



LEGISLATIVE COUNCIL
MINUTES OF THE PROCEEDINGS
60TH PARLIAMENT
Nos. 113, 114 and 115

No. 113 — Tuesday, 13 May 2025

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

2 **ASSENT TO ACTS** — The President read a Message from the Governor informing the Council that she had, on 8 April 2025, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

Help to Buy (Commonwealth Powers) Act 2025

Justice Legislation Amendment (Anti-vilification and Social Cohesion) Act 2025

Safe Patient Care (Nurse to Patient and Midwife to Patient Ratios) Amendment Act 2025.

3 **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:

- **Sheep dipping (QwN 896)** — substantive and supplementary questions asked by Georgie Purcell — response from Gayle Tierney due Thursday, 15 May 2025.

- **Victoria Police cultural training (QwN 900)** — substantive and supplementary questions asked by Anasina Gray-Barberio — response from Enver Erdogan due Thursday, 15 May 2025.

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CONSTITUENCY QUESTIONS — Members asked constituency questions.

4 **PETITIONS** —

STOP THE BAN ON GAS APPLIANCES — David Davis presented a petition bearing 5,530 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to follow the example set by their state and federal counterparts by respecting and protecting Victorians' right to select the most reliable and affordable

energy solutions for their homes, protect our energy security and financial well-being and stop the ban on gas appliances (*Ordered to be tabled*).

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

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PUBLIC ACCESS TO BEACONSFIELD RESERVOIR — Renee Heath presented a petition bearing 659 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government and Melbourne Water to maintain Beaconsfield Reservoir's current water level of 8.85 metres, retain the historic dam wall at its current height, open the surrounding parkland to public access and turn the reserve into a public park with facilities provided to enhance its accessibility and useability (*Ordered to be tabled*).

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

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FUNDING FOR THE DEVELOPMENT OF A NEW COMMUNITY HALL IN CLYDE AND CLYDE NORTH — Ann-Marie Hermans presented a petition bearing 127 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to fund and support the development of a new community hall in Clyde and Clyde North that reflects the aspirations and needs of the community (*Ordered to be tabled*).

On the motion of Ann-Marie Hermans, the petition was ordered to be taken into consideration on the next day of meeting.

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ENVIRONMENTAL EFFECTS STATEMENT FOR THE DECOMMISSIONING OF OIL AND GAS AT BARRY BEACH MARINE TERMINAL — Sarah Mansfield presented a petition bearing 147 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government and the Minister for Planning to commission an Environmental Effects Statement (EES) into Esso Australia's plans for the decommissioning of retired oil and gas rigs at Barry Beach Marine Terminal and ensure that the EES involves a period of public consultation, recognising that any decommissioning activity undertaken in Victoria must reflect international best practice (*Ordered to be tabled*).

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

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UPGRADE THE DONNYBROOK ROAD BRIDGE — Evan Mulholland presented a petition bearing 685 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to upgrade the Donnybrook Road bridge over the Hume Freeway by making it a dual lane road in order to meet the public demand of the rapidly growing Kalkallo and Donnybrook communities (*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.

5 PAPERS —

PAPERS PRESENTED BY ORDER OF THE COUNCIL —

Jaclyn Symes, by leave, presented the Final Report on the Independent review of the modernisation of the WorkCover Scheme (*Ordered to be tabled*).

Jaclyn Symes, by leave, presented the University of Divinity Report, 2024 (*Ordered to be tabled*).

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COMMITTEE REPORTS —

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled Alert Digest No. 6 of 2025 (including Appendices) from the Scrutiny of Acts and Regulations Committee (*Ordered to be published*).

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SELECT COMMITTEE ON VICTORIA PLANNING PROVISIONS AMENDMENTS VC257, VC267 AND VC274 — Pursuant to Standing Order 23.22, David Ettershank tabled the Select Committee's Report on the Inquiry into Victoria Planning Provisions amendments VC257, VC267 and VC274 (including Appendices, Extracts of Proceedings, Minority Reports and Transcripts of Evidence) (*Ordered to be published*).

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

Debate ensued.

Question — put and agreed to.

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ELECTORAL MATTERS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Lee Tarlamis tabled a Special report on Ballot paper shortages at the 2022 Victorian state election: Implementation of Recommendation 60 of Volume 2 of the Inquiry into the conduct of the 2022 Victorian state election (*Ordered to be published*).

Lee Tarlamis moved, That the Council take note of the Report.

Question — put and agreed to.

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

Crown Land (Reserves) Act 1978 — Order of 12 May 2025 giving approval to the granting of a licence at The Pines Flora and Fauna Reserve.

Deakin University — Report, 2024.

Federation University Australia — Report, 2024.

Financial Management Act 1994 — Minister for Environment's report that the Alpine Resorts Victoria Report, 2024 has not been received, together with an explanation for the delay, under section 46(3)(a) of the Act.

Interpretation of Legislation Act 1984 — Notice under section 32(3)(a)(iii) in relation to Statutory Rule No. 130/2024 (*Gazette S213, 30 April 2025*).

La Trobe University — Report, 2024.

Local Government Act 2020 — Order in Council for the suspension of an individual Councillor of Whittlesea City Council, under section 229A(5) of the Act.

Monash University — Report, 2024.

Planning and Environment Act 1987 — Notices of approval of the —
Bayside Planning Scheme — Amendment C207.

Bayside, Boroondara, Darebin, Frankston, Glen Eira, Hume, Kingston, Maroondah, Monash, Moonee Valley, Stonnington and Whittlesea Planning Schemes — Amendment GC252.

Benalla Planning Scheme — Amendment C46.
 Brimbank Planning Scheme — Amendment C243.
 Casey, Greater Dandenong, Hobsons Bay, Melbourne, Whittlesea and Yarra
 Planning Schemes — Amendment GC237.
 Darebin Planning Scheme — Amendment C227.
 Frankston Planning Scheme — Amendment C160.
 Glen Eira Planning Scheme — Amendment C273.
 Hume Planning Scheme — Amendment C279.
 Kingston Planning Scheme — Amendment C226.
 Knox Planning Scheme — Amendment C202.
 Mansfield Planning Scheme — Amendment C55.
 Maroondah Planning Scheme — Amendment C160.
 Merri-bek Planning Scheme — Amendment C234.
 Moorabool Planning Scheme — Amendment C118.
 South Gippsland Planning Scheme — Amendment C132.
 Towong Planning Scheme — Amendment C40.
 Victoria Planning Provisions — Amendments VC251, VC280 and VC281.
 Warrnambool Planning Scheme — Amendment C213.
 Wyndham Planning Scheme — Amendment C272.

