



LEGISLATIVE COUNCIL
MINUTES OF THE PROCEEDINGS
60TH PARLIAMENT
Nos. 146, 147 and 148

No. 146 — Tuesday, 2 December 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 Messages from the:
Lieutenant-Governor informing the Council that he had, on 25 November 2025, given the Royal Assent to the following Acts presented to him by the Clerk of the Parliaments:
Consumer Legislation Amendment Act 2025
Parks and Public Land Legislation Amendment (Central West and Other Matters) Act 2025
State Taxation Further Amendment Act 2025
Victorian Early Childhood Regulatory Authority Act 2025
Voluntary Assisted Dying Amendment Act 2025.
Governor informing the Council that she had, on 2 December 2025, given the Royal Assent to the following Act presented to her by the Deputy Clerk of the Legislative Assembly:
Restricting Non-disclosure Agreements (Sexual Harassment at Work) Act 2025.
- 3 **RESTRICTING NON-DISCLOSURE AGREEMENTS (SEXUAL HARASSMENT AT WORK) BILL 2025** — Pursuant to Joint Standing Order 6(1), the President announced receipt of a report from the Clerk of the Parliaments notifying that the following correction has been made in this Bill:
In Clause 10, as amended by the Council's amendment No. 2 and agreed to by the Assembly, that inserts the words 'and acknowledgment' after the word 'agreement', another 'e' has been inserted into the word 'acknowledgment' so that it reads 'acknowledgement'.
- 4 **QUESTION TIME** —
QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

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CONSTITUENCY QUESTIONS — Members asked constituency questions.

5 PETITIONS —

WASTE INCINERATOR IN SUNBURY — David Ettershank presented a petition bearing 3,264 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Minister for Planning to immediately halt any approval or progress towards building a waste incinerator in Sunbury until the Economy and Infrastructure Committee's Inquiry into the development and expansion of waste-to-energy infrastructure is complete (*Ordered to be tabled*).

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

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INQUIRY INTO ANTI-RECIDIVISM INITIATIVES AND YOUTH JUSTICE INTERVENTION PROGRAMS — David Limbrick presented a petition bearing 1,261 signatures from certain citizens of Victoria requesting that the Legislative Council refer to the Legal and Social Issues Committee an inquiry to urgently review all Victorian anti-recidivism initiatives and youth justice intervention programs which should identify the points at which the frameworks are failing, determine why intended outcomes are not being delivered and recommend immediate corrective measures (*Ordered to be tabled*).

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

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INQUIRY INTO THE PLANNING AMENDMENT (BETTER DECISIONS MADE FASTER) BILL 2025 — Wendy Lovell presented a petition bearing 2,414 signatures from certain citizens of Victoria requesting that the Legislative Council refer the Planning Amendment (Better Decisions Made Faster) Bill 2025 for an inquiry so that consultation with rural councils and communities can occur before any changes to the planning system are passed (*Ordered to be tabled*).

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

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NEW SPECIALIST SCHOOL IN THE WESTERN SUBURBS — Trung Luu presented a petition bearing 2,096 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to fund Stage 2 of Victoria University Secondary College to consolidate its junior and senior campuses and repurpose the land from the current junior campus to construct a new specialist school for children with profound or severe disabilities (*Ordered to be tabled*).

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

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RETAIN MARYBOROUGH VICROADS SERVICES — Bev McArthur presented a petition bearing 1,183 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to reverse the new VicRoads funding model and ensure that all services currently provided by the Maryborough VicRoads office remain (*Ordered to be tabled*).

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

NOISE WALL AT DIAMOND CREEK WESTBOUND RAMP — Aiv Puglielli presented a petition bearing 99 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to advocate to the North East Link project contractors to pursue a measured solution and increase the height of the future fence and noise wall sufficiently to block the noise and view of the Diamond Creek westbound ramp (*Ordered to be tabled*).

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

- 6 CRIMES AMENDMENT (COERCIVE CONTROL) BILL 2025** — Georgie Crozier introduced *A Bill for an Act to amend the Crimes Act 1958 to provide for a new offence in relation to coercive control and for other purposes*.

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

7 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. 17 of 2025 (including Appendices) from the Scrutiny of Acts and Regulations Committee (*Ordered to be published*).

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LEGAL AND SOCIAL ISSUES STANDING COMMITTEE — Pursuant to Standing Order 23.22, Joe McCracken tabled a Report on the Inquiry into the redevelopment of Melbourne's public housing towers (including Appendices, Extracts of Proceedings and a Minority Report) from the Legal and Social Issues Committee, and presented Transcripts of Evidence (*Transcripts of Evidence ordered to be tabled and the Report published*).

Joe McCracken 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*, Jacinta Ermacora tabled a Report on the Inquiry into Victoria's Upper House electoral system (including an Appendix, Extracts of Proceedings and Minority Reports) from the Electoral Matters Committee, and presented Transcripts of Evidence (*Transcripts of Evidence ordered to be tabled and the Report published*).

Jacinta Ermacora 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*, Jacinta Ermacora tabled a Report on the Inquiry into the 2025 Prahran and Werribee by-elections (including an Appendix and Extracts of Proceedings) from the Electoral Matters Committee, and presented Transcripts of Evidence (*Transcripts of Evidence ordered to be tabled and the Report published*).

Jacinta Ermacora 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 — Report on the Annual Financial Report of the State of Victoria: 2024-25, November 2025 (*Ordered to be published*) (*released on 24 November 2025 – a non-sitting day*).

Fire Services Implementation Monitor — Report, 2024-25 (*replacement for copy tabled on Tuesday, 18 November 2025*).

Judicial Entitlements Act 2015 — Judicial Entitlements Panel's Own Motion Recommendations Report 2025, under section 33 of the Act.

Parliamentary Committees Act 2003 — Government response to the Integrity and Oversight Committee's Report on the Performance of the Victorian integrity agencies 2022/23 (*released on 1 December 2025 – a non-sitting day*).

Planning and Environment Act 1987 — Notices of approval of the —
Glen Eira Planning Scheme — Amendment C276.

Greater Geelong Planning Scheme — Amendment C480.

Greater Shepparton Planning Scheme — Amendment C251.

Mansfield Planning Scheme — Amendment C57 (Part 1).

Melbourne and Port Phillip Planning Schemes — Amendment GC243.

Mildura Planning Scheme — Amendment C127.

Stonnington Planning Scheme — Amendment C359.

Towong Planning Scheme — Amendment C42.

Victoria Planning Provisions — Amendments VC298 and VC301.

Wangaratta Planning Scheme — Amendment C86.

Statutory Rules under the following Acts of Parliament —

Agricultural and Veterinary Chemicals (Control of Use) Act 1992 — Nos. 119 and 120.

Building Act 1993 — No. 125.

Drugs, Poisons and Controlled Substances Act 1981 — No. 124.

Funerals Act 2006 — No. 121.

Residential Tenancies Act 1997 — No. 123.

Retirement Villages Act 1986 — No. 122.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to —
Statutory Rule Nos. 113, 117, 121, 122, 124 and 125.

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

Response from the Minister for Climate Action to petition titled Declare an urgent state of climate emergency (Petition No. 660) (presented by Georgie Purcell on 12 November 2025) (*released on 28 November 2025*).

Response from the Minister for Energy and Resources to petition titled Stop the ban on new gas connections (Petition No. 690) (presented by David Limbrick on 28 October 2025) (*released on 20 November 2025*).

Response from the Minister for Planning to petition titled Lang Lang Strategic Extractive Resource Area (Petition No. 705) (presented by Renee Heath on 15 October 2025) (*released on 25 November 2025*).

Responses from the Minister for Roads and Road Safety to petitions titled —
Reduce probationary driving age (Petition No. 706) (presented by Gaelle Broad on 13 November 2025) (*released on 1 December 2025*).

Vehicle registration levy to fund emergency wildlife care (Petition No. 618) (presented by Georgie Purcell on 12 August 2025) (*released on 1 December 2025*).

- 8 PRODUCTION OF DOCUMENTS — SUBURBAN RAIL LOOP RISK REGISTER** — In response to the resolution of the Council on 5 February 2025 (on the motion of David Davis), and further to the Government's initial response on 5 March 2025, relating to the Suburban Rail Loop Risk Register, the Clerk tabled —

- one document and a schedule of the identified document; and
- a letter from the Attorney-General, dated 28 November 2025, advising that the Suburban Rail Loop Authority does not have a risk register in the terms described in the Order and that the Government has obtained an extract from the risk management database system to respond to item 2(a) 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.

- 9 BUSINESS OF THE COUNCIL** — Bev McArthur moved, by leave, That the following general business take precedence on Wednesday, 3 December 2025 —

- (1) order of the day, No. 2, second reading of the Summary Offences Amendment (Begging) Bill 2025;
- (2) order of the day made this day, second reading of the Crimes Amendment (Coercive Control) Bill 2025;
- (3) notice of motion given this day by Aiv Puglielli on the North Richmond Medically Supervised Injecting Room;
- (4) notice of motion given this day by Georgie Crozier on coercive control laws; and
- (5) notice of motion No. 1139 standing in Melina Bath's name on bushfire preparedness.

Question — put and agreed to.

- 10 COMMITTEE MEMBERSHIP** — Lizzie Blandthorn moved, by leave, That Tom McIntosh be a participating member of the Environment and Planning Standing Committee.

Question — put and agreed to.

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

- 12 BUSINESS POSTPONED** — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1180, be postponed until later this day.

- 13 CRIMES AMENDMENT (RETAIL, FAST FOOD, HOSPITALITY AND TRANSPORT WORKER HARM) BILL 2025** — Debate resumed on the question, That the Bill be now read a second time.

Evan Mulholland (*EM57C*) circulated amendments proposed to be moved during Committee of the whole.

Question — put.

The Council divided — The President in the Chair.

AYES, 32

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

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

NOES, 6

Katherine Copsey; Anasina Gray-Barberio; David Limbrick; Sarah Mansfield; Aiv Puglielli; Georgie Purcell.

(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.

The President ruled certain amendments proposed to be moved during Committee of the whole by Evan Mulholland (*EM57C*) are outside the scope of the Bill.

Evan Mulholland moved, That it be an instruction to the Committee that they have the power to consider amendments and a New Clause to amend the *Magistrates' Court Act 1989* to provide for the Magistrates' Court to make orders to prevent and reduce unacceptable conduct engaged in by members of the public in certain workplaces.

Question — put and agreed to.

Bill 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.

- 14 JUSTICE LEGISLATION AMENDMENT (COMMUNITY SAFETY) BILL 2025** — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Children, Youth and Families Act 2005, the Crimes Act 1958, the Criminal Procedure Act 2009, the Magistrates' Court Act 1989 and the Youth Justice Act 2024 and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing, the Bill was read a first time.

Pursuant to Standing Order 14.35, Harriet Shing declared the Bill to be an urgent bill and moved, That the Bill be treated as an urgent bill.

The Council divided — The President in the Chair.

