LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

No. 1

No. 1 — Tuesday, 20 December 2022

1 The Council met at 11.03 am pursuant to the Proclamation of the Governor dated 13 December 2022, which was read by the Clerk and is as follows:

CONSTITUTION ACT 1975

PROCLAMATION

I, Linda Dessau AC, Governor of the State of Victoria, acting under sections 8 and 20 of the *Constitution Act 1975* and all other powers vested in me, fix Tuesday 20 December 2022 at 11.00 am as the time for the commencement and holding of the first session of the Sixtieth Parliament of Victoria for the dispatch of business, at Parliament House, Melbourne. The Members of the Legislative Council and the Members of the Legislative Assembly are required to attend at that time and place.

Given under my Hand and the Seal of the State of Victoria, at Melbourne, this 13th day of December 2022.

(L.S.)

LINDA DESSAU
Governor

By Her Excellency's Command
DANIEL ANDREWS MP
Premier

2 **INTRODUCTION OF COMMISSIONER** — The Usher of the Black Rod announced the Honourable Chief Justice, the Commissioner from the Governor appointed to open the Parliament.

The Honourable Chief Justice said —

MEMBERS OF THE LEGISLATIVE COUNCIL

The Governor has caused a Commission to be issued under the Seal of the State constituting her Commissioners to do in her name all that is necessary to be performed in this Parliament. This will more fully appear from the Commission which will now be read by the Clerk.

The Clerk read the Commission:

BY HER EXCELLENCY THE HONOURABLE LINDA DESSAU AC
GOVERNOR OF VICTORIA
TO THE HONOURABLE JUSTICE ANNE FERGUSON
CHIEF JUSTICE OF VICTORIA
AND
TO THE HONOURABLE JUSTICE KARIN EMERTON
PRESIDENT OF THE COURT OF APPEAL

GREETING:

Acting under all available powers and with the consent of the Premier, I commission each of you, on my behalf, to open the first session of the Sixtieth Parliament at 11.00 am on the morning of Tuesday the twentieth day of December 2022 and to do all other things that it is necessary or usual for me to do on the opening of a new Parliament (other than to give my speech).

GIVEN under my hand and the Seal of Victoria on this 19th day of December 2022.

(L.S.) LINDA DESSAU
Governor

By Her Excellency's Command
DANIEL ANDREWS MP
Premier

3 COMMISSION TO ADMINISTER OATH OR AFFIRMATION TO MEMBERS — The Honourable Chief Justice said —

MEMBERS OF THE LEGISLATIVE COUNCIL

I have to announce that I have received from the Governor a Commission to administer the Oath or Affirmation of Allegiance to Members.

The Clerk read the Commission:

BY HER EXCELLENCY THE HONOURABLE LINDA DESSAU AC
GOVERNOR OF VICTORIA
TO THE HONOURABLE JUSTICE ANNE FERGUSON
CHIEF JUSTICE OF VICTORIA

GREETING:

Acting under section 23 of the *Constitution Act 1975* I authorise you, in the Parliament Houses, Melbourne, on the twentieth day of December 2022, to administer the prescribed Oath or Affirmation of allegiance to Members of the Legislative Council.

GIVEN under my hand and the Seal of Victoria on this 19th day of December 2022.

(L.S.) LINDA DESSAU
Governor

By Her Excellency's Command
DANIEL ANDREWS MP
Premier

4 RETURNS TO THE WRIT FOR THE ELECTION OF MEMBERS TO THE COUNCIL — The Clerk announced that the Governor issued a writ on 1 November 2022 for the election of members to eight Regions and according to the returned writ received from the Governor, the following members have been elected:

For the Eastern Victoria Region —
Melina BATH
Jeff BOURMAN
Renee HEATH
Tom McINTOSH
Harriet SHING

For the North-Eastern Metropolitan Region —
Matthew BACH
Shaun LEANE
Nick McGOWAN
Aiv PUGLIELLI
Sonja TERPSTRA

For the Northern Metropolitan Region —
Enver ERDOGAN
Evan MULHOLLAND
Samantha RATNAM
Adem SOMYUREK
Sheena WATT

For the Northern Victoria Region —
Gaelle BROAD
Wendy LOVELL
Georgie PURCELL
Jaclyn SYMES
Rikkie-Lee TYRRELL

For the South-Eastern Metropolitan Region —
Michael GALEA
Ann-Marie HERMANS
David LIMBRICK
Rachel PAYNE
Lee TARLAMIS

For the Southern Metropolitan Region —
Ryan BATCHELOR
John BERGER
Katherine COPSEY

Georgie CROZIER
David DAVIS
For the Western Metropolitan Region —
Lizzie BLANDTHORN
Moira DEEMING
David ETTERSHANK
Trung LUU
Ingrid STITT
For the Western Victoria Region —
Jacinta ERMACORA
Sarah MANSFIELD
Bev McARTHUR
Joe McCRACKEN
Gayle TIERNEY

5 DECLARATION OF ALLEGIANCE — Matthew Bach, Ryan Batchelor, Melina Bath, John Berger, Lizzie Blandthorn, Jeff Bourman, Gaelle Broad, Katherine Copsey, Georgie Crozier, David Davis, Moira Deeming, Enver Erdogan, Jacinta Ermacora, David Ettershank, Michael Galea, Renee Heath, Ann-Marie Hermans, Shaun Leane, David Limbrick, Wendy Lovell, Trung Luu, Sarah Mansfield, Bev McArthur, Joe McCracken, Nicholas McGowan, Tom McIntosh, Evan Mulholland, Rachel Payne, Aiv Puglielli, Georgie Purcell, Samantha Ratnam, Harriet Shing, Adem Somyurek, Ingrid Stitt, Jaclyn Symes, Lee Tarlamis, Sonja Terpstra, Gayle Tierney, Rikkie-Lee Tyrrell and Sheena Watt approached the Table, and took and subscribed the oath or affirmation required by law.

The Honourable Chief Justice attested the Roll and said —

MEMBERS OF THE LEGISLATIVE COUNCIL

The Governor will attend the Parliament later this day to inform you and members of the Legislative Assembly of the reasons for calling this Parliament together, and as it is necessary before you proceed with business that a President of the Legislative Council be chosen, the Governor requests that you proceed to the choice of a President.

The Honourable Chief Justice withdrew from the Chamber.

6 ELECTION OF PRESIDENT — The Clerk announced that the time had arrived for the election of a President of the Council.

Jaclyn Symes nominated Shaun Leane to be President.

Georgie Crozier seconded the nomination.

Shaun Leane accepted the nomination.

There being no further nominations, the Clerk declared Shaun Leane to be elected President.

Shaun Leane having left his place took the Chair of the President, read the Prayer and made an Acknowledgement of Country.

The President made acknowledgements to the Council for the honour that had been conferred on him.

Jaclyn Symes, Georgie Crozier and Samantha Ratnam congratulated the President.

7 ELECTION OF DEPUTY PRESIDENT — The President called for nominations for Deputy President.

Georgie Crozier nominated Wendy Lovell to be Deputy President.

Jaclyn Symes seconded the nomination.

Wendy Lovell accepted the nomination.

There being no further nominations, the President declared Wendy Lovell to be elected Deputy President.

The President announced that the Governor would receive the President and members of the Council in the Library of Parliament House at 1.25 pm.

[Sitting suspended from 11.36 am to 2.00 pm]

8 APPROACH OF THE GOVERNOR — The Usher of the Black Rod announced the approach of the Governor.

The Governor came into the Council Chamber, and commanded the Usher of the Black Rod to desire the immediate attendance of the Legislative Assembly, who having come with their Speaker, the Governor made the Governor's speech as follows:

Introduction

Honourable President and Members of the Legislative Council:

Honourable Speaker and Members of the Legislative Assembly:

First, I acknowledge the Traditional Owners of the land upon which we are gathering and pay my respects to their Elders past and present. I extend that respect to Aboriginal and Torres Strait Islander peoples here today.

Following the results of the general election on 26 November, I commissioned the Leader of the Victorian Labor Party, Mr Daniel Andrews, to form a government.

Accordingly, I have called you together on this day, the first session of the 60th Parliament, to outline the policy agenda and legislative intentions of the Government in its third term.

Summary

The Government has spent the last four years building the hospitals, schools and roads that Victorians need and removing level crossings as part of the Big Build. The Government has introduced free TAFE courses, invested in renewable energy, created thousands of well-paid jobs and made wage theft and workplace manslaughter a criminal offence to ensure workers' rights are protected.

In its third term, the Government will continue to do what matters to create a stronger Victoria.

The Government will deliver on improving hospitals, building new facilities and training thousands of nurses and paramedics to make sure Victorians get the best care. Kinder will be free, saving Victorian families money and time, and bringing back the State Electricity Commission will create new jobs and secure Victoria's renewable energy future.

Over the next four years, the Government will focus on energy, health, education, transport and jobs.

Energy

Bringing back the SEC

Bringing back the State Electricity Commission will deliver government ownership of energy generation and create thousands of jobs building new renewables like wind, solar and batteries.

The Government will step up renewable electricity targets to 95 per cent by 2035, with emissions reduction targets of 75-80 per cent by 2035 and net zero emissions by 2045. One hundred neighbourhood batteries will also be installed across Victoria to create localised energy storage.

The Government will seek to own a majority of new energy generation projects built by the SEC, ensuring that profits will go back into helping to keep bills down for Victorians.

The Government will invest at least $20 million to prepare the SEC for its new role in our energy market, including setting up an office in Morwell.

$6 million will be invested to create a purpose-built training centre for workers in our emerging offshore, and growing onshore, wind industry.

By building a government-owned energy company, the Government will support 59,000 jobs through to 2035, at least 6,000 apprenticeships and traineeships, and will put power back in the hands of Victorians.

Health

The Government understands that there's nothing more important than getting the very best care, close to home.

Investing in our healthcare system

The Government will fund a number of large-scale hospital projects across Victoria, which represents a significant increase in the size of the current health infrastructure delivery program.

This includes delivering the biggest hospital infrastructure project in Australia's history by building new Royal Melbourne and Royal Women's Hospitals alongside Metro Tunnel's new Arden Station, to give patients across Victoria access to the very best of care.

From 2025, both the Parkville and Arden medical precincts will have brand-new train stations and be linked, making it a two-minute trip between hospital campuses, and connecting them to the Monash Medical Centre in Clayton.

Once completed, the project will deliver an increased capacity of 10,500 elective surgeries per year, 1,000 patients receiving critical care per year, 2,500 births per year and 66,000 additional emergency department presentations per year.

Additionally, other new hospitals and upgrades to existing hospitals will include a new Queen Elizabeth II hospital in Melbourne's East, a new West Gippsland Hospital and upgrades to Wonthaggi Hospital, Austin Hospital, Dandenong Hospital, Northern Hospital and a bigger and better Monash Medical Centre.

Investing in Women's Health

The Government will continue its focus on women's health by delivering its $71 million package to create 20 new women's health clinics at public hospitals, a new state-wide service and more sexual and reproductive health hubs across Victoria. The Government will also work with Aboriginal health organisations to deliver the first ever dedicated Aboriginal-led women's health clinic.

Delivering new women's health clinics will completely change the way women's health issues are treated in Victoria and will provide comprehensive care for Victorians experiencing conditions like endometriosis, pelvic pain, polycystic ovary syndrome, and perimenopause and menopause.

