

Flooding of Tyers Road causeway and closure of Latrobe River Bridge — Requesting that the Legislative Assembly calls on the Government to fund and deliver works to raise the Tyers Road causeway and install culverts to prevent further flooding, bearing 150 signatures (*Martin Cameron*).

Ordered to be tabled.

- 3 **PETITION — FLOODING OF TYERS ROAD CAUSEWAY AND CLOSURE OF LATROBE RIVER BRIDGE** — Motion made and question — That the petition presented by the Member for Morwell be taken into consideration tomorrow (*Martin Cameron*) — put and agreed to.

- 4 **DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT** — The Clerk tabled:

Board of Inquiry into historical child sexual abuse at Beaumaris Primary School and certain other government schools — Ordered to be published

Ombudsman — Investigation into healthcare provision for Aboriginal people in Victorian prisons — Ordered to be published.

- 5 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Workplace Injury Rehabilitation and Compensation Amendment (Workcover Scheme Modernisation) Bill 2023 with amendments.

Ordered — That the amendments be taken into consideration later this day.

6 **ELECTORAL MATTERS COMMITTEE** — Motion made, by leave, and question — That the reporting date for the Electoral Matters Committee’s Inquiry into the Conduct of the 2022 Victorian State Election be extended to no later than 1 August 2024 (*Mary-Anne Thomas*) — put and agreed to.

7 **STATEMENTS BY MEMBERS** — Members made statements.

8 **STATEMENTS ON PARLIAMENTARY COMMITTEE REPORTS** — Members made statements on committee reports.

9 **WORKPLACE INJURY REHABILITATION AND COMPENSATION AMENDMENT (WORKCOVER SCHEME MODERNISATION) BILL 2023** — Order read for the consideration of the amendments made by the Legislative Council.

After debate, the amendments were agreed to.

Message sent to the Legislative Council informing them accordingly.

10 **ENERGY AND PUBLIC LAND LEGISLATION AMENDMENT (ENABLING OFFSHORE WIND ENERGY) BILL 2024** — Lily D’Ambrosio tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Lily D’Ambrosio*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*James Newbury*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 20 March 2024.

11 **NATIONAL ELECTRICITY (VICTORIA) AMENDMENT (VICGRID) BILL 2024** — Lily D’Ambrosio tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Lily D’Ambrosio*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*James Newbury*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 20 March 2024.

- 12 **NATIONAL ENERGY RETAIL LAW (VICTORIA) BILL 2024** — Lily D’Ambrosio tabled a statement of compatibility in accordance with the *Charter of Human Rights and Responsibilities Act 2006*.

Motion made and question proposed — That this Bill be now read a second time (*Lily D’Ambrosio*).

The second reading speech was incorporated into Hansard.

Motion made and question — That the debate be now adjourned (*James Newbury*) — put and agreed to.

Ordered — That the debate be adjourned for two weeks. Debate adjourned until 20 March 2024.

- 13 **STATUTE LAW REVISION BILL 2024** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.

Business interrupted at 2.00 pm under standing orders.

- 14 **QUESTION TIME.**

- 15 **CONSTITUENCY QUESTIONS.**

- 16 **STATUTE LAW REVISION BILL 2024** — Debate continued on question — That this Bill be now read a second time.

Business interrupted at 4.00 pm under sessional orders.

- 17 **DISCUSSION OF MATTER OF PUBLIC IMPORTANCE — EDUCATION POLICIES** — The Speaker read Ben Carroll’s proposal to the House —

‘That this House notes that Victoria is the Education State with the Allan Labor Government implementing a range of policies to ensure all students get the best start in life.’

Ben Carroll addressed the House — Discussion followed.

- 18 **STATUTE LAW REVISION BILL 2024** — Debate continued on question — That this Bill be now read a second time.

Motion made and question — That the debate be now adjourned (*Ros Spence*) — put and agreed to.

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

- 19 **PARLIAMENTARY APOLOGY TO VICTORIANS WHO EXPERIENCED HISTORICAL ABUSE AND NEGLECT AS CHILDREN IN INSTITUTIONAL CARE** — Order read for resuming debate on question — That this House takes note of the parliamentary apology to Victorians who experienced historical abuse and neglect as children in institutional care; debate resumed.

Business interrupted at 7.00 pm under sessional orders.

- 20 **ADJOURNMENT** — The Deputy Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 7.23 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker

No 62 — Thursday 7 March 2024

The House started at 9.30 am.

- 1 The Speaker took the Chair, read the Prayer and made an Acknowledgement of Country.
- 2 **EMERGENCY MANAGEMENT AMENDMENT (PORT OF MELBOURNE) BILL 2024** — Motion made and question — That the Member for South-West Coast introduce ‘*A Bill for an Act to amend the **Emergency Management Act 2013** in relation to emergency risk management arrangements for the Port of Melbourne and for other purposes*’ (Roma Britnell) — after debate, put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 25

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O’Brien; Michael O’Brien; Kim O’Keeffe; Richard Riordan; Brad Rowswell; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

NOES 56

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D’Ambrosio; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Paul Edbrooke; Eden Foster; Matt Fregon; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Emma Vulin; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams.