Professional Standards Act 2003 —

The Chartered Accountants Australia and New Zealand Professional Standards
 Scheme (*Gazette S207, 29 April 2025*).
 The New South Wales Bar Association Professional Standards Scheme
 (*Gazette S207, 29 April 2025*).
 The Victorian Bar Professional Standards Scheme (*Gazette S207, 29 April 2025*).
 The Western Australian Bar Association Professional Standards Scheme
 (*Gazette S207, 29 April 2025*).

Royal Melbourne Institute of Technology (RMIT University) — Report, 2024.

Statutory Rules under the following Acts of Parliament —

Audit Act 1994 — No. 23.
 Bail Act 1977 — No. 16.
 Marine (Drug, Alcohol and Pollution Control) Act 1988 — No. 25.
 Parliamentary Workplace Standards and Integrity Act 2024 — No. 17.
 Road Safety Act 1986 — Nos. 15 and 21.
 Subordinate Legislation Act 1994 — Nos. 19, 20 and 24.
 Transport (Compliance and Miscellaneous) Act 1983 — No. 22.
 Wrongs Act 1958 — No. 18.

Subordinate Legislation Act 1994 —

Documents under section 15 in relation to —
 Orders under the Occupational Health and Safety Act 2004 relating to the —
 Engineered stone compliance code.
 Metal casting compliance code.
 Statutory Rule Nos. 12, 14, 15, 16, 17, 18, 19, 20, 21, 22, 24 and 25.
 Legislative instruments and related documents under section 16B in
 respect of —
 Declaration of Gaseous Fuels under the Gas Industry Act 2001.

PrimeSafe Meat Industry Licensing and Fees Determination 2025 under the Meat Industry Act 1993.

PrimeSafe Seafood Safety Licensing and Fees Determination 2025 under the Seafood Safety Act 2003 and the Meat Industry Act 1993.

Swinburne University of Technology — Report, 2024.

The University of Melbourne — Report, 2024.

Victoria University — Report, 2024.

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

Government response to the Economy and Infrastructure Committee's Inquiry into the Workplace Injury Rehabilitation and Compensation Amendment (WorkCover Scheme Modernisation) Bill 2023.

Government response to the Legal and Social Issues Committee's Inquiry into the state education system in Victoria (*released on 16 April 2025 – a non-sitting day*).

Response from the Minister for Environment to petition titled Save Silverleaves from coastal erosion (petition no. 611) (presented by Melina Bath on 4 March 2025) (*released on 9 April 2025 – a non-sitting day*).

Response from the Minister for Planning to petition titled Desist from high-rise high-density zone planning (petition no. 644) (presented by David Davis on 2 April 2025) (*released on 24 April 2025 – a non-sitting day*).

Response from the Minister for Transport Infrastructure to petition titled Moonee Ponds and Essendon level crossing removals (petition No. 637) (presented by Evan Mulholland on 5 March 2025) (*released on 4 April 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:

Agriculture and Food Safety Legislation Amendment Act 2024 — Whole Act — 17 April 2025 (*Gazette S182, 15 April 2025*).

Roads and Road Safety Legislation Amendment Act 2024 — Division 5 of Part 2 — 3 April 2025 (*Gazette S149, 1 April 2025*).

Youth Justice Act 2024 — Parts 22.2 and 22.3 and Division 1 of Part 22.1 — 22 April 2025 (*Gazette S149, 1 April 2025*).

6 PRODUCTION OF DOCUMENTS —

ENERGY DOCUMENTS — The Clerk tabled a letter from the Attorney-General, dated 16 April 2025, in response to a resolution of the Council on 2 April 2025 (on the motion of David Davis), relating to energy documents, 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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SUBURBAN RAIL LOOP AUTHORITY — The Clerk tabled a letter from the Attorney-General, dated 16 April 2025, in response to a resolution of the Council on 19 March 2025 (on the motion of Evan Mulholland), relating to the Suburban Rail Loop

Authority, 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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WATER GRID PLAN — The Clerk tabled a letter from the Attorney-General, dated 16 April 2025, in response to a resolution of the Council on 19 March 2025 (on the motion of Sarah Mansfield), relating to the Water Grid Plan, 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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GOVERNMENT PROCUREMENT CONTRACTS AND PROJECT BRIEFS — CFMEU AND CFMMEU — In response to a resolution of the Council on 28 August 2024 (on the motion of Evan Mulholland), relating to Government procurement contracts and project briefs with the CFMEU and CFMMEU, and further to the Government's initial response on 10 September 2024, the Clerk tabled a letter from the Attorney-General, dated 12 May 2025, advising that no documents were identified within the scope of the Order.

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

- 7 BUSINESS OF THE COUNCIL** — Aiv Puglielli moved, by leave, That the following general business take precedence on Wednesday, 14 May 2025 —
- (1) order of the day No. 1, resumption of debate on the second reading of the Wrongs Amendment (Vicarious Liability) Bill 2025;
 - (2) notice of motion given this day by Katherine Copsey referring matters relating to electric vehicles to the Economy and Infrastructure Committee; and
 - (3) notice of motion No. 905, standing in David Davis' name to revoke Victoria Planning Provisions Planning Scheme Amendments VC257 and VC267.

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 916, and order of the day, government business, No. 1, be postponed until later this day.

- 10 COGNATE DEBATE** — Lizzie Blandthorn moved, by leave, That this House authorises the President to permit the second reading debate on the Energy and Land Legislation Amendment (Energy Safety) Bill 2025 to be taken concurrently with the second reading debate on the Victorian Energy Efficiency Target Amendment (Energy Upgrades for the Future) Bill 2025.

