



LEGISLATIVE COUNCIL
MINUTES OF THE PROCEEDINGS
60TH PARLIAMENT
Nos. 110, 111 and 112

No. 110 — Tuesday, 1 April 2025

- 1 The President took the Chair at 12.02 pm, read the Prayer and made an Acknowledgement of Country.
 - 2 **BAIL AMENDMENT BILL 2025** — 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.
 - 3 **ASSENT TO ACTS** — The President read a Message from the Governor informing the Council that she had, on 25 March 2025, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:
Bail Amendment Act 2025
Terrorism (Community Protection) and Control of Weapons Amendment Act 2025.
 - 4 **QUESTION TIME** —
QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.
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ANSWERS TAKEN INTO CONSIDERATION — On the motion of David Davis, the answers given by Jaclyn Symes to questions relating to funding for the Suburban Rail Loop (QwN 875) were ordered to be taken into consideration on the next day of meeting.
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- CONSTITUENCY QUESTIONS** — Members asked constituency questions.
- 5 **PAPERS** —
COMMITTEE REPORTS —
SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled Alert Digest No. 5 of 2025 (including Appendices) from the Scrutiny of Acts and Regulations Committee (*Ordered to be published*).

SELECT COMMITTEE ON THE 2026 COMMONWEALTH GAMES BID — Pursuant to Standing Order 23.22, David Limbrick tabled the Select Committee’s Final Report on the Inquiry into the 2026 Commonwealth Games bid (including Appendices, Extracts of Proceedings and Minority Reports), and presented Transcripts of Evidence (*Transcripts of Evidence ordered to be tabled and the Report published*).

David Limbrick moved, That the Council take note of the Report.

Debate ensued.

Question — put and agreed to.

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

Crown Land (Reserves) Act 1978 — Order of 24 March 2025 giving approval to the granting of a lease at Albert Park.

Parliamentary Committees Act 2003 — Government response to the Integrity and Oversight Committee’s Report on the Inquiry into the Operation of the *Freedom of Information Act 1982 (Vic)* (*released on 24 March 2025 – a non-sitting day*).

Planning and Environment Act 1987 — Notices of approval of the —
Ararat, Baw Baw, Buloke, Darebin, East Gippsland, Frankston, Gannawarra, Greater Bendigo, Macedon Ranges, Melbourne, Monash, Moorabool, Northern Grampians, Port Phillip and Stonnington Planning Schemes — Amendment GC242.

Ballarat Planning Scheme — Amendment C259.

Banyule Planning Scheme — Amendment C178.

Bass Coast Planning Scheme — Amendment C174.

Boroondara Planning Scheme — Amendment C415.

East Gippsland Planning Scheme — Amendment C173.

Glen Eira Planning Scheme — Amendments C270 and C271.

Greater Bendigo Planning Scheme — Amendment C274.

Hepburn Planning Scheme — Amendment C89.

Maribyrnong Planning Scheme — Amendment C190.

Melbourne Planning Scheme — Amendment C477.

Murrindindi Planning Scheme — Amendment C77.

Safe Drinking Water Act 2003 — Report, 2023-24.

Statutory Rules under the following Acts of Parliament —

Freedom of Information Act 1982 — No. 7.

Heritage Act 2017 — No. 13.

Independent Broad-based Anti-corruption Commission Act 2011 — No. 8.

Inquiries Act 2014 — No. 14.

Integrity Oversight Victoria Act 2011 — No. 11.

Local Government Act 2020 — No. 9.

Ombudsman Act 1973 — No. 10.

Public Health and Wellbeing Act 2008 — No. 12.

Supreme Court Act 1986 — No. 6.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule No. 6.

Wildlife Act 1975 — Notices under section 86 of the Act —

Wildlife (Prohibition of Game Hunting) Notice No. 1/2025 (*Gazette G10, 6 March 2025*).

Wildlife (Prohibition of Game Hunting) Notice No. 2/2025 (*Gazette S107, 14 March 2025*).

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

Responses from the Minister for Environment to petitions titled —

Review Tower Hill's State Game Reserve status (petition No. 452) (presented by Georgie Purcell on 29 August 2023) (*released on 26 March 2025 – a non-sitting day*).

Review proposed Metropolitan and Regional Parks Regulations (petition No. 466) (presented by Bev McArthur on 1 August 2023) (*released on 26 March 2025 – a non-sitting day*).

Responses from the Minister for Planning to petitions titled Desist from high-rise high-density zone planning (petition Nos. 621, 629, 631, 635 and 636) (presented by David Davis on 6 February 2025, 20 February 2025 and 4 March 2025, Georgie Crozier on 19 February 2025 and Evan Mulholland on 4 March 2025) (*released on 31 March 2025 – a non-sitting day*).