AYES, 29

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

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

NOES, 8

Katherine Copsey; David Ettershank; Anasina Gray-Barberio; David Limbrick; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell.

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

Question agreed to.

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 until the next day of meeting.

- 15 EARLY CHILDHOOD LEGISLATION AMENDMENT (CHILD 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.

- 16 JUSTICE LEGISLATION AMENDMENT (POLICE AND OTHER MATTERS) BILL 2025** — Debate resumed on the question, That the Bill be now read a second time.

Evan Mulholland (*EM59C*) circulated amendments proposed to be moved during Committee of the whole.

[Sitting suspended from 6.30 pm to 7.33 pm]

Debate continued.

Question — put.

The Council divided — The President in the Chair.

AYES, 30

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

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

NOES, 8

Katherine Copsey; David Ettershank; Anasina Gray-Barberio; David Limbrick; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell.

(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.

Enver Erdogan 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.

Enver Erdogan 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, 3 DECEMBER 2025

Enver Erdogan moved, That the sitting be extended.

Question — put and agreed to.

Bill further considered in Committee of the whole.

Bill reported without amendment, the Report was adopted.

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

Question — put.

The Council divided — The President in the Chair.

AYES, 30

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

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

NOES, 8

Katherine Copsey; David Ettershank; Anasina Gray-Barberio; David Limbrick;
Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell.

(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.

17 BUSINESS POSTPONED — Ordered — That the consideration of orders of the day, government business, Nos. 3 to 5, be postponed until later this day.

18 TRANSPORT LEGISLATION AMENDMENT BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Harriet Shing (HS07C) circulated amendments proposed to be moved during Committee of the whole.

Question — put and agreed to.

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

House in Committee.

Bill reported with amendments, 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 with amendments and requesting their agreement.

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

Debate ensued.

20 RIGHTS OF REPLY — LINDA MULLETT, REPRESENTING THE KURNAI ABORIGINAL CORPORATION AND CHERYL DRAYTON, ELDER AND MEMBER, KURNAI ABORIGINAL CORPORATION — Pursuant to Standing Order 21.03, the President tabled Rights of Reply from Linda Mullett, representing the Kurnai Aboriginal Corporation and Cheryl Drayton, Elder and Member, Kurnai Aboriginal Corporation, relating to statements made by Lizzie Blandthorn on 28 October 2025 (*Ordered to be published*).

The Council adjourned at 2.48 am until later this day.

ROBERT McDONALD

Clerk of the Legislative Council

No. 147 — Wednesday, 3 December 2025

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

2 PETITION — PROHIBIT WASTE-TO-ENERGY INCINERATION — Sarah Mansfield presented a petition bearing 3,158 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to demonstrate leadership in waste management as an essential community service, with an immediate moratorium on all proposed waste-to-energy incinerator projects and legislation to prohibit waste-to-energy incineration anywhere in Victoria (*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 —

PAPER PRESENTED BY ORDER OF THE COUNCIL — Gayle Tierney, by leave, presented the 2024-25 Sustainability Fund Activities Report (*Ordered to be tabled*).

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

Auditor-General —

Managing the Transition to Renewable Energy, December 2025 (*Ordered to be published*).

Service Delivery Performance 2025, December 2025 (*Ordered to be published*).

Ombudsman — ‘*We just want to finish our home*’: Management of Domestic Building Insurance claims by VMIA, December 2025 (*Ordered to be published*).

Respect Victoria — Maintain the momentum: Three Yearly Report to Parliament on the progress of prevention 2022-2024, under section 15 of the Prevention of Family Violence Act 2018.

Statutory Rules under the Supreme Court Act 1986 — Nos. 126, 127 and 128.

Subordinate Legislation Act 1994 —

Documents under section 15 in relation to Statutory Rule Nos. 123, 126, 127 and 128.

Legislative instrument and related documents under section 16B in respect of an Order to fix the greenhouse gas reduction rates for electricity and gas for 2026, under the Victorian Energy Efficiency Target Act 2007.

4 MEMBERS’ STATEMENTS — Members made statements.

5 SUMMARY OFFENCES AMENDMENT (BEGGING) 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.

6 CRIMES AMENDMENT (COERCIVE CONTROL) BILL 2025 — Georgie Crozier laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Georgie Crozier moved, That the Bill be now read a second time.

By leave, Georgie Crozier incorporated the second reading speech in Hansard.

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

7 PRODUCTION OF DOCUMENTS — MARKET RESEARCH SERVICES FOR MACHETE PROHIBITION CAMPAIGN — David Limbrick moved, That this House —

- (1) notes the contract for market research to support the development of public messaging around the machete ban that comes into effect on 1 September 2025 that was published on the Buying for Victoria website titled, Market research services for Machete Prohibition Campaign, contract number PAB024/25-26; and
- (2) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, by 26 January 2026, the report provided to the Department of Justice and Community Safety related to this contract.

Debate ensued.

Question — put and agreed to.

8 NORTH RICHMOND MEDICALLY SUPERVISED INJECTING ROOM — Aiv Puglielli moved, That this House —

- (1) expresses its strong support for the North Richmond Medically Supervised Injecting Room (MSIR) and the life saving services that they provide in preventing overdose deaths and in offering wraparound support and pathways to recovery;
- (2) notes that —
 - (a) over 11,000 overdoses have been safely managed in the North Richmond MSIR with not a single fatality;

- (b) there have been over 600,000 visits to the service since it opened in 2018 with wraparound health and social supports offered to many vulnerable Victorians;
- (c) prior to the opening of the MSIR, North Richmond had one of the highest overdose fatality rates in Victoria;
- (d) the MSIR offers evidence based and human focused harm reduction health care that acknowledges that drug use is a health issue; and
- (3) affirms that drug harm reduction services should be targeted where there is the greatest need, and decisions on location should be based on evidence not politics.

Debate ensued.

The 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

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; David Ettershank; Enver Erdogan; Jacinta Ermacora; 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; 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.

Business interrupted at 12.07 pm, 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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ANSWERS TAKEN INTO CONSIDERATION — On the motion of Aiv Puglielli, the answers given by Enver Erdogan to questions relating to consultation with the Victorian Aboriginal Legal Service (QwN 1167) were ordered to be taken into consideration on the next day of meeting.

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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:

- **VicGrid land access arrangements (QwN 1165)** — substantive question asked by Rikkie-Lee Tyrrell — response from Ingrid Stitt due Friday, 5 December 2025.

- **Non-lethal dingo control trials (QwN 1169)** — substantive and supplementary questions asked by Georgie Purcell — response from Gayle Tierney due Friday, 5 December 2025.
- **Regional Jobs and Infrastructure Fund (QwN 1170)** — substantive question asked by Melina Bath — response from Jaclyn Symes due Friday, 5 December 2025.

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CONSTITUENCY QUESTIONS — Members asked constituency questions.

10 MESSAGE FROM THE ASSEMBLY — INVITATION TO LEGISLATIVE COUNCIL MEMBERS —

APOLOGY — The Acting President read a Message from the Assembly inviting members of the Legislative Council to attend a sitting of the Assembly in the Legislative Assembly Chamber on Tuesday 9 December 2025 at 11.00 am for the consideration of a motion endorsing the apology statement to First Peoples.

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

- (1) the sitting of the Council on Tuesday, 9 December 2025 to commence 15 minutes after the conclusion of the apology to First Peoples held in the Legislative Assembly Chamber; and
- (2) the following order of business on Tuesday, 9 December 2025 to apply —
 - Messages
 - Questions
 - Formal business
 - Members' statements (up to 15 members)
 - Government business
 - At 6.30 pm** Meal break
 - Government business (continues)
 - At 10.00 pm** Adjournment (up to 20 members).

Question — put and agreed to.

12 COERCIVE CONTROL LAWS — Georgie Crozier moved, That this House —

- (1) recognises the urgent need for strengthened family violence laws in Victoria, with Victoria Police responding to one family violence incident every six minutes;
- (2) notes that —
 - (a) Victoria Police attended over 100,000 family violence incidents in 2023-24, a six per cent increase from the previous year;
 - (b) coercive control, which is a pattern of abusive behaviour used to control someone within a relationship through manipulation, pressure and fear needs to be recognised as a criminal offence in its own right;
 - (c) other Australian jurisdictions such as New South Wales and Queensland have already acted to outlaw coercive control;
- (3) further notes the Government has already voted against implementing Claire's Law, a domestic violence disclosure scheme 12 months ago; and
- (4) demands that the Government urgently expedite the passage of coercive control laws for Victoria.

Debate ensued.

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

Question — put and agreed to.

13 TRANSPORT LEGISLATION AMENDMENT BILL 2025 — The Acting 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 BUSHFIRE PREPAREDNESS — Melina Bath moved, That this House —

- (1) notes with great concern that Victoria remains inadequately prepared for the forthcoming bushfire season, with excessive forest fuel loads and insufficient mitigation works;
- (2) acknowledges that the Victorian Bushfire Royal Commission recommended the annual fuel reduction of at least five per cent of public forest area, yet the Government's current program achieves on average only 1.5 per cent per year;
- (3) further notes that —
 - (a) Forest Fire Management Victoria has —
 - (i) completed only 67 per cent of planned fuel reduction and 26 per cent of priority works over the past two years;
 - (ii) expended over \$1.1 billion above budget in nine years, with only five per cent of expenditure directed to direct fuel reduction activities;
 - (iii) grounded a significant proportion of its firefighting fleet at the commencement of the 2025-26 fire season;
 - (b) over the past 18 years, more than 60 per cent of Victoria's mature forest has been lost to bushfire, much of which could have been prevented through effective mitigation and early intervention; and
- (4) calls on the Allan Government to protect life, property, flora and fauna from preventable bushfire disasters.

Debate ensued.

The 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, 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)

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.

- 15 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.
- 16 STATEMENTS ON TABLED PAPERS AND PETITIONS** — Members made statements on reports, papers and petitions.
Business interrupted at 5.52 pm, pursuant to Sessional Orders.
- 17 PETITIONS (QUALIFYING FOR DEBATE) — AMEND SELF-DEFENCE LAWS** —
David Limbrick moved, That the petition be taken into consideration.
Debate ensued.
Question — put and agreed to.
- 18 BUSINESS POSTPONED** — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1180, and orders of the day, government business Nos. 1 and 2, be postponed until later this day.
- 19 SOCIAL SERVICES REGULATION AMENDMENT (CHILD SAFETY, COMPLAINTS AND WORKER REGULATION) BILL 2025** — The order of the day was read for the resumption of the consideration of the Bill.
Lizzie Blandthorn (*LB29C*), by leave, circulated amendments proposed to be moved during Committee of the whole.
Bill committed to a Committee of the whole.
House in Committee.
Business interrupted at 7.15 pm, at the conclusion of 60 minutes of government business.
The Deputy President reported progress and asked leave to sit again.
Bill ordered to be further considered in Committee of the whole on the next day of meeting.
- 20 ADJOURNMENT** — The Deputy President proposed the question, That the House do now adjourn.
Debate ensued.
The Council adjourned at 7.57 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 148 — Thursday, 4 December 2025

- 1** The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.
- 2 PAPERS —**
PAPERS PRESENTED BY DIRECTION OF THE GOVERNOR — Enver Erdogan presented, by direction of the Governor, the:
Children’s Court of Victoria Report, 2024-25 (*Ordered to be tabled*).
County Court of Victoria Report, 2024-25 (*Ordered to be tabled*).
Supreme Court of Victoria Report, 2024-25 (*Ordered to be tabled*).