Question — put and agreed to.

11 ENERGY AND LAND LEGISLATION AMENDMENT (ENERGY SAFETY) BILL 2025 — VICTORIAN ENERGY EFFICIENCY TARGET AMENDMENT (ENERGY UPGRADES FOR THE FUTURE) BILL 2025 — The concurrent debate commenced on the questions, That these Bills be now read a second time.

David Davis (*DD164C*) and Ingrid Stitt (*IS12C*) circulated amendments to the Energy and Land Legislation Amendment (Energy Safety) Bill 2025 proposed to be moved during Committee of the whole.

David Davis (*DD171C*) circulated amendments to the Victorian Energy Efficiency Target Amendment (Energy Upgrades for the Future) Bill 2025 proposed to be moved during Committee of the whole.

The concurrent debate having concluded —

12 ENERGY AND LAND LEGISLATION AMENDMENT (ENERGY SAFETY) BILL 2025 — Question — That the Bill be now read a second time — put.

The Council divided — The President in the Chair.

AYES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; 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, 15

Melina Bath; 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.

The President ruled certain amendments proposed to be moved during Committee of the whole by Ingrid Stitt (*IS12C*) are outside the scope of the Bill.

Ingrid Stitt moved, That it be an instruction to the Committee that they have power to consider amendments and New Clauses to amend the *Electricity Industry Act 2000* to enable licensees that sell electricity to more than 5000 customers, rather than the Essential Services Commission, to set the rate or rates at which those licensees purchase small renewable energy generation electricity from customers.

Question — put and agreed to.

Bill committed to a Committee of the whole.

House in Committee.

Bill reported with amendments, 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, 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, 15

Melina Bath; 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.

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 VICTORIAN ENERGY EFFICIENCY TARGET AMENDMENT (ENERGY UPGRADES FOR THE FUTURE) BILL 2025 — Question — That the Bill be now read a second time — 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, 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)

Question 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.

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, 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, 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)

Question agreed to.

Bill read a third time and passed.

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

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

Debate ensued.

The Council adjourned at 7.23 pm until tomorrow.

ROBERT McDONALD

Clerk of the Legislative Council

No. 114 — Wednesday, 14 May 2025

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

- 2 PETITION — ENVIRONMENTAL EFFECTS STATEMENT FOR THE DECOMMISSIONING OF OIL AND GAS AT BARRY BEACH MARINE TERMINAL** — Sarah Mansfield presented a petition bearing 3,593 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government and the Minister for Planning to commission an Environmental Effects Statement (EES) into Esso Australia's plans for the decommissioning of retired oil and gas rigs at Barry Beach Marine Terminal and ensure that the EES involves a period of public consultation, recognising that any decommissioning activity undertaken in Victoria must reflect international best practice *(Ordered to be tabled)*.

The petition having received the required number of signatures, Sarah Mansfield listed the petition for future debate during Petitions (qualifying for debate).

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

Auditor-General —

Domestic Building Insurance, May 2025 *(Ordered to be published)*.

Quality of Victoria's Critical Data Assets, May 2025 *(Ordered to be published)*.

Bendigo Kangan Institute — Report, 2024.

Box Hill Institute — Report, 2024.
 Chisholm Institute — Report, 2024.
 Gordon Institute of TAFE (The Gordon) — Report, 2024.
 Goulburn Ovens Institute of TAFE (GOTAFE) — Report, 2024.
 Holmesglen Institute — Report, 2024.
 Melbourne Polytechnic — Report, 2024.
 South West Institute of TAFE — Report, 2024.
 Sunraysia Institute of TAFE (SuniTAFE) — Report, 2024.
 TAFE Gippsland — Report, 2024.
 William Angliss Institute of TAFE — Report, 2024.
 Wodonga Institute of TAFE — Report, 2024.

4 MEMBERS' STATEMENTS — Members made statements.

5 PRODUCTION OF DOCUMENTS — BRIEFINGS PROVIDED TO THE TREASURER
 — Richard Welch (for David Davis) moved, That this House 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, all briefings provided by the Department of Treasury and Finance to the Treasurer, including formal briefings, advisory documents, background information documents from the date the Treasurer, the Hon. Jaclyn Symes MLC, was sworn into the role of Treasurer to 7 March 2025.

Debate ensued.

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

Question — put and agreed to.

6 PRODUCTION OF DOCUMENTS — UPFIELD, SOMERTON AND WALLAN SERVICE ENHANCEMENT PLANNING FEASIBILITY STUDY — Anasina Gray-Barberio moved, That this House —

- (1) notes that the Upfield train line has four kilometres of single track between Gowrie and Upfield stations, meaning that only one train can run at a time;
- (2) further notes that —
 - (a) *The Age* recently —
 - (i) referred to the Upfield line as “Melbourne’s most infuriating train line”, with people often waiting 20 minutes or more for a train to arrive;
 - (ii) reported the Victorian Labor Government had scrapped plans to build a turnback at Gowrie Station as part of the Metro Tunnel project;
 - (b) the Victorian Labor Government has recently announced two new activity centres along the Upfield line, but has announced no corresponding increase to services; and
- (3) 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, all documents relating to the findings of the Upfield, Somerton and Wallan service enhancement planning feasibility study that was financially completed in the fourth quarter of 2017-18.

Debate ensued.

Question — put and agreed to.

- 7 WRONGS AMENDMENT (VICARIOUS LIABILITY) BILL 2025** — Debate resumed on the question, That the Bill be now read a second time.

Rachel Payne, by leave, made a further brief contribution to the second reading debate of the Bill.

