



LEGISLATIVE COUNCIL
MINUTES OF THE PROCEEDINGS
60TH PARLIAMENT
Nos. 59, 60 and 61

No. 59 — Tuesday, 19 March 2024

- 1 The President took the Chair at 12.03 pm, read the Prayer and made an Acknowledgement of Country.
- 2 **THE LATE HONOURABLE DIGBY GLEN CROZIER** — Georgie Crozier moved, That this House expresses its sincere sorrow at the death, on 26 February 2024, of the Honourable Digby Glen Crozier, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Council for the Electoral Province of Western from 1973 to 1985 and member of the Legislative Assembly for the Electoral District of Portland from 1985 to 1988, and as Minister for Tourism, and Minister for State Development and of Decentralisation from 1976 to 1978, Minister for State Development, Decentralisation and Tourism from 1978 to 1979, Minister for Local Government from 1979 to 1981 and Minister of Mines, and Minister for Minerals and Energy from 1981 to 1982.

Other members addressed the House.

Members rose in their places for one minute's silence as a mark of respect and the question was agreed to unanimously.

As a further mark of respect, the sitting was suspended for one hour.

[Sitting suspended from 12.31 pm to 1.33 pm]

- 3 **ASSENT TO ACTS** — The President read a Message from the Governor informing the Council that she had, on 13 March 2024, given the Royal Assent to the following Acts presented to her by the Deputy Clerk of the Legislative Council:
Education and Training Reform Amendment (Early Childhood Employment Powers) Act 2024
Workplace Injury Rehabilitation and Compensation Amendment (WorkCover Scheme Modernisation) Act 2024.

4 **QUESTION TIME** —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed a minister to provide a written response to questions without notice pursuant to Standing Order 8.07 as follows:

- **Use of medicinal cannabis for endometriosis pain management (QwN 464)** — substantive and supplementary questions asked by Rachel Payne — response from Ingrid Stitt due Thursday, 21 March 2024.

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CONSTITUENCY QUESTIONS — Members asked constituency questions.

5 PAPERS —

PAPER PRESENTED BY ORDER OF THE COUNCIL — Harriet Shing, by leave, presented the Homes Victoria Project Summary Ground Lease Model: South Yarra, Prahran, Hampton East and Port Melbourne (*Ordered to be tabled*).

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COMMITTEE REPORT — SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled Alert Digest No. 4 of 2024 (including Appendices) from the Scrutiny of Acts and Regulations Committee (*Ordered to be published*).

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PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Financial Management Act 1994 — 2023-24 Mid-Year Financial Report (incorporating Quarterly Financial Report No. 2), March 2024 (*Ordered to be published*) (*released on 8 March 2024 – a non-sitting day*).

Interpretation of Legislation Act 1984 — Notice under section 32(3)(a)(iii) in relation to Statutory Rule No. 5 (*Gazette S122, 14 March 2024*).

Murray-Darling Basin Authority — Report, 2022-23.

Parliamentary Budget Office — Operational Plan 2024-25: Priorities and protocols.

Planning and Environment Act 1987 — Notices of approval of the —

Bass Coast Planning Scheme — Amendment C164.

Kingston Planning Scheme — Amendment C206.

Latrobe Planning Scheme — Amendment C147.

Queenscliffe Planning Scheme — Amendment C39.

Stonnington Planning Scheme — Amendments C332 and C337.

Victoria Planning Provisions — Amendment VC256.

Wyndham Planning Scheme — Amendment C268.

Yarra Planning Scheme — Amendment C323.

Subordinate Legislation Act 1994 — Legislative Instruments and related documents under section 16B in respect of Waterways Protection Model By-Law 2024 under section 287ZB of the Water Act 1989.

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PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Response from the Minister for Economic Growth to petition titled Stop the Hydrogen Energy Supply Chain project (Petition No. 517) (presented by Sarah Mansfield on 1 November 2023) (*released on 15 March 2024 – a non-sitting day*).

Response from the Minister for Economic Growth to petition titled Stop the Hydrogen Energy Supply Chain project (Petition No. 491) (presented by Sarah Mansfield on 6 February 2024) (*released on 15 March 2024 — a non-sitting day*).

Response from the Minister for Housing to petition titled Stop the demolition of the Barak Beacon public housing estate to save \$88 million (Petition No. 470.1) (presented by Katherine Copsey on 3 October 2023).

Response from the Treasurer to petition titled Stop introduction of payroll tax on contractors including doctors (Petition No. 508) (presented by Georgie Crozier on 6 February 2024) (*released on 18 March 2024 — a non-sitting day*).