COMMITTEE REPORTS —

INTEGRITY AND OVERSIGHT COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Ryan Batchelor tabled a Report on the appointment of a person to conduct the independent performance audits of the Independent Broad-based Anti-corruption Commission and Integrity Oversight Victoria (including an Appendix) from the Integrity and Oversight Committee (*Ordered to be published*).

* * * * *

INTEGRITY AND OVERSIGHT COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Ryan Batchelor tabled a Report on the Inquiry into the adequacy of the legislative framework for the Independent Broad-Based Anti-Corruption Commission (including Appendices and Extracts of Proceedings) from the Integrity and Oversight Committee, and presented Transcripts of Evidence (*Transcripts of Evidence ordered to be tabled and the Report published*).

Ryan Batchelor moved, That the Council take note of the Report.

Question — put and agreed to.

* * * * *

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

Australian Grand Prix Corporation — Report, 2024-25, together with an explanation for the delay.

Caulfield Racecourse Reserve Trust — Report, 2024-25*.

Crimes (Assumed Identities) Act 2004 — Report, 2024-25, under section 31 of the Act, by Victoria Police.

Dhelkunya Dja Land Management Board — Minister's report of receipt of 2024-25 Report*.

Environment Protection Authority (EPA) — Report, 2024-25*.

Forensic Leave Panel — Report, 2024.

Interpretation of Legislation Act 1984 — Notice under section 32(3)(a)(iii) in relation to Statutory Rule No. 116 (*Gazette S674, 3 December 2025*).

Murray Valley Wine Grape Industry Development Committee — Minister's report of receipt of 2024-25 Report*.

Residential Tenancies Bond Authority — Report, 2024-25.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule Nos. 119, 120 and 130.

Surveillance Devices Act 1999 — Report, 2024-25, under section 30L of the Act, by the Environment Protection Authority.

Trust for Nature (Victoria) — Report, 2024-25*.

Zoological Parks and Gardens Board (Zoos Victoria) — Report, 2024-25*.

* * * * *

PAPER PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following paper:

Response from the Minister for Police to petition titled Online renewal portal for firearm licences and private security licences and registration (Petition No. 610) (presented by David Limbrick on 14 October 2025) (*released on 3 December 2025*).

* together with the Minister's reported date of receipt.

3 COMMITTEE MEMBERSHIP — Bev McArthur moved, by leave, That —

- (1) Bev McArthur be discharged as a member of the Economy and Infrastructure Standing Committee;
- (2) Gaelle Broad be a member of the Economy and Infrastructure Standing Committee; and
- (3) Bev McArthur be a participating member of the Economy and Infrastructure Standing Committee.

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 1203, and order of the day, government business, No. 1, be postponed until later this day.

6 JUSTICE LEGISLATION AMENDMENT (COMMUNITY SAFETY) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Katherine Copsey (*KC69C*) and Rachel Payne (*RP20C*) circulated amendments proposed to be moved during Committee of the whole.

Katherine Copsey moved, as a reasoned amendment, That all the words after “That” be omitted and replaced with “the Bill be withdrawn and not reintroduced until the Government has engaged in meaningful consultation with First Nations stakeholders and legal and community experts to develop an evidence-based 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.

* * * * *

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

- **Waste levy revenue (QwN 1178)** — substantive and supplementary questions asked by Rachel Payne — response from Gayle Tierney due Monday, 8 December 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

8 JUSTICE LEGISLATION AMENDMENT (COMMUNITY SAFETY) BILL 2025 — Debate continued on the question, That the Bill be now read a second time — and on the reasoned amendment moved by Katherine Copsey — That all the words after “That” be omitted and replaced with “the Bill be withdrawn and not reintroduced until the Government has engaged in meaningful consultation with First Nations stakeholders and legal and community experts to develop an evidence-based policy.”.

Georgie Purcell (*GP20C*) circulated amendments proposed to be moved during Committee of the whole.

Question — That the reasoned amendment moved by Katherine Copsey be agreed to — put.

The Council divided — The President in the Chair.

AYES, 7

Katherine Copsey; Anasina Gray-Barberio; David Ettershank; David Limbrick;
Sarah Mansfield; Rachel Payne; Aiv Puglielli.

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

NOES, 31

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

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

Question negated.

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

The Council divided — The President in the Chair.

AYES, 31

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

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

NOES, 7

Katherine Copsey; Anasina Gray-Barberio; David Ettershank; David Limbrick;
Sarah Mansfield; Rachel Payne; Aiv Puglielli.

(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.

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

Question — put.

The Council divided — The President in the Chair.

AYES, 30

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

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

NOES, 8

Katherine Copsey; Anasina Gray-Barberio; David Ettershank; David Limbrick;
Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell.

(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.

9 JUSTICE LEGISLATION AMENDMENT (VICARIOUS LIABILITY FOR CHILD ABUSE)

BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Wrongs Act 1958 in relation to vicarious liability for child abuse, to amend the Limitation of Actions Act 1958 in relation to setting aside certain settlements or judgments 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.

10 MINERAL RESOURCES (SUSTAINABLE DEVELOPMENT) AMENDMENT (FINANCIAL ASSURANCE) BILL 2025

— The President read a Message from the Assembly presenting *A Bill for an Act to amend the Mineral Resources (Sustainable Development) Act 1990 to introduce a trailing liabilities scheme and require notice of change in control of certain declared mine licensees and to make consequential amendments to that Act and the Mineral Resources (Sustainable Development) Amendment Act 2023 and for other purposes* and requesting the agreement of the Council.

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

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

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

Harriet Shing incorporated the second reading speech in Hansard.

On the motion of Melina Bath, the debate was adjourned for one week.

11 SOCIAL SERVICES REGULATION AMENDMENT (CHILD SAFETY, COMPLAINTS AND WORKER REGULATION) BILL 2025 — Bill further considered in Committee of the whole.

[Sitting suspended from 6.30 pm to 7.31 pm]

Bill further considered in Committee of the whole.

Bill reported with amendments, 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 with amendments and requesting their agreement.

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

Richard Welch (*RW04C, RW05C and RW09C*) 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.

- 13 PLANNING AMENDMENT (BETTER DECISIONS MADE FASTER) BILL 2025** — Debate resumed on the question, That the Bill be now read a second time.

Business interrupted at 10.00 pm.

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

Debate continued.

Sarah Mansfield (*SMA49C*) circulated amendments proposed to be moved during Committee of the whole.

Business interrupted at the conclusion of the declared extension.

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

Debate continued.

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

- 14 SITTING OF THE COUNCIL** — Enver Erdogan moved, That the Council, at its rising, adjourn until Tuesday, 9 December 2025.

Question — put and agreed to.

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

Debate ensued.

The Council adjourned at 11.59 pm until Tuesday, 9 December 2025.

ROBERT McDONALD
Clerk of the Legislative Council

COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 146, 147 and 148

CRIMES AMENDMENT (RETAIL, FAST FOOD, HOSPITALITY AND TRANSPORT WORKER HARM) BILL 2025

Committed Tuesday, 2 December 2025

Amendments circulated: Evan Mulholland (EM57C) (pp. 1350-63)

Clause 1 — Evan Mulholland moved amendment No. 1 (EM57C).

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

Evan Mulholland moved amendment Nos. 2 to 4 (EM57C).

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; 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; Ingrid Stitt; 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.

Evan Mulholland moved amendment No. 5 (EM57C).

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; 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; Ingrid Stitt; 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 14 — put and agreed to.

Bill reported without amendment.

* * * * *

JUSTICE LEGISLATION AMENDMENT (POLICE AND OTHER MATTERS) BILL 2025

Committed Tuesday, 2 December 2025

Amendments circulated: Evan Mulholland (EM59C) (p. 1363)

Clauses 1 to 79 — put and agreed to.

Clause 80 — Evan Mulholland moved amendment No. 1 (EM59C).

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; 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; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney.

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

Question negated.

Evan Mulholland moved amendment No. 2 (EM59C).

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; 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; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney.

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

Question negated.

Clause 80 — put and agreed to.

Clause 81 — put and agreed to.

Clause 82 — Evan Mulholland moved amendment No. 3 (*EM59C*).

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; 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; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney.

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

Question negated.

Clause 82 — put and agreed to.

Clause 83 — put and agreed to.

Clause 84 — Evan Mulholland moved amendment No. 4 (*EM59C*).

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; 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; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney.

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

Question negated.

Clause 84 — put and agreed to.

Clauses 85 to 116 — put and agreed to.

Bill reported without amendment.

* * * * *

TRANSPORT LEGISLATION AMENDMENT BILL 2025

Committed Wednesday, 3 December 2025

Amendments circulated: Harriet Shing (HS07C) (p. 1364)

Clauses 1 to 15 — put and agreed to.

Clause 16 — Harriet Shing moved amendment No. 1 (HS07C).

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

Harriet Shing moved amendment No. 2 (HS07C).

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

Clause 16, as amended — put and agreed to.

Clauses 17 to 32 — put and agreed to.

Bill reported with amendments.

SOCIAL SERVICES REGULATION AMENDMENT (CHILD SAFETY, COMPLAINTS AND WORKER REGULATION) BILL 2025

Committed Wednesday, 3 December 2025

Amendments circulated: Lizzie Blandthorn (LB29C) (pp. 1364-75), David Ettershank (DE11C) (pp. 1375-79) and Anasina Gray-Barberio (AG06C) (pp. 1379-93)

Clause 1 — David Ettershank (DE11C) circulated amendments proposed to be moved during Committee of the whole.

Consideration of clause commenced.

Business interrupted at the conclusion of 60 minutes of government business.

Progress reported.

* * * * *

JUSTICE LEGISLATION AMENDMENT (COMMUNITY SAFETY) BILL 2025

Committed Thursday, 4 December 2025

Amendments circulated: Katherine Copsey (KC69C) (p. 1393), Rachel Payne (RP20C) (pp. 1393-96) and Georgie Purcell (GP20C) (p. 1396)

Clause 1 — Katherine Copsey moved amendment No. 1 (KC69C).

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 7

Katherine Copsey; David Ettershank; Anasina Gray-Barberio; Sarah Mansfield;
Rachel Payne; Aiv Puglielli; Georgie Purcell.

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

NOES, 31

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

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

Question negated.

Rachel Payne moved amendment No. 1 (RP20C).