In response to women feeling ignored, dismissed and often undiagnosed, the Government will invest $64.8 million to double the number of endometriosis and associated condition surgeries, delivering an estimated extra 10,800 laparoscopies over the next four years.

With an aim to find solutions, the Government will establish an Inquiry into Women's Pain Management, chaired by a panel of experts who will hear directly from women about their experience accessing treatment.

The Government will also invest $5 million into women's health medical research to ensure better treatment and pain management for diseases that specifically impact women.

The Government will expand its network of sexual and reproductive health hubs, providing $6.4 million to establish an additional nine locations across the State, and ensuring that women have access to services and advice on contraception, pregnancy and sexual health.

The Government will establish a mobile Women's Health Clinic to visit remote parts of the State to ensure all Victorian women have access to the care they need and will provide $20,000 scholarships for 100 additional women's healthcare specialists to increase the State's network of specialist healthcare workers.

To ensure that lessons learned at the new Women's Health Clinics can inform the Inquiry and be used to improve patient care, $4 million will be put into research support services, and $2 million will be invested to establish support groups and mental health programs for women tackling challenging health issues like endometriosis.

Improving access to fertility services

The Government will continue to ensure that IVF is accessible to all and will invest an additional $13.6 million into Australia's first public IVF service, to help further expand access for women and families. The Government will also ensure more availability and access to fertility services for Victorians living in regional areas, by establishing satellite services in Bendigo, Mildura, Shepparton, Geelong, Ballarat and Warrnambool. Satellite services will also be established in Epping, Sunshine and Heidelberg.

Once fully operational, this investment in free IVF will mean up to 5,000 people each year will have access to the services, saving up to $10,000 for eligible Victorians.

Creating more paramedic positions

To ensure that sick and injured Victorians can receive the treatment they need when they need it, the Government, in an Australian-first, will create the new position of Paramedic Practitioner.

Paramedic Practitioners will receive advanced clinical training to ensure they are able to assess, diagnose and provide urgent care to patients in the field and make clinical decisions, taking pressure off our busy emergency departments by eliminating the need for a trip to the hospital.

The Government will invest $20 million to establish the role of Paramedic Practitioner, with an agreed model of care that can strengthen the ambulance service while reducing pressure on the hospital system. Paramedic Practitioners will be rolled out in rural and regional areas first, and there will be at least 25 Paramedic Practitioners trained for free through government-provided scholarships and on the road by 2026.

The Government will also fund an additional 40 MICA paramedics. Having more of these highly skilled crews on the road will ensure patients are getting the best care in the most urgent circumstances.

The Government will also establish an Australian-first Centre for Paramedicine in partnership with Victoria University. The centre will focus on training the next generation of ambulance paramedics, providing advanced teaching methods – with the capacity to train around 1,500 paramedic students each year.

And to assess whether outsourcing remains the most effective model to deliver non-urgent transport, the Government will review the existing procurement arrangements for patient transport ambulances.

Education

The Government knows that education changes lives.

In its third term, the Government will continue its investment in kindergartens, local schools and specialist schools to ensure that all Victorians have access to quality education.

Free kinder and more childcare centres

To deliver greater access to kindergartens and give kids the best start in life, the Government will make three and four-year-old kinder free, saving families up to $2,500 per child, per year.

The Government will build and expand around 180 government-owned kinders so it's easier to find a place, ensuring that families will have more choice in finding a kinder closer to home.

The Government will continue to support working families by opening 50 new government-owned and run childcare centres in the communities that need them most, building them near schools where possible to avoid the double drop-off for busy parents.

Upgrading local schools

The Government knows the importance of access to great local schools, which is why they will build and upgrade schools right across the State.

The Government will continue its delivery of good-quality schools by building and opening 100 brand-new schools to ensure that all families have access to a great school in their area.

Improving specialist schools

To support families of kids with disability, the Government will deliver a $207 million package to transform specialist schools through upgrades and more support for students in the classroom.

The Government will also extend outside-hours care to every specialist school in the State with the next 25 rolling out from 2024 and will create onsite space for allied health appointments to better support families.

NDIS Navigators will be introduced in all 89 Victorian specialist schools, employed by the Government but working for families to help them navigate the NDIS system.

The Government's expansive package will also include,

- $8.1 million for more extracurricular activities for specialist schools
- $11.3 million to deliver scholarships to attract more speech pathologists and occupational therapists to regional areas
- $2 million for professional development for health care workers, including how to communicate with people with autism
- $8.2 million for TAFE transition officers to support students with a disability
- $25 million to build aqua-therapy pools at specialist schools
- Establishing a Premier's Advisory Committee
- $100,000 for specialist schools to apply for access to Proloquo2Go, an app for those who are non-verbal
- $5 million to train more therapy animals.

The Government will abolish the age threshold for a "proof of age" card so that parents of non-verbal children, or children with an intellectual disability who wish for them to carry ID, can do so.

The Government will also undertake a review of current eligibility processes for specialist schools, including current cognitive thresholds, so that more families can choose the school that best suits their needs.

Transport

The Government is continuing the infrastructure Big Build, including removing level crossings, completing the Metro Tunnel, building the Suburban Rail Loop and capping V/Line fares at metro prices so that Victorians can get home sooner and safer.

Removal of more level crossings

Reducing congestion and improving travel for all Victorians, whilst creating thousands of jobs, is critical, which is why the Government will have removed 110 level crossings by 2030.

Completing the Metro Tunnel

The Government continues work on the Metro Tunnel, which will enable more trains to run, more often. Tunnelling is now finished, and five underground stations are taking shape beneath our city. These new stations will change the face of travel in Melbourne, and when Airport Rail is complete, trains in the Metro Tunnel will take Victorians to the airport in just 30 minutes.

Building the Suburban Rail Loop

The Suburban Rail Loop will change transport within Victoria. The loop will connect rail lines and make it easier for many Victorians to get to work, university, TAFE, hospitals and the airport. Regional Victorians will also benefit by no longer having to change at Southern Cross Station, so they'll get to where they're going faster.

This is a big project that will create thousands of jobs.

More V/Line services, more often

In response to increasing financial pressures on Victorians, the Government will cap regional public transport fares, making it easier for families and commuters in regional Victoria to get around by train and bus.

Capping regional prices will deliver savings to passengers, with daily peak fares from Geelong, Bendigo and Ballarat all reduced to the daily metro rate.

The Government will also add almost 200 weekend services on regional lines around Victoria and will build another 23 VLocity 3 car sets to replace older trains so that there are enough trains to run these additional services.

Jobs

The Government believes that every Victorian deserves a good, stable job with a decent wage. To help put Victorian workers and Victorian jobs first, the Government is extending Free TAFE, making studying nursing and midwifery free and delivering the 2026 Commonwealth Games.

Extending Free TAFE

To support the further education of Victorian workers, the Government will expand eligibility for Free TAFE, so that all Victorians can study for in-demand jobs like healthcare, mental health, construction, early childhood and hospitality.

The Government will change the once-in-a-lifetime limit so Victorians can take multiple Free TAFE courses when they are continuing select training pathways and will build and upgrade TAFE campuses across the State so that Victorians can continue to study in quality facilities.

Investment from the Clean Energy TAFE Fund will support a number of TAFEs with a range of initiatives focused on renewable energy jobs.

And the Government will legislate to ensure that TAFE funding is protected. Free TAFE is helping Victorians train for their future.

Making nursing free

To help train the next generation of healthcare workers, the Government will make studying nursing and midwifery free.

More than 10,000 students will have the cost of their nursing or midwifery undergraduate studies paid for, while scholarships will be available for thousands more who complete postgraduate studies in areas of need including intensive care, cancer care, paediatrics and nurse practitioner specialities.

The Government will provide $20 million to support the growing number of graduate and postgraduates as they transition to working in our hospitals, ensuring they have access to the clinical educators, preceptors and study time they need.

The Government will also provide a $5,000 sign-on bonus for nurses who graduate in the next three years - rewarding those who choose to take up careers in Victoria's public health system.

Commonwealth Games

Victoria will host the Commonwealth Games across regional Victoria in March 2026.

The Games will bring together athletes, communities, cultures and businesses in an exciting program of events expected to support more than 7,500 Victorian jobs, with the majority in regional Victoria.

As part of delivering the games, the state will invest in new and upgraded infrastructure that will provide both a first-class games experience and improved facilities for Victorians into the future.

More social and affordable housing will also be created as part of the athletes' villages that will be constructed as part of the games, supporting more Victorians to have a place to call home.

Closing

Honourable Members, I have outlined for you the Government's program for this Parliament.

It is a positive plan that demonstrates the Government's commitment to creating a stronger Victoria.

This Parliament is diverse and offers a range of different perspectives, which is critical for the functioning of democracy.

I trust that you will work together and serve the people of Victoria with integrity and conviction.

A copy of the Governor's speech was delivered to the President, and a copy to the Speaker, and the Governor withdrew from the Council Chamber.

The Legislative Assembly withdrew.

[Sitting suspended from 2.33 pm to 4.04 pm]

9 The President resumed the Chair at 4.04 pm.

10 QUESTION TIME —

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

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

- **Victorian floods frontline response (QwN 3)** — substantive and supplementary questions asked by Wendy Lovell — response from Harriet Shing due Wednesday, 21 December 2022.
- **Duck hunting season (QwN 4)** — substantive and supplementary questions asked by Jeff Bourman — response from Harriet Shing due Thursday, 22 December 2022.
- **Aboriginal babies – child protection (QwN 7)** — substantive and supplementary questions asked by Matthew Bach — response from Lizzie Blandthorn due Wednesday, 21 December 2022.
- **Emergency management days – prisons (QwN 8)** — substantive and supplementary questions asked by Bev McArthur — response from Enver Erdogan due Wednesday, 21 December 2022.

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CONSTITUENCY QUESTIONS — Members asked constituency questions.

11 APPOINTMENT OF PARLIAMENTARY OFFICERS — The President announced the appointment of Robert McDonald as the Clerk of the Legislative Council and Bridget Noonan as the Clerk of the Parliaments, effective from 28 October 2022.

12 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (RESTORATION OF EXAMINATION POWERS) BILL 2022 — David Davis introduced *A Bill for an Act to amend the Independent Broad-based Anti-corruption Commission Act 2011 to restore certain examination powers of the Commission and for other purposes*.

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

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

David Davis moved, That the Bill be now read a second time.

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

13 STATUTE LAW AMENDMENT BILL 2022 — Enver Erdogan introduced *A Bill for an Act to Revise the Statute Law of Victoria, to make minor amendments to the Competition Policy Reform (Victoria) Act 1995 and for other purposes*.

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

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

Enver Erdogan moved, That the Bill be now read a second time.

On the motion of Enver Erdogan, by leave, the second reading speech was incorporated in Hansard.

On the motion of Georgie Crozier, the debate was adjourned for two weeks.

14 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (FACILITATION OF TIMELY REPORTING) BILL 2022 — David Davis introduced *A Bill for an Act to amend the Independent Broad-based Anti-corruption Commission Act 2011 to facilitate timely reporting by the IBAC*.

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

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

David Davis moved, That the Bill be now read a second time.

On the motion of David Davis, by leave, the second reading speech was incorporated in Hansard.

