



LEGISLATIVE COUNCIL
MINUTES OF THE PROCEEDINGS
60TH PARLIAMENT
Nos. 56, 57 and 58

No. 56 — Tuesday, 5 March 2024

- 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 Messages from the Governor informing the Council that she had, on the following dates, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:
On 27 February 2024 —
Building Legislation Amendment (Domestic Building Insurance New Offences) Act 2024
Service Victoria Amendment Act 2024.
On 5 March 2024 —
Regulatory Legislation Amendment (Reform) Act 2024.
 - 3 **SENATE VACANCY** — The President announced the receipt of a Message from the Governor transmitting a letter from the President of the Senate notifying that a vacancy had occurred in the Senate following the death of Senator Linda White.
 - 4 **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:
 - **Tobacco and vaping arson incidents (QwN 442)** — substantive and supplementary questions asked by David Limbrick — response from Enver Erdogan due Thursday, 7 March 2024.
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- CONSTITUENCY QUESTIONS** — Members asked constituency questions.

5 PETITIONS —

EXTEND FINANCIAL SUPPORT TO CUSTOMERS OF MONTEGO HOMES AND CHATHAM HOMES

HOMES — Evan Mulholland presented a petition bearing 1,168 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to provide the customers of Montego Homes and Chatham Homes with the same financial support that was provided to Porter Davis customers under the Liquidated Builders Customer Support Payment Scheme (*Ordered to be tabled*).

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

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BAN ALL FIREWORKS DISPLAYS — Georgie Purcell presented a petition bearing 1,103 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to move towards a total ban of fireworks in Victoria, seek safer and more environmentally friendly options, such as drone and water projection shows and roll out education programs that highlight the dangers and risk of personal injury through the use of illegal fireworks and legislate harsher penalties for their use (*Ordered to be tabled*).

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

6 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. 3 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:

Electoral Act 2002 — Electoral Review Expert Panel's Report on Victoria's laws on political finance and electronic assisted voting, November 2023, under section 222DB(5) of the Act.

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

Statutory Rule No. 102/2023 (*Gazette G9, 29 February 2024*).

Statutory Rule No. 106/2023 (*Gazette G9, 29 February 2024*).

Land Acquisition and Compensation Act 1986 — Minister's certificate of 22 February 2024 to not require the service of a notice of intention to acquire land, under section 7 of the Act.

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

Central Goldfields Planning Scheme — Amendment C38.

Macedon Ranges Planning Scheme — Amendment C145.

Maribyrnong Planning Scheme — Amendments C162 and C186.

Melbourne Planning Scheme — Amendment C379.

Moonee Valley Planning Scheme — Amendment C232.

Murrindindi Planning Scheme — Amendment C76.

Whitehorse Planning Scheme — Amendment C220.

Wyndham Planning Scheme — Amendment C262.

Yarra Ranges Planning Scheme — Amendment C217.

Statutory Rule under the Children's Services Act 1996 — No. 12.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule No. 12.

Terrorism (Community Protection) Act 2003 — Inspection Report by the Victorian Inspectorate on Victoria Police records inspected in February 2023, under section 37D of the Act.

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

President's Report on overdue government responses to standing committee reports, as at 29 February 2024.

Response from the Minister for Roads and Road Safety to petition titled Reinstate the Road Safety Committee (Petition No. 521) (presented by Georgie Crozier on 6 February 2024) (*released on 28 February 2024 — a non-sitting day*).

Response from the Minister for Energy and Resources to petition titled Support the Nuclear Energy (Prohibitions) Repeal Bill 2023 (Petition No. 503) (presented by David Limbrick on 6 February 2024) (*released on 4 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:

Building Legislation Amendment (Domestic Building Insurance New Offences) Act 2024 — 28 February 2024 (*Gazette S88, 27 February 2024*).

7 PRODUCTION OF DOCUMENTS —

PORT OF HASTINGS' APPLICATION FOR OFFSHORE WIND TURBINE FACILITIES —

The Clerk tabled a letter from the Attorney-General, dated 26 February 2024, in response to a resolution of the Council on 7 February 2024 (on the motion of David Davis), relating to Port of Hastings' application for offshore wind turbine facilities, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

On the motion of David Davis, the Attorney-General's letter was ordered to be taken into consideration on the next day of meeting.