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 7

Katherine Copsey; David Ettershank; Anasina Gray-Barberio; Sarah Mansfield;
Rachel Payne; Aiv Puglielli; Georgie Purcell.

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

NOES, 31

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

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

Question negated.

Clause 1 — put and agreed to.

Clause 2 — Georgie Purcell moved amendment No. 1 (*GP20C*).

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 7

Katherine Copsey; David Ettershank; Anasina Gray-Barberio; Sarah Mansfield;
Rachel Payne; Aiv Puglielli; Georgie Purcell.

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

NOES, 31

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

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

Question negated.

Clause 2 — put and agreed to.

Clauses 3 to 10 — put and agreed to.

Clause 11 — Question — That the Division heading preceding clause 11 and clause 11 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 31

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

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

NOES, 7

Katherine Copsey; David Ettershank; Anasina Gray-Barberio; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell.

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

Question agreed to.

Clauses 12 to 31 — put and agreed to.

Bill reported without amendment.

* * * * *

SOCIAL SERVICES REGULATION AMENDMENT (CHILD SAFETY, COMPLAINTS AND WORKER REGULATION) BILL 2025

Thursday, 4 December 2025 —

Progress having been reported on Wednesday, 3 December 2025, Bill further considered in Committee of the whole.

Clause 1 — David Ettershank moved amendment No. 1 (*DE11C*).

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

Lizzie Blandthorn moved amendment Nos. 1 to 4 (*LB29C*).

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

Clause 1, as amended — put and agreed to.

Clauses 2 to 83 — put and agreed to.

Clause 84 — David Ettershank moved amendment Nos. 2 and 3 (*DE11C*).

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

Clause 84 — put and agreed to.

New Clause 84A — David Ettershank moved amendment No. 4 (*DE11C*).

Question — That New Clause 84A stand part of the Bill — put and negatived.

Clauses 85 to 90 — put and agreed to.

Clause 91 — David Ettershank moved amendment Nos. 5 to 7 (*DE11C*).

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

Clause 91 — put and agreed to.

Clauses 92 to 110 — put and agreed to.

Clause 111 — David Ettershank moved amendment Nos. 53 and 54 (*DE11C*).

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

Clause 111 — put and agreed to.

Clauses 112 to 118 — put and agreed to.

Clause 119 — David Ettershank moved amendment Nos. 55 and 56 (*DE11C*).

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

Clause 119 — put and agreed to.

New Clause 119A — David Ettershank moved amendment No. 57 (*DE11C*).

Question — That New Clause 119A stand part of the Bill — put and negatived.

Clauses 120 to 147 — put and agreed to.

Clause 148 — David Ettershank moved amendment No. 59 (*DE11C*).

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

Clause 148 — put and agreed to.

Clause 149 — put and agreed to.

Clauses 150 to 394 — put and negatived.

Clause 395 — Lizzie Blandthorn moved amendment Nos. 253 and 254 (*LB29C*).

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

David Ettershank moved amendment No. 63 (*DE11C*).

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

Clause 395, as amended — put and agreed to.

Clauses 396 to 444 — put and negatived.

Clauses 445 to 465 — put and agreed to.

Schedules 1 and 2 — put and agreed to.

Long title — Lizzie Blandthorn moved amendment No. 316 (*LB29C*).

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.

AMENDMENTS CIRCULATED IN RELATION TO —

1. CRIMES AMENDMENT (RETAIL, FAST FOOD, HOSPITALITY AND TRANSPORT WORKER HARM) BILL 2025

Amendments circulated by Evan Mulholland (EM57C)

1. Clause 1, lines 5 and 6, omit "assaulting, or threatening to assault," and insert "assaulting".
2. Clause 1, page 2, line 9, omit "new offences" and insert "a new offence".
3. Clause 1, page 2, line 9, omit "assaulting, or".
4. Clause 1, page 2, line 11, omit "intimidates," and insert "intimidates".
5. Clause 1, page 2, after line 15 insert—

"(ba) to amend the **Magistrates' Court Act 1989** to provide for the Magistrates' Court to make orders to prevent and reduce unacceptable conduct engaged in by members of the public in certain workplaces; and".
6. Clause 3, line 3, omit "**Assaults**" and insert "**New section 31AA inserted**".
7. Clause 3, lines 4 to 28, omit all words and expressions on these lines and insert—

'After section 31 of the **Crimes Act 1958** insert—

"31AA Assaulting applicable customer-facing workers

- (1) A person must not assault an applicable customer-facing worker in connection with the performance of the worker's duties, knowing or being reckless as to whether the person is an applicable customer-facing worker.

Penalty: If the assault does not cause physical injury, 4 years imprisonment;

If the assault causes a physical injury that is not a serious injury, 6 years imprisonment;

If the assault causes a serious injury, 11 years imprisonment.

- (2) Without limiting subsection (1), an assault is connected with the performance of the worker's duties if the assault occurs—

(a) when the worker is—

- (i) performing their duties; or
- (ii) taking a break from performing their duties; or
- (iii) arriving at, or leaving, a place at which they perform their duties; or

(b) in response to—

- (i) a thing done or omitted to be done by the worker when performing their duties; or

(ii) a thing that the person believes the worker has done or omitted to do when performing their duties.

(3) To avoid doubt, in this section, **assault** does not have the meaning given by section 31(2).

(4) In this section—

applicable customer-facing worker has the meaning given by section 51C of the **Summary Offences Act 1966**.". '.

8. Clause 3, page 4, lines 1 to 33, omit all words and expressions on these lines.
9. Clause 10, line 23, omit "**Assaulting**" and insert "**Miscellaneous provisions regarding**".
10. Clause 10, page 14, lines 17 to 33, omit all words and expressions on these lines.
11. Clause 10, page 15, lines 1 to 10, omit all words and expressions on these lines.

NEW CLAUSE

12. Insert the following New Part to follow Part 3—

'Part 3A—Amendment of Magistrates' Court Act 1989

11A New Part 6A inserted

After section 114 of the **Magistrates' Court Act 1989** insert—

"Part 6A—Workplace protection

Division 1—Preliminary

114A Purposes of this Part

The purposes of this Part are—

- (a) to prevent and reduce unacceptable conduct engaged in by members of the public in certain workplaces; and
- (b) to facilitate the safety and protection of people who fear or experience unacceptable conduct at work by providing a legally enforceable mechanism to prevent that conduct; and
- (c) to provide for perpetrators of unacceptable conduct at work to be accountable for that conduct; and
- (d) to allow for the resolution of conflict without the need for adjudication.

114B Definitions

In this Part—

employee means a person who performs duties in a relevant capacity, within the meaning of section 51C(3) of the **Summary Offences Act 1966**, for an entity;

employer means an entity for whom another person performs duties in a relevant capacity within the meaning of section 51C(3) of the **Summary Offences Act 1966**;

interim workplace protection order means an order made under section 114G(1);

protected person means a person who is specified in a workplace protection order or an interim workplace protection order as a person who is protected by the order;

respondent means a person—

- (a) in relation to whom an application for a workplace protection order has been made; or
- (b) against whom a workplace protection order has been made;

unacceptable conduct has the meaning given by section 114C;

workplace has the meaning given by section 114D;

workplace protection order means an order made under section 114H(1).

114C Meaning of unacceptable conduct

In this Part, to engage in **unacceptable conduct** in relation to another person is to do any of the following—

- (a) to engage in conduct towards that person that is—
 - (i) physically or sexually violent or abusive; or
 - (ii) threatening, harassing, intimidating or offensive; or
- (b) to commit an offence against section 21A of the **Crimes Act 1958** (stalking) in relation to that person, whether by engaging in conduct described in paragraph (a) or otherwise; or
- (c) to damage the property of that person.

114D Meaning of workplace

- (1) In this Part, a **workplace** is a place where an employee performs, for their employer, duties that—
 - (a) are performed in the carrying out of a business or undertaking; and
 - (b) involve direct interaction with a member of the public (whether or not that interaction is in person); and
 - (c) are not prescribed for the purposes of this paragraph.
- (2) In this section—

place includes—

- (a) a vehicle, vessel, aircraft or other mobile structure; and
- (b) any waters and any installation on land, on the bed of any waters or floating on any waters.

Division 2—Workplace protection orders

114E Employer may apply for workplace protection order

- (1) An employer, or a person authorised to do so by an employer, may apply to the Court for a workplace protection order in relation to a place,

specified in the application, that is a workplace in relation to that employer.

- (2) An application under subsection (1) must specify whether an interim workplace protection order is sought.

114F Preliminary conference

- (1) A preliminary conference is a conference, conducted by a magistrate, between an applicant and the respondent for the purposes of—
- (a) determining whether the respondent may consent to the making of the workplace protection order; and
 - (b) ensuring that the application is ready to be heard as soon as practicable.
- (2) On an application under section 114E, the Court must direct the applicant and the respondent to appear at a preliminary conference unless—
- (a) the application specifies that an interim workplace protection order is sought; or
 - (b) the Court is satisfied, on application or on its own initiative, that—
 - (i) holding a preliminary conference would create an unacceptable risk to a person's safety; or
 - (ii) a preliminary conference would be unlikely to achieve the purposes set out in subsection (1).
- (3) If the Court gives a direction under subsection (2), the appropriate registrar must issue a summons requiring the respondent to attend at the court for the preliminary conference.
- (4) A summons under subsection (3) must be served on the respondent—
- (a) personally; or
 - (b) in some other manner authorised by the Court.
- (5) During a preliminary conference, the Court may refer the parties to mediation if the Court is satisfied that this is appropriate in the circumstances.
- (6) Subject to subsection (7), the following evidence is not admissible in any proceeding before any court or tribunal, or in any inquiry in which evidence is or may be given before any person acting judicially—
- (a) evidence of anything said or done in the course of a preliminary conference;
 - (b) evidence of any document prepared solely for the purposes of a preliminary conference.
- (7) Evidence is not inadmissible under subsection (6) if—
- (a) the respondent and the applicant agree to the evidence being admitted; or
 - (b) the proceeding in which the evidence is to be admitted is a criminal proceeding for an offence alleged to have been committed during, or in connection with, the preliminary conference.

114G Making of interim workplace protection order

- (1) Before determining an application for a workplace protection order, the Court may make an order that requires a respondent to comply, for an interim period, with the conditions to be imposed under the order in accordance with section 114I if the Court is satisfied that it is necessary to do so before determining the application in order to—
 - (a) ensure the safety of any person at the workplace to which the application relates; or
 - (b) prevent substantial damage to property at that workplace.

Note

Section 114I provides for the conditions imposed under these orders.

- (2) An interim workplace protection order ceases to have effect at the following time—
 - (a) if a workplace protection order is made on the application referred to in subsection (1), when that order comes into effect; or
 - (b) if the application is withdrawn or otherwise determined without a workplace protection order being made, when it is withdrawn or determined.

Note

Commencement of the order is provided for by section 114J.