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PROCLAMATION — The Clerk tabled a proclamation of the Governor in Council fixing an operative date for the following Act:

Disability and Social Services Regulation Amendment Act 2023 — Subdivision 3 of Division 2 of Part 2 and sections 265 and 266 — 27 March 2024 (*Gazette S118, 13 March 2024*).

6 PRODUCTION OF DOCUMENTS — VICTORIA'S BUS NETWORK PLAN REVIEW — The Clerk tabled a letter from the Attorney-General, dated 15 March 2024, in response to a resolution of the Council on 6 March 2024 (on the motion of Trung Luu), relating to Victoria's Bus Network Plan Review, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

7 BUSINESS OF THE COUNCIL — Samantha Ratnam moved, by leave, That the following general business take precedence on Wednesday, 20 March 2024 —

- (1) notice of motion given this day by Georgie Purcell on wildlife rescue;
- (2) notice of motion No. 340, in an amended form, standing in Samantha Ratnam's name referring matters relating to public housing to the Legal and Social Issues Committee;
- (3) order of the day No. 8, resumption of debate on the second reading of the Human Rights and Housing Legislation Amendment (Ending Homelessness) Bill 2023;
- (4) notice of motion No. 339, standing in David Davis' name relating to overdue production of documents orders;
- (5) notice of motion given this day by Georgie Crozier on budget management; and
- (6) notice of motion No. 268, standing in Trung Luu's name on new rail lines to Melton and Wyndham Vale.

Question — put and agreed to.

8 MEMBERS' STATEMENTS — Members made statements.

9 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 221 to 325, be postponed until later this day.

10 CONSTITUTION AMENDMENT (SEC) BILL 2023 — STATE ELECTRICITY COMMISSION AMENDMENT BILL 2023 — The concurrent debate commenced on the questions, That these Bills be now read a second time.

Evan Mulholland (for David Davis) (*DD129C*) and Sarah Mansfield (*SMA13C and SMA14C*) circulated amendments to the Constitution Amendment (SEC) Bill 2023 proposed to be moved during Committee of the whole.

Richard Welch moved as a reasoned amendment to the question, That the State Electricity Commission Amendment Bill 2023 be now read a second time, That all the words after “That” be omitted and replaced with “the Bill be withdrawn and not reintroduced until the Government includes annual reporting on property, rights and liabilities of the former SEC into the Bill that requires the Treasurer to ensure that every report of operations and financial statements of the Department of Treasury and Finance under Part 7 of the *Financial Management Act 1994* separately accounts for the property, rights and liabilities of the former SEC that became property, rights and liabilities of the State under that Part of the Act.”.

Debate ensued.

The concurrent debate having concluded —

- 11 CONSTITUTION AMENDMENT (SEC) BILL 2023** — On the motion of Lee Tarlamis, the debate on the question, That the Bill be now read a second time, was adjourned until the next day of meeting.

- 12 STATE ELECTRICITY COMMISSION AMENDMENT BILL 2023** — Question — That the reasoned amendment moved by Richard Welch be agreed to — put.

The Council divided — The President in the Chair.

AYES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Question — That the Bill be now read a second time — put.

The Council divided — The President in the Chair.

AYES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Samantha Ratnam; Harriet Shing; Adem Somyurek; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

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

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

- 13 CLIMATE CHANGE AND ENERGY LEGISLATION AMENDMENT (RENEWABLE ENERGY AND STORAGE TARGETS) BILL 2023** — The President read a Message from the Assembly informing the Council that they have agreed to the amendment made by the Council in this Bill.

- 14 ADJOURNMENT** — Gayle Tierney moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.57 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 60 — Wednesday, 20 March 2024

- 1** The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

- 2 PETITION — REJECT NEW TAXES** — David Limbrick presented a petition bearing 125 signatures from certain citizens of Victoria requesting that the Legislative Council reject the new taxes added in the State Budget (*Ordered to be tabled*).

On the motion of David Limbrick, the petition was ordered to be taken into consideration on the next day of meeting.

- 3 HEMP INDUSTRY BILL 2024** — Rachel Payne introduced *A Bill for an Act to re-enact, with amendments, the law relating to the cultivation and processing of industrial hemp for certain authorised purposes, to make consequential amendments to the Drugs, Poisons and Controlled Substances Act 1981 and for other purposes*.

On the motion of Rachel Payne, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

- 4 PAPERS —**

COMMITTEE REPORT — PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Michael Galea tabled a Report on 2021-22 and 2022-23 financial and performance outcomes from the Public Accounts and Estimates Committee, and presented Transcripts of Evidence (*Transcripts of Evidence ordered to be tabled and the Report published*).