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BETTER REGULATION VICTORIA'S REVIEW OF VICTORIA'S APPROACH TO ILLICIT TOBACCO REGULATION —

The Clerk tabled a letter from the Attorney-General, dated 26 February 2024, in response to a resolution of the Council on 7 February 2024 (on the motion of David Limbrick), relating to Better Regulation Victoria's review of Victoria's approach to illicit tobacco regulation, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

8 COMMITTEE MEMBERSHIP — Rachel Payne moved, by leave, That —

(1) David Ettershank be discharged as a member of the Economy and Infrastructure Standing Committee; and

(2) David Ettershank be a participating member of the Economy and Infrastructure Standing Committee.

Question — put and agreed to.

9 MEMBERS' STATEMENTS — Members made statements.

10 BUSINESS OF THE COUNCIL — Evan Mulholland moved, by leave, That —

- (1) the following general business take precedence on Wednesday, 6 March 2024 —
 - (a) order of the day No. 24, second reading of the Offshore Petroleum and Greenhouse Gas Storage Amendment (No New Oil or Gas Activities) Bill 2022;
 - (b) notice of motion given this day by Adem Somyurek on ASIO and their finding that a foreign spy unit had recruited a former member of Parliament;
 - (c) order of the day No. 1, listed for a future day, resumption of debate on the second reading of the Bail Amendment (Indictable Offences Whilst on Bail) Bill 2024;
 - (d) notice of motion No. 313, standing in David Davis' name referring the appointment of Jeroen Weimar as Deputy Secretary of Housing Implementation to the Ombudsman for investigation and report;
 - (e) notice of motion No. 292, standing in David Davis' name on the Melbourne Youth Orchestras funding; and
- (2) Standing Order 7.06 be suspended to the extent necessary to allow debate on the second reading of the Bail Amendment (Indictable Offences Whilst on Bail) Bill 2024 to occur.

Question — put and agreed to.

11 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion government business, Nos. 202 to 325, be postponed until later this day.

12 WORKPLACE INJURY REHABILITATION AND COMPENSATION AMENDMENT (WORKCOVER SCHEME MODERNISATION) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Jeff Bourman (*JB74C*) circulated amendments proposed to be moved during Committee of the whole.

Samantha Ratnam moved, as a reasoned amendment, That all the words after “That” be omitted and replaced with “the Bill be withdrawn and not reintroduced until the Government has publicly released all modelling undertaken on the financial and human impacts of the Bill.”.

Debate ensued.

Jaclyn Symes (*JS40C*) circulated amendments proposed to be moved during Committee of the whole.

Question — That the reasoned amendment moved by Samantha Ratnam be agreed to — put.

The Council divided — The President in the Chair.

AYES, 8

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

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

NOES, 26

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

(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, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; 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; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

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

NOES, 8

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

(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 committed to a Committee of the whole.

House in Committee.

[Sitting suspended from 6.29 pm to 7.32 pm]

Bill further considered in Committee of the whole.

Business interrupted at 10.00 pm.

Jaclyn Symes declared, That the sitting be extended by up to one hour pursuant to Standing Order 4.08.

Bill further considered in Committee of the whole.

Business interrupted at the conclusion of the declared extension.

Jaclyn Symes declared, That the sitting be extended by up to one further hour pursuant to Standing Order 4.08.

Bill further considered in Committee of the whole.

Business interrupted at the conclusion of the declared extension.

The Council continued to sit after 12.00 midnight.

WEDNESDAY, 6 MARCH 2024

Jaclyn Symes moved, That the sitting be extended.

Question — put.

The Council divided — The Deputy President in the Chair.

AYES, 25

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

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

NOES, 9

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

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

Question agreed to.

Bill further considered in Committee of the whole.

Bill reported with amendments, the Report was adopted.

Jaclyn Symes moved, That the Bill be now read a third time and do pass.

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

The Council divided — The President in the Chair.

AYES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; 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; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

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

NOES, 8

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

(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 with the concurrence of an absolute majority of the whole number of the members of the Legislative Council.

Question — That the Bill do pass — put and agreed to.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill with amendments and requesting their agreement.

- 13 CONSTITUTION AMENDMENT (SEC) BILL 2023** — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Constitution Act 1975 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.

On the motion of Harriet Shing, the second reading was made an order of the day for the next day of meeting.

