



LEGISLATIVE COUNCIL
MINUTES OF THE PROCEEDINGS
60TH PARLIAMENT
Nos. 44, 45 and 46

No. 44 — Tuesday, 14 November 2023

1 The President took the Chair at 12.02 pm, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACTS** — The President read a Message from the Governor informing the Council that she had, on 8 November 2023, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

Gambling Legislation Amendment Act 2023

Special Investigator Repeal Act 2023

Triple Zero Victoria Act 2023.

3 **QUESTION TIME** —

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

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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:

- **Public housing redevelopment (QwN 344)** — substantive question asked by Samantha Ratnam — response from Harriet Shing due Thursday, 16 November 2023.

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CONSTITUENCY QUESTIONS — Members asked constituency questions.

4 **PETITION — FINANCIAL SUPPORT FOR BRUMBY RE-HOMERS** — Bev McArthur presented a petition bearing 1,044 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to direct Parks Victoria to recount brumby populations with improved counting methods and make provisions to assist approved re-homers with financial support (*Ordered to be tabled*).

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

5 PAPERS —

COMMITTEE REPORT — SCRUTINY OF ACTS AND REGULATIONS COMMITTEE —

Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled Alert Digest No. 14 of 2023 (including Appendices and Extracts of Proceedings) 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:

Crown Land (Reserves) Act 1978 — Order of 13 November 2023 giving approval to the granting of a lease at Albert Park.

Duties Act 2000 — Treasurer's Report of Corporate Reconstruction and Consolidation Concessions and Exemptions for 2022-23, under section 250B(4) of the Act.

Financial Management Act 1994 —

Ministers' reports that 2022-23 Reports have not been received, together with an explanation for the delay, under section 46(3) of the Act —

Minister for Education — Victorian Curriculum and Assessment Authority.

Minister for Energy and Resources — Mine Land Rehabilitation Authority.

Victorian Budget 2023-24 Quarterly Financial Report No. 1 (*released on 10 November 2023 – a non-sitting day*) (*Ordered to be published*).

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

Ballarat, Cardinia, Glen Eira, Greater Geelong, Hume and Mornington Peninsula Planning Schemes — Amendment GC221.

Banyule, Boroondara, Manningham, Nillumbik, Whitehorse, Whittlesea and Yarra Planning Schemes — Amendment GC223.

Bass Coast Planning Scheme — Amendment C162.

Corangamite Planning Scheme — Amendment C59.

French Island and Sandstone Island Planning Scheme — Amendment C12.

Greater Geelong Planning Scheme — Amendment C454.

Horsham Planning Scheme — Amendment C82.

Melton Planning Scheme — Amendment C239.

Mitchell Planning Scheme — Amendment C166.

Moyne Planning Scheme — Amendment C70.

Surf Coast Planning Scheme — Amendment C144.

Warrnambool Planning Scheme — Amendment C215.

Portable Long Service Benefits Authority — Report, 2022-23.

Statutory Rule under the Electricity Safety Act 1998 — No. 112.

Subordinate Legislation Act 1994 —

Documents under section 15 in respect of Statutory Rule Nos. 110, 111 and 112.

Legislative Instruments and related documents under section 16B in respect of —

Notice to fix fees under section 73 of the Victorian Energy Efficiency Target Act 2007.

Order declaring water system zones in Victoria under section 6B(1) of the Water Act 1989.

Victorian Inspectorate — Report on surveillance device records inspected during the period 1 July 2022 to 31 December 2022, under section 30Q of the Surveillance Devices Act 1999.

Yarra River Protection (Wilip-gin Birrarung murrong) Act 2017 — Birrarung Council Review, September 2023, under section 58(3) of the Act.

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

Response from the Minister for Ambulance Services to petition titled Save Inglewood's old ambulance station (Petition No. 505) (presented by Gaelle Broad on 30 August 2023) (*released on 6 November 2023 – a non-sitting day*).

Response from the Minister for Ambulance Services to petition titled Save Inglewood's ambulance administration building (Petition No. 506) (presented by Gaelle Broad on 30 August 2023) (*released on 6 November 2023 – a non-sitting day*).

6 BUSINESS OF THE COUNCIL — Georgie Crozier moved, by leave, That the following general business take precedence on Wednesday, 15 November 2023 —

- (1) notice of motion No. 239 standing in Jeff Bourman's name on harvesting wild caught venison for donation to food charities;
- (2) notice of motion given this day by Evan Mulholland on the Suburban Rail Loop;
- (3) notice of motion given this day by Georgie Crozier on anti-Israel protestors in Caulfield South; and
- (4) order of the day No. 9, resumption of debate on the second reading of the Nuclear Activities (Prohibitions) Repeal Bill 2023.