Response from the Minister for Water to petition titled Restore the Fyansford Paper Mill water race wall (petition No. 538) (presented by Bev McArthur on 19 February 2025) (*released on 24 March 2025 – a non-sitting day*).

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PROCLAMATIONS — The Clerk tabled proclamations of the Governor in Council fixing operative dates for the following Acts:

Bail Amendment Act 2025 — Whole Act (other than sections 11 and 12) — 26 March 2025 (*Gazette S138, 25 March 2025*).

National Parks (Amendment) Act 1989 — section 29(3) — 31 March 2025 (*Gazette S109, 18 March 2025*).

6 PRODUCTION OF DOCUMENTS — AMENDMENTS TO THE VICTORIA PLANNING PROVISIONS — The Clerk tabled a letter from the Attorney-General, dated 27 March 2025, in response to a resolution of the Council on 5 March 2025 (on the motion of David Davis), relating to amendments to the Victoria Planning Provisions, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

7 BUSINESS OF THE COUNCIL — David Davis moved, by leave, That the following general business take precedence on Wednesday, 2 April 2025 —

- (1) order of the day No. 3, second reading of the Wrongs Amendment (Vicarious Liability) Bill 2025;
- (2) notice of motion given this day by Evan Mulholland on the Suburban Rail Loop;
- (3) notice of motion given this day by David Davis establishing a Select Committee on Victoria Planning Provisions, Amendments VC257, VC267 and VC276;
- (4) notice of motion No. 817 standing in the name of David Davis on the Victorian debt ceiling; and

- (5) notice of motion No. 811 standing in the name of Jeff Bourman on employment opportunities in the defence industry.

Question — put and agreed to.

8 MEMBERS' STATEMENTS — Members made statements.

- 9 BUSINESS POSTPONED** — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 896, and order of the day, government business, No. 1, be postponed until later this day.

- 10 SAFE PATIENT CARE (NURSE TO PATIENT AND MIDWIFE TO PATIENT RATIOS) AMENDMENT BILL 2025** — 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.

- 11 BUSINESS POSTPONED** — Ordered — That the consideration of orders of the day, government business, Nos. 3 and 4, be postponed until later this day.

- 12 JUSTICE LEGISLATION AMENDMENT (ANTI-VILIFICATION AND SOCIAL COHESION) BILL 2024** — Debate resumed on the question, That the Bill be now read a second time.

Aiv Puglielli (*AP49C and AP51C*) circulated amendments proposed to be moved during Committee of the whole.

[Sitting suspended from 6.25 pm to 7.25 pm]

Debate continued.

Question — put.

The Council divided — The President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; 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)

NOES, 17

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

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

Question agreed to.

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

House in Committee.

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, 2 APRIL 2025

Jaclyn Symes moved, That the sitting be extended.

Question — put.

The Council divided — The Deputy President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; 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)

NOES, 17

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

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

Question — put and 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 — put.

The Council divided — The President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; 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)

NOES, 17

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

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

Question agreed to.

Bill read a third time and passed.

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

Debate ensued.

The Council adjourned at 3.55 am until later this day.

ROBERT McDONALD

Clerk of the Legislative Council

No. 111 — Wednesday, 2 April 2025

- 1 The Deputy President took the Chair at 9.31 am, read the Prayer and made an Acknowledgement of Country.
- 2 **COMMITTEE MEMBERSHIP** — The Deputy President advised the House that Nick McGowan resigned as a participating member from the Legal and Social Issues Standing Committee, effective from Tuesday, 1 April 2025.
- 3 **PETITION — DESIST FROM HIGH-RISE HIGH-DENSITY ZONE PLANNING** — David Davis presented a petition bearing 77 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to desist from the announced high-rise high-density zones and recommence proper discussions and consultation with local communities and councils and heritage peak bodies in all ten affected zones prior to taking any further planning actions *(Ordered to be tabled)*.
- 4 **PAPERS PRESENTED UNDER ACTS OF PARLIAMENT** — The Clerk tabled the following papers:
 - Auditor-General — State Trustees' Financial Administration Services, April 2025 *(Ordered to be published)*.
 - Interpretation of Legislation Act 1984 — Notice under section 32(4)(a)(iii) in relation to the Australian Code for the Transport of Dangerous Goods by Road and Rail *(Gazette S151, 1 April 2025)*.
 - Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule Nos. 7, 8, 9, 10 and 11.
- 5 **PRODUCTION OF DOCUMENTS —**

REVIEW OF THE WILDLIFE ACT — In response to a resolution of the Council on 5 March 2025 (on the motion of Sarah Mansfield), relating to the review of the *Wildlife Act 1975*, the Clerk tabled —

 - a schedule of the two documents identified within the scope of the Order; and

- a letter from the Attorney-General, dated 1 April 2025, making a claim of executive privilege in relation to two documents in full.