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

15 CHILDREN, YOUTH AND FAMILIES AMENDMENT (RAISE THE AGE) BILL 2022 — Samantha Ratnam introduced *A Bill for an Act to amend the Children, Youth and Families Act 2005, to make consequential amendments to the Crimes Act 1958, the Fines Reform Act 2014 and the Infringements Act 2006 and for other purposes*.

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

16 OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE AMENDMENT (NO NEW OIL OR GAS ACTIVITIES) BILL 2022 — Samantha Ratnam introduced *A Bill for an Act to amend the Offshore Petroleum and Greenhouse Gas Storage Act 2010 to prohibit the grant or renewal of petroleum titles that authorise petroleum activities to be carried out in the offshore area and for other purposes*.

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

17 ANTI-CORRUPTION AND HIGHER PARLIAMENTARY STANDARDS (PROMOTING AND STRENGTHENING INTEGRITY) BILL 2022 — Samantha Ratnam introduced *A Bill for an Act to reform the standards for Ministers, Parliamentary Secretaries, Members of Parliament, Ministerial officers and lobbyists by establishing the Independent Parliamentary Integrity Commissioner and amending the Members of Parliament (Standards) Act 1978, the Independent Broad-based Anti-corruption Commission Act 2011 and the Public Administration Act 2004 and for other purposes*.

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

18 PARLIAMENTARY COMMITTEES AMENDMENT (PREVENTING GOVERNMENT DOMINATED INVESTIGATORY COMMITTEES) BILL 2022 — Samantha Ratnam introduced *A Bill for an Act to amend the Parliamentary Committees Act 2003 to ensure that the membership and chairperson of Parliament's Joint Investigatory Committees is sufficiently independent of the government and executive of the day when carrying out their functions and for other purposes*.

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

19 PAPERS —

PAPERS PRESENTED BY DIRECTION OF THE GOVERNOR — Jaclyn Symes presented, by direction of the Governor, the:

Children's Court of Victoria Report, 2021-22 *(Ordered to be tabled).*

County Court of Victoria Report, 2021-22 *(Ordered to be tabled)*.

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PAPERS PRESENTED BY ORDER OF THE COUNCIL —

Jaclyn Symes, by leave, presented the:

Victoria Law Foundation Report, 2021-22 *(Ordered to be tabled).*

Judicial College of Victoria Report, 2021-22 *(Ordered to be tabled).*

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Lizzie Blandthorn, by leave, presented the Final Report of the Local Government Rate Capping Mechanism Review, December 2021 and the Victorian Government Response to the Final Report of the Local Government Rate Capping Mechanism Review *(Ordered to be tabled)*.

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Harriet Shing, by leave, presented the Visit Victoria Limited Report, 2021-22 *(Ordered to be tabled)*.

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Enver Erdogan, by leave, presented the Consumer Policy Research Centre Report, 2021-22 *(Ordered to be tabled)*.

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COMMITTEE REPORTS — INTEGRITY AND OVERSIGHT COMMITTEE — Pursuant to section 35(2)(c) of the *Parliamentary Committees Act 2003*, the Clerk tabled the:

Report on Performance of the Victorian integrity agencies 2020/21, focus on witness welfare, (including an Appendix, Extract of Proceedings and a Minority report) from the Integrity and Oversight Committee *(released on 6 October 2022 – a non-sitting day) (Ordered to be published)*, together with the Transcripts of Evidence.

Report on The independent performance audits of the Independent Broad-based Anti-corruption Commission and the Victorian Inspectorate (including Appendices, Extracts of Proceedings and a Minority report) from the Integrity and Oversight Committee *(released on 31 October 2022 – a non-sitting day) (Ordered to be published)*.

On the motion of David Davis, the Integrity and Oversight Committee reports were ordered to be taken into consideration on the next day of meeting.

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

Accident Compensation Conciliation Service — Report, 2021-22.

Adult, Community and Further Education Board – Report, 2021-22.

Adult Parole Board of Victoria — Report, 2021-22.

Agriculture Victoria Services Pty Ltd — Report, 2021-22.

Albury Wodonga Health — Report, 2021-22.

Alexandra District Health — Report, 2021-22.

Alfred Health — Report, 2021-22.

Alpine Health — Report, 2021-22.
Alpine Resorts Co-ordinating Council — Report, 2021-22.
Ambulance Victoria — Report, 2021-22.
AMES Australia — Report, 2021-22.
Architects Registration Board of Victoria — Minister's report of receipt of the 2021-22 Report.
Auditor-General's Reports on —
the Annual Financial Report of the State of Victoria, 2021-22, October 2022 *(released on 28 October 2022 – a non-sitting day) (Ordered to be published).*
Regulating Victoria's Native Forests, October 2022 *(released on 6 October 2022 – a non-sitting day) (Ordered to be published).*
Victoria's Alcohol and Other Drug Treatment Data, October 2022 *(released on 6 October 2022 – a non-sitting day) (Ordered to be published)*.
Austin Health — Report, 2021-22.
Australian Centre for the Moving Image (ACMI) — Report, 2021-22.
Australian Grand Prix Corporation — Report, 2021-22.
Australian Health Practitioner Regulation Agency — Report, 2021-22.
Bairnsdale Regional Health Service — Report, 2021-22.
Ballarat General Cemeteries Trust — Report, 2021-22.
Barwon Health — Report, 2021-22.
Barwon Region Water Corporation — Report, 2021-22.
Bass Coast Health — Report, 2021-22.
Beaufort and Skipton Health Service — Report, 2021-22.
Beechworth Health Service — Report, 2021-22.
Bendigo Health — Report, 2021-22.
Boort District Health — Report, 2021-22.
Breakthrough Victoria Pty Ltd — Report for 16 March 2021 to 30 June 2022.
Calvary Health Care Bethlehem Ltd — Report, 2021-22.
Cenitex — Report, 2021-22.
Central Gippsland Health Service — Report, 2021-22.
Central Gippsland Region Water Corporation — Report, 2021-22.
Central Highlands Region Water Corporation — Report, 2021-22.
Cohuna District Hospital — Report, 2021-22.
Colac Area Health — Report, 2021-22.
Coliban Region Water Corporation — Report, 2021-22.
Commercial Passenger Vehicles Commission — Report, 2021-22.
Commission for Children and Young People — Report, 2021-22 *(Ordered to be published).*
Commissioner for Environmental Sustainability — Minister's report of receipt of the 2021-22 Report.
Confiscation Act 1997 — Asset Confiscation Operations Report, 2021-22.
Consumer Affairs Victoria — Report, 2021-22 *(Ordered to be published).*
Corangamite Catchment Management Authority — Report, 2021-22.
Coroners Court of Victoria — Report, 2021-22.
Coronial Council of Victoria — Report, 2021-22.
Corryong Health — Report, 2021-22.
Country Fire Authority— Report, 2021-22.

Court Services Victoria — Report, 2021-22.
Criminal Organisations Control Act 2012 — Report, 2021-22, under section 133 by Victoria Police.
Dairy Food Safety Victoria — Report, 2021-22.
Dental Health Services Victoria — Report, 2021-22.
Development Victoria — Report, 2021-22.
Disability Services Commissioner — Report, 2021-22.
Docklands Studios Melbourne Pty Ltd — Report, 2021-22.
Duties Act 2000 — Treasurer's Reports of —
Concessions and exemptions arising out of corporate reconstructions and consolidations for 2021-22, under section 250B(4) of the Act.
Foreign purchaser additional duty exemptions for 1 January 2022 to 30 June 2022, under section 3E of the Act.
East Gippsland Catchment Management Authority — Report, 2021-22.
East Gippsland Region Water Corporation — Report, 2021-22.
East Grampians Health Service — Report, 2021-22.
East Wimmera Health Service — Report, 2021-22.
Echuca Regional Health — Report, 2021-22.
Emergency Services Superannuation Scheme (ESSSuper) — Report, 2021-22.
Emergency Services Telecommunications Authority (ESTA)— Report, 2021-22.
Energy Safe Victoria — Report, 2021-22.
Essential Services Commission — Report, 2021-22.
Falls Creek Alpine Resort Management Board — Report, 2021.
Fed Square Pty Ltd — Report, 2021-22.
Film Victoria (VicScreen) — Report, 2021-22.
Financial Management Act 1994 —
Financial Report for the State of Victoria, 2021-22 (incorporating Quarterly Financial Report No. 4) *(released on 14 October 2022 – a non-sitting day) (Ordered to be published).*
Ministers' reports that 2021-22 Reports have not been received, together with an explanation for the delay, under section 46(3)(a) of the Act —
Minister for Education — Victorian Curriculum and Assessment Authority.
Minister for Environment —
Caulfield Racecourse Reserve Trust.
Dhelkunya Dja Land Management Board.
Environment Protection Authority (EPA).
Gunaikurnai Traditional Owner Land Management Board.
Trust for Nature.
Yorta Yorta Traditional Owner Land Management Board.
Minister for Health —
Benalla Health.
Casteron Memorial Hospital.
Central Highlands Rural Health.
Dhelkaya Health.
Gippsland Southern Health Service.
Kilmore District Health.
Kyabram District Health.

Omeo District Health.
Peter MacCallum Cancer Institute.
Portland District Health.
Minister for Planning —
Cladding Safety Victoria.
Victorian Building Authority.
Minister for Tourism, Sport and Major Events —
Emerald Tourist Railway Board.
State Sports Centres Trust.

Fisheries Act 1995 — Report on the disbursement of Recreational Fishing Licence Revenue from the Recreational Fishing Licence Trust Account, 2021-22.

Fire Rescue Victoria — Report 2021-22.

Forensic Leave Panel — Report, 2021-22.

Game Management Authority — Report, 2021-22.

Geelong Cemeteries Trust — Report, 2021-22.

Geelong Performing Arts Centre Trust — Report, 2021-22.

Geoffrey Gardiner Dairy Foundation — Report, 2021-22.

Gippsland and Southern Rural Water Corporation — Report, 2021-22.

Glenelg Hopkins Catchment Management Authority — Report, 2021-22.

Goulburn Broken Catchment Management Authority — Report, 2021-22.

Goulburn Valley Health (GVHealth) — Report, 2021-22.

Goulburn Valley Region Water Corporation — Report, 2021-22.

Grampians Wimmera Mallee Water Corporation (GWM Water) — Report, 2021-22.

Great Ocean Road Coast and Parks Authority — Report, 2021-22.

Great Ocean Road Health — Report, 2021-22.

Greater Metropolitan Cemeteries Trust — Report, 2021-22.

Greyhound Racing Victoria — Report, 2021-22.

Harness Racing Victoria — Report, 2021-22.

Health Purchasing Victoria (HealthShare Victoria) — Report, 2021-22.

Heathcote Health — Report, 2021-22.

Heritage Council of Victoria — Minister's report of receipt of the 2021-22 Report.

Hesse Rural Health Service — Report, 2021-22.

Heywood Rural Health — Report, 2021-22.

Independent Broad-based Anti-corruption Commission —
Report, 2021-22 *(Ordered to be published).*
Special reports on —
Corruption risks associated with donations and lobbying, October 2022 *(released on 12 October 2022 – a non-sitting day) (Ordered to be published).*
Police misconduct issues and risks associated with Victoria Police's Critical Incident Response Team, October 2022 *(released on 25 October 2022 – a non-sitting day) (Ordered to be published).*

Infrastructure Victoria — Report, 2021-22.

Inglewood and Districts Health Service — Report, 2021-22.