- (3) Nothing in subsection (2) prevents the Court from revoking the order before the end of the period set out in that subsection.
- (4) In making an interim workplace protection order, the Court must specify the place that is the workplace in respect of which the order is made.

114H Making of workplace protection order

- (1) On an application under section 114E, the Court may make an order that requires a respondent to comply with the conditions to be imposed under the order in accordance with section 114I if—
 - (a) the Court is satisfied that the respondent—
 - (i) has engaged in unacceptable conduct in relation to the workplace in respect of which the application is made; and
 - (ii) may engage in unacceptable conduct in relation to that workplace during the proposed duration of the order if the order were not made; or
 - (b) the respondent consents to the making of an order imposing those conditions.

Note

Section 114I provides for the conditions imposed under these orders.

- (2) In determining whether to be satisfied as described in subsection (1)(a), the Court—
 - (a) must have regard to—
 - (i) the purpose of this Part; and

- (ii) any hardship that may be caused to the respondent by the making of the order; and
 - (iii) any unacceptable conduct engaged in by the respondent, whether in relation to the workplace or not; and
 - (iv) what is already (or has previously been) required of the respondent by an instrument referred to in subsection (3) of which the Court is aware; and
 - (v) any previous contravention by the respondent of an instrument referred to in subsection (3) of which the Court is aware; and
 - (vi) the need to ensure that property is protected from damage; and
 - (b) may have regard to anything else that the Court considers relevant.
- (3) The instruments specified for the purposes of subsection (2)(a)(iv) and (v) are—
- (a) an undertaking that the respondent has given to a court (including a bail undertaking within the meaning of the **Bail Act 1977**);
 - (b) an order made, or a direction given, by a court or a tribunal;
 - (c) a correctional order within the meaning of the **Corrections Act 1986**;
 - (d) a family violence safety notice issued under the **Family Violence Protection Act 2008**; or
 - (e) a corresponding interstate order, within the meaning of the **Personal Safety Intervention Orders Act 2010**, that is registered under Part 9 of that Act;
 - (f) a corresponding New Zealand order, within the meaning of the **Personal Safety Intervention Orders 2010**, that is registered under Part 9 of that Act; or
 - (g) a recognised DVO within the meaning of the **National Domestic Violence Order Scheme Act 2016**; or
 - (h) a firearm prohibition order within the meaning of Part 4A of the **Firearms Act 1996**; or
 - (i) any other instrument that applies to the respondent.
- (4) A failure of the Court to comply with subsection (2) in making a workplace protection order does not affect the validity of the order.
- (5) If the Court is to make a workplace protection order in accordance with subsection (1)(b)—
- (a) it does not matter whether the Court would be satisfied as described in subsection (1)(a); and
 - (b) the Court does not need to have regard to the matters set out in subsection (2).
- (6) In making an interim workplace protection order, the Court must specify the place that is the workplace in respect of which the order is made.

114I Conditions

- (1) The conditions that the Court may impose under a workplace protection order or an interim workplace protection order are the conditions that the Court considers are the least restrictive of the personal rights and liberties of the respondent as possible that still achieve the purpose of this Part and give effect to subsection (2).
- (2) In determining the conditions to be imposed, the Court must give paramount consideration to the safety and protection of—
 - (a) the employer who made, or on whose behalf was made, the application on which the order is made; and
 - (b) that employer's employees; and
 - (c) the other persons in the workplace in respect of which the order is made.
- (3) Without limiting subsection (1), a condition referred to in that subsection may—
 - (a) prohibit the respondent from entering the workplace in respect of which the order is made; or
 - (b) prohibit the respondent from being within a specified distance of that workplace; or
 - (c) prohibit the respondent from engaging in unacceptable conduct in relation to that workplace; or
 - (d) prohibit the respondent from inciting, facilitating or encouraging anyone else to engage in unacceptable conduct in relation to that workplace; or
 - (e) restrict the circumstances and manner in which the respondent may approach or contact a specified person.
- (4) A reference in subsection (3) to a condition prohibiting the respondent from doing a thing includes prohibiting that thing either—
 - (a) absolutely; or
 - (b) only in specified circumstances or in a specified manner.
- (5) A condition imposed under a workplace protection order or an interim workplace protection order may be imposed for a specified period that is shorter than the duration of the order.
- (6) In addition to the conditions imposed under subsection (1), the Court must impose a condition requiring the respondent to surrender all firearms (within the meaning of the **Firearms Act 1996**) and ammunition to a police station unless satisfied that—
 - (a) there are cogent reasons not to impose the condition; and
 - (b) the respondent possessing those firearms and ammunition does not represent an undue risk to the safety and protection of a person referred to in subsection (2).

- (7) Section 112T of the **Firearms Act 1996** applies in relation to the surrender of firearms and ammunition under subsection (6) subject to the modification set out in subsection (8).
- (8) Section 112T(2) of the **Firearms Act 1996**, as applied by subsection (7), authorises the police officer referred to in that subsection to retain the firearms and ammunition until there is no longer in force any workplace protection order or interim workplace protection against the respondent that includes the condition provided for by subsection (6).

114J Commencement of order

- (1) If the respondent is present in the court when a workplace protection order or interim workplace protection order is made, the order comes into effect at that time.
- (2) If the respondent is not present in the court when a workplace protection order or interim workplace protection order is made—
 - (a) the appropriate registrar must serve the order on the respondent, whether personally or in some other manner authorised by the Court; and
 - (b) the order comes into effect when it is served.

114K Explaining order

- (1) If the respondent is present in the court when the Court makes a workplace protection order or an interim workplace protection order, the Court must explain to the respondent, in language likely to be readily understood by the respondent—
 - (a) the purpose, terms and effect of the order; and
 - (b) the consequences of failing to comply with the order; and
 - (c) how the order may be varied or revoked.
- (2) If any of the following persons is present in the court when the Court makes a workplace protection order or an interim workplace protection order, the Court must give the person the explanation described in subsection (3) in language likely to be readily understood by the person—
 - (a) the employer for the workplace in respect of which the order is made;
 - (b) an employee of that employer.
- (3) The explanation under subsection (2) must explain—
 - (a) the purpose, terms and effect of the order; and
 - (b) the consequences of failing to comply with the order; and
 - (c) how the order may be varied or revoked; and
 - (d) that if the person encourages, permits or authorises the respondent in committing an offence against section 114N, the person may also commit an offence.
- (4) A failure of the Court to comply with this section does not affect the validity of a workplace protection order or interim workplace protection order.

114L Duration of workplace protection order

- (1) In making a workplace protection order, the Court may specify a period of the order.
- (2) The Court must not specify a period longer than 12 months unless satisfied that exceptional circumstances justify that longer period.
- (3) If the Court specifies a period under subsection (1), the workplace protection order has effect until the end of the period.
- (4) If the Court does not specify a period under subsection (1), the workplace protection order has effect until the first anniversary of the day on which it comes into effect.

114M Variation and revocation of workplace protection order

- (1) Any of the following persons may apply for the variation or revocation of a workplace protection order or an interim workplace protection order—
 - (a) the employer for the workplace specified in the order under section 114G(4) or 114H(6);
 - (b) a person authorised to apply for the variation or revocation by that employer;
 - (c) subject to subsection (2), the respondent.
- (2) A second or subsequent application under subsection (1) that is to be made by the respondent must not be made without the leave of the Court.
- (3) The Court must not grant leave under subsection (2) unless satisfied that—
 - (a) there has been a material change in the circumstances of—
 - (i) the respondent; or
 - (ii) the employer who made, or on whose behalf was made, the application on which the order was made; or
 - (iii) any of that employer's employees; or
 - (iv) any other person in the workplace in respect of which the order is made; and
 - (b) it is in the interests of justice to grant leave.
- (4) On an application under subsection (1), the Court may vary or revoke the order if—
 - (a) the Court is satisfied that the variation or revocation will not adversely affect the safety of—
 - (i) the employer who made, or on whose behalf was made, the application on which the order was made; and
 - (ii) that employer's employees; and
 - (iii) the other persons in the workplace in respect of which the order is made; and

- (b) in the case of a variation, the Court is satisfied that, if an application had been made under section 114E to make the order as proposed to be varied—
 - (i) making that order would have been in accordance with section 114G or 114H (as the case requires); and
 - (ii) imposing the conditions to be imposed under that order would have been in accordance with section 114I.
- (4) In varying an order under subsection (3), the Court may—
 - (a) subject to subsection (5), vary or revoke a condition of the order;
 - (b) reduce the period for which the order is in force;
 - (c) extend the period for which the order is in force.
- (5) The Court must not revoke the condition imposed in accordance with section 114I(6) unless satisfied that—
 - (a) there are cogent reasons to revoke the condition; and
 - (b) the respondent possessing the firearms and ammunition whose surrender was required by the condition does not represent an undue risk to the safety and protection of a person referred to in subsection (4)(a).
- (6) The Court may extend the period for which an order is in force so that the order is in force for a period longer than 12 months without being satisfied that exceptional circumstances justify that longer period.

114N Offence to contravene order

- (1) A person who is a respondent to a workplace protection order or an interim workplace protection order must not contravene the order.

Penalty: If the person contravenes the order by engaging in unacceptable conduct, level 6 imprisonment (5 years maximum);
Otherwise, level 7 imprisonment (2 years maximum).
- (2) An offence against subsection (1) is an indictable offence.
- (3) Despite section 28(1) of the **Criminal Procedure Act 2009**, a charge for an offence against subsection (1) must not be heard and determined summarily.

Division 3—Miscellaneous

114O Copies of orders to be given

As soon as practicable after a workplace protection order or an interim workplace protection order is made, the appropriate registrar must give a copy of the order to—

- (a) the employer for the workplace in respect of which the order was made; and
- (b) if the order was made on the application of another person, that other person; and
- (c) the Chief Commissioner of Police; and

(d) any other person as directed by the Court.

114P Provision of information by police

- (1) The Court may request the Chief Commissioner of Police to give the Court any of the following information—
 - (a) the name and address of the respondent to an application for a workplace protection order;
 - (b) that respondent's relevant history.
- (2) An employer may request the Chief Commissioner of Police to give the person any of the following information—
 - (a) the name and address of a person whom the person alleges has engaged in unacceptable conduct in relation to the employer's workplace;
 - (b) that person's relevant history, to the extent that it is relevant to an application for a workplace protection order that the employer has made or may make.
- (3) Subject to this section, the Chief Commissioner of Police may comply with a request under subsection (1) or (2).
- (4) The Chief Commissioner of Police must not comply with a request under subsection (2) unless the Chief Commissioner of Police is satisfied that there are reasonable grounds on which to suspect that the person in respect of whom the request is made has engaged in unacceptable conduct in relation to the employer's workplace.
- (5) Nothing in this section authorises the Chief Commissioner of Police to give any information in contravention of a provision of another Act that prohibits the Chief Commissioner of Police from doing so.
- (6) In complying with a request under subsection (1) or (2), the Chief Commissioner of Police must not give personal information relating to a person other than the person about whom the request is made unless the giving of that information is required or authorised by or under another Act or law.
- (7) An employer who is provided with information under this section must not use the information other than—
 - (a) for the purposes of making an application under this Part; or
 - (b) in proceedings under this Part.