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NATIVE BIRD HUNTING 2025 SEASON — The Clerk tabled a letter from the Attorney-General, dated 1 April 2025, in response to a resolution of the Council on 5 March 2025 (on the motion of Georgie Purcell), relating to the review of the native bird hunting 2025 season, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

6 MEMBERS' STATEMENTS — Members made statements.

7 WRONGS AMENDMENT (VICARIOUS LIABILITY) BILL 2025 — Rachel Payne laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Rachel Payne moved, That the Bill be now read a second time.

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

8 PRODUCTION OF DOCUMENTS — 2022 ROLLOUT OF HEPA PURIFIERS IN GOVERNMENT SCHOOLS — David Limbrick moved, That this House requires the Leader of the Government, pursuant to Standing Order 10.01, to table in the Council, by 30 June 2025, all documents in possession of the Department of Education relating to the 2022 rollout of High Efficiency Particulate Air (HEPA) purifiers in Victorian government and low-fee non-government schools, including but not limited to —

- (1) the timeline of procurement and delivery of devices;
- (2) Samsung warranty and fault reports and department replacement requests, detailing unit functionality and school usage;
- (3) outcomes of ventilation assessments conducted in schools;
- (4) evaluations, studies, or data assessing the impact of HEPA filters on air quality, health outcomes, or absenteeism in schools;
- (5) guidelines provided to schools; and
- (6) any advice received from the Chief Health Officer and any other internal or external experts, including related to the expansion of the program in 2022.

Debate ensued.

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

Question — put and agreed to.

9 PRODUCTION OF DOCUMENTS — ENERGY DOCUMENTS — David Davis moved, That this House —

- (1) notes that the Government has not made public the submissions to the —
 - (a) Regulatory Impact Statement on electrification;
 - (b) Victorian Energy Upgrades strategic review;
- (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 —
 - (a) the submissions to the Regulatory Impact Statement on electrification and the Victorian Energy Upgrades strategic review;
 - (b) all documents relied upon or drawn upon by the Essential Services Commission during the granting of a transmission licence in February 2025 to

Transmission Company Victoria, a subsidiary of the Australian Energy Market Operator (AEMO);

- (c) documents submitted to AEMO by the Department of Energy, Environment and Climate Action (DEECA) in 2024 and 2025 concerning the Victoria to New South Wales Interconnector West (VNI West) project and the Western Renewables Link project;
- (d) formal communications to AEMO since 30 June 2024, by the —
 - (i) Minister for Energy and Resources;
 - (ii) Minister for Climate Action;
 - (iii) DEECA; and
 - (iv) Secretaries or Deputy Secretaries of the Department.

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.

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

- (1) Infrastructure Australia's recent report raised serious concerns about the Suburban Rail Loop (SRL) East project;
 - (2) in the 2025-2026 Australian Federal Budget announced on 25 March 2025, the Commonwealth Government failed to provide the additional \$9.5 billion needed to deliver the SRL East project;
- and, in light of this new information, requests the Auditor-General to update their 2022 report to examine the SRL East project.

Debate ensued.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

11 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:

- **Agricultural feed lots (QwN 877)** — substantive and supplementary questions asked by Georgie Purcell — response from Gayle Tierney due Friday, 4 April 2025.
- **Policing of 420 event (QwN 879)** — substantive and supplementary questions asked by David Ettershank — response from Enver Erdogan due Friday, 4 April 2025.
- **Ministerial diaries (QwN 881)** — substantive question asked by David Limbrick — response from Jaclyn Symes due Friday, 4 April 2025.

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CONSTITUENCY QUESTIONS — Members asked constituency questions.

12 SUBURBAN RAIL LOOP EAST PROJECT — Debate continued on the question, That this House notes that —

- (1) Infrastructure Australia's recent report raised serious concerns about the Suburban Rail Loop (SRL) East project;
 - (2) in the 2025-2026 Australian Federal Budget announced on 25 March 2025, the Commonwealth Government failed to provide the additional \$9.5 billion needed to deliver the SRL East project;
- and, in light of this new information, requests the Auditor-General to update their 2022 report to examine the SRL East project.

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, 22

Melina Bath; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Aiv Puglielli; Georgie Purcell; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

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

NOES, 17

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

13 JUSTICE LEGISLATION AMENDMENT (ANTI-VILIFICATION AND SOCIAL COHESION)

BILL 2024 — 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.