Michael Galea moved, That the Council take note of the Report.

Question — put and agreed to.

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PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General — Withdrawal from 2026 Commonwealth Games, March 2024 (*Ordered to be published*).

Commissioner for Environmental Sustainability Victoria — Strategic Audit 2022-23: Implementation of environmental management systems by agencies and public authorities.

Members of Parliament (Standards) Act 1978 — Register of Interests — Returns submitted by Members of the Legislative Council — Ordinary Returns, 1 July 2023 to 31 January 2024 (*Ordered to be published*).

Ombudsman — Social housing complaint handling – progress report, March 2024 (*Ordered to be published*).

Wildlife Act 1975 — Wildlife (Prohibition of Game Hunting) Notice No. 1/2024 (*Gazette S113, 8 March 2024*).

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PAPER PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following paper: Response from the Minister for Planning to petition titled Reject proposal to construct a waste-to-energy plant in Lara, Geelong (Petition No. 534) (presented by Sarah Mansfield on 20 February 2024) (*released on 19 March 2024*).

5 MEMBERS' STATEMENTS — Members made statements.

6 PRODUCTION OF DOCUMENTS — RECREATIONAL NATIVE BIRD HUNTING ARRANGEMENTS — Georgie Purcell moved, That this House requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council, within four weeks of the House agreeing to this resolution, all documents relating to Victoria's native bird hunting arrangements, pertaining to —

- (1) the decision making for the Government response to the Legislative Council Select Committee's Inquiry into Victoria's recreational native bird hunting arrangements; and
- (2) the 2024 season arrangements including all communication between the Department of Energy, Environment and Climate Action and the Game Management Authority with the Minister for Outdoor Recreation, the Minister for Environment and the Premier.

Debate ensued.

The President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

7 WILDLIFE RESCUE — Georgie Purcell moved, That this House —

- (1) notes that —
 - (a) wildlife rescue is a legitimate emergency service that fulfills the government's responsibility to protect native animals;
 - (b) rehabilitating wildlife often constitutes more than a full-time job but is largely volunteer led;
 - (c) rescues have increased 40 per cent since this time last year unaccompanied by any additional funding;
 - (d) industry and government rely on the work of rescue teams to tranquilize injured and displaced kangaroos, costing \$70 for a single Zoletil capsule;
 - (e) volunteer rescue team, Vets for Compassion, spend upwards of \$20,000 annually to dart and relocate kangaroos;
 - (f) Bravecto has proven to be successful in the treatment of mange in wombats but is inaccessible to carers costing \$80 to \$100 per animal;

- (g) there are few vaccinated wildlife carers in Victoria equipped to care for threatened grey headed flying foxes, in part due to the excessive cost of pre-exposure prophylaxis (PrEP) injections;
- (h) rescuers are without financial and resource supports and resort to savings and superannuation funds;
- (i) animal rescuers are struggling to balance paid work with volunteer hours resulting in many leaving the field;
- (j) professionalisation of wildlife rescue will reduce the burden on highly skilled volunteers;
- (2) calls on the Government to —
 - (a) investigate a reimbursement program for commonly used but self-funded medicines;
 - (b) assess the feasibility of trialling paid full-time positions for wildlife rescuers; and
 - (c) facilitate a roundtable to provide recommendations on how to further improve and better support the rescue and rehabilitation of wildlife in Victoria.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 13

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

8 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

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ANSWERS TAKEN INTO CONSIDERATION — On the motion of Georgie Crozier, the answers given by Gayle Tierney to questions relating to Free TAFE completion rates (QwN 473) were ordered to be taken into consideration on the next day of meeting.

QUESTION DIRECTED FOR WRITTEN RESPONSE — The President directed a minister to provide a written response to a question without notice pursuant to Standing Order 8.07 as follows:

- **Review of conversion practices legislation (QwN 470)** — substantive question asked by David Limbrick — response from Jaclyn Symes due Thursday, 21 March 2024.