Interpretation of Legislation Act 1984 — Notice under section 32(3)(a)(iii) in relation to Statutory Rule No. 112 *(Gazette G45, 10 November 2022).*

Kardinia Park Stadium Trust — Report, 2021-22.

Kerang District Health — Report, 2021-22.
Kooweerup Regional Health Service — Report, 2021-22.
Labour Hire Licensing Authority — Report, 2021-22.
LanguageLoop — Report, 2021-22.
Latrobe Regional Hospital — Report, 2021-22.
Legal Practitioners' Liability Committee — Report, 2021-22.
Legal Profession Uniform Law Application Act 2014 — Practitioner Remuneration Order 2023.
Legal Services Council and Commissioner for Uniform Legal Services Regulation — Report, 2021-22.
Library Board of Victoria — Report, 2021-22.
Liquor Control Reform Act 1998 — Report, 2021-22 by the Chief Commissioner of Victoria Police, under section 148R of the Act.
Lower Murray Urban and Rural Water Corporation — Report, 2021-22.
Mallee Catchment Management Authority — Report, 2021-22.
Mallee Track Health and Community Service — Report, 2021-22.
Mansfield District Hospital — Report, 2021-22.
Maryborough District Health Service — Report, 2021-22.
Melbourne and Olympic Parks Trust — Report, 2021-22.
Melbourne City Link Act 1995 — Deeds of Leases in relation to the Western Link Upgrade, under section 60(9) of the Act —
WLU Company Lease.
WLU Trust Concurrent Lease.
Melbourne Convention and Exhibition Trust — Report, 2021-22.
Melbourne Market Authority — Report, 2021-22.
Melbourne Recital Centre — Report, 2021-22.
Mental Health Complaints Commissioner — Report, 2021-22.
Mental Health Tribunal — Report, 2021-22.
Mercy Hospitals Victoria Ltd — Report, 2021-22.
Mildura Base Public Hospital — Report, 2021-22.
Mildura Cemetery Trust — Minister's report of receipt of the 2021-22 Report.
Mount Buller and Mount Stirling Alpine Resort Management Board — Report, 2021.
Mount Hotham Alpine Resort Management Board — Report, 2021.
Moyne Health Services — Report, 2021-22.
Murray Valley Wine Grape Industry Development Committee — Minister's report of receipt of the 2021-22 Report.
Museums Board of Victoria — Report, 2021-22.
National Health Funding Pool — Victoria State Pool Account — Report, 2021-22.
National Health Practitioner Ombudsman and Privacy Commissioner — Report, 2021-22.
National Parks Act 1975 — Report, 2021-22 on the working of the Act.
National Parks Advisory Council — Report, 2021-22.
NCN Health (Nathalia Cobram Numurkah) — Report, 2021-22.
North Central Catchment Management Authority — Report, 2021-22.
North East Catchment Management Authority — Report, 2021-22.
North East Link State Tolling Corporation — Report, 2021-22.
North East Region Water Corporation — Report, 2021-22.

Northeast Health Wangaratta — Report, 2021-22.
Northern Health — Report, 2021-22.
Office of the National Rail Safety Regulator — Report, 2021-22.
Office of Public Prosecutions — Report, 2021-22.
Office of the Public Advocate — Report, 2021-22 *(Ordered to be published).*
Ombudsman —
Ombudsman's recommendations – fourth report, September 2022 *(released on 28 September 2022 – a non-sitting day) (Ordered to be published)*.
Report — 2021-22 *(released on 20 October 2022 – a non-sitting day) (Ordered to be published)*.
Orbost Regional Health — Report, 2021-22.
Parks Victoria — Report, 2021-22.
Peninsula Health — Report, 2021-22.
Phillip Island Nature Parks — Report, 2021-22.
Phytogene Pty Ltd — Minister's report of receipt of the 2021-22 Report.
Planning and Environment Act 1987 — Notices of approval of the —
Ararat Planning Scheme — Amendment C46.
Ballarat Planning Scheme — Amendments C233 and C238.
Banyule Planning Scheme — Amendments C119, C162, C167 and C171.
Bass Coast Planning Scheme — Amendment C163.
Baw Baw Planning Scheme — Amendment C147.
Bayside Planning Scheme — Amendments C160 and C193.
Bayside, Kingston, Monash and Whitehorse Planning Schemes — Amendment GC197.
Boroondara Planning Scheme — Amendments C333 (Part 2) and C383.
Brimbank Planning Scheme — Amendment C212.
Brimbank, Hobsons Bay and Wyndham Planning Schemes — Amendment GC199.
Brimbank, Maribyrnong and Moonee Valley Planning Schemes — Amendment GC207.
Campaspe Planning Scheme — Amendments C118 and C121.
Cardinia Planning Scheme — Amendments C238 and C266.
Casey Planning Scheme — Amendments C259 and C287.
Colac Otway Planning Scheme — Amendments C111 and C119.
East Gippsland Planning Scheme — Amendment C162.
Glen Eira Planning Scheme — Amendment C248.
Golden Plains Planning Scheme — Amendment C91.
Greater Dandenong Planning Scheme — Amendments C241 and C242.
Greater Geelong Planning Scheme — Amendments C391, C408, C448 and C449.
Greater Shepparton Planning Scheme — Amendments C234 and C228.
Horsham Planning Scheme — Amendment C83.
Hume Planning Scheme — Amendments C211 and C264.
Knox Planning Scheme — Amendment C174.
Macedon Ranges Planning Scheme — Amendment C143.
Manningham Planning Scheme — Amendments C135 and C137.
Mansfield Planning Scheme — Amendment C52.
Maribyrnong Planning Scheme — Amendments C164 and C180.

Maroondah Planning Scheme — Amendments C134, C136 and C149.
Melbourne Planning Scheme — Amendments C364, C394, C402, C404, C409, C436 and C439.
Melton Planning Scheme — Amendments C182 and C230.
Mildura Planning Scheme — Amendment C113.
Moonee Valley Planning Scheme — Amendments C224, C225 and C230.
Moreland Planning Scheme — Amendment C212.
Mornington Peninsula Planning Scheme — Amendments C227, C228 and C282.
Murrindindi Planning Scheme — Amendment C72.
Nillumbik Planning Scheme — Amendment C150.
Port Phillip Planning Scheme — Amendment C180.
Stonnington Planning Scheme — Amendments C319, C323 and C327.
Strathbogie Planning Scheme — Amendment C78.
Surf Coast Planning Scheme — Amendment C142.
Swan Hill Planning Scheme — Amendment C77.
Victoria Planning Provisions — Amendments VC201, VC222, VC224, VC226, VC227 and VC228.
Wangaratta Planning Scheme — Amendments C91 and C92.
Warrnambool Planning Scheme — Amendment C205.
Whittlesea Planning Scheme — Amendment C267.
Wodonga Planning Scheme — Amendment C138.
Wyndham Planning Scheme — Amendments C252 and C264.
Yarra Planning Scheme — Amendments C280, C310 and C311.
Yarra Ranges Planning Scheme —Amendments C148, C195, C213 and C214.

Police Informants Royal Commission Implementation Monitor Act 2021 — Royal Commission into the Management of Police Informants, Progress Report, 2021-22, under section 28(2) of the Act.

Police Registration and Services Board — Report, 2021-22.

Port of Hastings Corporation — Report, 2021-22.

Portable Long Service Benefits Authority — Report, 2021-22.

Ports Victoria — Report, 2021-22.

Post Sentence Authority — Report, 2021-22.

PrimeSafe — Report, 2021-22.

Professional Standards Council of Victoria — Report, 2021-22.

Project Development and Construction Management Act 1994 — Nomination Order and Application Order of 25 October 2022, under sections 6 and 8 of the Act and a statement of reasons for making a Nomination Order of 12 October 2022, under section 9 of the Act.

Public Health and Wellbeing Act 2008 —

Documents under section 165AQ of the Act in relation to the making of pandemic orders implemented on —

8 September 2022.
22 September 2022.

Reports of the Independent Pandemic Management Advisory Committee, under section 165CG of the Act —

Review of COVID-19 Communications in Victoria.
Review of COVID-19 Mandatory Vaccination Orders in Victoria.

Public Interest Monitor — Report, 2021-22.
Queen Elizabeth Centre (QEC) — Report, 2021-22.
Queen Victoria Women's Centre — Minister's report of receipt of the 2021-22 Report.
Radiation Advisory Committee — Report, 2021-22.
Remembrance Parks Central Victoria — Report, 2021-22.
Renewable Energy (Jobs and Investment) Act 2017 — Victorian Renewable Energy Target — 2021-22 Progress Report, under section 8 of the Act.
Residential Tenancies Bond Authority — Report, 2021-22.
Robinvale District Health Service (RDHS) — Report, 2021-22.
Rochester and Elmore District Health Service — Report, 2021-22.
Rolling Stock (Victoria-VL) Pty Limited — Report, 2021-22.
Rolling Stock (VL-1) Pty Limited — Report, 2021-22.
Rolling Stock (VL-2) Pty Limited — Report, 2021-22.
Rolling Stock (VL-3) Pty Limited — Report, 2021-22.
Royal Botanic Gardens Board — Report, 2021-22.
Royal Victorian Eye and Ear Hospital — Report, 2021-22.
Royal Women's Hospital — Report, 2021-22.
Rural Northwest Health — Report, 2021-22.
Sentencing Advisory Council — Report, 2021-22.
Seymour Health — Report, 2021-22.
Shrine of Remembrance Trustees — Report, 2021-22.
South Gippsland Hospital — Report, 2021-22.
South Gippsland Region Water Corporation — Report, 2021-22.
South West Healthcare — Report, 2021-22.
Southern Alpine Resort Management Board — Report, 2021.
Southern Metropolitan Cemeteries Trust — Report, 2021-22.
St Vincent's Hospital (Melbourne) Limited — Report, 2021-22.
State Electricity Commission of Victoria — Report, 2021-22.
State Trustees Limited — Report, 2021-22.
Statutory Rules under the following Acts of Parliament —
  Accident Towing Services Act 2007 — No. 128.
  Bail Act 1977 — No. 116.
  Building Act 1993 — No. 122.
  Child Wellbeing and Safety Act 2005 — Nos. 118 and 119.
  Children, Youth and Families Act 2005 — No. 100.
  Circular Economy (Waste Reduction and Recycling) Act 2021 — No. 94.
  Community Based Sentences (Transfer) Act 2012 — No. 92.
  Coroners Act 2008 — No. 109.
  County Court Act 1958 — No. 90.
  Crimes Act 1958 — No. 110.
  Crown Land (Reserves) Act 1978 — No. 83.
  Dangerous Goods Act 1985 — No. 115.
  Domestic Animals Act 1994 — No. 77.
  Drugs, Poisons and Controlled Substances Act 1981 — Nos. 96, 112 and 113.
  Electoral Act 2002 — No. 127.
  Electricity Safety Act 1998 — No. 103.