14 SELECT COMMITTEE ON VICTORIA PLANNING PROVISIONS AMENDMENTS, VC257, VC274 AND VC276 — David Davis moved, That —

- (1) a Select Committee of nine members be appointed to inquire into, consider and report, by 13 May 2025, on whether the amendments to the Victoria Planning Provisions made through VC257, VC274 and VC267 give proper effect to the objectives of planning in Victoria, and the objectives of the planning framework, as set out in section 4 of the *Planning and Environment Act 1987*;
- (2) the Committee will consist of three members from the Government nominated by the Leader of the Government in the Council, three members from the Opposition nominated by the Leader of the Opposition in the Council and three members from among the remaining members in the Council;
- (3) the members will be appointed by lodgement of the names with the President within five calendar days of the Council agreeing to this resolution;
- (4) the Chair of the Committee will be a non-Government member;
- (5) a member of the Committee may appoint a substitute to act in their place (for nominated meetings or for a defined period of time) by that member, or the

leader of that member's party, writing to the Chair advising of the member who will act as their substitute;

- (6) a member who has been substituted off the Committee must not participate in any proceedings of the Committee for the nominated meetings or defined period of time that they have been substituted off for;
- (7) substitute members will have all the rights of a member of the Committee and shall be taken to be a member of the Committee for the purpose of forming a quorum;
- (8) the first meeting of the Committee will be held within one week of members' names being lodged with the President;
- (9) the Committee may proceed to the despatch of business notwithstanding that all members have not been appointed and notwithstanding any vacancy;
- (10) the Committee will hold public hearings; and
- (11) the Committee may obtain technical and specialist assistance to aid its inquiry.

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, 22

Melina Bath; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Aiv Puglielli; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

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

NOES, 17

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; David Limbrick; Tom McIntosh; 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.

- 15 BUSINESS POSTPONED** — Ordered — That the consideration of notice of motion, general business, No. 817, be postponed until later this day.

- 16 EMPLOYMENT OPPORTUNITIES IN THE DEFENCE INDUSTRY** — Jeff Bourman moved, That this House notes that —

- (1) in 2022-23, the Australian defence industry contributed \$10.6 billion to Australia's gross value added (GVA), up 4.1 per cent from the previous year and in the same period the industry consisted of 5,544 businesses and employed 64,100 persons, up 6.3 per cent;
- (2) the top three industries account for 75.6 per cent of the total defence industry GVA, with the three largest contributors being —
 - (a) professional, scientific and technical services;
 - (b) manufacturing;

- (c) construction;
 - (3) the states with the largest defence industry GVA growth between 2021-22 and 2022-23 were —
 - (a) NSW, up \$370 million;
 - (b) South Australia, up \$125 million;
 - (c) Western Australia, up \$58 million;
 - (4) Victoria rates fifth in manufacturing, second in construction, and third in professional, scientific and technical services of defence industry GVA, with currently 24,000 defence industry jobs in Victoria;
 - (5) in March 2023, unemployment in Gippsland rose from 6,800 to 7,100 while youth unemployment jumped from 3,400 to 6,600;
 - (6) Gippsland's largest employment industries are Health Care and Social Assistance, and Education and Training;
 - (7) the number of 15 to 64-year-olds on job seeker income support payments in Gippsland is 13,360 or 7.6 per cent of the community;
- and calls on the Government to work with the Federal Government, Defence and Industry to develop critical information and provide networking opportunities along with support and advocacy services to develop a plan for increasing employment opportunities in the Defence Industry for Gippsland.

Debate ensued.

Question — put and agreed to.

- 17 BUSINESS POSTPONED** — Ordered — That the consideration of the remaining notices of motion and orders of the day, general business, be postponed until later this day.
- 18 STATEMENTS ON TABLED PAPERS AND PETITIONS** — Members made statements on reports, papers and petitions.
- 19 PETITIONS (QUALIFYING FOR DEBATE) — SAVE SILVERLEAVES FROM COASTAL EROSION** — Melina Bath moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

- 17 ADJOURNMENT** — Enver Erdogan moved, That the House do now adjourn.
- Debate ensued.

The Council adjourned at 6.54 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 112 — Thursday, 3 April 2025

- 1** The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.
- 2 PAPERS —**
 - COMMITTEE REPORT — PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE** — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Michael Galea tabled a Report on the 2023-24 financial and performance outcomes and presented Transcripts of Evidence (*Transcripts of Evidence ordered to be tabled and the Report published*).

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

Debate ensued.

Question — put and agreed to.