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CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 LEGAL AND SOCIAL ISSUES COMMITTEE — PUBLIC HOUSING — Samantha Ratnam moved, That this House —

- (1) notes the Government's Housing Statement outlines an intention to demolish and redevelop Melbourne's 44 public housing high-rise buildings by 2051, including a plan to build a majority of private homes on these publicly owned sites;
- (2) requires the Legal and Social Issues Committee to inquire into, consider and report by December 2025, on —
 - (a) the rationale and cost modelling for the decision to demolish and redevelop the 44 high-rise public housing buildings and associated sites ('the plan'), including alternatives to demolition, such as refurbishment and renovation;
 - (b) the impact of the plan, including the compulsory relocation and displacement of public housing residents on the future net availability of public community housing, and the existing decanting plans and the department estimates on the number of people who will permanently leave the area being developed;
 - (c) the findings and adequacy of consultations with —
 - (i) public housing tower residents and their representatives;
 - (ii) relevant local stakeholders such as health, community and education service providers, residents and Councils;
 - (iii) State and Federal Government departments and agencies;
 - (d) the efficacy of the proposed financial, legal and project delivery models (including the Ground Lease Model) to be used for the plan, versus alternative models to improve and increase the number of public and community homes on the sites in question and in Victoria;
 - (e) building standards for the developments including whether there will be the same standards for public, community and private housing;
 - (f) how different development and ownership models will be integrated within each site to enhance community integration and achieve a diversity of tenants;
 - (g) the likely impacts of the plan on —
 - (i) the number of bedrooms currently at each location versus the proposed number of new bedrooms per site;
 - (ii) the number of public and community housing homes at each location and how remaining public land will be used;
 - (iii) the Victorian Housing Register, and homelessness while the plan is being delivered;
 - (iv) the future of public housing in Victoria; and
 - (h) any other related matters.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 19

Melina Bath; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; David Ettershank; Renee Heath; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 16

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; David Limbrick; Tom McIntosh; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

10 BUSINESS POSTPONED — Ordered — That the consideration of order of the day, general business, No. 1, be postponed until later this day.

11 PRODUCTION OF DOCUMENTS — OVERDUE PRODUCTION OF DOCUMENTS ORDERS — David Davis moved, That this House —

- (1) notes the failure of the Leader of the Government to comply with a number of resolutions of the Council requiring the Leader of the Government to table specified documents in the Legislative Council by particular dates, and further notes that orders for the following have not been complied with —
 - (a) Hydrogen Energy Supply Chain Project on 22 March 2023;
 - (b) Gas and electricity supplies on 15 November 2023;
 - (c) Redevelopment of high-rise public housing sites on 15 November 2023;
 - (d) Kangaroo Harvest Management Plan on 29 November 2023;
 - (e) Commonwealth infrastructure review on 29 November 2023;
 - (f) Port of Hastings' application for offshore wind turbine facilities on 7 February 2024;
 - (g) Better Regulation Victoria's Review of Victoria's approach to illicit tobacco regulation on 7 February 2024;
- (2) affirms the privileges, immunities and powers conferred on the Council pursuant to section 19 of the *Constitution Act 1975*, and the power to make Standing Orders under section 43 of that Act;
- (3) affirms the right of the Council to require the production of documents;
- (4) requires the Leader of the Government to table in the Council, by 1.00 pm on 30 April 2024, the documents ordered by the Council in the motions identified in paragraphs (1)(a) to (g);
- (5) further notes that on 6 March 2024 the Government claimed executive privilege with respect to Ken Lay's final report into a second medically supervised injecting room handed to the office of the former Minister for Mental Health in the week beginning 29 May 2023, which was required to be produced by the Council's resolution on 21 February 2024;
- (6) requires the Leader of the Government to comply with Standing Order 10.03, which would include delivery of Ken Lay's final report into a second medically

supervised injecting room to the Clerk and may involve assessment by an independent legal arbiter, to be appointed by the President; and

- (7) permits that if the Leader of the Government has not complied with Standing Orders 10.01 to 10.03 in relation to all the documents listed in paragraphs (1) and (5) within the timeframe specified in paragraph (4), the Council will, at the conclusion of formal business on Tuesday, 30 April 2024 (or if formal business does not occur that day, at the conclusion of formal business on the next sitting day) give precedence for a non-government member to move, without leave, “That this House suspends the Leader of the Government from the service of the Council for the remainder of today and for the next two subsequent sitting days.”.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 22

Melina Bath; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Renee Heath; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Adem Somyurek; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 14

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; Tom McIntosh; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Business interrupted at 5.20 pm, pursuant to Sessional Orders.

- 12 STATEMENTS ON TABLED PAPERS AND PETITIONS** — Members made statements on reports, papers and petitions.

- 13 ADJOURNMENT** — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.11 pm until tomorrow.

ROBERT McDONALD

Clerk of the Legislative Council

No. 61 — Thursday, 21 March 2024

- 1** The President took the Chair at 9.33 am, read the Prayer and made an Acknowledgement of Country.