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

- 8 ECONOMY AND INFRASTRUCTURE COMMITTEE — ELECTRICITY SUPPLY FOR ELECTRIC VEHICLES** — Katherine Copsey moved, That this House requires the Economy and Infrastructure Committee to inquire into, consider and report, by 27 March 2026, on how Victoria can best harmonise electric vehicles (EVs) with electricity supply and demand, including but not limited to —

- (1) strategies to reduce EV charging during periods of peak demand on the grid and increase charging during periods of peak supply;
- (2) whether public charging infrastructure is being installed at a sufficient rate in different parts of Victoria, including older suburbs where most people do not have access to off-street parking;
- (3) the best role for electricity distribution businesses in rolling out EV charging infrastructure, and how distribution network tariffs should be set for EV chargers;
- (4) strategies to facilitate the take-up of EV ownership, including the facilitation of bidirectional charging;
- (5) whether old EV batteries could have a second life as household or community batteries after removal from vehicles;
- (6) the barriers and opportunities to the manufacture, reconditioning and recycling of EV batteries, or other elements of the EV supply chain, in Victoria; and
- (7) any other related matters the Committee considers relevant.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

- 9 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:

- **Victoria Police carrying naloxone (QwN 901)** — substantive and supplementary questions asked by Aiv Puglielli — response from Enver Erdogan due Friday, 16 May 2025.
- **Drought support measures (QwN 903)** — substantive and supplementary questions asked by Jeff Bourman — response from Gayle Tierney due Friday, 16 May 2025.

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CONSTITUENCY QUESTIONS — Members asked constituency questions.

- 10 ECONOMY AND INFRASTRUCTURE COMMITTEE — ELECTRICITY SUPPLY FOR ELECTRIC VEHICLES** — Debate continued on the question, That this House requires the Economy and Infrastructure Committee to inquire into, consider and report, by 27 March 2026, on how Victoria can best harmonise electric vehicles (EVs) with electricity supply and demand, including but not limited to —

- (1) strategies to reduce EV charging during periods of peak demand on the grid and increase charging during periods of peak supply;
- (2) whether public charging infrastructure is being installed at a sufficient rate in different parts of Victoria, including older suburbs where most people do not have access to off-street parking;
- (3) the best role for electricity distribution businesses in rolling out EV charging infrastructure, and how distribution network tariffs should be set for EV chargers;
- (4) strategies to facilitate the take-up of EV ownership, including the facilitation of bidirectional charging;
- (5) whether old EV batteries could have a second life as household or community batteries after removal from vehicles;
- (6) the barriers and opportunities to the manufacture, reconditioning and recycling of EV batteries, or other elements of the EV supply chain, in Victoria; and
- (7) any other related matters the Committee considers relevant.

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

Question — put and agreed to.

11 REVOCATION OF VICTORIA PLANNING PROVISIONS PLANNING SCHEME AMENDMENTS VC257 AND VC267 — David Davis moved, That this House —

- (1) notes that Planning Scheme Amendments VC257 and VC267 change the Victoria Planning Provisions and that —
 - (a) Planning Scheme Amendment VC257 was gazetted on 25 February 2025 and tabled in this House on 4 March 2025;
 - (b) Planning Scheme Amendment VC267 was gazetted on 6 March 2025 and tabled in this House on 18 March 2025; and
- (2) pursuant to section 38(2) of the *Planning and Environment Act 1987*, revokes Amendments VC257 and VC267 to the Victoria Planning Provisions.

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; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; 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)

NOES, 22

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; 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.

- 12 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.
- 13 ENERGY AND LAND LEGISLATION AMENDMENT (ENERGY SAFETY) 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.
- 14 STATEMENTS ON TABLED PAPERS AND PETITIONS** — Members made statements on reports, papers and petitions.
- 15 PETITIONS (QUALIFYING FOR DEBATE) — STOP THE CREATION OF ANY NEW NATIONAL PARKS** — Melina Bath moved, That the petition be taken into consideration.
Debate ensued.
Question — put and agreed to.
- 16 ADJOURNMENT** — Lizzie Blandthorn moved, That the House do now adjourn.
Debate ensued.
The Council adjourned at 6.43 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 115 — Thursday, 15 May 2025

- 1** The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.
- 2 PAPER PRESENTED UNDER AN ACT OF PARLIAMENT** — The Clerk tabled the following paper:
A Statutory Rule under the Health Practitioner Regulation National Law — No. 26.
- 3 MEMBERS' STATEMENTS** — Members made statements.
- 4 BUSINESS POSTPONED** — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 936, be postponed until later this day.
- 5 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.
Jeff Bourman (*JB91C*) circulated amendments proposed to be moved during Committee of the whole.
Business interrupted at 12.01 pm.
- 6 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 ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Generative artificial intelligence use by the public service (QwN 914)** — substantive and supplementary questions asked by David Limbrick — response from Jaclyn Symes due Monday, 19 May 2025.
- **Bounty for foxes (QwN 916)** — substantive question asked by Rikkie-Lee Tyrrell — response from Gayle Tierney due Monday, 19 May 2025.

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CONSTITUENCY QUESTIONS — Members asked constituency questions.

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

Jaclyn Symes (*JS66C*) circulated amendments proposed to be moved during Committee of the whole.

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, 18

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; Adem Somyurek; 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.

David Davis moved, That this House requires the Economy and Infrastructure Committee to inquire into, consider and report, by 30 June 2025, on the Fire Services Property Amendment (Emergency Services and Volunteers Fund) Bill 2025.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 18

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; 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, 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 negatived.

Bill 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.

The Deputy President reported progress with suggested amendments for the consideration of the Assembly and asked leave to sit again.

Bill returned to the Assembly with a Message requesting they make the amendments suggested by the Committee of the whole Council.

Bill ordered to be further considered in Committee of the whole later this day.

- 8 VICTORIAN STATE BUDGET 2025-26** — The President read a Message from the Assembly informing the Council that under section 52 of the *Constitution Act 1975*, approval has been granted for Jaclyn Symes MLC, Treasurer, to attend the Assembly on Tuesday, 20 May 2025 to give a speech on the Annual Appropriation Bill.

- 9 SUPERANNUATION LEGISLATION AMENDMENT BILL 2025** — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Emergency Services Superannuation Act 1986, the State Superannuation Act 1988 and the Transport Superannuation Act 1988 and for other purposes* and requesting the agreement of the Council.

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

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

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

Harriet Shing incorporated the second reading speech in Hansard.