Environment Protection Act 2017 — Nos. 85, 86 and 120.
Family Violence Protection Act 2008 — No. 123.
Fire Rescue Victoria Act 1958 — No. 82.
Forests Act 1958 — No. 84.
Health Services Act 1988 — No. 121.
Juries Act 2000 — No. 78.
Liquor Control Reform Act 1998 — Nos. 81, 111 and 124.
Local Government Act 2020 — No. 126.
Local Government Act 2020 — City of Melbourne Act 2001 — No. 104.
Magistrates' Court Act 1989 — Nos. 79, 101 and 102.
Mineral Resources (Sustainable Development) Act 1990 — No. 97.
Mutual Recognition (Victoria) Act 1998 — No. 107.
Planning and Environment Act 1987 — No. 114.
Port Management Act 1995 — No. 105.
Public Health and Wellbeing Act 2008 — Nos. 88 and 89.
Residential Tenancies Act 1997 — No. 125.
Retail Leases Act 2003 — No. 99.
Road Safety Act 1986 — Nos. 98, 106, 129 and 130.
Subordinate Legislation Act 1994 — Nos. 80 and 95.
Surveillance Devices Act 1999 — No. 117.
Terrorism (Community Protection) Act 2003 — No. 91.
Trans-Tasman Mutual Recognition (Victoria) Act 1998 — No. 108.
Victorian Energy Efficiency Target Act 2007 — No. 93.
Wildlife Act 1975 — No. 87.

Subordinate Legislation Act 1994 —

Documents under section 15 in relation to —

Orders under the Occupational Health and Safety Act 2004 relating to the Managing exposure to crystalline silica, Engineered stone compliance code.

Statutory Rule Nos. 55, 56, 70, 74, 77, 82, 85, 86, 88, 89, 90, 91, 92, 94, 95, 96, 98, 99, 100, 101, 102, 103, 104, 105, 106, 109, 110, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 125, 126, 127, 128, 129, 130, 131, 132 and 133.

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

Declaration of the Great Ocean Road Coast and Parks under the Great Ocean Road and Environs Protection Act 2020.

Exemption Order under section 120W of the Electricity Safety Act 1998.

General Exemption Order 2022 under section 17 of the Electricity Industry Act 2000.

Ministerial Order No. 1388 – Teaching Service (Employment Conditions, Salaries, Allowances, Selection and Conduct) Order 2022 under the Education and Training Reform Act 2006.

Ministerial Order on licensee record keeping under section 18D of the Liquor Control Reform Act 1998.

Municipal Association of Victoria Rules under the Municipal Association Act 1907.

Secretary Approval, Nurse Immunisers – SARS-CoV-2 (COVID-19) VACCINE, under the Drugs, Poisons and Controlled Substances Act 1981.

Secretary Approval, Pharmacist Immunisers – SARS-CoV-2 (COVID-19) VACCINE, under the Drugs, Poisons and Controlled Substances Act 1981.

Victorian Duty of Candour Guidelines under the Health Services Act 1988.

Suburban Rail Loop Authority — Report, 2021-22.

Surveillance Devices Act 1999 — Reports, 2021-22, under section 30L, by the —

Australian Criminal Intelligence Commission.

Game Management Authority.

Victorian Fisheries Authority.

Surveyors Registration Board of Victoria — Minister's report of receipt of the 2021-22 Report.

Sustainability Victoria — Report, 2021-22.

Swan Hill District Health — Report, 2021-22.

Tallangatta Health Service — Report, 2021-22.

Terang and Mortlake Health Service — Report, 2021-22.

Terrorism (Community Protection) Act 2003 — Inspection Report by the Victorian Inspectorate on Victoria Police records inspected in February 2022, under section 37D of the Act.

Timboon and District Healthcare Service — Report, 2021-22.

Treasury and Finance Department — Report, 2021-22.

Tweddle Child and Family Health Service — Report, 2021-22.

V/Line Corporation — Report, 2021-22.

Veterinary Practitioners Registration Board of Victoria — Minister's report of receipt of the 2021-22 Report.

VicForests — Report, 2021-22.

Victims of Crime Assistance Tribunal — Report, 2021-22.

Victims of Crime Commissioner — Report, 2021-22.

Victoria Legal Aid — Report, 2021-22.

Victoria State Emergency Service Authority (SES) — Report, 2021-22.

Victoria's Mental Health Services — Report, 2021-22.

Victorian Arts Centre Trust — Report, 2021-22.

Victorian Assisted Reproductive Treatment Authority — Report, 2021-22.

Victorian Civil and Administrative Tribunal (VCAT) — Report, 2021-22.

Victorian Disability Worker Commission and Disability Worker Registration Board of Victoria — Report, 2021-22.

Victorian Electoral Commission — Report, 2021-22.

Victorian Environmental Assessment Council — Report, 2021-22.

Victorian Environmental Water Holder — Report, 2021-22.

Victorian Equal Opportunity and Human Rights Commission —

2021 Report on the Operation of the Charter of Human Rights and Responsibilities *(Ordered to be published).*

Report, 2021-22 *(Ordered to be published).*

Victorian Fisheries Authority — Report, 2021-22.

Victorian Funds Management Corporation (VFMC) — Report, 2021-22.

Victorian Health Promotion Foundation (VicHealth) — Report, 2021-22.

Victorian Independent Remuneration Tribunal and Improving Parliamentary Standards Act 2019 — Guidelines No. 1/2022, effective 26 November 2022, under section 36 of the Act.

Victorian Inspectorate —

Report, 2021-22.

Special report on IBAC's referral and oversight of Emma's complaints about Victoria Police's response to family violence by a police officer, October 2022 *(released on 11 October 2022 – a non-sitting day) (Ordered to be published).*

Victorian Institute of Forensic Medicine — Report, 2021-22.

Victorian Institute of Sport Trust — Report, 2021-22.

Victorian Institute of Teaching — Report, 2021-22.

Victorian Law Reform Commission — Report, 2021-22 *(Ordered to be published).*

Victorian Legal Services Board and Legal Services Commissioner — Report, 2021-22 *(Ordered to be published).*

Victorian Marine and Coastal Council — Report, 2021-22.

Victorian Multicultural Commission — Report, 2021-22.

Victorian Pharmacy Authority — Minister's report of receipt of the 2021-22 Report.

Victorian Planning Authority — Report, 2021-22.

Victorian Plantations Corporation — Report, 2021-22.

Victorian Registration and Qualifications Authority — Report, 2021-22.

Victorian Responsible Gambling Foundation — Report, 2021-22.

Victorian Small Business Commission — Report, 2021-22 *(Ordered to be published)*.

Victorian Strawberry Industry Development Committee — Minister's report of receipt of the 2021-22 Report.

Wannon Region Water Corporation — Report, 2021-22.

West Gippsland Catchment Management Authority — Report, 2021-22.

West Gippsland Healthcare Group — Report, 2021-22.

West Wimmera Health Service (WWHS) — Report, 2021-22.

Western District Health Service — Report, 2021-22.

Western Health — Report, 2021-22.

Westernport Region Water Corporation — Report, 2021-22.

Wimmera Catchment Management Authority — Report, 2021-22.

Witness Protection Act 1991 — Report, 2021-22 by Victoria Police, under section 20R of the Act.

Yarram and District Health Service — Report, 2021-22.

Yarrawonga Health — Report, 2021-22.

Yea and District Memorial Hospital — Report, 2021-22.

Youth Parole Board — Report, 2021-22.

Zoological Parks and Gardens Board (Zoos Victoria) — Report, 2021-22.

* * * * *

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

Agriculture Legislation Amendment Act 2022 — Part 1, Part 2, Part 3 (except sections 31, 32, 33, 34, 35, 36, 37, 38 and 49), Part 5 (except sections 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87 and 88), Part 7 (except sections 112, 113, 114, 115 and 135) and Part 10 — 1 October 2022; Part 6 — 31 October 2022; and Part 4,

the remaining provisions of Part 5, Part 11 and Part 12 — 1 January 2023 *(Gazette S506, 27 September 2022)*.

Circular Economy (Waste Reduction and Recycling) Act 2021 — Divisions 1, 2, 3 (other than section 87), 4 (other than section 88), 6, 8 and 11 of Part 6 and section 111 — 27 September 2022; and Division 5 of Part 6 — 1 March 2023 *(Gazette S506, 27 September 2022)*.

The Clerk tabled proclamations of the Lieutenant-Governor in Council fixing operative dates in respect of the following Acts:

Education Legislation Amendment (Adult and Community Education and Other Matters) Act 2022 — Section 54 — 21 September 2022 *(Gazette S489, 20 September 2022)*.

Gambling and Liquor Legislation Amendment Act 2022 — Part 4 — 4 October 2022 *(Gazette S489, 20 September 2022)*.

Liquor Control Reform Amendment Act 2021 — Sections 4(4)(a), 5, 7, 14 and 56 — 27 September 2022 *(Gazette S489, 20 September 2022)*.

Monitoring of Places of Detention by the United Nations Subcommittee on Prevention of Torture (OPCAT) Act 2022 — Whole Act — 11 October 2022 *(Gazette S540, 11 October 2022)*.

Public Health and Wellbeing Amendment Act 2022 — Sections 4, 10, 11, 12, 13, 16, 17, 18 and 19 — 1 October 2022; and Section 9 — 1 January 2023 *(Gazette S489, 20 September 2022)*.

Road Safety Legislation Amendment Act 2022 — Sections 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16 and 17 — 5 October 2022 *(Gazette S524, 4 October 2022)*.

Victims of Crime (Financial Assistance Scheme) Act 2022 — Sections 1 and 2 and Division 6 of Part 8 — 31 October 2022 *(Gazette S524, 4 October 2022)*.

20 MEAL BREAK — Ordered — That the meal break scheduled for this day be suspended.

21 SITTING OF THE COUNCIL — Jaclyn Symes moved, That the Council, at its rising, adjourn until Tuesday, 7 February 2023.

Question — put and agreed to.

22 RECEPTION OF THE PRESIDENT BY THE GOVERNOR — The President reported that he, accompanied by members of the Council, had presented to the Governor as the choice for President of the Legislative Council, and that the Governor had addressed him as follows:

> President
>
> I have pleasure in congratulating you on your election to the high and distinguished office of President of the Legislative Council.
>
> The able manner in which you have discharged the duties you have undertaken during your parliamentary career is recognised by the members of the Legislative Council who in their wisdom have selected you as their President.
>
> I have confidence that you will fulfil the duties of this important office and hold fast to its traditions and customs.

23 COMMISSION TO ADMINISTER OATH OR AFFIRMATION TO MEMBERS — The President announced the receipt of a Commission from the Governor, which was read by the Clerk, and is as follows:

BY HER EXCELLENCY THE HONOURABLE LINDA DESSAU AC
GOVERNOR OF VICTORIA
TO THE HONOURABLE SHAUN LEANE
PRESIDENT OF THE LEGISLATIVE COUNCIL OF VICTORIA

GREETING:
Acting under section 23 of the *Constitution Act 1975* I authorise you, from time to time, in the Parliament Houses, Melbourne, to administer the prescribed Oath or Affirmation of allegiance to any Member of the Legislative Council who has not already taken and subscribed the same since his or her election to the Legislative Council.

GIVEN under my hand and the Seal of Victoria on this 20th day of December 2022.

(L.S.) LINDA DESSAU
Governor

By Her Excellency's Command
DANIEL ANDREWS MP
Premier

24 ADDRESS IN REPLY TO GOVERNOR'S SPEECH — The President reported the Governor's speech on the Opening of Parliament.

Michael Galea moved, That this House agrees to the following address to the Governor in reply to the Governor's speech:

GOVERNOR
We, the Legislative Council of Victoria assembled in Parliament, express our loyalty to Australia and the people of Victoria, and thank you for the speech which you have made to the Parliament.
We declare that we will faithfully carry out the important duties entrusted to us by the people of Victoria to advance the best interests of all sections of the community.