- 2 PAPERS** —

PAPER PRESENTED BY ORDER OF THE COUNCIL — Lizzie Blandthorn, by leave, presented the Government Response to the 5-Year Legislative Review of the Child Information Sharing Scheme *(Ordered to be tabled)*.

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Child Wellbeing and Safety Act 2005 — 5-Year Legislative Review of the Child Information Sharing Scheme, Final Report, under section 41ZO of the Act.

Safe Drinking Water Act 2003 — Drinking water quality in Victoria — Report, 2022-23.

Victorian Electoral Commission — Report to Parliament on the 2023 Warrandyte District by-election, March 2024.

Victorian Inspectorate — Special Report: A compliance case study on the use and oversight of coercive powers, March 2024 (*Ordered to be published*).

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PAPER PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following paper:
Government response to the Economy and Infrastructure Committee's Inquiry into land transfer duty fees.

3 SITTING OF THE COUNCIL — Harriet Shing moved, That the Council, at its rising, adjourn until Thursday, 18 April 2024.

Question — put and agreed to.

4 REGIONAL SITTING — ORDER OF BUSINESS — Harriet Shing moved, by leave, That so much of Standing and Sessional Orders be suspended to the extent necessary to enable the sitting of the Council on Thursday, 18 April 2024, to commence at 9.30 am at the Echuca Library, Echuca, and that the order of business on that day will be —

- (1) Lord's Prayer and Acknowledgement of Country;
- (2) the Proclamation to be read by the Clerk;
- (3) two community members, authorised by the President, to attend on the floor of the House to address the Council;
- (4) Messages;
- (5) Formal business;
- (6) Members' statements (up to 15 members);
- (7) Government business;
- (8) **At 11.30 am** Questions;
- (9) Lunch break (90 minutes);
- (10) Government business (continues); and
- (11) **At 5.00 pm** Adjournment (up to 20 members).

Question — put and agreed to.

5 MEMBERS' STATEMENTS — Members made statements.

6 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 230 to 325, be postponed until later this day.

7 FIREARMS AND CONTROL OF WEAPONS (MACHETES) AMENDMENT BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Evan Mulholland (*EM08C*) and Katherine Copsey (*KC19C*) circulated amendments proposed to be moved during Committee of the whole.

Business interrupted at 12.00 noon.

8 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

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QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Free fishing rod program (QwN 480)** — substantive and supplementary questions asked by Jeff Bourman — response from Gayle Tierney due Monday, 25 March 2024.
- **Isolation of children at Cherry Creek Youth Justice Centre (QwN 484)** — supplementary question asked by Katherine Copsey — response from Enver Erdogan due Monday, 25 March 2024.

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CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 FIREARMS AND CONTROL OF WEAPONS (MACHETES) AMENDMENT BILL 2024 —

Debate continued on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted.

Enver Erdogan moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 36

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Adem Somyurek; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt; Richard Welch.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 1

David Limbrick.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

10 PRIVATE SECURITY AND COUNTY COURT AMENDMENT BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

David Davis (DD130C) circulated amendments proposed to be moved during Committee of the whole.

Question — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

- 11 ENERGY AND PUBLIC LAND LEGISLATION AMENDMENT (ENABLING OFFSHORE WIND ENERGY) BILL 2024** — The President read a Message from the Assembly presenting *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 requesting the agreement of the Council.

On the motion of Harriet Shing (for Ingrid Stitt), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Harriet Shing laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Harriet Shing moved, That the Bill be now read a second time.

Harriet Shing incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier (for David Davis), the debate was adjourned for one week.

- 12 ESTATE AGENTS, RESIDENTIAL TENANCIES AND OTHER ACTS AMENDMENT (FUNDING) BILL 2024** — The President read a Message from the Assembly presenting *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 requesting the agreement of the Council.

On the motion of Harriet Shing (for Enver Erdogan), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Harriet Shing laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Harriet Shing moved, That the Bill be now read a second time.

Harriet Shing incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned for one week.

- 13 NATIONAL ELECTRICITY (VICTORIA) AMENDMENT (VICGRID) BILL 2024** — The President read a Message from the Assembly presenting *A Bill for an Act to amend the National Electricity (Victoria) Act 2005 in relation to VicGrid and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Ingrid Stitt), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Harriet Shing laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Harriet Shing moved, That the Bill be now read a second time.

Harriet Shing incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier (for David Davis), the debate was adjourned for one week.