Penalty: Level 9 fine (60 penalty units maximum).

- (8) In this section—

personal information means information or an opinion, whether true or not, relating to a natural person or the affairs of a natural person whose identity is apparent, or can reasonably be ascertained, from the information or opinion;

relevant history, of a person means—

- (a) convictions for offences committed by the person, whether those offences—

- (i) were committed before or after the commencement of this section; and
 - (ii) are against a law of Victoria or of any other jurisdiction; and
- (b) charges against the person that have yet to be finally determined, whether those charges are for offences—
 - (i) alleged to have been committed before or after the commencement of this section; and
 - (ii) against a law of Victoria or of any other jurisdiction; and
- (c) information about any workplace protection order or interim workplace protection order made against the person; and
- (d) information about any instrument referred to in section 114H(3) that requires, or has required, anything of the person; and
- (e) prescribed information; and
- (f) information of a prescribed class.

114Q Costs

- (1) Each party to a proceeding under this Part must bear the party's own costs.
- (2) Despite subsection (1), in a proceeding under this Part—
 - (a) the Court may make an order about costs if the court decides that exceptional circumstances make it appropriate to do so; and
 - (b) if the Court is satisfied that the application to which the proceeding relates was made vexatiously, frivolously or in bad faith, the Court may award costs against the applicant.
- (3) For the purposes of subsection (2), the mere fact that an application is made and then withdrawn is not exceptional and does not amount in itself to a vexatious or frivolous application or an application made in bad faith.

114R Standard of proof

Any question of fact to be decided by a court on an application under this Part is to be decided on the balance of probabilities.

114S Consequential and ancillary orders and warrants

- (1) The Court may, on making or varying a workplace protection order or an interim workplace protection order, make any consequential or ancillary order it thinks fit.
- (2) Without limiting subsection (1), if the workplace protection order or interim workplace protection order includes—
 - (a) a condition under section 114I(6) requiring the surrender of firearms and ammunition;

- (b) a condition requiring the surrender of any other weapon article—
the Court may make an order providing for that surrender.
- (3) If—
 - (a) the Court makes an order under subsection (2); and
 - (b) the magistrate constituting the Court considers that the circumstances of the case require the issue of a search warrant—
that magistrate may issue a search warrant that confers authority as set out in subsection (4).
- (4) A search warrant referred to in subsection (3) authorises any police officer named in the warrant—
 - (a) to enter the premises, or the part of the premises, named or described in the warrant; and
 - (b) to search for and seize a thing named or described in the warrant, being the thing the surrender of which is required; and
 - (c) if the thing is a firearm or ammunition, to bring it to a police station; and
 - (d) if the thing is any other weapon or article, to bring the thing before the Magistrates' Court so that the matter may be dealt with according to law.
- (5) In dealing with the matter as described in subsection (4)(d), the Magistrates' Court may direct that the thing be destroyed or disposed of as directed by the Court.
- (6) A direction under subsection (5) authorises the destruction or disposal of the thing to which it relates.
- (7) A search warrant issued under this section must be issued in accordance with this Act and in the form prescribed under this Act.
- (8) The rules that apply to search warrants under this Act apply to a search warrant under this section.

114T Review of this Part

- (1) As soon as practicable after the first anniversary of the commencement of this Part, the Minister must cause—
 - (a) a review to be undertaken of whether this Part is being applied appropriately and is achieving its purpose; and
 - (b) a report of that review to be prepared.
- (2) The report of the review may include recommendations in relation to whether this Part should be amended.
- (3) The review must be completed and a report of the review must be given to the Minister before the second anniversary of the commencement of this Part.
- (4) The Minister must cause a copy of the report of the review to be laid before each House of the Parliament as soon as practicable after the Minister is given the report.”’.

AMENDMENT OF LONG TITLE

13. Long title, after "burglary," insert "to amend the **Magistrates' Court Act 1989** to provide for the Magistrates' Court to make orders to prevent and reduce unacceptable conduct engaged in by members of the public in certain workplaces,".

2. JUSTICE LEGISLATION AMENDMENT (POLICE AND OTHER MATTERS) BILL 2025Amendments circulated by Evan Mulholland (EM59C)

1. Clause 80, page 98, before line 15 insert—

"(1A) A person participating in a public protest must not wear a face covering other than for religious reasons.

Penalty: 30 penalty units or imprisonment for 3 months."
2. Clause 80, page 100, lines 13 to 16, omit all words and expressions on these lines and insert "reasonably and in good faith for a genuine religious reason."
3. Clause 82, page 106, lines 2 to 6, omit all words and expressions on these lines and insert—

"For the purposes of this Division, a symbol is a symbol of an organisation if—

(a) it is a symbol that the organisation uses, or that members of the organisation use, to identify the organisation; or

(b) it is another symbol that so closely resembles a symbol described in paragraph (a) that is not readily distinguishable from a symbol described in paragraph (a); or

(c) it is an image of a leader of the organisation, or of a prominent member of the organisation."
4. Clause 84, page 110, lines 29 and 30, omit "meeting of persons assembled for religious worship" and insert "religious assembly".
5. Clause 85, page 111, lines 12 to 14, omit "meeting of persons assembled for religious worship" and insert "religious assembly".
6. Clause 85, page 112, lines 1 to 3, omit "meeting of persons assembled for religious worship" and insert "religious assembly".
7. Clause 85, page 112, lines 24 to 26, omit "meeting of persons assembly for religious worship" and insert "religious assembly".

3. TRANSPORT LEGISLATION AMENDMENT BILL 2025

Amendments circulated by Harriet Shing (HS07C)

1. Clause 16, page 13, lines 12 and 13, omit "the purpose of carrying out the police officer's duties;" and insert—

- "(i) the purpose of investigating or prosecuting an offence; or
- (ii) the purpose of investigating an incident in relation to a commercial passenger vehicle service;

Note

See section 56 of the **Victoria Police Act 2013** in relation to the execution of process and warrants."

2. Clause 16, page 14, after line 11 insert—

"(1A) Before the regulator publishes a notice under subsection (1), the regulator must consult with the Information Commissioner appointed under section 6C of the **Freedom of Information Act 1982**.

(1B) The regulator must cause a review of the minimum standards published in a notice under subsection (1) to be undertaken every 3 years from the date of the first notice being published."

4. SOCIAL SERVICES REGULATION AMENDMENT (CHILD SAFETY, COMPLAINTS AND WORKER REGULATION) BILL 2025

Amendments circulated by Lizzie Blandthorn (LB29C)

1. Clause 1, page 3, lines 24 to 30, omit all words and expressions on these lines.
2. Clause 1, page 4, lines 1 to 6, omit all words and expressions on these lines.
3. Clause 1, page 4, lines 11 to 31, omit all words and expressions on these lines.
4. Clause 1, page 5, lines 1 to 5, omit all words and expressions on these lines.
5. Part heading preceding clause 150, omit this heading.
6. Clause 150, omit this clause.
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252. Clause 394, omit this clause.
253. Clause 395, line 21, omit "Chapter 4" and insert "Division 4 of Part 3.2 of Chapter 3".
254. Clause 395, line 29, omit "Chapters 2, 3 and 4" and insert "Chapters 2 and 3".
255. Clause 396, omit this clause.
256. Division heading preceding clause 397, omit this heading.
257. Clause 397, omit this clause.
258. Clause 398, omit this clause.
259. Part heading, Division heading and Subdivision heading preceding clause 399, omit these headings.
260. Clause 399, omit this clause.
261. Subdivision heading preceding clause 400, omit this heading.
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264. Clause 402, omit this clause.
265. Subdivision heading preceding clause 403, omit this heading.
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270. Subdivision heading preceding clause 407, omit this heading.
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275. Subdivision heading preceding clause 411, omit this heading.
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293. Clause 424, omit this clause.
294. Division heading and Subdivision heading preceding clause 425, omit these headings.
295. Clause 425, omit this clause.
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307. Subdivision heading preceding clause 437, omit this heading.
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- 311. Clause 440, omit this clause.
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- 313. Clause 442, omit this clause.
- 314. Clause 443, omit this clause.
- 315. Clause 444, omit this clause.

AMENDMENT OF LONG TITLE

- 316. Long title, omit "the **Disability Service Safeguards Act 2018**, the **Disability Act 2006**",

Amendments circulated by David Ettershank (DE11C)

- 1. Clause 1, page 3, lines 20 to 21, omit "by the Social Services Regulator in place of VCAT".
- 2. Clause 84, page 55, line 4, omit 'person.'" and insert "person."
- 3. Clause 84, after line 4 insert—
 - '(10) Before making a decision to suspend a person's WWC clearance on the basis of child safety risk information, the Regulator must conduct a risk assessment that takes into consideration the seriousness of any allegation against the person and the level of risk posed to any child.
 - (11) When making a decision under this section, the Regulator is bound by the principles of natural justice.".'

NEW CLAUSE

- 4. Insert the following New Clause to follow clause 84—

'84A Secretary must notify WWC clearance holder, employer and agency of suspension

After section 80(2) of the **Worker Screening Act 2020** insert—

- "(2A) A person or agency notified under subsection (2) must provide the person whose WWC clearance is suspended any remuneration or allowance that the person would otherwise be entitled to under the normal terms and conditions of their employment, engagement or listing while the suspension is in force.".'
- 5. Clause 91, page 59, line 27, omit "24" and insert "12".
- 6. Clause 91, page 60, line 6, omit "6" and insert "2".
- 7. Clause 91, page 60, line 8, omit "3 months" and insert "month".
- 8. Clause 111, page 80, line 27, omit "Regulator" and insert "person determining the application".
- 9. Clause 111, page 80, line 29, omit "the Regulator" and insert "that person".

10. Clause 111, page 81, line 25, omit "Regulator" and insert "person".
11. Clause 111, page 81, line 30, omit "Regulator" and insert "person determining the application".
12. Clause 111, page 82, line 7, omit "Regulator" and insert "person determining the application".
13. Clause 111, page 82, line 10, omit "Regulator" and insert "person".
14. Clause 111, page 82, line 11, omit "Regulator" and insert "person".
15. Clause 111, page 82, line 14, omit "**Regulator may request**" and insert "**Requests for**".
16. Clause 111, page 82, line 17, omit "Regulator" and insert "reviewer".
17. Clause 111, page 82, line 21, omit "Regulator" and insert "reviewer".
18. Clause 111, page 82, line 29, omit "Regulator" and insert "reviewer".
19. Clause 111, page 82, line 31, omit "Regulator" and insert "reviewer".
20. Clause 111, page 83, line 3, omit "Regulator" and insert "reviewer".
21. Clause 111, page 83, line 5, omit "Regulator" and insert "reviewer".
22. Clause 111, page 83, line 8, omit "Regulator" and insert "reviewer".
23. Clause 111, page 83, line 9, omit "Regulator" and insert "reviewer".
24. Clause 111, page 83, after line 10 insert—

"(6) In this section—

reviewer means the person conducting the internal review, as determined under section 92D."
25. Clause 111, page 83, line 13, omit "(1)".
26. Clause 111, page 83, line 23, before "is employed" insert "unless the original decision was made by the Regulator personally,".
27. Clause 111, page 83, lines 29 to 31, omit all words and expressions on these lines.
28. Clause 111, page 84, lines 3 to 12, omit all words and expressions on these lines and insert—

"(1) A person conducting an internal review of a decision under section 92A must request that an independent expert advisory panel be convened to provide advice in relation to the review of that decision.