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

Auditor-General —

Recycling Resources from Waste, April 2025 (*Ordered to be published*).

Results of 2023–24 Audits: Local Government, April 2025 (*Ordered to be published*).

Drugs, Poisons and Controlled Substances Act 1981 — Report, 2024, under section 96 by the Chief Commissioner of Victoria Police.

Judicial Entitlements Act 2015 — Advisory opinion to the Attorney-General, February 2025, under section 33 of the Act.

Parliamentary Committees Act 2003 — Government response to the Public Accounts and Estimates Committee's Report on the 2024-25 Budget Estimates.

Planning and Environment Act 1987 — Notice of approval of the Victoria Planning Provisions — Amendment VC276.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule No. 13.

3 SITTING OF THE COUNCIL — Lizzie Blandthorn moved, That the Council, at its rising, adjourn until Tuesday, 13 May 2025.

Question — put and agreed to.

4 MEMBERS' STATEMENTS — Members made statements.

5 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 915, be postponed until later this day.

6 HELP TO BUY (COMMONWEALTH POWERS) BILL 2025 — 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 outcome of the Federal Election is determined, noting the contrasting position of the two major Federal political parties on this policy."

Debate ensued.

Business interrupted at 12.00 noon.

7 QUESTION TIME —

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

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

8 HELP TO BUY (COMMONWEALTH POWERS) BILL 2025 — Debate continued on the question, That the Bill be now read a second time — and on the reasoned amendment moved by David Davis — That all the words after "That" be omitted and replaced with "the Bill be withdrawn and not reintroduced until the outcome of the Federal Election

is determined, noting the contrasting position of the two major Federal political parties on this policy.”.

Question — That the reasoned amendment moved by David Davis be agreed to — put.
The Council divided — The President in the Chair.

AYES, 16

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; 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 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.

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.

9 FIRE SERVICES PROPERTY AMENDMENT (EMERGENCY SERVICES AND VOLUNTEERS FUND) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

David Davis (DD169C) circulated amendments proposed to be moved during Committee of the whole.

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

10 BUILDING LEGISLATION AMENDMENT (BUYER PROTECTIONS) BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Building Act 1993, the Domestic Building Contracts Act 1995, the Sale of Land Act 1962, the Subdivision Act 1988 and the Victorian Civil and Administrative Tribunal Act 1998 and for other purposes* and requesting the agreement of the Council.

On the motion of Ingrid Stitt (for Harriet Shing), 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.

- 11 TRANSPORT LEGISLATION AMENDMENT (VEHICLE SHARING SCHEME SAFETY AND STANDARDS) BILL 2025** — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Road Safety Act 1986 in relation to vehicle sharing schemes and offences involving electric scooters and the Transport (Compliance and Miscellaneous) Act 1983 in relation to vehicle sharing schemes and for other purposes* and requesting the agreement of the Council.

On the motion of Ingrid Stitt (for Harriet Shing), 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 (for Evan Mulholland), the debate was adjourned for one week.

- 12 VICTORIAN ENERGY EFFICIENCY TARGET AMENDMENT (ENERGY UPGRADES FOR THE FUTURE) BILL 2025** — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Victorian Energy Efficiency Target Act 2007 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.

- 13 ADJOURNMENT** — Ingrid Stitt moved, That the House do now adjourn.
Debate ensued.

The Council adjourned at 6.26 pm until Tuesday, 13 May 2025.

ROBERT McDONALD
Clerk of the Legislative Council

COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 110, 111 and 112

SAFE PATIENT CARE (NURSE TO PATIENT AND MIDWIFE TO PATIENT RATIOS) AMENDMENT BILL 2025

Committed Tuesday, 1 April 2025

Clauses 1 to 20 — put and agreed to.

Bill reported without amendment.

* * * * *

JUSTICE LEGISLATION AMENDMENT (ANTI-VILIFICATION AND SOCIAL COHESION) BILL 2024

Committed Tuesday, 1 April 2025

Amendments circulated: Evan Mulholland (EM25C and EM27C) (pp. 968-70), Rachel Payne (RP10C) (p. 970) and Aiv Puglielli (AP49C and AP51C) (pp. 970-5)

New Clause 1AA — Aiv Puglielli moved amendment No. 1 (AP51C).

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

The Committee divided — The Deputy President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; 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)

NOES, 17

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

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

Question agreed to.

Clause 1 — Aiv Puglielli moved amendment No. 2 (AP51C).

Question — That the amendment be agreed to — put.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; 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)

NOES, 17

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

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

Question agreed to.

Clause 1, as amended — put and agreed to.

Clause 2 — Rachel Payne moved amendment No. 1 (*RP10C*).