14 ADJOURNMENT — Harriet Shing moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.25 pm until Thursday, 18 April 2024.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 59, 60 and 61

FIREARMS AND CONTROL OF WEAPONS (MACHETES) AMENDMENT BILL 2024

Committed Thursday, 21 March 2024

Amendments circulated: Evan Mulholland (EM08C) (p. 472) and Katherine Copsey (KC19C) (pp. 472-75)

Clause 1 — Evan Mulholland moved amendment No. 1 (EM08C).

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Evan Mulholland; Adem Somyurek; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 1 — put and agreed to.

Clauses 2 to 13 — put and agreed to.

Clause 14 — Katherine Copsey moved amendment Nos. 1 to 3 (KC19C).

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 8

Katherine Copsey; David Ettershank; David Limbrick; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 29

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman;
Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Enver Erdogan;
Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane;
Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Tom McIntosh;
Evan Mulholland; Harriet Shing; Adem Somyurek; Ingrid Stitt; Jaclyn Symes;
Lee Tarlamis; Sonja Terpstra; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negated.

Katherine Copsey moved amendment No. 4 (KC19C).

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 8

Katherine Copsey; David Ettershank; David Limbrick; Sarah Mansfield; Rachel Payne;
Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 29

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman;
Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Enver Erdogan;
Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane;
Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Tom McIntosh;
Evan Mulholland; Harriet Shing; Adem Somyurek; Ingrid Stitt; Jaclyn Symes;
Lee Tarlamis; Sonja Terpstra; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negated.

Katherine Copsey moved amendment No. 12 (KC19C).

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 8

Katherine Copsey; David Ettershank; David Limbrick; Sarah Mansfield; Rachel Payne;
Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 29

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman;
Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Enver Erdogan;
Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane;
Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Tom McIntosh;
Evan Mulholland; Harriet Shing; Adem Somyurek; Ingrid Stitt; Jaclyn Symes;
Lee Tarlamis; Sonja Terpstra; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negated.

Katherine Copsey moved amendment No. 16 (KC19C).

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 8

Katherine Copsey; David Ettershank; David Limbrick; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 29

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; Adem Somyurek; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negated.

Katherine Copsey moved amendment No. 17 (KC19C).

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 7

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 30

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; Adem Somyurek; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negated.

Katherine Copsey moved amendment No. 18 (KC19C).

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 8

Katherine Copsey; David Ettershank; David Limbrick; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 29

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman;
 Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Enver Erdogan;
 Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane;
 Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Tom McIntosh;
 Evan Mulholland; Harriet Shing; Adem Somyurek; Ingrid Stitt; Jaclyn Symes;
 Lee Tarlamis; Sonja Terpstra; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negated.

Katherine Copsey moved amendment Nos. 21 to 24 (KC19C).

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 8

Katherine Copsey; David Ettershank; David Limbrick; Sarah Mansfield; Rachel Payne;
 Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 29

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman;
 Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Enver Erdogan;
 Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane;
 Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Tom McIntosh;
 Evan Mulholland; Harriet Shing; Adem Somyurek; Ingrid Stitt; Jaclyn Symes;
 Lee Tarlamis; Sonja Terpstra; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negated.

Clause 14 — put and agreed to.

Clause 15 — Katherine Copsey moved amendment No. 53 (KC19C).

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 7

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli;
 Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 30

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman;
 Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Enver Erdogan;
 Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane;
 David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan;
 Tom McIntosh; Evan Mulholland; Harriet Shing; Adem Somyurek; Ingrid Stitt;
 Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negated.

Clause 15 — put and agreed to.

Clauses 16 to 25 — put and agreed to.

Bill reported without amendment.

* * * * *

PRIVATE SECURITY AND COUNTY COURT AMENDMENT BILL 2024

Committed Thursday, 21 March 2024

Amendments circulated: David Davis (DD130C) (p. 476)

Clauses 1 to 52 — put and agreed to.

Clause 53 — David Davis moved amendment No. 1 (DD130C).

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Evan Mulholland; Adem Somyurek; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negated.

Clause 53 — put and agreed to.

Clauses 54 to 65 — put and agreed to.

Bill reported without amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. FIREARMS AND CONTROL OF WEAPONS (MACHETES) AMENDMENT BILL 2024

Amendments circulated by Evan Mulholland (EM08C)

1. Clause 1, line 10, omit "to clarify that a machete is a type of knife" and insert "in relation to the classification of machetes".
2. Clause 24, lines 5 to 8, omit all words and expressions after "in the definition of" and insert '**prohibited weapon**, after "firearm" insert ", a machete".'.

AMENDMENT OF LONG TITLE

3. Long title, omit "to clarify that a machete is a type of knife" and insert "in relation to the classification of machetes".