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

Debate ensued.

The Council adjourned at 2.29 am until later this day.

ROBERT McDONALD

Clerk of the Legislative Council

No. 57 — Wednesday, 6 March 2024

- 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:

Inquiries Act 2014 — Report of the Board of Inquiry into historical child sexual abuse in Beaumaris Primary School and certain other government schools
(*Ordered to be published*).

Ombudsman — Investigation into healthcare provision for Aboriginal people in Victorian prisons, March 2024 (*Ordered to be published*).

- 3 PRODUCTION OF DOCUMENTS — MEDICALLY SUPERVISED INJECTING ROOM IN MELBOURNE'S CBD** — The Clerk tabled a letter from the Attorney-General, dated 6 March 2024, in response to a resolution of the Council on 21 February 2024 (on the motion of David Ettershank), relating to a Medically Supervised Injecting Room in Melbourne's CBD, advising that executive privilege was claimed at this time in relation to the report identified in paragraph (a) of the resolution, and that there was insufficient time to respond in relation to the documents identified in paragraph (b) of the resolution, and that a final response to the Order would be provided as soon as possible.

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

- 5 OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE AMENDMENT (NO NEW OIL OR GAS ACTIVITIES) BILL 2022** — Samantha Ratnam laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Samantha Ratnam moved, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned for two weeks.

- 6 PRODUCTION OF DOCUMENTS — ALBURY WODONGA HEALTH** — Wendy Lovell moved, That this House —

(1) notes —

- (a) the Government's refusal to provide the Albury Wodonga Health Clinical Services Plan and Master Plan;
- (b) the Government was informed of challenges and safety concerns of the existing Albury site and did not investigate before committing to a brownfield redevelopment;
- (c) in 2023 the NSW Government released service planning and the 2021 Master Plan, recommending a greenfield single-site hospital;

- (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) all documents created since January 2019 relating to the Albury Wodonga Regional Deal Health Reference Group, the Executive Board of the Regional Deal, and the Joint Ministerial Council and Albury and Wodonga Councils, including —
 - (i) minutes and resolutions;
 - (ii) consultations, submissions, and reports;
 - (iii) correspondence or briefs;
 - (b) all documents from January 2020 relating to the clinical service and master planning of Albury Wodonga Health, Albury and Wodonga campuses, and the redevelopment of the Albury Hospital, including —
 - (i) Clinical Service Plans or reviews;
 - (ii) master planning documentation;
 - (iii) consultations with clinicians;
 - (iv) capital investment analyses and proposals;
 - (v) geotechnical assessments;
 - (vi) point of care projections;
 - (vii) value management studies;
 - (viii) transport planning;
 - (ix) correspondence or briefs;
 - (c) all documents from January 2022 relating to the entity planning of Wodonga Hospital, including —
 - (i) correspondence or briefs;
 - (ii) capital investment analyses and proposals;
 - (iii) value management studies;
 - (iv) site planning; and
 - (v) consultations, investigations, and reports.

Debate ensued.

Question — put and agreed to.

7 PRODUCTION OF DOCUMENTS — VICTORIA'S BUS NETWORK PLAN REVIEW —

Trung Luu moved, That this House —

- (1) notes the failure of the Allan Labor Government to release, in full, Victoria's Bus Network Plan Review announced in 2021;
- (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) Victoria's Bus Network Plan Review and Bus Reform Implementation Plan;
 - (b) all submissions to the Bus Network Plan Review process;
 - (c) all supporting documents from Victoria's Bus Network Plan Review; and
 - (d) all briefings to the current Minister for Public and Active Transport and each former Minister for Public Transport regarding Victoria's Bus Network Plan Review.

Debate ensued.

Question — put and agreed to.

- 8 BUSINESS POSTPONED** — Ordered — That the consideration of notice of motion, general business, No. 332, be postponed until later this day.

- 9 BAIL AMENDMENT (INDICTABLE OFFENCES WHILST ON BAIL) BILL 2024** — 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, 12

Melina Bath; Gaelle Broad; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; 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, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; David Ettershank; 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; 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 12.07 pm, pursuant to Sessional Orders.

- 10 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 in abattoirs (QwN 445)** — substantive and supplementary questions asked by Georgie Purcell — response from Jaclyn Symes due Friday, 8 March 2024.
- **Free TAFE course completions (QwN 448)** — substantive question asked by Joe McCracken — response from Gayle Tierney due Thursday, 7 March 2024.