(2) The person determining an application under section 92B must request that an independent expert advisory panel be convened to provide advice in relation to the determination of that application."
29. Clause 111, page 84, line 22, omit "Regulator" and insert "person conducting the review or determining the application".

30. Clause 111, page 84, line 26, after "Regulator" insert "or the person".
31. Clause 111, page 84, line 28, after "Regulator" insert "or the person".
32. Clause 111, page 84, line 33, omit "Regulator" and insert "person".
33. Clause 111, page 85, line 3, omit "Regulator" and insert "person conducting the review or determining the application".
34. Clause 111, page 85, lines 21 to 22, omit "to the Regulator".
35. Clause 111, page 85, lines 29 to 30, omit "to the Regulator".
36. Clause 111, page 86, line 8, omit "Regulator" and insert "reviewer".
37. Clause 111, page 86, line 9, omit "Regulator" and insert "reviewer".
38. Clause 111, page 86, line 13, omit "Regulator" and insert "reviewer".
39. Clause 111, page 86, line 18, omit "Regulator" and insert "reviewer".
40. Clause 111, page 86, line 29, omit "Regulator" and insert "reviewer".
41. Clause 111, page 86, line 32, omit "Regulator" and insert "reviewer".
42. Clause 111, page 86, line 33, omit "Regulator" and insert "reviewer".
43. Clause 111, page 86, after line 35 insert—

"(4) In this section—

reviewer means the person conducting the internal review, as determined under section 92D."
44. Clause 111, page 87, line 8, omit "Regulator" and insert "reviewer".
45. Clause 111, page 87, line 12, omit "Regulator" and insert "reviewer".
46. Clause 111, page 87, line 14, omit "Regulator" and insert "reviewer".
47. Clause 111, page 87, line 16, omit "Regulator" and insert "reviewer".
48. Clause 111, page 87, line 26, omit "Regulator" and insert "reviewer".
49. Clause 111, page 87, line 29, omit "Regulator" and insert "reviewer".
50. Clause 111, page 87, line 30, omit "Regulator" and insert "reviewer".
51. Clause 111, page 87, after line 32 insert—

"(4) In this section—

reviewer means the person conducting the internal review, as determined under section 92D."
52. Clause 111, page 88, line 6, omit "Regulator" and insert "person conducting the review or determining the application".

53. Clause 111, page 88, line 16, omit 'information.'".' and insert "information.".
54. Clause 111, page 88, after line 16 insert—
'(3) A notice under subsection (1)(a) must include any advice provided in relation to the review or application by an independent expert advisory panel in response to a request under section 92E.'".'
55. Clause 119, after line 2 insert—
'(1) In section 91(2) of the **Worker Screening Act 2020**, for "Secretary must" **substitute** "Secretary must, as soon as possible,".'
56. Clause 119, line 3, before "For" insert "(2)".

NEW CLAUSE

57. Insert the following New Clause to follow clause 119—
'119A New section 91A inserted
After section 91 of the **Worker Screening Act 2020** insert—
"91A Show cause process for suspension of WWC clearance
(1) If the Regulator proposes to revoke a person's WWC clearance in accordance with section 91, the Regulator must first—
(a) give the person written notice of the proposed revocation; and
(b) invite the person to make a written or oral submission to the Regulator within a reasonable period as specified in the notice.
(2) Before finally deciding whether to revoke a person's WWC clearance under section 91, the Regulator must consider any submission made by the person in response to a notice under subsection (1) within the specified period, unless the person notifies the Regulator that the person does not want to make a submission.
(3) If, after considering any submissions, the Regulator decides not to revoke a person's WWC clearance, the Regulator must give the person notice in writing as soon as possible after making the decision.'".'
58. Clause 148, page 109, line 4, omit "**of Regulator**".
59. Clause 148, page 109, after line 10 insert—
"(1B) In convening an independent expert advisory panel to consider a request for advice on the internal review of a worker decision, the Convener must not appoint a panel candidate to be a member of the independent expert advisory panel unless the panel candidate has qualifications relevant to the subject matter of that decision and has at least 5 years' experience working in a relevant industry."
60. Clause 148, page 109, lines 17 to 18, omit "by the Regulator".

61. Clause 148, page 109, line 25, omit "from the Regulator".
62. Clause 148, page 109, line 30, omit "by the Regulator".
63. Clause 395, line 20, omit "5 years" and insert "12 months".
64. Clause 395, lines 25 to 26, omit all words and expressions on these lines and insert—
"(a) the operation of this Act since its commencement; and".

Amendments circulated by Anasina Gray-Barberio (AG06C)

1. Clause 1, page 3, lines 24 to 30, omit all words and expressions on these lines.
2. Clause 1, page 4, lines 1 to 6, omit all words and expressions on these lines.
3. Clause 1, page 4, lines 13 to 25, omit all words and expressions on these lines.
4. Clause 1, page 5, lines 1 to 9, omit all words and expressions on these lines.
5. Part heading preceding clause 20, omit this heading.
6. Clause 20, omit this clause.
7. Clause 21, omit this clause.
8. Clause 22, omit this clause
9. Clause 23, omit this clause.
10. Clause 24, omit this clause.
11. Clause 25, omit this clause.
12. Part heading preceding clause 150, omit this heading.
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176. Clause 313, omit this clause.
177. Clause 314, omit this clause.
178. Clause 315, omit this clause.
179. Clause 316, omit this clause.
180. Clause 317, omit this clause.
181. Clause 318, omit this clause.
182. Clause 319, omit this clause.

183. Clause 321, after line 32 insert—

"Regulator means the Social Services Regulator established under section 4 of the **Social Services Regulation Act 2021**;"

184. Clause 323, omit this clause.

185. Clause 324, page 312, line 16, omit "under Part 6" and insert "by the Regulator".

186. Clause 324, page 312, line 20, omit "under Part 6".

187. Clause 324, page 312, lines 29 to 33, omit all words and expressions on these lines and insert—

"(i) details of any action taken to prohibit the person from being employed or engaged as an out of home carer or any conditions imposed on the person in relation to that employment or engagement;"

188. Clause 324, page 313, line 18, omit all words and expressions on these lines.

189. Clause 326, lines 7 to 8, omit "**Criminal liability of officers of bodies corporate—accessorial liability**" and insert "**New sections 272A and 272B inserted**".

190. Clause 326, line 9, omit "272(2)(a)" and insert "272".

191. Clause 326, line 11, omit all words and expressions on this line and insert—

"272A Criminal liability of officers of bodies corporate—accessorial liability

(1) If a body corporate commits an offence against section 250D(2), (3) or (4), an officer of the body corporate also commits an offence against the provision if the officer—

(a) authorised or permitted the commission of the offence by the body corporate; or

(b) was knowingly concerned in any way (whether by act or omission) in the commission of the offence by the body corporate.

(2) Without limiting any other defence available to the officer, an officer of a body corporate may rely on a defence that would be available to the body corporate if it were charged with the offence with which the officer is charged and, in doing so, the officer bears the same burden of proof that the body corporate would bear.

(3) An officer of a body corporate may commit an offence against section 250D(2), (3) or (4) whether or not the body corporate has been prosecuted for, or found guilty of, an offence against that provision.

(4) In this section—

body corporate has the same meaning as corporation has in section 57A of the Corporations Act;

officer, in relation to a body corporate, means—

- (a) a person who is an officer (as defined by section 9 of the Corporations Act) of the body corporate; or
- (b) a person (other than a person referred to in paragraph (a)), by whatever name called, who is concerned in, or takes part in, the management of the body corporate.

(5) This section does not affect the operation of Subdivision (1) of Division 1 of Part II of the **Crimes Act 1958**.

272B Offences by unincorporated bodies, partnerships etc.

(1) For the purposes of section 250D(2), (3) and (4), a reference to an **out of home care service** or a **secure welfare service** who may be guilty of an offence against the subsection includes an unincorporated body or association and a partnership and is to be taken to be—

- (a) in the case of an unincorporated body or association, a reference to each member of the committee of management of the body or association who knew of, or knowingly authorised or permitted, the commission of the offence; and
- (b) in the case of a partnership, a reference to each member of the partnership who knew of, or knowingly authorised or permitted, the commission of the offence.

(2) If, in a proceeding for an offence against section 250D(2), (3) or (4), it is necessary to establish the state of mind of an unincorporated body or association or a partnership in relation to particular conduct, it is sufficient to show that—

- (a) the conduct was engaged in by an employee or agent of the unincorporated body or association or the partnership within the scope of the employee's or agent's actual or apparent authority; and
- (b) the employee or agent had that state of mind."

192. Clause 327, omit this clause.

193. Part heading and Division heading preceding clause 329, omit these headings.

194. Clause 329, omit this clause.

195. Clause 330, omit this clause.

196. Clause 331, omit this clause.

- 197. Clause 332, omit this clause.
- 198. Clause 333, omit this clause.
- 199. Clause 334, omit this clause.
- 200. Clause 335, omit this clause.
- 201. Clause 336, omit this clause.
- 202. Clause 337, omit this clause.
- 203. Clause 338, omit this clause.
- 204. Clause 339, omit this clause.
- 205. Clause 340, omit this clause.
- 206. Clause 341, omit this clause.
- 207. Clause 342, omit this clause.
- 208. Clause 343, omit this clause.
- 209. Clause 344, omit this clause.
- 210. Clause 345, omit this clause.
- 211. Clause 346, omit this clause.
- 212. Clause 347, omit this clause.
- 213. Clause 348, omit this clause.
- 214. Clause 349, omit this clause.
- 215. Clause 350, omit this clause.
- 216. Clause 351, omit this clause.
- 217. Clause 352, omit this clause.
- 218. Clause 353, omit this clause.
- 219. Clause 354, omit this clause.
- 220. Clause 355, omit this clause.
- 221. Clause 356, omit this clause.
- 222. Clause 357, omit this clause.
- 223. Clause 358, omit this clause.