Amendments circulated by Katherine Copsey (KC19C)

1. Clause 14, line 11, omit "**Power of Chief Commissioner to**" and insert "**Magistrate may**".
2. Clause 14, line 13, omit "a police officer" and insert "the Chief Commissioner".
3. Clause 14, line 14, omit "the Chief Commissioner" and insert "a magistrate".
4. Clause 14, line 18, after "individual" insert "who is of or over the age of 18 years and".
5. Clause 14, line 23, omit "the police officer making the application" and insert "a police officer".
6. Clause 14, lines 27 to 28, omit "the Chief Commissioner" and insert "a magistrate".
7. Clause 14, page 9, line 2, omit "individual; and" and insert "individual".
8. Clause 14, page 9, lines 3 to 5, omit all words and expressions on those lines.
9. Clause 14, page 9, line 6, omit "The Chief Commissioner" and insert "A magistrate".
10. Clause 14, page 9, lines 8 to 9, omit "and, where the case so requires, subsection (1)(c),".
11. Clause 14, page 9, lines 22 to 29, omit all words and expressions on those lines.
12. Clause 14, page 10, line 11, omit "90 days" and insert "28 days".
13. Clause 14, page 10, lines 11 to 12, omit "the Chief Commissioner" and insert "a magistrate".
14. Clause 14, page 10, lines 18 to 19, omit "the Chief Commissioner" and insert "a magistrate".
15. Clause 14, page 10, line 24, omit "the Chief Commissioner" and insert "a magistrate".

16. Clause 14, page 10, lines 28 to 29, omit "is reasonably satisfied" and insert "believes on reasonable grounds".
17. Clause 14, page 11, after line 20 insert—
 - "(aa) must inform the individual of the grounds on which the police officer has formed the belief required under section 112ZA(1)(a) in sufficient detail to allow the individual to understand the reason why the police officer has stopped and directed the individual; and
 - (ab) must state orally the officer's name, rank and place of duty; and
 - (ac) must give to the individual a written document that sets out—
 - (i) the fact that the police officer has stopped and directed the individual under section 112ZA(1); and
 - (ii) the detail of the grounds for the police officer's belief and the reason why the police officer stopped the individual; and
 - (iii) the officer's name, rank, place of duty and operational type; and".
18. Clause 14, page 11, lines 25 to 33, omit all words and expressions on those lines and insert—
 - "(b) must warn the individual of the effect of section 112ZA(2), if the individual refuses or fails to comply with a direction under section 112ZA."
19. Clause 14, page 12, lines 1 to 3, omit all words and expressions on those lines.
20. Clause 14, page 12, before line 4 insert—

"112ZBA Offence for police officer to give incorrect information

A police officer who, under section 112ZB(ab)—

 - (a) states a name or rank that is false in a material particular; or
 - (b) states as the officer's place of duty an address other than the name of the police station that is the officer's ordinary place of duty—

is guilty of an offence and liable to a penalty of not more than 5 penalty units."
21. Clause 14, page 12, lines 5 to 6, omit "**or go to police station or other safe place**".
22. Clause 14, page 12, lines 7 to 21, omit all words and expressions on those lines and insert—
 - "(1) If the police officer is reasonably satisfied that a service direction determination applies to the individual on the basis of the information given under section 112ZA(1)(b), for the purpose of serving the firearm prohibition order, the police officer may direct the individual to remain at the place where the individual has been stopped."
23. Clause 14, page 12, line 23, omit "subsection (1)(a) or (b)" and insert "subsection (1)".
24. Clause 14, page 12, lines 25 to 26, omit "or to which the individual has gone (as the case requires)".
25. Clause 14, page 13, lines 5 to 33, omit all words and expressions on those lines.
26. Clause 14, page 14, lines 1 to 33, omit all words and expressions on those lines.