Jacinta Ermacora seconded the motion.

Debate ensued.

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

25 ADJOURNMENT — Jaclyn Symes moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.23 pm until Tuesday, 7 February 2023.

ROBERT McDONALD
Clerk of the Legislative Council

Published under the authority of the Legislative Council, Parliament of Victoria

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 2, 3 and 4

No. 2 — Tuesday, 7 February 2023

1 The President took the Chair at 12.04 pm, read the Prayer and made an Acknowledgement of Country.

2 **THE LATE HONOURABLE JOHN MICHAEL LANDY AC, CVO, MBE** — Jaclyn Symes moved, That this House expresses its sincere sorrow at the death, on 24 February 2022, of the Honourable John Michael Landy AC, CVO, MBE, and places on record its acknowledgement of the valuable services rendered by him to the people of Victoria as Governor of Victoria from 2001 to 2006.

Other members addressed the House.

Members rose in their places for one minute's silence as a mark of respect and the question was agreed to unanimously.

As a further mark of respect, the sitting was suspended for one hour.

[Sitting suspended from 12.17 pm to 1.20 pm]

3 **QUESTION TIME** —

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

* * * * *

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

- **Foster carer allowance KPMG report (QwN 11)** — substantive and supplementary questions asked by Matthew Bach — response from Lizzie Blandthorn due Wednesday, 8 February 2023.
- **Duck hunting season 2023 (QwN 15)** — substantive and supplementary questions asked by Jeff Bourman — response from Harriet Shing due Thursday, 9 February 2023.

- **Births, Deaths and Marriages Registry Office (QwN 16)** — supplementary question asked by Georgie Crozier — response from Jaclyn Symes due Thursday, 9 February 2023.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

4 ACTING PRESIDENTS — The President laid on the Table the following Warrant nominating Acting Presidents:

LEGISLATIVE COUNCIL
VICTORIA

Pursuant to the provisions of Standing Order 2.12 of the Legislative Council, I hereby nominate —

Mrs Beverley McArthur
Ms Sonja Terpstra

to be an Acting President whenever requested to do so by the President or Deputy President.

Given under my hand on 7 February 2023.

SHAUN LEANE
President of the Legislative Council

5 BAIL AMENDMENT (REDUCING PRE-TRIAL IMPRISONMENT OF WOMEN, ABORIGINAL AND VULNERABLE PERSONS) BILL 2023 — Samantha Ratnam introduced *A Bill for an Act to amend the Bail Act 1977 to simplify the process for making bail decisions, to make related amendments to that Act and for other purposes*.

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

6 PAPERS —

PAPERS PRESENTED BY DIRECTION OF THE GOVERNOR — Jaclyn Symes presented, by direction of the Governor, the:

Magistrates' Court of Victoria Report, 2021-22 *(Ordered to be tabled).*

Supreme Court of Victoria Report, 2021-22 *(Ordered to be tabled).*

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PAPER PRESENTED BY ORDER OF THE COUNCIL — Jaclyn Symes, by leave, presented the Judicial Commission of Victoria Report, 2021-22 *(Ordered to be tabled)*.

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

Australian Criminal Intelligence Commission — Chair of the Board of the Australian Criminal Intelligence Commission — Report, 2020-21.

Benalla Health — Report, 2021-22.

Casterton Memorial Hospital — Report, 2021-22.

Caulfield Racecourse Reserve Trust — Minister's report of receipt of the 2021-22 Report.

Central Highlands Rural Health — Report, 2021-22.

Crown Land (Reserves) Act 1978 —

Order of 11 January 2023 giving approval to the granting of a lease at Yarra Bend Park.

Order of 11 January 2023 giving approval to the granting of a lease and licence at Mount Doboobetic Bushland Reserve.

Order of 23 January 2023 giving approval to the granting of a licence at Point Cook Coastal Park.

Dhelkaya Health — Report, 2021-22.

Drugs, Poisons and Controlled Substances Act 1981 — Documents under section 12H in relation to —

Minister's Notice of preparation of amendment to the Poisons Code.

Poisons Code.

Therapeutic Goods (Poisons Standard—February 2023) Instrument 2022, that the Poisons Code incorporates by reference.

Education and Care Services National Law Act 2010 —

Education and Care Services National Amendment Regulations 2022, under section 303 of the Act.

National Education and Care Services Freedom of Information Commissioner, Privacy Commissioner and Ombudsman — Report, 2021-22.

Financial Management Act 1994 —

Minister for Industry and Innovation's report that the Department of Jobs, Precincts and Regions Report, 2021-22 has not been received, together with an explanation for the delay, under section 46(3)(a) of the Act.

Victorian Budget 2022-23 Quarterly Financial Report No. 1 *(released on 23 December 2022 – a non-sitting day) (Ordered to be published)*.

Gippsland Southern Health Service — Report, 2021-22.

Grampians Health — Report, 2021-22.

Kilmore District Health — Report, 2021-22.

Kyabram District Health Service — Report, 2021-22.

Land Tax Act 2005 — Treasurer's Report for 1 July 2021 to 30 June 2022 of Land Tax Absentee Owner Surcharge Exemptions, under sections 3B and 3BA of the Act.

Omeo District Health — Report, 2021-22.

Peter MacCallum Cancer Centre — Report, 2021-22.

Planning and Environment Act 1987 —

Infrastructure Contributions and Development Contribution Levies — Report, 2021-22, under section 46GZJ of the Act.

Notices of approval of the —

Ararat Planning Scheme — Amendment C42.

Boroondara Planning Scheme — Amendments C390 and C393.

Cardinia Planning Scheme — Amendment C270.

Darebin Planning Scheme — Amendments C170, C203 and C212.

Glenelg Planning Scheme — Amendment C106.

Greater Bendigo Planning Scheme — Amendment C271.

Hume Planning Scheme — Amendment C253.

Manningham Planning Scheme — Amendment C133.

Mansfield Planning Scheme — Amendment C48 (Part 1).

Melbourne Planning Scheme — Amendments C420, C422, C445 and C446.

Moreland Planning Scheme — Amendment C227.

Port Phillip Planning Scheme — Amendments C184 and C204.
Surf Coast Planning Scheme — Amendment C133.
Towong Planning Scheme — Amendment C37.
Whittlesea Planning Scheme — Amendment C270.

Statutory Rules under the following Acts of Parliament —
County Court Act 1958 — No. 131/2022.
Health Practitioner Regulation National Law Act 2009 — No. 1/2023.
Health Practitioner Regulation National Law — No. 2/2023.
Independent Broad-based Anti-corruption Commission Act 2011 — No. 3/2023.
Land Conservation (Vehicle Control) Act 1972 — No. 6/2023.
Magistrates' Court Act 1989 — No. 134/2022.
Public Interest Monitor Act 2011 — No. 4/2023.
Supreme Court Act 1986 — Nos. 132/2022 and 133/2022.
Victorian Inspectorate Act 2011 — No. 5/2023.

Subordinate Legislation Act 1994 — Documents under section 15 in respect of Statutory Rule Nos. 97/2021, 153/2021, 171/2021, 37/2022, 81/2022, 93/2022, 111/2022, 124/2022, 134/2022, 3/2023, 4/2023, 5/2023 and 6/2023.

Victorian Institute of Forensic Mental Health (Forensicare) — Report, 2021-22.

Victorian Public Sector Commission — Report, 2021-22.

7 BUSINESS OF THE COUNCIL — Georgie Crozier moved, by leave, That the following general business take precedence on Wednesday, 8 February 2023 —

(1) order of the day No. 3, second reading of the Children, Youth and Families Amendment (Raise the Age) Bill 2022;

(2) order of the day No. 6, second reading of the Parliamentary Committees Amendment (Preventing Government Dominated Investigatory Committees) Bill 2022;

(3) notice of motion No. 3 standing in Georgie Crozier's name on the production of documents relating to the staff shortages in the public health system;

(4) order of the day No. 1, resumption of debate on the second reading of the Independent Broad-based Anti-corruption Commission Amendment (Restoration of Examination Powers) Bill 2022;

(5) order of the day No. 2, resumption of debate on the second reading of the Independent Broad-based Anti-corruption Commission Amendment (Facilitation of Timely Reporting) Bill 2022;

(6) notice of motion No. 11 standing in Samantha Ratnam's name on the group voting system;

(7) notice of motion given this day by Jeff Bourman on the native timber industry;

and the resumption of debate on the address in reply to the Governor's speech be postponed until Thursday, 9 February 2023.

Question — put and agreed to.

8 MEMBERS' STATEMENTS — Members made statements.

9 ADDRESS IN REPLY TO GOVERNOR'S SPEECH — Debate resumed on the question, That this House agrees to the address to the Governor in reply to the Governor's speech *(for address see item 24 on page 28, Minutes No. 1 — Tuesday, 20 December 2022).*

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

10 SESSIONAL ORDERS — Jaclyn Symes moved, That until the end of the Session, unless otherwise ordered by the Council —

(1) The following Sessional Orders be adopted, to come into operation on the next sitting day:

1. Interruption of debate — Messages

In Standing Order 4.07(7) for "will" substitute "may".

2. Order of business

Standing Orders 5.02(2) and (3) are suspended and the following order of business will apply on Wednesday —

Messages
Formal business
Members' statements (up to 15 members)
General business
At 12.00 noon Questions
General business (until 5.15 pm)
At 5.15 pm Statements on tabled papers and petitions (30 minutes)
Petitions (qualifying for debate) (30 minutes)
Government business (maximum 60 minutes)
At 7.15 pm Adjournment (up to 20 members)

3. Time limits

(1) Standing Order 5.03 Time limits — *Budget debate* is suspended and the following will apply:

Budget debate

Total time	No limit
Main Government lead speaker	30 minutes
Main Opposition lead speaker	30 minutes
Other lead speakers	30 minutes
Remaining speakers	15 minutes

(2) Standing Order 5.03 Time limits — *General business (Standing Order 5.07)* is suspended and the following will apply:

General business (Standing Order 5.07)

Total time	90 minutes
Mover/Sponsor	20 minutes
Lead speakers	10 minutes
Remaining speakers	10 minutes
Mover/Sponsor, in reply	5 minutes

(3) In Standing Order 5.03 Time limits, insert the following:

Private member bills — second reading debate

Total time	No limit
Mover/Sponsor	30 minutes
Main Government lead speaker	30 minutes
Other lead speakers	30 minutes
Remaining speakers	15 minutes

(4) Standing Order 5.03 Time limits — *Government bills — second reading debate* is suspended and the following will apply:

Government bills — second reading debate

Total time	No limit

Main Government lead speaker	30 minutes
Main Opposition lead speaker	30 minutes
Other lead speakers	30 minutes
Remaining speakers	15 minutes

(5) Standing Order 5.03 Time limits — *Government business (Standing Order 5.06)* is suspended and the following will apply:

Government business (Standing Order 5.06)

Total time	No limit
Main Government lead speaker	30 minutes
Main Opposition lead speaker	30 minutes
Other lead speakers	30 minutes
Remaining speakers	15 minutes

(6) Standing Order 5.03 Time limits — *Statements on tabled papers and petitions (Standing Order 9.10)* is suspended and the following will apply:

Statements on tabled papers and petitions (Standing Order 9.10)

Total time	30 minutes *(a member with the call at the expiration of the total time will be permitted to complete their contribution)*
Each member	5 minutes

4. Disorderly conduct — Member ordered to withdraw: application during questions without notice

Notwithstanding Standing Order 13.03(2), if —

(1) a member is ordered to withdraw from the House under Standing Order 13.03(1) during questions without notice; and

(2) the time for questions without notice concludes before the expiration of the suspension period —

the member may return to the Chamber at the conclusion of question time and must serve the remainder of their suspension during the next occurrence of questions without notice.