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

- 10 JUSTICE LEGISLATION AMENDMENT (MISCELLANEOUS) BILL 2025** — The President read a Message from the Assembly presenting *A Bill for an Act to make miscellaneous amendments to the Crimes Act 1958, the Criminal Procedure Act 2009, the Justice Legislation Amendment (Criminal Appeals) Act 2019, the Magistrates' Court Act 1989, the Sentencing Act 1991, the Social Services Regulation Act 2021 and the Worker Screening Act 2020 and for other purposes* and requesting the agreement of the Council.

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

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

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

Harriet Shing incorporated the second reading speech in Hansard.

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

- 11 WORKPLACE INJURY REHABILITATION AND COMPENSATION AMENDMENT BILL 2025** — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Workplace Injury Rehabilitation and Compensation Act 2013, the Accident Compensation Act 1985 and the Occupational Health and Safety Act 2004 and for other purposes* and requesting the agreement of the Council.

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

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

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

Harriet Shing incorporated the second reading speech in Hansard.

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

- 12 REGULATORY LEGISLATION AMENDMENT (REFORM) BILL 2025** — Debate resumed on the question, That the Bill be now read a second time.

Business interrupted at the conclusion of the declared extension.

The Council continued to sit after 12.00 midnight.

FRIDAY, 16 MAY 2025

Harriet Shing moved, That the sitting be extended.

Question — put and agreed to.

Debate continued.

Question — put and agreed to.

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

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

- 13 FIRE SERVICES PROPERTY AMENDMENT (EMERGENCY SERVICES AND VOLUNTEERS FUND) BILL 2025** — The President read a Message from the Assembly informing the Council that they have made the amendments suggested by the Committee of the whole Council in this Bill and requesting the agreement of the Council.

Harriet Shing moved, That the Message be referred to the Committee of the whole on the Bill forthwith.

Question — put and agreed to.

Bill further considered in Committee of the whole.

Bill reported without further amendment, 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, 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 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, including the amendments made by the Assembly on the suggestion of the Committee of the whole Council, without further amendment.

14 SITTING OF THE COUNCIL — Harriet Shing moved, That the Council, at its rising, adjourn until Tuesday, 27 May 2025.

Question — put and agreed to.

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

Debate ensued.

The Council adjourned at 2.23 am until Tuesday, 27 May 2025.

ROBERT McDONALD
Clerk of the Legislative Council

COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 113, 114 and 115

ENERGY AND LAND LEGISLATION AMENDMENT (ENERGY SAFETY) BILL 2025

Committed Tuesday, 13 May 2025

Amendments circulated: David Davis (DD164C) (pp. 1002-3) and Ingrid Stitt (IS12C) (pp. 1003-4)

Clause 1 — David Davis moved amendment No. 1 (DD164C).

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; 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, 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)

Question negatived.

Ingrid Stitt moved amendment No. 1 (IS12C).

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

Clause 1, as amended — put and agreed to.

Clause 2 — Ingrid Stitt moved amendment No. 2 (IS12C).

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

Clause 2, as amended — put and agreed to.

Clauses 3 to 91 — put and agreed to.

Clause 92 — David Davis moved amendment No. 13 (DD164C).

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; 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, 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)

Question negatived.

Clause 92 — put and agreed to.

Clause 93 — put and agreed to.

Clause 94 — David Davis moved amendment Nos. 14 and 15 (*DD164C*).

Question — That the amendments be agreed to — put and negatived.

Clause 94 — put and agreed to.

Clauses 95 and 96 — put and agreed to.

Clause 97 — David Davis moved amendment Nos. 16 to 18 (*DD164C*).

Question — That the amendments be agreed to — put and negatived.

Clause 97 — put and agreed to.

New Clauses 97A to 97D — Ingrid Stitt moved amendment No. 3 (*IS12C*).

Question — That New Clauses 97A to 97D stand part of the Bill — put and agreed to.

Clause 98 — put and agreed to.

Schedules 1 to 3 — put and agreed to.

Long Title — Ingrid Stitt moved amendment No. 4 (*IS12C*).

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

Question — That the long title, as amended, be the long title of the Bill — put and agreed to.

Bill reported with amendments.

VICTORIAN ENERGY EFFICIENCY TARGET AMENDMENT (ENERGY UPGRADES FOR THE FUTURE) BILL 2025

Committed Tuesday, 13 May 2025

Amendments circulated: David Davis (DD171C) (p. 1005)

Clause 1 — David Davis moved amendment No. 1 (DD171C).

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; 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.

David Davis moved amendment No. 3 (DD171C).

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; 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.

Clause 1 — put and agreed to.

Clauses 2 to 61 — put and agreed to.

Bill reported without amendment.

**FIRE SERVICES PROPERTY AMENDMENT (EMERGENCY SERVICES AND VOLUNTEERS FUND)
BILL 2025**

Committed Thursday, 15 May 2025

Amendments circulated: Jeff Bourman (JB92C) (pp. 1005-7), David Davis (DD173C) (p. 1008) and Jaclyn Symes (JS66C) (pp. 1008-10)

Clause 1 — David Davis (DD173C) and Jeff Bourman (JB92C) circulated amendments proposed to be moved during Committee of the whole to replace previously circulated amendments.

Jeff Bourman moved suggested amendment No. 1 (JB92C).

Question — That the suggested 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.

Clause 1 — put and agreed to.

Clauses 2 to 5 — put and agreed to.

Clause 6 — David Davis moved suggested amendment No. 1 (DD173C).

Question — That the suggested 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 negatived.

Jaclyn Symes moved suggested amendment Nos. 1 and 2 (*JS66C*).

Question — That the suggested amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 24

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; 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, 15

Melina Bath; 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 6 — stands postponed pursuant to Standing Order 14.16(3).

Clauses 7 to 12 — put and agreed to.

Clause 13 — Jaclyn Symes moved suggested amendment Nos. 3 to 5 (*JS66C*).

Question — That the suggested amendments be agreed to — put and agreed to.

Jaclyn Symes moved suggested amendment No. 6 (*JS66C*).

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

David Davis moved suggested amendment No. 2 (*DD173C*).

Question — That the suggested 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.

Clause 13 — stands postponed pursuant to Standing Order 14.16(3).