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; 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)

NOES, 16

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; 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)

Question agreed to.

Clause 2, as amended — put and agreed to.

Clause 3 — put and agreed to.

Clause 4 — Aiv Puglielli moved amendment Nos. 3 to 10 (*AP51C*).

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; 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)

NOES, 17

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

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

Question agreed to.

Clause 4, as amended — put and agreed to.

Clauses 5 to 8 — put and agreed to.

Clause 9 — Aiv Puglielli moved amendment Nos. 11 and 12 (AP51C).

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 19

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Aiv Puglielli; 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, 20

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Georgie Purcell; Rikkie-Lee Tyrrell; Richard Welch.

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

Question negated.

Evan Mulholland moved amendment No. 1 (EM25C).

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 17

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

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

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; 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 negated.

Aiv Puglielli moved amendment No. 13 (AP51C).

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; 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)

NOES, 17

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

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

Question agreed to.

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

The Committee divided — The Deputy President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; 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)

NOES, 17

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

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

Question agreed to.

Clauses 10 to 43 — put and agreed to.

Clause 44 — Rachel Payne moved amendment No. 2 (*RP10C*).

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; 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)

NOES, 17

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

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

Question agreed to.

Clause 44, as amended — put and agreed to.

Bill reported with amendments.

* * * * *

HELP TO BUY (COMMONWEALTH POWERS) BILL 2025

Committed Thursday, 3 April 2025

Clauses 1 to 17 — put and agreed to.

Bill reported without amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. JUSTICE LEGISLATION AMENDMENT (ANTI-VILIFICATION AND SOCIAL COHESION) BILL 2024

Amendment circulated by Evan Mulholland (EM25C)

1. Clause 9, page 14, lines 3 and 4, omit "with the protected attribute".

Amendments circulated by Evan Mulholland (EM27C)

1. Clause 1, page 2, lines 1 to 3, omit all words and expressions on these lines.
2. Clause 1, page 2, line 6, omit "repeal" and insert "amend".
3. Clause 1, page 2, line 7, after "**2001**" insert "to remove serious vilification offences".
4. Clause 2, line 11, omit "3,".
5. Clause 2, line 14, omit "subsections (3) and (4)" and insert "subsection (3)".
6. Clause 2, lines 17 to 19, omit "section 32 or a provision of Part 2, Part 4 (other than Division 2) or Part 6 (other than Division 2)" and insert "a provision referred to in subsection (2)".
7. Clause 2, lines 22 to 25, omit all words and expressions on these lines.
8. Clause 4, page 9, line 19, omit 'Act.'" and insert "Act.".
9. Clause 4, page 9, after line 19 insert—

'195S Review of amendments made by Justice Legislation Amendment (Anti-vilification and Social Cohesion) Act 2024

- (1) The Attorney-General must cause a review to be conducted of the operation of the amendments made to this Act and the **Racial and Religious Tolerance Act 2001** by the **Justice Legislation Amendment (Anti-vilification and Social Cohesion) Act 2024**.
- (2) The review must be commenced no later than 5 years after the commencement of Part 2 of the **Justice Legislation Amendment (Anti-vilification and Social Cohesion) Act 2024**.
- (3) The review must be completed no later than one year after it commences.
- (4) The Attorney-General must cause a copy of the review to be laid before each House of the Parliament no later than 14 sitting days after receiving it.".
10. Part heading preceding clause 5, omit this heading.
11. Division heading preceding clause 5, omit this heading.
12. Clause 5, omit this clause.

13. Clause 6, omit this clause.
14. Clause 7, omit this clause.
15. Clause 8, omit this clause.
16. Clause 9, omit this clause.
17. Division heading preceding clause 10, omit this heading.
18. Subdivision heading preceding clause 10, omit this heading.
19. Clause 10, omit this clause.
20. Clause 11, omit this clause.
21. Clause 12, omit this clause.
22. Clause 13, omit this clause.
23. Subdivision heading preceding clause 14, omit this heading.
24. Clause 14, omit this clause.
25. Clause 15, omit this clause.
26. Clause 16, omit this clause.
27. Clause 17, omit this clause.
28. Clause 18, omit this clause.
29. Clause 19, omit this clause.
30. Division heading preceding clause 20, omit this heading.
31. Clause 20, omit this clause.
32. Clause 21, omit this clause.
33. Clause 22, omit this clause.
34. Clause 23, omit this clause.
35. Clause 24, omit this clause.
36. Clause 25, omit this clause.
37. Clause 26, omit this clause.
38. Clause 27, omit this clause.
39. Clause 28, omit this clause.
40. Division heading preceding clause 29, omit this heading.
41. Clause 29, omit this clause.
42. Clause 30, omit this clause.