- 224. Clause 359, omit this clause.
- 225. Clause 360, omit this clause.
- 226. Clause 361, omit this clause.
- 227. Clause 362, omit this clause.
- 228. Clause 363, omit this clause.
- 229. Clause 364, omit this clause.
- 230. Clause 365, omit this clause.
- 231. Clause 366, omit this clause.
- 232. Clause 367, omit this clause.
- 233. Clause 368, omit this clause.
- 234. Clause 369, omit this clause.
- 235. Clause 370, omit this clause.
- 236. Clause 371, omit this clause.
- 237. Clause 372, omit this clause.
- 238. Clause 373, omit this clause.
- 239. Clause 374, omit this clause.
- 240. Clause 375, omit this clause.
- 241. Clause 376, omit this clause.
- 242. Clause 377, omit this clause.
- 243. Clause 378, omit this clause.
- 244. Clause 379, omit this clause.
- 245. Clause 380, omit this clause.
- 246. Clause 381, omit this clause.
- 247. Clause 382, omit this clause.
- 248. Clause 383, omit this clause.
- 249. Clause 384, omit this clause.
- 250. Clause 385, omit this clause.

251. Clause 386, omit this clause.
252. Clause 387, omit this clause.
253. Clause 388, omit this clause.
254. Clause 389, omit this clause.
255. Clause 390, omit this clause.
256. Clause 391, omit this clause.
257. Clause 392, omit this clause.
258. Clause 393, omit this clause.
259. Clause 394, omit this clause.
260. Clause 395, omit this clause.
261. Clause 396, omit this clause.
262. Division heading preceding clause 397, omit this heading.
263. Clause 397, omit this clause.
264. Clause 398, omit this clause.
265. Part heading, Division heading and Subdivision heading preceding clause 399, omit these headings.
266. Clause 399, omit this clause.
267. Subdivision heading preceding clause 400, omit this heading.
268. Clause 400, omit this clause.
269. Clause 401, omit this clause.
270. Clause 402, omit this clause.
271. Subdivision heading preceding clause 403, omit this heading.
272. Clause 403, omit this clause.
273. Clause 404, omit this clause.
274. Clause 405, omit this clause.
275. Clause 406, omit this clause.
276. Subdivision heading preceding clause 407, omit this heading.
277. Clause 407, omit this clause.

278. Clause 408, omit this clause.
279. Clause 409, omit this clause.
280. Clause 410, omit this clause.
281. Subdivision heading preceding clause 411, omit this heading.
282. Clause 411, omit this clause.
283. Clause 412, omit this clause.
284. Subdivision heading preceding clause 413, omit this heading.
285. Clause 413, omit this clause.
286. Clause 414, omit this clause.
287. Subdivision heading preceding clause 415, omit this heading.
288. Clause 415, omit this clause.
289. Subdivision heading preceding clause 416, omit this heading.
290. Clause 416, omit this clause.
291. Clause 417, omit this clause.
292. Clause 418, omit this clause.
293. Clause 419, omit this clause.
294. Clause 420, omit this clause.
295. Clause 421, omit this clause.
296. Clause 422, omit this clause.
297. Subdivision heading preceding clause 423, omit this heading.
298. Clause 423, omit this clause.
299. Clause 424, omit this clause.
300. Division heading and Subdivision heading preceding clause 425, omit these headings.
301. Clause 425, omit this clause.
302. Clause 426, omit this clause.
303. Clause 427, omit this clause.
304. Clause 428, omit this clause.

- 305. Clause 429, omit this clause.
- 306. Clause 430, omit this clause.
- 307. Clause 431, omit this clause.
- 308. Clause 432, omit this clause.
- 309. Clause 433, omit this clause.
- 310. Clause 434, omit this clause.
- 311. Clause 435, omit this clause.
- 312. Clause 436, omit this clause.
- 313. Subdivision heading preceding clause 437, omit this heading.
- 314. Clause 437, omit this clause.
- 315. Clause 438, omit this clause.
- 316. Clause 439, omit this clause.
- 317. Clause 440, omit this clause.
- 318. Clause 441, omit this clause.
- 319. Clause 442, omit this clause.
- 320. Clause 443, omit this clause.
- 321. Clause 444, omit this clause.
- 322. Chapter heading and Part heading preceding clause 453, omit these headings.
- 323. Clause 453, omit this clause.
- 324. Clause 454, omit this clause.
- 325. Clause 455, omit this clause.
- 326. Clause 456, omit this clause.
- 327. Clause 457, omit this clause.
- 328. Clause 458, omit this clause.
- 329. Clause 459, omit this clause.
- 330. Clause 460, omit this clause.
- 331. Clause 461, omit this clause.

- 332. Clause 462, omit this clause.
- 333. Clause 463, omit this clause.
- 334. Part heading preceding clause 464, omit this heading.
- 335. Clause 464, omit this clause.

5. JUSTICE LEGISLATION AMENDMENT (COMMUNITY SAFETY) BILL 2025

Amendments circulated by Katherine Copsey (KC69C)

- 1. Clause 1, page 2, line 13, omit "and the **Youth Justice Act 2024**".
- 2. Division heading before clause 12, omit this heading.
- 3. Clause 12, omit this clause.
- 4. Clause 13, omit this clause.

Amendments circulated by Rachel Payne (RP20C)

- 1. Clause 1, page 2, after line 19 insert—
 - "(ca) to amend the **Criminal Procedure Act 2009** to provide that a child convicted by the County Court in respect of certain offences has a right to an appeal on which the Court of Appeal must order that there be a new trial conducted by the Trial Division of the Supreme Court; and".
- 2. Clause 2, line 24, omit "3 and 4" and insert "3, 4 and 4A".
- 3. Clause 2, line 27, omit "3 and 4" and insert "3, 4 and 4A".
- 4. Clause 2, line 29, omit "3 or 4" and insert "3, 4 or 4A".

NEW CLAUSES

- 5. Insert the following New Part to follow Part 4—

'Part 4A—Appeals

Division 1—Amendment of Criminal Procedure Act 2009

25A New Part 6.2A inserted

After Part 6.2 of the **Criminal Procedure Act 2009** insert—

**"Part 6.2A—Appeal against conviction imposed by
County Court following uplift from Children's Court**

273A Meaning of *applicable offence*

In this Part—

applicable offence means—

- (a) a designated offence, within the meaning of section 516 of the **Children, Youth and Families Act 2005**, committed by a child aged 15 years or over; or
- (b) an offence the charge for which the Children's Court has determined, under section 356(6), (7A) or (7C) of the **Children, Youth and Families Act 2005**, not to hear and determine summarily.

273B Right of appeal against conviction

A person convicted by the County Court of an applicable offence may appeal to the Court of Appeal against the conviction.

273C How appeal is commenced

- (1) An appeal under section 273B is commenced by filing a notice of appeal in accordance with the rules of court within 28 days after the day on which the sentence of the County Court is imposed or any extension of that period granted under subsection (3).
- (2) The Registrar of Criminal Appeals must provide to the respondent a copy of the notice of appeal within 7 days after the day on which the notice is filed.
- (3) The Court of Appeal or, in accordance with the rules of court, the Registrar of Criminal Appeals at any time may extend the time within which a notice of appeal may be—
 - (a) filed under subsection (1); or
 - (b) provided to the respondent under subsection (2).

273D Determination of appeal

- (1) The Court of Appeal must allow an appeal under section 273B and—
 - (a) set aside the conviction and sentence imposed by the County Court; and
 - (b) order a new trial be conducted by the Trial Division of the Supreme Court.
- (2) On ordering the new trial, the Court of Appeal must order that the appellant attend on a specified date before the Trial Division of the Supreme Court.

- (3) If the Court of Appeal sets aside the conviction for an offence (the **base offence**), it may vary a sentence that—
- (a) was imposed for another offence at the time when the appellant was sentenced for the base offence; and
 - (b) took into account the sentence for the base offence.
- (4) A power of the Court of Appeal under this section to impose a sentence in substitution for the sentence imposed by the County Court may still be exercised even if the sentence imposed by the County Court is an aggregate sentence of imprisonment.
- (5) If at the conclusion of the appeal the appellant remains convicted of more than one offence, the Court of Appeal may either—
- (a) impose a separate sentence in respect of each offence; or
 - (b) impose an aggregate sentence of imprisonment in respect of all offences or any 2 or more offences.
- (6) Sections 323, 324 and 325 apply in relation to the appeal as if it were an appeal under Part 6.3.

273E Abandonment of appeal

An appeal under section 273B may be abandoned in accordance with the rules of court."

25B Right of appeal against conviction

At the end of section 274 of the **Criminal Procedure Act 2009** insert—

"(2) Subsection (1) does not apply to a person convicted by the County Court of an applicable offence within the meaning of Part 6.2A."

25C Consequential amendments

- (1) In section 3 of the **Criminal Procedure Act 2009**, in the definition of **appeal period**, for "Part 6.3" (where twice occurring) **substitute** "Part 6.2A or 6.3".
- (2) In section 409(a) of the **Criminal Procedure Act 2009**, after "Part" **insert** "6.2A,".

Division 2—Amendment of Youth Justice Act 2024

25D New section 1045A inserted

After section 1045 of the **Youth Justice Act 2024** insert—

'1045A Meaning of applicable offence

In section 273A of the **Criminal Procedure Act 2009**, in the definition of **applicable offence**, in paragraph (b), for "section 356(6), (7A) or (7C) of

the **Children, Youth and Families Act 2005**," substitute "section 157A or 157B of the **Youth Justice Act 2024**,".'.

6. Clause 29, after line 28 insert—

"(1A) On and after the commencement day, Part 6.2A applies in relation to a conviction on an old charge in the same way that it applies in relation to a charge that the Children's Court has determined, under section 157A or 157B of the **Youth Justice Act 2024**, not to hear and determine summarily."

Amendments circulated by Georgie Purcell (GP20C)

1. Clause 2, lines 27 to 31, omit all words and expressions on these lines and insert—
 "(2) Parts 3 and 4 come into operation on 30 September 2026."
2. Division heading before clause 11, omit this heading.
3. Clause 11, omit this clause.
4. Clause 14, omit this clause.
5. Clause 15, omit this clause.
6. Clause 23, omit this clause.
7. Clause 24, lines 14 to 16, omit "section 356(6), (7A) or (7C) of the **Children, Youth and Families Act 2005**" and insert "section 157A or 157B of the **Youth Justice Act 2024**".
8. Clause 24, lines 30 to 32, omit all words and expressions on these lines.
9. Clause 24, page 21, lines 1 to 5, omit all words and expressions on these lines.
10. Clause 24, page 21, lines 15 to 25, omit all words and expressions on these lines.
11. Clause 24, page 21, lines 31 and 32, omit "section 356(8A) of the **Children, Youth and Families Act 2005**," and insert "section 159 of the **Youth Justice Act 2024**".
12. Clause 26, lines 10 to 17, omit all words and expressions on these lines.
13. Clause 29, line 31, omit "section 1044 of the **Youth Justice Act 2024**" and insert "section 24 of the **Justice Legislation Amendment (Community Safety) Act 2025**".
14. Clause 29, page 26, lines 6 and 7, omit "356(6), (7A) or (7C)" and insert "356(6)".
15. Clause 31, line 3, omit "27 February" and insert "30 September".