Question defeated.

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- 3 **DOCUMENTS TABLED UNDER ACTS OF PARLIAMENT** — The Clerk tabled:
- Auditor-General — Results of 2022–23 Audits: Local Government — Ordered to be published
- Building Act 1993* — Cladding Rectification Levy Review Report under s 205LO
- Cladding Safety Victoria Act 2020* — Review Report under s 45.
- 4 **COMMITTEE RESIGNATIONS** — The Speaker announced that she had received the resignations of Kim O’Keeffe from the Scrutiny of Acts and Regulations Committee and Ellen Sandell from the Public Accounts and Estimates Committee, both effective from 6 March 2024.
- 5 **SITTING OF THE HOUSE** — Motion made and question — That the House, at its rising, adjourns until 19 March 2024 (*Mary-Anne Thomas*) — put and agreed to.
- 6 **STATEMENTS BY MEMBERS** — Members made statements.
- 7 **PRIVATE SECURITY AND COUNTY COURT AMENDMENT BILL 2024** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.
- Business interrupted at 2.00 pm under standing orders.*
- 8 **QUESTION TIME.**
- 9 **CONSTITUENCY QUESTIONS.**
- 10 **PRIVATE SECURITY AND COUNTY COURT AMENDMENT BILL 2024** — Debate continued on question — That this Bill be now read a second time.
- Motion made and question — That the debate be now adjourned (*Natalie Suleyman*) — put and agreed to.
- Ordered — That the debate be adjourned until later this day.
- 11 **MESSAGE FROM THE LEGISLATIVE COUNCIL** — Agreeing to the Education and Training Reform Amendment (Early Childhood Employment Powers) Bill 2024 without amendment.
- 12 **STATE ELECTRICITY COMMISSION AMENDMENT BILL 2023** — Order read for resuming debate on question — That this Bill be now read a second time; debate resumed.
- Allocation of time — The Speaker advised that the time allocated for consideration of bills under the resolution of the House on 5 March 2024 had expired.*
- Question — That this Bill be now read a second time — put.
- The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 56

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Paul Edbrooke; Eden Foster; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams.

NOES 26

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

Question — That this Bill be now read a third time — put.

The House divided (the Speaker, Maree Edwards, in the Chair) —

AYES 56

Juliana Addison; Jacinta Allan; Colin Brooks; Josh Bull; Anthony Carbines; Ben Carroll; Darren Cheeseman; Anthony Cianflone; Sarah Connolly; Chris Couzens; Jordan Crugnale; Lily D'Ambrosio; Daniela De Martino; Gabrielle de Vietri; Steve Dimopoulos; Paul Edbrooke; Eden Foster; Matt Fregon; Ella George; Luba Grigorovitch; Bronwyn Halfpenny; Katie Hall; Paul Hamer; Martha Haylett; Sam Hibbins; Mathew Hilakari; Melissa Horne; Natalie Hutchins; Lauren Kathage; Sonya Kilkenny; Nathan Lambert; Gary Maas; Alison Marchant; Kathleen Matthews-Ward; Steve McGhie; Paul Mercurio; John Mullahy; Tim Pallas; Danny Pearson; Tim Read; Pauline Richards; Tim Richardson; Ellen Sandell; Michaela Settle; Ros Spence; Nick Staikos; Natalie Suleyman; Meng Heang Tak; Jackson Taylor; Nina Taylor; Kat Theophanous; Mary-Anne Thomas; Iwan Walters; Vicki Ward; Dylan Wight; Gabrielle Williams;.

NOES 26

Brad Battin; Jade Benham; Roma Britnell; Tim Bull; Martin Cameron; Annabelle Cleeland; Chris Crewther; Wayne Farnham; Sam Groth; Matthew Guy; David Hodgett; Emma Kealy; Tim McCurdy; Cindy McLeish; James Newbury; Danny O'Brien; Kim O'Keeffe; John Pesutto; Richard Riordan; Brad Rowswell; David Southwick; Bridget Vallence; Peter Walsh; Kim Wells; Nicole Werner; Jess Wilson.

Question agreed to.

Bill sent to the Legislative Council and their agreement requested.

- 13 **STATUTE LAW REVISION BILL 2024** — Order read for resuming debate on question — That this Bill be now read a second time.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

- 14 **PRIVATE SECURITY AND COUNTY COURT AMENDMENT BILL 2024** — Order read for resuming debate on question — That this Bill be now read a second time.

Question — That this Bill be now read a second time and a third time — put and agreed to.

Bill sent to the Legislative Council and their agreement requested.

Business interrupted at 5.08 pm under sessional orders.

- 15 **ADJOURNMENT** — The Speaker announced that the time for the adjournment of the House had arrived and, after debate, left the Chair at 5.35 pm.

BRIDGET NOONAN
Clerk of the Legislative Assembly

MAREE EDWARDS MP
Speaker