Clause 14 — put and agreed to.

Clause 15 — David Davis moved amendment Nos. 3 to 5 (*DD173C*).

Question — That the amendments be agreed to — put and negated.

Clause 15 — put and agreed to.

Clauses 16 and 17 — put and agreed to.

New Clause 17A — Jaclyn Symes moved suggested amendment No. 7 (*JS66C*).

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

New Clause 17A — stands postponed pursuant to Standing Order 14.16(3).

Clauses 18 to 21 — put and agreed to.

Clause 22 — Jaclyn Symes moved suggested amendment Nos. 8 to 11 (*JS66C*).

Question — That the suggested amendments be agreed to — put and agreed to.

Clause 22 — stands postponed pursuant to Standing Order 14.16(3).

Clause 23 — put and agreed to.

Progress reported with suggested amendments.

Friday, 16 May 2025 —

Progress having been reported on Thursday, 15 May 2025, Bill further considered in Committee of the whole.

Postponed Clause 6 — Question — That clause 6, as amended by the Assembly on the suggestion of the Committee of the whole Council, stand part of the Bill — put and agreed to.

Postponed Clause 13 — Question — That clause 13, as amended by the Assembly on the suggestion of the Committee of the whole Council, stand part of the Bill — put and agreed to.

Postponed New Clause 17A — Question — That New Clause 17A, as inserted by the Assembly on the suggestion of the Committee of the whole Council, stand part of the Bill — put and agreed to.

Postponed Clause 22 — Question — That clause 22, as amended by the Assembly on the suggestion of the Committee of the whole Council, stand part of the Bill — put and agreed to.

Bill, including the amendments made by the Assembly on the suggestion of the Committee of the whole Council, reported without further amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. ENERGY AND LAND LEGISLATION AMENDMENT (ENERGY SAFETY) BILL 2025

Amendments circulated by David Davis (DD164C)

1. Clause 1, lines 8 to 10, omit all words and expressions on these lines.
2. Clause 2, line 18, omit "19,".
3. Clause 2, lines 22 and 23, omit all words and expressions on these lines.
4. Division heading preceding clause 13, omit this heading.
5. Clause 13, omit this clause.
6. Clause 14, omit this clause.
7. Clause 15, omit this clause.
8. Clause 16, omit this clause.
9. Clause 17, omit this clause.
10. Clause 18, omit this clause.
11. Clause 19, omit this clause.
12. Clause 20, omit this clause.
13. Clause 92, after line 33 insert—
 - '(6) After section 19(5) of the **Energy Safe Victoria Act 2005** insert—
 - "(5A) Subject to subsection (5B), Energy Safe Victoria must publish a copy of the completed plan, as existing from time to time, on its Internet site.
 - (5B) The copy of the plan published under subsection (5A) must not contain any information of a confidential or commercially-sensitive nature."
 - (7) For section 19(6) of the **Energy Safe Victoria Act 2005** substitute—
 - "(6) Energy Safe Victoria must consult with the Minister before publishing or making available a corporate plan for the purposes of this Division.".'
14. Clause 94, lines 27 to 31, omit all words and expressions on these lines and insert—
 - "(3) Energy Safe Victoria must consult with the Minister before publishing or making available an annual update for the purposes of this Division."
15. Clause 94, page 74, after line 4 insert—
 - "(4A) Subject to subsection (4B), Energy Safe Victoria must publish a copy of the annual update, as existing from time to time, on its Internet site.

(4B) The copy of the annual update published under subsection (4A) must not contain any information of a confidential or commercially-sensitive nature."

16. Clause 97, line 8, before "Nothing" insert "(1)".

17. Clause 97, line 17, omit '(a)."' and insert "(a)."

18. Clause 97, after line 17 insert—

'(2) If the Minister enters into an agreement to lease land referred to in subsection (1)(a), the Minister must, no later than the day on which the Minister enters into a lease pursuant to that agreement, publish on the Internet site of the Department a notice specifying—

(a) the market value of the rights granted by the lease at the time the agreement to lease is entered into; and

(b) the market value of the rights granted by the lease at the time the lease is to be entered into pursuant to the agreement (if different from the value referred to in paragraph (a)); and

(c) the method used to calculate the values referred to in paragraphs (a) and (b); and

(d) any other information that the Minister considers appropriate.".'.

Amendments circulated by Ingrid Stitt (IS12C)

1. Clause 1, page 3, after line 13 insert—

"(ea) to amend the **Electricity Industry Act 2000** to enable licensees that sell electricity to more than 5000 customers, rather than the Essential Services Commission, to set the rate or rates at which those licensees purchase small renewable energy generation electricity from customers; and".

2. Clause 2, line 17, after "7" insert ", 7A".

NEW CLAUSES

3. Insert the following New Part after Part 7—

'Part 7A—Amendment of Electricity Industry Act 2000

97A Section 40FBA substituted

For section 40FBA of the **Electricity Industry Act 2000** substitute—

"40FBA Rates for purchases of small renewable energy generation electricity

For the purposes of section 40FB(2)(a), in each financial year the amount to be credited against the charges payable to a relevant licensee by a customer who is a relevant generator is the amount determined at the rate or rates published as part of the general renewable energy feed-in terms and conditions under section 40G."

97B Section 40FBB repealed

Section 40FBB of the **Electricity Industry Act 2000** is repealed.

97C Retailer licence condition relating to purchase of small renewable energy generation electricity

- (1) For section 40G(1)(a) of the **Electricity Industry Act 2000** substitute—

"(a) to publish general renewable energy feed-in terms and conditions including, but not limited to, a rate or rates for the purposes of section 40FBA; and".

- (2) After section 40G(1) of the **Electricity Industry Act 2000** insert—

"(1A) A rate included in the general renewable energy feed-in terms and conditions for the purposes of section 40FBA must not be less than \$0.00 per kilowatt-hour."