Question — put and agreed to.

7 MEMBERS' STATEMENTS — Members made statements.

8 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 171 to 241, be postponed until later this day.

9 EARLY CHILDHOOD LEGISLATION AMENDMENT (PREMISES APPROVAL IN PRINCIPLE) BILL 2023 — Debate resumed 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, 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.

10 TRANSPORT LEGISLATION AMENDMENT BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned until the next day of meeting.

11 ADJOURNMENT — Ingrid Stitt moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 5.56 pm until tomorrow.

ROBERT McDONALD

Clerk of the Legislative Council

No. 45 — Wednesday, 15 November 2023

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

- 2 PETITION — REJECT THE DECISION TO STOP NATURAL GAS CONNECTION** — David Limbrick presented a petition bearing 3,808 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to reject the decision made to stop natural gas connection to new dwellings from 1 January 2024, conduct a parliamentary debate on the matter and reject any regulations created to enact this change (*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 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT** — The Clerk tabled the following papers:

Auditor-General — Employee Health and Wellbeing in Victorian Public Hospitals, November 2023 (*Ordered to be published*).

Interpretation of Legislation Act 1984 — Notice under section 32(3)(a)(iii) in relation to Statutory Rule No. 107 (*Gazette G45, 9 November 2023*).

Ombudsman — Investigation into a Building Permit complaint, November 2023 (*Ordered to be published*).

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

Ballarat Planning Scheme — Amendment C235.

Campaspe Planning Scheme — Amendment C120.

Casey Planning Scheme — Amendment C288.

Greater Geelong Planning Scheme — Amendment C427.

Macedon Ranges Planning Scheme — Amendment C156.

Maroondah Planning Scheme — Amendment C144.

Melton Planning Scheme — Amendment C240.

Statutory Rules under the following Acts —

Environment Protection Act 2017 — No. 115.

Social Services Regulation Act 2021 — Nos. 113 and 114.

Subordinate Legislation Act 1994 — Documents under section 15 in respect of Statutory Rule No. 116.

Victorian Curriculum and Assessment Authority — Report, 2021-22.

- 4 MEMBERS' STATEMENTS** — Members made statements.

- 5 PRODUCTION OF DOCUMENTS — GAS AND ELECTRICITY SUPPLIES** — David Davis moved, That this House —
(1) notes —

- (a) recent announcements by the Government in the Victorian energy sector, including the new contractual arrangements entered into or announced with Latrobe Valley based electricity generators since 2021 and the gas industry supply changes announced by the Labor Government;
 - (b) the agreements reached by the Andrews Labor Government with coal-fired electricity generators in the Latrobe Valley, the details and costs of which have never been publicly revealed;
 - (c) Victoria's Gas Substitution Roadmap;
- (2) requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council, within three weeks of the House agreeing to this resolution, copies of —
- (a) agreements reached with the owners of coal-fired electricity generators in the Latrobe Valley, Loy Yang A, Loy Yang B and Yallourn, to continue generating electricity, including details of the payments made to each generator and details of payments to be made until the scheduled closure of the generators;
 - (b) documents relating to Victoria's Gas Substitution Roadmap, specifically any modelling, assessments or examinations, including consultancies, on —
 - (i) the impact of Victoria's Gas Substitution Roadmap, including any modelling or assessment of its transitional impacts on current electrical and gas infrastructure;
 - (ii) the impacts on greenhouse gas emissions and energy affordability for consumers and businesses; and
 - (iii) gas supply reform advice provided to the Minister for Energy, including any modelling or assessments, including consultation, on the impact of implementation of the Roadmap on current electrical and gas infrastructure.

Debate ensued.

Question — put and agreed to.