43. Clause 31, omit this clause.
44. Division heading preceding clause 32, omit this heading.
45. Clause 32, omit this clause.
46. Clause 33, omit this clause.
47. Clause 34, omit this clause.
48. Clause 35, omit this clause.
49. Clause 36, omit this clause.
50. Part heading preceding clause 37, omit "**Consequential amendment of other Acts**" and insert "**Amendment of Criminal Procedure Act 2009**".
51. Division heading preceding clause 37, omit this heading.
52. Division heading preceding clause 38, omit this heading.
53. Clause 38, omit this clause.
54. Clause 39, omit this clause.
55. Division heading preceding clause 43, omit this heading.
56. Clause 43, omit this clause.

AMENDMENT OF LONG TITLE

57. Long title, omit "the **Equal Opportunity Act 2010** and the **Bail Act 1977**, to repeal" and insert "the **Bail Act 1977** and".

Amendments circulated by Rachel Payne (RP10C)

1. Clause 2, lines 24 and 25, omit "18 September 2027" and insert "30 June 2026".
2. Clause 44, line 18, omit "18 September 2028" and insert "30 June 2027".

Amendments circulated by Aiv Puqlielli (AP49C)

1. Clause 4, after line 17 insert—

"homelessness has the same meaning as in section 4(1) of the **Equal Opportunity Act 2010**;

immigration status has the same meaning as in section 4(1) of the **Equal Opportunity Act 2010**;"
2. Clause 4, after line 21 insert—

"(ba) homelessness;

- (bb) immigration status;".
3. Clause 4, after line 25 insert—
- "(fa) sex worker status;".
4. Clause 4, page 4, after line 10 insert—
- "sex worker status** has the same meaning as in section 4(1) of the **Equal Opportunity Act 2010**;"
5. Clause 7, line 27, omit "definition—" and insert "definitions—".
6. Clause 7, after line 27 insert—
- "homelessness** has the meaning given by section 4A;
immigration status includes—
- (a) being an immigrant; or
 - (b) being a refugee or an asylum seeker; or
 - (c) holding any kind of visa under the Migration Act 1958 of the Commonwealth;'
7. Clause 7, line 28, omit "'protected'" and insert "**protected**".
8. Clause 7, line 29, omit '102B;"' and insert "102B;".
9. Clause 7, after line 29 insert—
- 'sex worker status** means a person's status of providing, or having provided, commercial sexual services within the meaning of section 35(1) of the **Crimes Act 1958**;"'.
- NEW CLAUSE
10. Insert the following New Clause to follow clause 7—
- '7A New section 4A inserted**
- After section 4 of the **Equal Opportunity Act 2010** insert—
- "4A Meaning of homelessness**
- (1) For the purposes of this Act, **homelessness** means the state of having inadequate access to safe and secure housing.
 - (2) A person has inadequate access to safe and secure housing for the purposes of this section if the only housing to which the person has access—
 - (a) damages, or is likely to damage, the person's health; or
 - (b) threatens the person's safety; or
 - (c) marginalises the person through failing to provide access to—
 - (i) adequate personal amenities; or

- (ii) the economic and social supports that a home normally affords; or
- (d) places the person in circumstances which threaten or adversely affect the adequacy, safety, security and affordability of that housing.

(3) Additionally, if a person has inadequate access to safe and secure housing for the purposes of a law of the Commonwealth, that person has inadequate access to safe and secure housing for the purposes of this section.

(4) Nothing in subsection (2) or (3) limits the circumstances in which, for the purposes of this Act, a person is to be taken to have inadequate access to safe and secure housing for the purposes of this section.".'.

11. Clause 9, page 12, after line 23 insert—

- "(ba) homelessness;
- (bb) immigration status;".

12. Clause 9, page 12, after line 27 insert—

- "(fa) sex worker status;".

NEW CLAUSES

13. Insert the following New Division to follow Division 1 of Part 3—

'Division 1A—Duty to eliminate vilification

9A Heading to Part 3 amended

In the heading to Part 3 of the **Equal Opportunity Act 2010**, after "**discrimination**," insert "**vilification**,".

9B Purpose of Part

In section 14 of the **Equal Opportunity Act 2010**, after "**discrimination**," insert "**vilification**,".

9C Section 15 amended

(1) In the heading to section 15 of the **Equal Opportunity Act 2010**, after "**discrimination**," insert "**vilification**,".

(2) After section 15(2) of the **Equal Opportunity Act 2010** insert—

"(2A) A person must also take reasonable and proportionate measures to eliminate contraventions of Part 6A in connection with the person's relevant activities.