97D New section 124 inserted

After section 123 of the **Electricity Industry Act 2000** insert—

"124 Savings provision—Energy and Land Legislation Amendment (Energy Safety) Act 2025

- (1) Despite the amendments made to this Act by Part 7A of the amending Act, the rate or rates applying for the 2024 financial year under section 40FBA (as in force immediately before the commencement of section 97A of the amending Act) for the purposes of section 40FB(2)(a) are taken to continue to apply until 30 June 2025 for the purposes of section 40FB(2)(a).
- (2) This section does not affect or take away from the **Interpretation of Legislation Act 1984**.
- (3) In this section—

amending Act means the **Energy and Land Legislation Amendment (Energy Safety) Act 2025**."

AMENDMENT OF LONG TITLE

4. Long title, omit "and the **Land Act 1958**" and insert ", the **Land Act 1958** and the **Electricity Industry Act 2000**".

2. VICTORIAN ENERGY EFFICIENCY TARGET AMENDMENT (ENERGY UPGRADES FOR THE FUTURE) BILL 2025

Amendments circulated by David Davis (DD171C)

1. Clause 1, line 8, omit "target," and insert "target; and".
2. Clause 1, lines 9 to 11, omit all words and expressions on these lines.
3. Clause 1, page 2, before line 1 insert—
 "(ba) to provide for completion of a strategic review of the VEU scheme and tabling requirements relating to a report of the strategic review; and".
4. Part heading preceding clause 8, omit "**Extension**" and insert "**Future**".
5. Clause 8, omit this clause.
6. Clause 9, omit this clause.
7. Clause 10, omit this clause.

NEW CLAUSE

8. Insert the following New Clause to follow clause 11—

'11A New section 76AA inserted

After section 76 of the Principal Act **insert—**

"76AA Strategic review of VEU scheme

- (1) The Minister must cause a strategic review of the VEU scheme to be completed as soon as practicable.
- (2) The Minister must cause a copy of the report of the strategic review to be tabled in each House of the Parliament.".

3. FIRE SERVICES PROPERTY AMENDMENT (EMERGENCY SERVICES AND VOLUNTEERS FUND) BILL 2025

Amendments circulated by Jeff Bourman (JB92C)

1. **Suggested amendment to the Legislative Assembly—**
Clause 1, line 6, omit "and volunteers".
2. **Suggested amendment to the Legislative Assembly—**
Clause 4, lines 6 and 7, omit all words and expressions on these lines and insert '**Property**' substitute "**Emergency Services**".'
3. **Suggested amendment to the Legislative Assembly—**
Clause 5, lines 11 and 12, omit "and volunteers".
4. **Suggested amendment to the Legislative Assembly—**
Clause 8, lines 29 and 30, omit "**and volunteers funding**".

5. **Suggested amendment to the Legislative Assembly—**
Clause 10, lines 9 and 10, omit "and volunteers funding".
6. **Suggested amendment to the Legislative Assembly—**
Clause 19, line 13, omit "and Volunteers Fund".
7. **Suggested amendment to the Legislative Assembly—**
Clause 20, line 20, omit "and Volunteers Fund".
8. **Suggested amendment to the Legislative Assembly—**
Clause 20, line 26, omit "and Volunteers Fund".
9. **Suggested amendment to the Legislative Assembly—**
Clause 20, line 30, omit "and Volunteers Fund" and insert "Levy".
10. **Suggested amendment to the Legislative Assembly—**
Clause 20, page 18, lines 4 and 5, omit "and Volunteers Fund".
11. **Suggested amendment to the Legislative Assembly—**
Clause 20, page 18, lines 8 and 9, omit "and volunteers funding".
12. **Suggested amendment to the Legislative Assembly—**
Clause 22, lines 4 and 5, omit all words and expressions on these lines and insert 'Property' substitute "Emergency Services";.
13. **Suggested amendment to the Legislative Assembly—**
Clause 22, lines 8 and 9, omit "and Volunteers Fund" and insert "Levy".
14. **Suggested amendment to the Legislative Assembly—**
Clause 22, lines 15 and 16, omit all words and expressions on these lines and insert 'Property' substitute "Emergency Services";.
15. **Suggested amendment to the Legislative Assembly—**
Clause 22, lines 19 and 20, omit "and Volunteers Fund" and insert "Levy".
16. **Suggested amendment to the Legislative Assembly—**
Clause 22, lines 26 and 27, omit 'Property Levy' substitute "Emergency Services and Volunteers Fund" and insert 'Property' substitute "Emergency Services".
17. **Suggested amendment to the Legislative Assembly—**
Clause 22, lines 31 and 32, omit "and Volunteers Fund" and insert "Levy".
18. **Suggested amendment to the Legislative Assembly—**
Clause 22, page 20, lines 8 and 9, omit "*and volunteers funding*".
19. **Suggested amendment to the Legislative Assembly—**
Clause 22, page 20, lines 11 and 12, omit "and Volunteers Fund" and insert "Levy".
20. **Suggested amendment to the Legislative Assembly—**
Clause 22, page 20, lines 15 to 17, omit 'Property Levy' substitute "Emergency Services and Volunteers Fund" and insert 'Property' substitute "Emergency Services".
21. **Suggested amendment to the Legislative Assembly—**
Clause 22, page 20, lines 24 and 25, omit all words and expressions on these lines and insert 'Property' substitute "Emergency Services";.