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CONSTITUENCY QUESTIONS — Members asked constituency questions.

- 11 WORKPLACE INJURY REHABILITATION AND COMPENSATION AMENDMENT (WORKCOVER SCHEME MODERNISATION) BILL 2023** — The President read a Message from the Assembly informing the Council that they have agreed to the amendments made by the Council in this Bill.

12 ASIO FINDING RELATING TO A FOREIGN SPY UNIT RECRUITING A FORMER MEMBER OF PARLIAMENT — Adem Somyurek moved, That this House —

- (1) notes the comments made by Mr Mike Burgess, Director-General of ASIO, that a foreign spy unit had successfully cultivated and recruited a former Australian politician;
- (2) expresses its unequivocal support and gratitude to the brave officers of ASIO working to ensure Australians are kept safe from threats to Australia's national security;
- (3) invites ASIO to provide a briefing to members of the Victorian Parliament on the advanced tactics, referenced by Mr Burgess, which are used by foreign agents to enlist and undermine members of parliament;
- (4) recognises the importance of protecting the confidentiality and integrity of ongoing investigations while also understanding the potential implications of not publicly identifying a former member of parliament threatening Australia's national security; and
- (5) notes that the stability and integrity of parliamentary democracy are fundamental to national security, as they underpin the legitimacy of the government and the trust of the public in Parliament, and our other democratic institutions.

Debate ensued.

On the motion of Lee Tarlamis, the debate was adjourned until later this day.

13 OMBUDSMAN REFERRAL — APPOINTMENT OF JEROEN WEIMAR AS DEPUTY SECRETARY OF HOUSING IMPLEMENTATION — David Davis moved, That this House —

- (1) notes the appointment of Mr Jeroen Weimar as Deputy Secretary of Housing Implementation in the Department of Premier and Cabinet and that —
 - (a) it follows an admission by Premier Jacinta Allan MP, that she had conversations with the head of the Department, Mr Jeremi Moule, about Mr Weimar's appointment and there were no other candidates for the position;
 - (b) Mr Weimar has no experience in housing and, until a few months ago, was the head of the Commonwealth Games organising committee;
 - (c) the Commonwealth Games debacle has cost Victorian taxpayers at least \$600 million and trashed the state's reputation;
 - (d) in her report on the alleged politicisation of the public sector last December, the Ombudsman, Ms Deborah Glass, found "frequent side-stepping of merit-based recruitment...";
 - (e) the Ombudsman also found candidates were "often hand-picked without an open and advertised process";
- (2) pursuant to section 16 of the *Ombudsman Act 1973*, refers the following matter to the Ombudsman for investigation and report —
 - (a) the appointment of Mr Weimar as Deputy Secretary of Housing Implementation in the Department of Premier and Cabinet, as it raises the same concerns that the Ombudsman's report warned against in terms of public perception of the politicisation of the public service; and
 - (b) any other breach of applicable policies, laws or codes in relation to this appointment.

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

Melina Bath; Gaelle Broad; David Davis; David Ettershank; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Rikkie-Lee Tyrrell; Richard Welch.

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

NOES, 18

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

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

Question negated.

- 14 BUSINESS POSTPONED** — Ordered — That the consideration of the remaining notices of motion and orders of the day, general business, be postponed until the next day of meeting.

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

- 16 PETITIONS (QUALIFYING FOR DEBATE) — REJECT PROPOSAL TO CONSTRUCT A WASTE-TO-ENERGY PLANT IN LARA, GEELONG** — Sarah Mansfield moved, That the petition be taken into consideration.

Debate ensued.

The Acting President advised that the time allocated for debate had concluded.

Question — put and agreed to.

- 17 BUSINESS POSTPONED** — Ordered — That the consideration of notices of motion, government business, Nos. 202 to 325, be postponed until later this day.

- 18 CONSTITUTION AMENDMENT (SEC) BILL 2023** — 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 David Davis, the debate was adjourned for one week.

- 19 EDUCATION AND TRAINING REFORM AMENDMENT (EARLY CHILDHOOD EMPLOYMENT POWERS) BILL 2024** — Debate resumed on the question, That the Bill be now read a second time.