(2B) The person's relevant activities are the activities that the person undertakes in the capacity in respect of which the person has a duty under Part 4, 6 or 7."

- (5) In section 15(3), (4) and (5) of the **Equal Opportunity Act 2010**, after "subsection (2)" **insert** "or (2A)".
 - (6) In section 15(5)(a) of the **Equal Opportunity Act 2010**, for "6" **substitute** "6, 6A".'
14. Clause 32, line 7, before "Acquired" insert "1".
15. Clause 32, line 8, omit '(HIV)."' and insert "(HIV).".
16. Clause 32, after line 8 insert—
- '2 Hepatitis.".'
17. Clause 36, line 28, after "operation" insert "and effectiveness".
18. Clause 36, after line 32 insert—
- "(1A) The Attorney-General must cause the review to be conducted by a person who, in the opinion of the Attorney-General, possesses appropriate qualifications and expertise relating to the prevention of vilification.
- (1B) The matters examined by the review must include whether this Act should be amended to confer further powers on the Commission in relation to vilification, including powers to do any of the following—
- (a) to undertake an investigation under Part 9 in relation to a possible contravention of Part 6A—
 - (i) as a public inquiry; and
 - (ii) on the Commission's own initiative; and
 - (iii) without the requirement that the matter meets the criterion set out in section 127(a)(ii), so long as the Commission reasonably suspects that the criterion is met; and
 - (iv) without the requirement that the matter meets the criterion set out in section 127(a)(iii);
 - (b) to compel any of the following things for the purposes of an investigation under Part 9 in relation to a possible contravention of Part 6A, and instead of having the Tribunal do so by order—
 - (i) the production of information or documents to the Commission; or
 - (ii) attendance of a person before the Commission to answer questions;
 - (c) receiving an enforceable undertaking, or issuing a compliance notice, as a consequence of an investigation under Part 9 in relation to a possible contravention of Part 6A."

Amendments circulated by Aiv Puglielli (AP51C)

NEW CLAUSE

1. Insert the following New Clause before clause 1—

"1AA Statement for this Act

The Parliament recognises the right of all Victorians to be free from vilification and to participate equally in a democratic society.

The diversity of the people of Victoria enhances our community and Victorians embrace the benefits provided by this diversity and are proud that people live together harmoniously. However, vilification is still occurring in Victoria.

Vilification harms social cohesion through its inherent divisiveness and perpetuates the unequal distribution of power. Vilifying conduct is contrary to democratic values because of its effect on the people who are subjected to it. It diminishes their dignity, sense of self-worth and belonging to their community and can cause profound physical and psychological harm. It also reduces their ability to contribute to, or fully participate in, all social, political, economic and cultural aspects of society as equals, thus reducing the benefit that diversity brings to the community.

It is the intention of Parliament to enact law for the people of Victoria that respects the inherent dignity of all of us and promotes our equal participation in public life."

2. Clause 1, after line 5 insert—

"(ab) to protect Aboriginal and Torres Strait Islander people and others experiencing systemic injustice and structural oppression; and

(ac) to promote full and equal participation in an open and inclusive democratic society, without impeding robust discussion that does not vilify or marginalise others based on a protected attribute; and"

3. Clause 4, page 7, line 27, before "A" insert "(1)".
4. Clause 4, page 7, line 28, omit "195O(1)—" and insert "195O(1)".
5. Clause 4, page 7, line 29, omit "(a)".
6. Clause 4, page 7, line 29, after "by" insert "or with the consent of".
7. Clause 4, page 7, line 30, omit "Prosecutions or a" and insert "Prosecutions."
8. Clause 4, page 7, line 31, omit all words and expressions on this line.
9. Clause 4, page 8, lines 1 to 5, omit all words and expressions on these lines.
10. Clause 4, page 8, after line 5 insert—

"(2) In determining whether an offence against section 195N(1) or 195O(1) is to be prosecuted, the Director of Public Prosecutions must take into account all the

circumstances (including the social, cultural and historical circumstances) surrounding the conduct that is alleged to constitute the offence."

11. Clause 9, page 14, line 1, after "circumstances" insert "(including the social, cultural, historical and other circumstances of the other person or group of persons)".
12. Clause 9, page 15, after line 4 insert—

"(4) In determining, for the purposes of subsection (1), whether particular public conduct is likely to have the effect described in that subsection, all the circumstances surrounding that conduct (including the social, cultural, historical and other circumstances of the other person or group of persons) are to be taken into account."
13. Clause 9, page 16, line 4, after "proselytising" insert "that is in conformity with the doctrines, beliefs or principles of that religion".