22. **Suggested amendment to the Legislative Assembly—**
Clause 22, page 20, lines 28 to 30, omit 'Property Levy' substitute "Emergency Services and Volunteers Fund" and insert 'Property' substitute "Emergency Services".
23. **Suggested amendment to the Legislative Assembly—**
Clause 22, page 20, lines 33 and 34, omit "and volunteers funding".
24. **Suggested amendment to the Legislative Assembly—**
Clause 22, page 21, lines 2 and 3, omit all words and expressions on these lines and insert 'Property' substitute "Emergency Services";.
25. **Suggested amendment to the Legislative Assembly—**
Clause 22, page 21, lines 4 to 6, omit 'Property Levy' substitute "Emergency Services and Volunteers Fund" and insert 'Property' substitute "Emergency Services".
26. **Suggested amendment to the Legislative Assembly—**
Clause 22, page 21, lines 8 to 10, omit 'Property Levy' substitute "Emergency Services and Volunteers Fund" and insert 'Property' substitute "Emergency Services".
27. **Suggested amendment to the Legislative Assembly—**
Clause 22, page 21, lines 12 to 14, omit 'Property Levy' substitute "Emergency Services and Volunteers Fund" and insert 'Property' substitute "Emergency Services".
28. **Suggested amendment to the Legislative Assembly—**
Clause 22, page 21, lines 17 to 19, omit all words and expressions on these lines and insert 'Property' substitute "Emergency Services";.
29. **Suggested amendment to the Legislative Assembly—**
Clause 22, page 21, line 23, omit "and volunteers funding".
30. **Suggested amendment to the Legislative Assembly—**
Clause 22, page 21, lines 25 to 27, omit all words and expressions on these lines and insert 'Property' substitute "Emergency Services";.
31. **Suggested amendment to the Legislative Assembly—**
Clause 22, page 21, lines 30 and 31, omit "and volunteers funding".
32. **Suggested amendment to the Legislative Assembly—**
Clause 22, page 21, lines 34 and 35, omit "and volunteers funding".
33. **Suggested amendment to the Legislative Assembly—**
Clause 22, page 22, lines 3 to 5, omit 'Property Levy' substitute "Emergency Services and Volunteers Fund" and insert 'Property' substitute "Emergency Services".

AMENDMENT OF LONG TITLE

34. **Suggested amendment to the Legislative Assembly—**
Long title, omit "and volunteers".

AMENDMENT OF SHORT TITLE

35. **Suggested amendment to the Legislative Assembly—**
Short title, omit "and Volunteers Fund".

Amendments circulated by David Davis (DD173C)

1. **Suggested amendment to the Legislative Assembly—**
Clause 6, page 3, lines 30 to 32 and page 4, lines 1 to 28, omit all words and expressions on these lines.
2. **Suggested amendment to the Legislative Assembly—**
Clause 13, page 9, after line 14 insert—

 '(4) After section 12(6) of the Principal Act **insert—**

 "(7) Despite anything to the contrary in this Act, the proceeds of the levy must not be used to fund any Department within the meaning of the **Public Administration Act 2004**.".'.
 3. Clause 15, line 21, omit "**Division 2**" and insert "**Divisions 2 and 3**".
 4. Clause 15, page 16, line 27, omit 'trust.'" and insert "trust.".
 5. Clause 15, page 16, after line 27 insert—

'Division 3—Reporting**20E Annual report on levy**

The Minister must cause the following information to be included in the report of operations of the Minister's Department under Part 7 of the **Financial Management Act 1994** for a financial year—

- (a) the total amount of revenue raised from the levy in the financial year;
- (b) a breakdown of that amount by collection agency and by land use classification as set out in section 15(1);
- (c) the amounts distributed to each funding recipient from the revenue raised from the levy in the financial year.".'.

Amendments circulated by Jaclyn Symes (JS66C)

1. **Suggested amendment to the Legislative Assembly—**

Clause 6, page 4, lines 27 and 28, omit "Forest Fire Management Victoria" and insert "emergency management".
2. **Suggested amendment to the Legislative Assembly—**

Clause 6, page 4, after line 28 insert—

 "Examples
 - 1 Functions of Emergency Management Victoria, the Emergency Management Commissioner, the Chief Executive, Emergency Management Victoria and the Secretary to the Department of Justice and Community Safety in relation to emergency management include operation of the following—
 - the State Control Centre;

- Emergency Recovery Victoria;
 - the Emergency Alert Program in Victoria;
 - the Emergency Management Operational Communication Program.
- 2 Functions of the Secretary within the meaning of section 3(1) of the **Forests Act 1958** in relation to emergency management include functions delegated to the Chief Fire Officer employed under that Act."
3. **Suggested amendment to the Legislative Assembly—**
- Clause 13, page 9, line 4, after "recipient" insert "other than the CFA, Fire Rescue Victoria and VicSES".
4. **Suggested amendment to the Legislative Assembly—**
- Clause 13, page 9, line 6, omit "exceeding—" and insert "exceeding 95%".
5. **Suggested amendment to the Legislative Assembly—**
- Clause 13, page 9, lines 7 to 9, omit all words and expressions on those lines and insert—
- '(2B) The percentage of the annual funding requirements of the CFA and VicSES that are to be funded by the levy in a levy year is 95%.
- (2C) The percentage of the annual funding requirements of Fire Rescue Victoria that are to be funded by the levy in a levy year is 90%.".'
6. **Suggested amendment to the Legislative Assembly—**
- Clause 13, page 9, after line 14 insert—
- '(4) After section 12(5) of the Principal Act insert—
- "(5A) The Minister must specify in a notice of a determination in respect of the next levy year under subsection (1)—
- (a) for each funding recipient—
- (i) an estimate of the amount in dollars of the funding requirements of the funding recipient that are to be funded by the levy in that levy year; and
- (ii) the percentage of the funding requirements of the funding recipient that the amount in subparagraph (i) represents; and
- (b) an estimate of the amount of levy to be collected in that levy year for each land use classification specified in section 15(1); and
- (c) that there is no duplication of funding.".'
- NEW CLAUSE
7. **Suggested amendment to the Legislative Assembly—**
- Insert the following New Clause to follow clause 17—
- '17A New section 62A inserted**

After section 62 of the Principal Act **insert—**

"62A Proceeds of levy

The proceeds of levy collected under this Act must not exceed the sum of—

- (a) the amounts applied to fund the funding recipients in accordance with section 12(2A), (2B) and (2C); and
- (b) the administrative costs incurred in the performance of functions under this Act."

8. **Suggested amendment to the Legislative Assembly—**

Clause 22, line 9, omit "determined under" and insert "specified in".

9. **Suggested amendment to the Legislative Assembly—**

Clause 22, line 10, omit "12(2A)" and insert "12(2B)".

10. **Suggested amendment to the Legislative Assembly—**

Clause 22, line 20, omit "determined under" and insert "specified in".

11. **Suggested amendment to the Legislative Assembly—**

Clause 22, line 21, omit "12(2A)" and insert "12(2C)".