Wendy Lovell moved, as a reasoned amendment, That all the words after “That” be omitted and replaced with “the Bill be withdrawn and not reintroduced 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;
 - (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 ensued.

Business interrupted at 6.03 pm, pursuant to Sessional Orders.

20 ADJOURNMENT — The President proposed the question, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.41 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 58 — Thursday, 7 March 2024

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

2 COMMITTEE MEMBERSHIP — The President advised the House that Kim O’Keeffe, Member for Shepparton, resigned from the Scrutiny of Acts and Regulations Committee, effective from 6 March 2024.

The President advised the House that Ellen Sandell, Member for Melbourne, resigned from the Public Accounts and Estimates Committee, effective from 6 March 2024.

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

Auditor-General — Results of 2022-23 Audits: Local Government, March 2024
(*Ordered to be published*).

Building Act 1993 — Cladding Rectification Levy Review Report, December 2023, under section 205LO of the Act.

Cladding Safety Victoria Act 2020 — Cladding Safety Victoria Act 2020 Review Report, December 2023, under section 45 of the Act.

Members of Parliament (Standards) Act 1978 — Register of Interests — Return submitted by a Member of the Legislative Council — Primary Return, 4 March 2024 (*Ordered to be published*).

- 4 SITTING OF THE COUNCIL** — Lizzie Blandthorn moved, That the Council, at its rising, adjourn until Tuesday, 19 March 2024.

Question — put and agreed to.

- 5 COMMITTEE MEMBERSHIP** — Lizzie Blandthorn moved, by leave, That Aiv Puglielli be a member of the Public Accounts and Estimates Committee.

Question — put and agreed to.

Evan Mulholland moved, by leave, That Gaelle Broad be a member of the Scrutiny of Acts and Regulations Committee.

Question — put and agreed to.

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

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

- 8 EDUCATION AND TRAINING REFORM AMENDMENT (EARLY CHILDHOOD EMPLOYMENT POWERS) BILL 2024** — Debate resumed on the question, That the Bill be now read a second time — and on the reasoned amendment moved by Wendy Lovell — That all the words after “That” be omitted and replaced with “the Bill be withdrawn and not reintroduced 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;
 - (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 reasoned amendment moved by Wendy Lovell be agreed to — put.

The Council divided — The President in the Chair.

AYES, 11

Melina Bath; Gaelle Broad; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; 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; Katherine Copsey; 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; Gayle Tierney; Rikkie-Lee Tyrrell.

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

Question negated.

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

9 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:

- **PFAS contamination (QwN 453)** — substantive and supplementary questions asked by Moira Deeming — response from Harriet Shing due Tuesday, 12 March 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

10 EDUCATION AND TRAINING REFORM AMENDMENT (EARLY CHILDHOOD EMPLOYMENT POWERS) BILL 2024 — 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.

11 FIREARMS AND CONTROL OF WEAPONS (MACHETES) AMENDMENT BILL 2024 — The order of the day having been read for the resumption of debate on the question, That the Bill be now read a second time —

On the motion of Lee Tarlamis, the debate was adjourned until later this day.

12 CLIMATE CHANGE AND ENERGY LEGISLATION AMENDMENT (RENEWABLE ENERGY AND STORAGE TARGETS) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

David Davis moved, as a reasoned amendment, That all the words after “That” be omitted and replaced with “the Bill be withdrawn and not reintroduced 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 baseload 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."

Debate ensued.

Sarah Mansfield (*SMA07C and SMA08C*) circulated amendments proposed to be moved during Committee of the whole.

Question — That the reasoned amendment moved by David Davis be agreed to — put.

The Council divided — The President in the Chair.

AYES, 13

Melina Bath; Gaelle Broad; David Davis; Moira Deeming; Renee Heath; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

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

NOES, 19

Ryan Batchelor; John Berger; Katherine Copsey; 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.

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

The Council divided — The President in the Chair.

AYES, 28

Ryan Batchelor; Melina Bath; John Berger; Gaelle Broad; Katherine Copsey; David Davis; David Ettershank; Michael Galea; 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; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

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

NOES, 3

Moira Deeming; David Limbrick; Rikkie-Lee Tyrrell.

(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 committed to a Committee of the whole.

House in Committee.

Bill reported with an amendment, the Report was adopted.