(2) The foregoing provisions of this resolution, so far as they are inconsistent with the Standing Orders or practices of the Council, will have effect notwithstanding anything contained in the Standing Orders or practices of the Council.

(3) The Clerk is empowered to renumber the Sessional Orders and correct any internal references as a consequence of this resolution.

Debate ensued.

Georgie Crozier moved, as an amendment, That before Sessional Order 4, **insert** the following new Sessional Order:

'X. Ministers' statements

Standing Order 8.04(3) is suspended and the following will apply:

At the conclusion of formal business, and prior to members' statements under Standing Order 5.13 (where applicable), up to four Ministers may seek the call to make a Minister's statement of up to two minutes each, to advise the House of new Government initiatives, projects, and achievements.

In Standing Order 8.04(4), **omit** the words "and four Ministers' statements have been made".'.

Debate ensued.

Samantha Ratnam moved, as an amendment, That in paragraph (1), after Sessional Order 3, **insert** the following new Sessional Order:

'X. Presenting a petition

In Standing Order 11.03(10)(i) for "10,000" substitute "5,000".'.

Debate ensued.

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

The Council divided — The President in the Chair.

AYES, 10

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

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

NOES, 28

Matthew Bach; Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; 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; Nicholas McGowan; Tom McIntosh; 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.

Question — That the amendment moved by Georgie Crozier be agreed to — put.

The Council divided — The President in the Chair.

AYES, 15

Matthew Bach; 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; Nicholas McGowan; Rikkie-Lee Tyrrell.

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

NOES, 23

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

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

Question negatived.

Original question — put and agreed to.

11 ADJOURNMENT — Jaclyn Symes moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 5.56 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 3 — Wednesday, 8 February 2023

1 The President took the Chair at 9.34 am, read the Prayer and made an Acknowledgement of Country.

2 **ROAD SAFETY AMENDMENT (MEDICINAL CANNABIS) BILL 2023** — David Ettershank introduced *A Bill for an Act to amend the Road Safety Act 1986 to provide that prescription medicinal cannabis that does not impair driving is to be treated in the same manner as other prescription drugs and for other purposes*.

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

3 **MEMBERS' STATEMENTS** — Members made statements.

4 **CHILDREN, YOUTH AND FAMILIES AMENDMENT (RAISE THE AGE) BILL 2022** — Samantha Ratnam laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

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

On the motion of Jaclyn Symes, the debate was adjourned for two weeks.

5 **PARLIAMENTARY COMMITTEES AMENDMENT (PREVENTING GOVERNMENT DOMINATED INVESTIGATORY COMMITTEES) BILL 2022** — Samantha Ratnam laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

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

On the motion of Jaclyn Symes, the debate was adjourned for two weeks.

6 **PRODUCTION OF DOCUMENTS — STAFF SHORTAGES IN THE PUBLIC HEALTH SYSTEM** — Georgie Crozier moved, That this House, in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within 14 calendar days of the House agreeing to this resolution, a copy of any and all briefings provided by the Department of Health or any other department, agency, or public official to the Minister for Health and/or the Premier, from 1 July 2022 to date, concerning staff shortages in the public health system.

Debate ensued.

Question — put and agreed to.

7 **INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (RESTORATION OF EXAMINATION POWERS) BILL 2022** — Debate resumed on the question, That the Bill be now read a second time.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

8 **QUESTION TIME** —

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

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ANSWERS TAKEN INTO CONSIDERATION — On the motion of David Davis, the answers given by Harriet Shing to questions relating to Maribyrnong River Flood Review Chair (QwN 20) were ordered to be taken into consideration on the next day of meeting.

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed written responses be provided to questions without notice pursuant to Standing Order 8.07 as follows:

- **Duck hunting season (QwN 19)** — substantive and supplementary questions asked by Georgie Purcell — response from Harriet Shing due Friday, 10 February 2023.
- **Maribyrnong River Flood Review Chair (QwN 20)** — substantive and supplementary questions asked by David Davis — response from Harriet Shing due Thursday, 9 February 2023.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (RESTORATION OF EXAMINATION POWERS) BILL 2022 — Debate continued on the question, That the Bill be now read a second time.

Samantha Ratnam *(SR123C)* circulated amendments proposed to be moved during Committee of the whole.

On the motion of Gaelle Broad, the debate was adjourned until later this day.

10 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (FACILITATION OF TIMELY REPORTING) BILL 2022 — Debate resumed on the question, That the Bill be now read a second time.

On the motion of Gaelle Broad, the debate was adjourned until later this day.

11 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (RESTORATION OF EXAMINATION POWERS) BILL 2022 — Debate resumed on the question, That the Bill be now read a second time.

On the motion of Gaelle Broad, the debate was adjourned until later this day.

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

13 NATIVE TIMBER INDUSTRY — Jeff Bourman moved, That this House —

(1) notes that —

(a) the native timber industry will not last until 2030 as planned given the ongoing throttling of timber supply and the constant 'green lawfare';

(b) the timber industry provides jobs both directly and downstream to rural and regional areas which need these jobs as our society urbanises;

(c) trees are a renewable resource, they can and are replanted completing the cycle of life;

(d) carbon is captured by new trees and trapped in harvested timber providing a vessel to store it; and

(2) calls on the Government to immediately mobilise all its available and appropriate resources to reinvigorate the timber industry and allow the industry to flourish and provide regional areas with security and a future.

Debate ensued.

On the motion of Bev McArthur, the debate was adjourned until later this day.

14 GROUP VOTING SYSTEM — Samantha Ratnam moved, That this House —

(1) acknowledges that Victoria continues to be the only jurisdiction in Australia that uses the undemocratic group voting system to elect members to this place;

(2) notes that after the 2021 Western Australian state election, where a representative from the Daylight Saving Party was elected with 98 primary votes, the re-elected Western Australian Government initiated an independent review of the state's electoral system which recommended abolishing the group voting system;

and calls on the Government to show similar leadership and urgently establish an independent expert panel to review Victoria's undemocratic group voting system and make recommendations to Parliament on options for reform.

Debate ensued.

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

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.

17 ADJOURNMENT — Lizzie Blandthorn moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 5.54 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 4 — Thursday, 9 February 2023

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

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

Emerald Tourist Railway Board (Puffing Billy Railway) — Report, 2021-22.

Members of Parliament (Standards) Act 1978 — Register of Interests — Returns submitted by Members of the Legislative Council — Primary Returns, 16 January 2023 *(Ordered to be published)*.

Mine Land Rehabilitation Authority — Report, 2021-22.

Racing Integrity Commissioner — Report, 2021-22.

Victorian Racing Integrity Board — Report, 2021-22.

3 SITTING OF THE COUNCIL — Harriet Shing moved, That the Council, at its rising, adjourn until Tuesday, 21 February 2023.

Question — put and agreed to.

4 COMMITTEE MEMBERSHIP — Harriet Shing moved, by leave, That David Davis, David Limbrick, Sonja Terpstra and Sheena Watt be members of the Scrutiny of Acts and Regulations Committee.

Question — put and agreed to.

5 MEMBERS' STATEMENTS — Members made statements.

6 ADDRESS IN REPLY TO GOVERNOR'S SPEECH — Debate resumed on the question, That this House agrees to the address to the Governor in reply to the Governor's speech *(for address see item 24 on page 28, Minutes No. 1 — Tuesday, 20 December 2022)*.

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 ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Pill testing trial (QwN 28)** — substantive and supplementary questions asked by Aiv Puglielli — response from Jaclyn Symes due Monday, 13 February 2023.
- **Foster carer allowance** – **KPMG report (QwN 29)** — substantive question asked by Matthew Bach — response from Lizzie Blandthorn due Friday, 10 February 2023.
- **National Firearms Registry (QwN 30)** — substantive and supplementary questions asked by Jeff Bourman — response from Enver Erdogan due Monday, 13 February 2023.

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QUESTION DIRECTED FOR FURTHER WRITTEN RESPONSE — The President directed a minister to provide a further written response to a question without notice pursuant to Standing Order 8.07 as follows:

- **Maribyrnong River Flood Review Chair (QwN 20)** — supplementary question asked by David Davis on Wednesday, 8 February 2023 — response from Harriet Shing due Friday, 10 February 2023.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

8 ADDRESS IN REPLY TO GOVERNOR'S SPEECH — Debate continued on the question, That this House agrees to the address to the Governor in reply to the Governor's speech *(for address see item 24 on page 28, Minutes No. 1 — Tuesday, 20 December 2022)*.

On the motion of Sheena Watt, the debate was adjourned until later this day.

9 BUILDING AND PLANNING LEGISLATION AMENDMENT BILL 2022 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Building Act 1993, the Architects Act 1991, the Surveying Act 2004 and the Planning and Environment Act 1987 and for other purposes* and requesting the agreement of the Council.

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

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

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

Lizzie Blandthorn incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier (for David Davis), the debate was adjourned for one week.

10 RACING AMENDMENT (UNAUTHORISED ACCESS) BILL 2022 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Racing Act 1958 to prohibit unauthorised access to certain areas of race-courses during race-meetings and official trial meetings and for other purposes* and requesting the agreement of the Council.

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

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

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

Lizzie Blandthorn incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier, the debate was adjourned for one week.

11 ADJOURNMENT — Lizzie Blandthorn moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 5.55 pm until Tuesday, 21 February 2023.

ROBERT McDONALD
Clerk of the Legislative Council

Published under the authority of the Legislative Council, Parliament of Victoria

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 5, 6 and 7

No. 5 — Tuesday, 21 February 2023

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

2 QUESTION TIME —

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

* * * * *

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

- **Legal and Social Issues Committee Report on criminal justice system — Government response (QwN 35)** — substantive question asked by Matthew Bach — response from Enver Erdogan due Wednesday, 22 February 2023.
- **Homelessness (QwN 36)** — substantive and supplementary questions asked by David Ettershank — response from Lizzie Blandthorn due Thursday, 23 February 2023.
- **Traffic cameras (QwN 38)** — substantive and supplementary questions asked by David Limbrick — response from Harriet Shing due Thursday, 23 February 2023.
- **Short stay properties regulation (QwN 40)** — substantive and supplementary questions asked by Sarah Mansfield — response from Enver Erdogan due Thursday, 23 February 2023.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

3 PUBLIC HEALTH AND WELLBEING AMENDMENT (HEALTH SERVICES PERFORMANCE TRANSPARENCY AND ACCOUNTABILITY) BILL 2023 — Georgie Crozier introduced *A Bill for an Act to amend the Public Health and Wellbeing Act 2008 to require the reporting of data relating to the performance of health services 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.

4 SUSTAINABLE FORESTS (TIMBER) AMENDMENT (END NATIVE FOREST LOGGING) BILL 2023 — Samantha Ratnam introduced *A Bill for an Act to amend the Sustainable Forests (Timber) Act 2004 to prohibit the logging of native forests, to repeal the Forests (Wood Pulp Agreement) Act 1996 and for other purposes*.