6 PRODUCTION OF DOCUMENTS — REDEVELOPMENT OF HIGH-RISE PUBLIC HOUSING SITES — Samantha Ratnam moved, That this House —

- (1) notes that the Government's recent Housing Statement outlines an intention to demolish and redevelop all of Melbourne's 44 high-rise public housing buildings by 2051, including a plan to build a majority of private homes on these publicly owned sites;
- (2) 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 the redevelopment of the public housing across any of the 44 high-rise public housing sites, including but not limited to —
 - (a) those that provide a rationale for the decision to demolish and redevelop the 44 high-rise public housing buildings and associated sites, including documents exploring alternatives to demolition, including refurbishment and renovation;
 - (b) assessments of the condition of current public housing buildings;
 - (c) feasibility studies on the cost and options for refurbishment and renovation;
 - (d) assessments and modelling of the maximum number of public homes that can be rebuilt on each public housing building site;

- (e) cost modelling and carbon footprint assessments for the demolition plan versus any alternative options (for example, refurbishment), including a breakdown of costs for public housing tower resident relocation, such as public housing stock acquisition or head-leasing of private properties, removalist costs and amounts allocated to workforce redirection towards community engagement;
- (f) cost modelling for the public-private partnership approach in Victoria's Housing Statement (for example, public sector comparator);
- (g) those that provide a rationale for the decision to initially demolish the tenanted buildings in North Melbourne and Flemington;
- (h) those relating to public housing tower resident consultation, including any information about whether any consultation occurred in the development of the demolition plan, and with whom (for instance, which organisations, representative bodies, or individuals); and
- (i) those outlining indicative timeframes for the demolition and redevelopment of the subsequent 39 towers to the five already announced.

Debate ensued.

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

Question — put and agreed to.

7 HARVESTING WILD SHOT VENISON FOR DONATION TO FOOD CHARITIES —

Jeff Bourman moved, That this House —

(1) notes that —

- (a) around 150,000 game deer are shot by recreational hunters every year;
 - (b) an impediment to Victoria's 51,000 licenced deer hunters taking more deer is finding a use for the extra venison;
 - (c) many food charities are struggling with increased demand and many families are approaching some of these charities to keep food on their plates;
 - (d) there are existing programs in Victoria and other states that allow meat sourced from wild animals to be procured for human consumption;
- (2) calls on the Government to commit to further discussions regarding the delivery of a pilot program to enable the commercial processing of wild shot venison to be harvested and donated to food charities on selected government programs and whether funding could be provided for —
- (a) the training of accredited volunteers; and
 - (b) the necessary infrastructure, such as racks on vehicles and cool rooms.

Debate ensued.

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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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:

- **Animal welfare activists (QwN 351)** — substantive and supplementary questions asked by Jeff Bourman — response from Jaclyn Symes due Friday, 17 November 2023.
- **Koalas in south west Victoria (QwN 353)** — substantive and supplementary questions asked by Georgie Purcell — response from Gayle Tierney due Friday, 17 November 2023.
- **Pill testing trial (QwN 356)** — substantive and supplementary questions asked by Aiv Puglielli — response from Jaclyn Symes due Friday, 17 November 2023.

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CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 HARVESTING WILD SHOT VENISON FOR DONATION TO FOOD CHARITIES — Debate continued on the question, That this House —

(1) notes that —

- (a) around 150,000 game deer are shot by recreational hunters every year;
- (b) an impediment to Victoria's 51,000 licenced deer hunters taking more deer is finding a use for the extra venison;
- (c) many food charities are struggling with increased demand and many families are approaching some of these charities to keep food on their plates;
- (d) there are existing programs in Victoria and other states that allow meat sourced from wild animals to be procured for human consumption;

(2) calls on the Government to commit to further discussions regarding the delivery of a pilot program to enable the commercial processing of wild shot venison to be harvested and donated to food charities on selected government programs and whether funding could be provided for —

- (a) the training of accredited volunteers; and
- (b) the necessary infrastructure, such as racks on vehicles and cool rooms.

Question — put.

The Council divided — The President in the Chair.

AYES, 32

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

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

NOES, 5

Katherine Copsey; Sarah Mansfield; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

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

Question agreed to.

10 SUBURBAN RAIL LOOP — Evan Mulholland moved, That this House notes —

- (1) the International Monetary Fund's advice for governments to appropriately manage their infrastructure pipelines to avoid interest rates rising further;