Ingrid Stitt moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 28

Ryan Batchelor; Melina Bath; John Berger; Gaelle Broad; Katherine Copsey; David Davis; David Ettershank; Michael Galea; 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; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

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

NOES, 2

David Limbrick; Rikkie-Lee Tyrrell.

(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 with an amendment and requesting their agreement.

- 13 STATE ELECTRICITY COMMISSION AMENDMENT BILL 2023** — The President read a Message from the Assembly presenting *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 requesting the agreement of the Council.

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

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

Ingrid Stitt moved, That the Bill be now read a second time.

Ingrid Stitt incorporated the second reading speech in Hansard.

On the motion of David Davis, the debate was adjourned for one week.

- 14 COGNATE DEBATE** — Ingrid Stitt moved, by leave, That this House authorises the President to permit the second reading debates of the Constitution Amendment (SEC) Bill 2023 and the State Electricity Commission Amendment Bill 2023 to be taken concurrently.

Question — put and agreed to.

- 15 STATUTE LAW REVISION BILL 2024** — The President read a Message from the Assembly presenting *A Bill for an Act to revise the statute law of Victoria* and requesting the agreement of the Council.

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

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

Ingrid Stitt moved, That the Bill be now read a second time.

Ingrid Stitt incorporated the second reading speech in Hansard.

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

- 16 PRIVATE SECURITY AND COUNTY COURT AMENDMENT BILL 2024** — The President read a Message from the Assembly presenting *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 requesting the agreement of the Council.

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

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

Ingrid Stitt moved, That the Bill be now read a second time.

Ingrid Stitt incorporated the second reading speech in Hansard.

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

- 17 ADJOURNMENT** — Ingrid Stitt moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.07 pm until Tuesday, 19 March 2024.

ROBERT McDONALD
Clerk of the Legislative Council

COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 56, 57 and 58

WORKPLACE INJURY REHABILITATION AND COMPENSATION AMENDMENT (WORKCOVER SCHEME MODERNISATION) BILL 2023

Committed Tuesday, 5 March 2024

Amendments circulated: Jeff Bourman (JB74C) (pp. 449-450) and Jaclyn Symes (JS40C) (pp. 450-1)

Clause 1 — Question — That clause 1 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; 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; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

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

NOES, 8

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

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

Question agreed to.

Clauses 2 and 3 — put and agreed to.

Clause 4 — Samantha Ratnam (for Jeff Bourman) moved amendment No. 1 (JB74C).

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 8

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

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

NOES, 26

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

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

Question negatived.

Question — That clause 4 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 26

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

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

NOES, 8

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

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

Question agreed to.

Clause 5 — Samantha Ratnam (for Jeff Bourman) moved amendment No. 2 (JB74C).

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 8

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

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

NOES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; 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; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

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

Question negated.

Jaclyn Symes moved amendment No. 1 (JS40C).

Question — That the amendment be agreed to — put and agreed to.

Samantha Ratnam (for Jeff Bourman) moved amendment No. 3 (JB74C).

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 8

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

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

NOES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; 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; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

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

Question negated.

Question — That clause 5, as amended stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; 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; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

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

NOES, 8

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

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

Question agreed to.

Clause 6 — Question — That clause 6 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; 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; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

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

NOES, 8

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

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

Question agreed to.

Clauses 7 and 8 — Question — That clauses 7 and 8 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; 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; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

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

NOES, 8

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

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

Question agreed to.

Clause 9 — Samantha Ratnam (for Jeff Bourman) moved amendment No. 5 (JB74C).

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 8

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

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

NOES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; 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; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

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

Question negated.

Question — That clause 9 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; 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; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

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

NOES, 8

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

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

Question agreed to.

Clauses 10 and 11 — Question — That clauses 10 and 11 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; 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; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

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

NOES, 8

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

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

Question agreed to.

Clause 12 — Jaclyn Symes moved amendment No. 2 (*JS40C*).

Question — That the amendment be agreed to — put and agreed to.

Question — That clause 12, as amended stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; 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; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

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

NOES, 8

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

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

Question agreed to.

Clause 13 — Question — That clause 13 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; 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; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

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

NOES, 8

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

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

Question agreed to.

Clauses 14 and 15 — Question — That clauses 14 and 15 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; 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; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

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

NOES, 8

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

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

Question agreed to.

Clause 16 — Samantha Ratnam (for Jeff Bourman) moved amendment Nos. 7 to 11 (*JB74C*).