27. Clause 14, page 15, lines 1 to 31, omit all words and expressions on those lines.
28. Clause 14, page 17, line 20, omit "circumstances; and" and insert "circumstances."
29. Clause 14, page 17, lines 21 to 23, omit all words and expressions on those lines.
30. Clause 14, page 20, lines 1 to 5, omit all words and expressions on those lines and insert—
"(2) The individual to whom the firearm prohibition order applies must be of or over the age of 18 years."
31. Clause 14, page 23, line 18, omit "112ZX; and" and insert "112ZX."
32. Clause 14, page 23, lines 19 to 21, omit all words and expressions on those lines.
33. Clause 14, page 23, lines 29 to 33, omit all words and expressions on those lines.
34. Clause 14, page 24, lines 1 to 33, omit all words and expressions on those lines.
35. Clause 14, page 25, lines 1 to 7, omit all words and expressions on those lines.
36. Clause 14, page 25, line 13, omit "Division 6 or 7" and insert "Division 7".
37. Clause 14, page 25, line 25, omit "Division 6 or 7" and insert "Division 7".
38. Clause 14, page 26, line 12, omit "Division 6 or 7" and insert "Division 7".
39. Clause 14, page 26, line 29, omit "Division 6 or 7" and insert "Division 7".
40. Clause 14, page 27, line 2, omit "Division 6 or 7" and insert "Division 7".
41. Clause 14, page 27, lines 30 to 31, omit "the giving of the direction,".
42. Clause 14, page 28, line 3, omit "**Division 6 or 7**" and insert "**Division 7**".
43. Clause 14, page 28, lines 4 to 5, omit "Division 6 or 7" and insert Division 7".
44. Clause 14, page 28, line 18, omit "Division 6 or 7" and insert "Division 7".
45. Clause 14, page 28, line 22, omit "Division 6 or 7" and insert "Division 7".
46. Clause 14, page 28, line 23, omit "Division 6 or 7" and insert "Division 7".
47. Clause 14, page 29, lines 16 to 17, omit "**service direction determinations**" and insert "**holding in custody**".
48. Clause 14, page 29, lines 18 to 22, omit all words and expressions on those lines.
49. Clause 14, page 29, lines 23 to 28, omit all words and expressions on those lines and insert—
"(2) A police officer who, for the purpose of serving a firearm prohibition order, holds an individual in custody under Division 7 must make a written record of that holding in custody."
50. Clause 14, page 31, lines 29 to 34 and page 32, lines 1 to 4, omit all words and expressions on those lines and insert—

- "(1) The Chief Commissioner, on request and without charge, must provide a copy of a record made under section 112ZZA(2) to the individual who was held in custody.".
51. Clause 14, page 32, lines 12 to 15, omit all words and expressions on those lines.
 52. Clause 14, page 32, line 29, omit "the detention,".
 53. Clause 15, line 20, after "112ZA(1)" insert "and the ethnic appearance of each individual to whom such a direction was given".
 54. Clause 15, lines 24 to 26, omit "detained under Division 6 of Part 4A and the number".
 55. Clause 15, page 34, lines 13 to 21, omit all words and expressions on those lines.
 56. Clause 16, line 33, omit "detention" and insert "custody".
 57. Clause 19, page 37, lines 29 to 32, omit all words and expressions on those lines.
 58. Clause 19, page 38, lines 7 to 9, omit "detained under Division 6 of Part 4A and the number".
 59. Clause 20, lines 3 to 4, omit **"matters under Part 4A and this Part"** and insert **"the making of firearm prohibition orders"**.
 60. Clause 20, lines 5 to 31 and page 40, lines 1 to 19, omit all words and expressions on those lines and insert—
 - '(1) The IBAC, in accordance with this section, must review the making of firearm prohibition orders.
 - (2) A review under subsection (1) must be conducted for each 3 month period of every year, with the first period commencing on 1 January of that year.
 - (3) Subject to subsection (4), in each 3 month review the IBAC must review the making of a proportion of the firearm prohibition orders made during the period under review.
 - (4) In a 3 month review the IBAC may review every firearm prohibition order if the IBAC so determines.
 - (5) A 3 month review may have regard to—
 - (a) a matter arising in a previous 3 month period if that matter is connected with a matter being reviewed for the period under review; or
 - (b) a firearm prohibition order made during a previous 3 month period if that order is connected with a matter being monitored under section 173.
 - (6) The IBAC must determine the proportion of the orders to be reviewed having regard to the number of orders made during the period, the need to have a representative sample of orders made and any other relevant issues.".'
 61. Clause 21, lines 25 to 31, omit all words and expressions on those lines and insert—

"(1) Once the IBAC has made a determination under section 174F(6), the IBAC must give the Chief Commissioner written notice of the firearm prohibition orders to be reviewed.".
 62. Clause 21, page 41, lines 2 to 3, omit "or service direction determination".
 63. Clause 22, omit this clause.

2. PRIVATE SECURITY AND COUNTY COURT AMENDMENT BILL 2024

Amendments circulated by David Davis (DD130C)

1. Clause 53, page 29, after line 20 insert—

'(7) After section 180(3) of the Principal Act **insert—**

"(4) Regulations made under this section may be disallowed in whole or in part by either House of the Parliament.".'.