- (2) the comments of the Federal Labor Treasurer urging state governments to better coordinate major projects;
- (3) the expert advice of economists and urban planners identifying the Suburban Rail Loop (SRL) as the most appropriate project to be paused;
- (4) that the Victorian Auditor General's Office found the SRL business case does not "support fully informed investment decisions", contained "significant departures" from Department of Transport guidelines and, when costed to these guidelines, could lose 49 cents for every dollar spent;
- (5) that the Parliamentary Budget Office found the first two stages of the SRL could cost 2.5 times what the Premier, the Hon. Jacinta Allan MP, originally promised;
- (6) that the Allan Government has not submitted its costings and business case to Infrastructure Victoria, despite the Andrews Government creating the body to advise on major projects;
- (7) that there is a \$9.6 billion shortfall in Commonwealth funding, with the Federal Labor Infrastructure Minister confirming that no further funding will be guaranteed until the project goes through an independent evaluation;
- (8) that the Government should not sign multi-billion-dollar contracts and allocate a generation's worth of infrastructure funding in the face of a volatile economic climate;

and calls on the Government not to sign any SRL contracts until it is independently assessed by Infrastructure Victoria, and to pause the SRL to ensure that Victoria's infrastructure pipeline remains stable.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put.

The Council divided — The President in the Chair.

AYES, 15

Matthew Bach; Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell.

(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; 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)

Question negated.

11 BUSINESS POSTPONED — Ordered — That the consideration of notice of motion, general business, No. 246, be postponed until later this day.

12 NUCLEAR ACTIVITIES (PROHIBITIONS) REPEAL BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Question — put.

The Council divided — The President in the Chair.

AYES, 16

Matthew Bach; Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Evan Mulholland; Adem Somyurek; Rikkie-Lee Tyrrell.
(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; 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)

Question negated.

Business interrupted at 5.16 pm, pursuant to Sessional Orders.

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

14 PETITIONS (QUALIFYING FOR DEBATE) — STOP THE HYDROGEN ENERGY SUPPLY CHAIN PROJECT — Sarah Mansfield moved, That the petition be taken into consideration.
Debate ensued.

15 ADJOURNMENT — The President adjourned the House due to disorder.
The Council adjourned at 6.10 pm until tomorrow.

ROBERT McDONALD

Clerk of the Legislative Council

No. 46 — Thursday, 16 November 2023

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

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

Albury Wodonga Health — Report, 2022-23.

Architects Registration Board of Victoria — Minister's report of receipt of the 2022-23 Report.

Auditor-General — Reducing the Illegal Disposal of Asbestos, November 2023
(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, under section 52 of the Act.

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, November 2023 (Ordered to be published).

Commissioner for Environmental Sustainability — Minister's report of receipt of the 2022-23 Report.

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 section 303 of the Act.

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.

Occupational Health and Safety Act 2004 — Workplace Incidents Consultative Committee — Report 2022-23, under section 126B of the Act.

Omeo District Health — Report, 2022-23.

Portland District Health — Report, 2022-23.

Robinvale District Health Services (RDHS) — Report, 2022-23.

Rural Northwest Health — Report, 2022-23.

Subordinate Legislation Act 1994 — Documents under section 15 in respect of Statutory Rule No. 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.

- 3 SITTING OF THE COUNCIL** — Jaclyn Symes moved, That the Council, at its rising, adjourn until Tuesday, 28 November 2023.

Question — put and agreed to.

- 4 STANDING AND TEMPORARY ORDERS — ADJOURNMENT MATTERS** — Georgie Crozier moved, by leave, That so much of Standing and Temporary Orders be suspended to the extent necessary to allow —

- (1) up to 20 members to submit adjournment matters today for incorporation under the Temporary Orders agreed to by the House on 7 September 2021 in addition to the 20 members that may raise adjournment matters in the House; and
- (2) members that raise an adjournment matter in the House today to also be permitted to submit a matter for incorporation.

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. 171 to 255, be postponed until later this day.

- 7 TRANSPORT LEGISLATION AMENDMENT BILL 2023** — Debate resumed 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.

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 a minister to provide a written response to questions without notice pursuant to Standing Order 8.07 as follows:

- **Animal care and protection legislation (QwN 363)** — substantive and supplementary questions asked by Georgie Purcell — response from Jaclyn Symes due Monday, 20 November 2023.

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CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 TRANSPORT LEGISLATION AMENDMENT BILL 2023 — Bill further considered in Committee of the whole.

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.

10 MESSAGE FROM ASSEMBLY — INVITATION TO LEGISLATIVE COUNCIL MEMBERS — APOLOGY — The Deputy President read a Message from the Assembly inviting 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 a motion for a parliamentary apology for past care leavers.