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 8

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

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

NOES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; 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; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

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

Question negated.

Question — That clause 16 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; 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; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

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

NOES, 8

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

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

Question agreed to.

Clauses 17 to 21 — Question — That clauses 17 to 21 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; 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; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

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

NOES, 8

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

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

Question agreed to.

New Division Heading and New Clause 21A — Jaclyn Symes moved amendment No. 3 (*JS40C*).

Question — That New Division Heading and New Clause 21A stand part of the Bill — put and agreed to.

Clause 22 — Question — That clause 22 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; 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; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

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

NOES, 8

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

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

Question agreed to.

Clauses 23 and 24 — Samantha Ratnam (for Jeff Bourman) moved amendment Nos. 26 to 28 (*JB74C*).

Question — That the Division heading preceding clause 23 and clauses 23 and 24 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; 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; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

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

NOES, 8

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

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

Question agreed to.

Clauses 25 to 32 — Question — That clauses 25 to 32 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; 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; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

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

NOES, 8

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

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

Question agreed to.

Bill reported with amendments.

EDUCATION AND TRAINING REFORM AMENDMENT (EARLY CHILDHOOD EMPLOYMENT POWERS) BILL 2024

Committed Thursday, 7 March 2024

Clauses 1 to 19 — put and agreed to.

Bill reported without amendment.

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CLIMATE CHANGE AND ENERGY LEGISLATION AMENDMENT (RENEWABLE ENERGY AND STORAGE TARGETS) BILL 2023

Committed Thursday, 7 March 2024

Amendments circulated: Sarah Mansfield (SMA07C and SMA08C) (pp. 451-2)

Clause 1 — Sarah Mansfield moved amendment Nos. 1 and 2 (SMA08C).

Question — That the amendments 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, 24

Ryan Batchelor; Melina Bath; John Berger; Gaele Broad; David Davis; Michael Galea; Renee Heath; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt; Richard Welch.

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

Question negated.

Sarah Mansfield moved amendment Nos. 1 and 2 (SMA07C).

Question — That the amendments 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, 24

Ryan Batchelor; Melina Bath; John Berger; Gaelle Broad; David Davis; Michael Galea; Renee Heath; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt; Richard Welch.

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

Question negated.

Clause 1 — put and agreed to.

Clauses 2 to 5 — put and agreed to.

New Clause 5A — Sarah Mansfield moved amendment No. 3 (*SM08C*).

Question — That New Clause 5A stand part of the Bill — put and agreed to.

Clauses 6 to 31 — put and agreed to.

Bill reported with an amendment.

AMENDMENTS CIRCULATED IN RELATION TO —**1. WORKPLACE INJURY REHABILITATION AND COMPENSATION AMENDMENT
(WORKCOVER SCHEME MODERNISATION) BILL 2023***Amendments circulated by Jeff Bourman (JB74C)*

1. Clause 4, line 8, omit "significant".
2. Clause 5, line 20, omit "predominantly".
3. Clause 5, lines 27 to 31, omit all words and expressions on those lines and insert—

'a worker a mental injury predominantly caused by—

(a) traumatic events experienced by the worker or to which the worker has
been exposed that may be considered usual or typical and reasonably
expected to occur in the course of the worker's duties; or

(b) usual or typical work engaged in by the worker that may be considered
unreasonable in respect of volume.'.
4. Clause 6, lines 10 to 21, omit all words and expressions on these lines.
5. Clause 9, line 6, omit "may" and insert "will".
6. Clause 12, lines 26 and 27, omit all words and expressions on those lines.
7. Clause 16, line 30, omit "greater" and insert "total".
8. Clause 16, line 33, omit "or" and insert "and".
9. Clause 16, page 11, line 5, omit "must not" and insert "may".
10. Clause 16, page 11, line 6, omit "unless" and insert "even if".
11. Clause 16, page 11, line 7, after "injuries" insert "do not".
12. Clause 16, page 12, lines 1 to 32, omit all words and expressions on those lines.
13. Clause 16, page 13, lines 1 to 34, omit all words and expressions on those lines.
14. Clause 16, page 14, lines 1 to 34, omit all words and expressions on those lines.
15. Clause 16, page 15, lines 1 to 17, omit all words and expressions on those lines.
16. Clause 16, page 15, line 18, omit "**167F**" and insert "**167C**".
17. Clause 16, page 15, lines 29 to 34, omit all words and expressions on those lines.
18. Clause 16, page 16, lines 1 to 35, omit all words and expressions on those lines.
19. Clause 16, page 17, line 1, omit "**167H**" and insert "**167D**".

20. Clause 16, page 18, line 6, omit "**167I**" and insert "**167E**".
21. Clause 16, page 18, line 13, omit "**167J**" and insert "**167F**".
22. Clause 16, page 18, line 20, omit "**167K**" and insert "**167G**".
23. Clause 16, page 18, lines 24 to 28, omit "any of the following—
 - (a) an impairment determination;
 - (b) an interim determination;
 - (c) an ongoing eligibility determination."
 and insert "an impairment determination or an ongoing eligibility determination.".
24. Clause 19, line 20, omit "167F(1)" and insert "167C(1)".
25. Clause 21, line 8, omit "167J" and insert "167F".
26. Division heading preceding clause 23, omit this heading.
27. Clause 23, omit this clause.
28. Clause 24, omit this clause.
29. Clause 25, page 26, lines 10 to 13, omit all words and expressions on those lines.
30. Clause 25, page 26, line 14, omit "(f)" and insert "(e)".

Amendments circulated by Jaclyn Symes (JS40C)

1. Clause 5, line 24, omit "of the Principal Act".
2. Clause 12, lines 30 to 32, omit "the **Workplace Injury Rehabilitation and Compensation Act 2013**" and insert "this Act".

NEW CLAUSE

3. Insert the following New Division after Division 2 of Part 2—

'Division 2A—Return to Work Advisory Subcommittee

21A WorkCover Advisory Committee

After section 512(5) of the Principal Act insert—

"(6) The WorkCover Advisory Committee must establish a Return to Work Advisory Subcommittee.

(7) The Return to Work Advisory Subcommittee must be chaired by the Chairperson of the Board.

(8) The function of the Return to Work Advisory Subcommittee is to advise the Board in relation to the following—

- (a) ways to promote the occupational rehabilitation and early return to work of injured workers;
 - (b) the establishment, administration and operation of occupational rehabilitation services, vocational re-education facilities and return to work programs available to injured workers.
- (9) In this section—

Chairperson of the Board means the Chairperson appointed under section 509.".'. .

2. CLIMATE CHANGE AND ENERGY LEGISLATION AMENDMENT (RENEWABLE ENERGY AND STORAGE TARGETS) BILL 2023

Amendments circulated by Sarah Mansfield (SMA07C)

1. Clause 1, page 2, line 12, omit "65%" and insert "82%".
2. Clause 1, page 2, line 14, omit "95%" and insert "100%".
3. Clause 23, line 4, omit "65%" and insert "82%".
4. Clause 23, line 9, omit "95%" and insert "100%".

Amendments circulated by Sarah Mansfield (SMA08C)

1. Clause 1, page 2, line 12, omit "65%" and insert "100%".
2. Clause 1, lines 13 and 14, omit all word and expressions on these lines.

NEW CLAUSE

3. Insert the following New Clause after clause 5—

'5A New section 7A inserted

After section 7 of the **Climate Change Act 2017** insert—

"7A Independent expert advice in relation to determination for net zero greenhouse gas emissions

- (1) In determining the amount of total greenhouse gas emissions attributable to the State, the Minister must obtain advice from one or more persons who are appropriately qualified, in the Minister's opinion, to act as an independent expert.
- (2) The advice obtained under subsection (1) must include an independent assessment of the amount of total greenhouse gas emissions attributable to the State.
- (3) In forming the advice, an independent expert must consider—

- (a) the demonstrated effectiveness of any proposed activities for the removal of greenhouse gas emissions from the atmosphere; and
- (b) the likely effectiveness of any eligible offsets.

(4) The Minister must publish any independent expert advice obtained under this section on the Internet site of the Department as soon as practicable after the advice is received by the Minister.".'.

- 4. Clause 23, line 4, omit "65%" and insert "100%".
- 5. Clause 23, lines 7 to 13, omit all words and expressions on these lines.
- 6. Clause 26, omit this clause.

AMENDMENT OF LONG TITLE

- 7. Long title, omit ", to introduce a new renewable energy target for 2035".