11 BUSINESS OF THE HOUSE — Jaclyn Symes moved, by leave, That so much of Standing and Sessional Orders be suspended to the extent necessary to allow —

- (1) the sitting of the Council on Wednesday, 29 November 2023 to commence at 9.30 am and the following order of business to apply —

Messages

Formal business

Members' statements (up to 15 members)

General business

At 12.00 noon Questions

General business (continues)

At 6.15 pm Statements on tabled papers and petitions (30 minutes)

Petitions (qualifying for debate) (30 minutes)

At 7.15 pm Adjournment (up to 20 members);

- (2) the President to suspend the sitting of the Council to allow members to attend the Assembly Chamber at 10.00 am for a special sitting to consider a motion for a parliamentary apology for past care leavers and resume the sitting of the Council five minutes after the conclusion of the special sitting; and
- (3) any business under discussion at the time the President suspends the sitting to be resumed at the resumption of the sitting.

Question — put and agreed to.

12 ENVIRONMENT LEGISLATION AMENDMENT (CIRCULAR ECONOMY AND OTHER MATTERS) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and 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 BUDGET PAPERS, 2023-24 — Debate resumed on the question, That the Council take note of the Budget Papers, 2023-24.

On the motion of Harriet Shing, the debate was adjourned until the next day of meeting.

14 CORRECTIONS AMENDMENT (PAROLE REFORM) BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Corrections Act 1986 in relation to parole and for other purposes* and requesting the agreement of the Council.

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

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

Lizzie Blandthorn moved, That the Bill be now read a second time.

Lizzie Blandthorn incorporated the second reading speech in Hansard (except for the statement under section 31(1) of the *Charter of Human Rights and Responsibilities Act 2006*).

Lizzie Blandthorn made a statement pursuant to section 31 of the *Charter of Human Rights and Responsibilities Act 2006* explaining the exceptional circumstances that justify the inclusion of an override declaration.

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

15 CRIMES AMENDMENT (NON-FATAL STRANGULATION) BILL 2023 — The President read a Message from the Assembly presenting *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 requesting the agreement of the Council.

On the motion of Lizzie Blandthorn (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

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

Lizzie Blandthorn moved, That the Bill be now read a second time.

Lizzie Blandthorn incorporated the second reading speech in Hansard.

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

16 WORKPLACE INJURY REHABILITATION AND COMPENSATION AMENDMENT (WORKCOVER SCHEME MODERNISATION) BILL 2023 — The President read a Message from the Assembly presenting *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 requesting the agreement of the Council.

On the motion of Lizzie Blandthorn (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

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

Lizzie Blandthorn moved, That the Bill be now read a second time.

Lizzie Blandthorn incorporated the second reading speech in Hansard (except for the statement under section 85(5) of the *Constitution Act 1975*).

Lizzie Blandthorn made a statement pursuant to section 85(5) of the *Constitution Act 1975* on the reasons for altering or varying this section.

David Davis moved, That the debate be adjourned until 5 March 2024.

Question — put.

The Council divided — The President in the Chair.

AYES, 20

Matthew Bach; Melina Bath; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Aiv Puglielli; Samantha Ratnam; Adem Somyurek; Rikkie-Lee Tyrrell.

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

NOES, 19

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Tom McIntosh; Rachel Payne; Georgie Purcell; 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 agreed to.

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

Debate ensued and members incorporated further adjournment matters in Hansard pursuant to orders of the Council on 7 September 2021 and earlier this day.

The Council adjourned at 6.28 pm until Tuesday, 28 November 2023.

ROBERT McDONALD
Clerk of the Legislative Council

COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 44, 45 and 46

EARLY CHILDHOOD LEGISLATION AMENDMENT (PREMISES APPROVAL IN PRINCIPLE) BILL 2023

Committed Tuesday, 14 November 2023

Clauses 1 to 20 — put and agreed to.

Bill reported without amendment.

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TRANSPORT LEGISLATION AMENDMENT BILL 2023

Committed Thursday, 16 November 2023

Clauses 1 to 55 — put and agreed to.

Clause 56 — Question — That clause 56 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 35

Matthew Bach; Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn;
Gaelle Broad; Katherine Copsey; David Davis; Enver Erdogan; Jacinta Ermacora;
David Ettershank; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane;
David Limbrick; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken;
Nick McGowan; Tom McIntosh; Evan Mulholland; 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, 2

Jeff Bourman; Rikkie-Lee Tyrrell.

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

Question agreed to.

Clauses 57 to 129 — put and agreed to.

Schedule 1 — put and agreed to.

Bill reported without amendment.