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

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

Crown Land (Reserves) Act 1978 — Order of 14 February 2023 giving approval to the granting of a licence at Birrarung Park.

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

Statutory Rule No. 120/2022 *(Gazette G5, 2 February 2023)*.

Statutory Rule No. 171/2021 *(Gazette G7, 16 February 2023)*.

Ombudsman — Good Practice Guide: Complaint handling in a crisis, February 2023 *(released on 16 February 2023 – a non-sitting day) (Ordered to be published)*.

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

Benalla Planning Scheme — Amendment C44.

Boroondara Planning Scheme — Amendment C389.

Brimbank Planning Scheme — Amendment C236.

Greater Bendigo Planning Scheme — Amendment C277.

Greater Shepparton Planning Scheme — Amendment C240.

Hobsons Bay Planning Scheme — Amendment C114.

Kingston Planning Scheme — Amendment C211.

Moorabool Planning Scheme — Amendment C100.

Moreland Planning Scheme — Amendment C225.

Stonnington Planning Scheme — Amendment C328.

Statutory Rules under the Road Safety Act 1986 — Nos. 7, 8 and 9.

Subordinate Legislation Act 1994 —

Documents under section 15 in respect of Statutory Rule No. 97/2022.

Legislative Instruments and related documents under section 16B in respect of the Essential Services Commission Act 2001 —

Electricity Distribution Code of Practice (Distributor Reporting Obligations) Amendment 2022.

Gas Distribution System Code of Practice (Unaccounted for Gas Benchmarks) Amendment 2022.

6 PRODUCTION OF DOCUMENTS — STAFF SHORTAGES IN THE PUBLIC HEALTH SYSTEM — The Clerk tabled a letter from the Attorney-General, dated 16 February 2023, in response to a resolution of the Council on 8 February 2023 (on the motion of Georgie Crozier), relating to staff shortages in the public health system, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

7 BUSINESS OF THE COUNCIL — David Limbrick moved, by leave, That the following general business take precedence on Wednesday, 22 February 2023 —

(1) order of the day No. 1, second reading of the Road Safety Amendment (Medicinal Cannabis) Bill 2023;

(2) notice of motion No. 13 standing in Georgie Crozier's name referring matters relating to the state's preparedness for and response to Victoria's major flooding event of October 2022 to the Environment and Planning Committee;
(3) notice of motion No. 12 standing in David Limbrick's name referring matters relating to land transfer duty fees to the Economy and Infrastructure Committee;
(4) notice of motion given this day by David Limbrick referring matters relating to drug harm reduction to the Legal and Social Issues Committee;
(5) order of the day No. 7, resumption of debate on a motion moved by Samantha Ratnam relating to the group voting system;
(6) order of the day No. 1, listed for a future day, resumption of debate on the second reading of the Children, Youth and Families Amendment (Raise the Age) Bill 2022;

and the resumption of debate on the address in reply to the Governor's speech be postponed until Thursday, 23 February 2023.

Question — put and agreed to.

8 MEMBERS' STATEMENTS — Members made statements.

9 ADDRESS IN REPLY TO GOVERNOR'S SPEECH — Debate resumed on the question, That this House agrees to the address to the Governor in reply to the Governor's speech *(for address see item 24 on page 28, Minutes No. 1 — Tuesday, 20 December 2022).*

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

10 BUSINESS POSTPONED — Ordered — That the consideration of the remaining notices of motion and orders of the day, government business, be postponed until the next day of meeting.

11 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 5.58 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 6 — Wednesday, 22 February 2023

1 The President took the Chair at 9.35 am, read the Prayer and made an Acknowledgement of Country.

2 TÜRKIYE-SYRIA EARTHQUAKE TRAGEDY — The President made a statement of condolence for the people of Türkiye and Syria impacted by the devastating earthquakes.

Members rose in their places for one minute's silence as a mark of respect.

3 ACTING PRESIDENT — The President laid on the Table the following Warrant nominating an Acting President:

LEGISLATIVE COUNCIL
VICTORIA

Pursuant to the provisions of Standing Order 2.12 of the Legislative Council, I hereby nominate —

Mr John Berger

to be an Acting President whenever requested to do so by the President or Deputy President.

Given under my hand on 22 February 2023.

SHAUN LEANE
President of the Legislative Council

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

Auditor-General — Regulating Private Pool and Spa Safety, February 2023 *(Ordered to be published)*.

Independent Broad-based Anti-corruption Commission — Special report on Operation Clara, February 2023 *(Ordered to be published)*.

Yarra River Protection (Wilip-gin Birrarung murron) Act 2017 —

Birrarung Council Report on the implementation of Burndap Birrarung Burndap Umarkoo — Yarra Strategic Plan 2022.

Burndap Birrarung Burndap Umarkoo — Yarra Strategic Plan, Report 2021-22 — Reporting on five months of implementation, from 24 February 2022.

Subordinate Legislation Act 1994 — Documents under section 15 in respect of Statutory Rule Nos. 7, 8 and 9.

5 STATUTE LAW AMENDMENT BILL 2022 — Jaclyn Symes moved, by leave, That the Statute Law Amendment Bill 2022 be referred to the Scrutiny of Acts and Regulations Committee for inquiry, consideration and report.

Question — put and agreed to.

6 STANDING COMMITTEES PORTFOLIO ALLOCATIONS — Jaclyn Symes moved, by leave, That Departments (including agencies and public entities within those Departments) be allocated to standing committees as follows:

(1) Economy and Infrastructure Standing Committee —

Department of Jobs, Skills, Industry and Regions;

Department of Treasury and Finance;

Department of Transport and Planning for all matters falling within that Department, except for planning related matters;

(2) Environment and Planning Standing Committee —

Department of Energy, Environment and Climate Action;

Department of Government Services;

Department of Premier and Cabinet;

Department of Transport and Planning for all planning related matters;

(3) Legal and Social Issues Standing Committee —

Department of Education;

Department of Families, Fairness and Housing;

Department of Health; and

Department of Justice and Community Safety.

Question — put and agreed to.

7 MEMBERS' STATEMENTS — Members made statements.

8 ROAD SAFETY AMENDMENT (MEDICINAL CANNABIS) BILL 2023 — David Ettershank laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

David Ettershank moved, That the Bill be now read a second time.

On the motion of Jaclyn Symes, the debate was adjourned for two weeks.

9 ENVIRONMENT AND PLANNING COMMITTEE — INQUIRY INTO PREPAREDNESS FOR AND RESPONSE TO VICTORIA'S MAJOR FLOODING EVENT OF OCTOBER 2022 — David Davis (for Georgie Crozier) moved, That this House requires the Environment and Planning Committee to inquire into, consider and report, by 30 June 2024, on the state's preparedness for and response to Victoria's major flooding event of October 2022 (the Flood Event), including but not limited to the —

(1) causes of and contributors to the Flood Event;

(2) adequacy and effectiveness of early warning systems;

(3) resourcing of the State Emergency Service, the adequacy of its response to the Flood Event and the adequacy of its resourcing to deal with increasing floods and natural disasters in the future;

(4) implementation and effectiveness of the 2016 Victorian Floodplain Management Strategy in relation to the Flood Event;

(5) location, funding, maintenance and effectiveness of engineered structures, such as floodwalls, rural levees and culverts, as a flood mitigation strategy;

(6) Flood Event as a whole, including but not limited to, the catchments and floodplains of the —

(a) Avoca River;

(b) Barwon River;

(c) Broken River;

(d) Campaspe River;

(e) Goulburn River;

(f) Loddon River;

(g) Maribyrnong River;

(h) Murray River;

(7) the 2007 decision of the Minister for Planning to approve the construction of a flood wall around Flemington Racecourse and whether the growing impacts of climate change were considered;

(8) the implications for future planning decisions including —

(a) how the Victorian planning framework can ensure climate mitigation is a consideration in future planning decisions;

(b) how corporate interests may influence decision-making at the expense of communities and climate change preparedness; and

(9) any other related matters.

Debate ensued.

Question — put and agreed to.

10 ECONOMY AND INFRASTRUCTURE COMMITTEE — INQUIRY INTO LAND TRANSFER DUTY FEES — David Limbrick moved, That this House requires the Economy and Infrastructure Committee to inquire into, consider and report, within six months of the House agreeing to this resolution, on issues around land transfer duty fees and its instruments within the *Duties Act 2000*, including but not limited to —

(1) analysing the current situation regarding the land transfer duty tax, and reviewing —

(a) impacts on labour and capital mobility;

(b) revenue predictability;
(c) efficiency of resource allocation;
(d) effects on housing supply and development;
(e) overall tax efficiency;

(2) examining potential alternatives to land transfer duty, assessing models from interstate and international jurisdictions, noting the pros and cons of various proposed or implemented solutions; and

(3) any other related matters.

Debate ensued.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

11 QUESTION TIME —

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

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

- **Duck hunting season (QwN 42)** — substantive and supplementary questions asked by Katherine Copsey — response from Harriet Shing due Friday, 24 February 2023.
- **Export of greyhounds (QwN 43)** — substantive and supplementary questions asked by Georgie Purcell — response from Enver Erdogan due Friday, 24 February 2023.
- **Drug harm reduction (QwN 46)** — substantive and supplementary questions asked by Aiv Puglielli — response from Jaclyn Symes due Friday, 24 February 2023.
- **Rivervue Retirement Village** – **Melbourne Water (QwN 47)** — supplementary question asked by David Davis — response from Harriet Shing due Thursday, 23 February 2023.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

12 ECONOMY AND INFRASTRUCTURE COMMITTEE — INQUIRY INTO LAND TRANSFER DUTY FEES — Debate continued on the question, That this House requires the Economy and Infrastructure Committee to inquire into, consider and report, within six months of the House agreeing to this resolution, on issues around land transfer duty fees and its instruments within the *Duties Act 2000*, including but not limited to —

(1) analysing the current situation regarding the land transfer duty tax, and reviewing —
(a) impacts on labour and capital mobility;
(b) revenue predictability;
(c) efficiency of resource allocation;
(d) effects on housing supply and development;
(e) overall tax efficiency;

(2) examining potential alternatives to land transfer duty, assessing models from interstate and international jurisdictions, noting the pros and cons of various proposed or implemented solutions; and

(3) any other related matters.

Question — put and agreed to.

13 BUSINESS POSTPONED — Ordered — That the consideration of notice of motion, general business, No. 27, be postponed until later this day.

14 GROUP VOTING SYSTEM — Debate resumed on the question, That this House —

(1) acknowledges that Victoria continues to be the only jurisdiction in Australia that uses the undemocratic group voting system to elect members to this place;

(2) notes that after the 2021 Western Australian state election, where a representative from the Daylight Saving Party was elected with 98 primary votes, the re-elected Western Australian Government initiated an independent review of the state's electoral system which recommended abolishing the group voting system;

and calls on the Government to show similar leadership and urgently establish an independent expert panel to review Victoria's undemocratic group voting system and make recommendations to Parliament on options for reform.

Question — put and agreed to.

15 CHILDREN, YOUTH AND FAMILIES AMENDMENT (RAISE THE AGE) BILL 2022 — Debate resumed on the question, That the Bill be now read a second time.

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

16 LEGAL AND SOCIAL ISSUES COMMITTEE — INQUIRY INTO DRUG HARM REDUCTION — David Limbrick moved, That this House —

(1) notes that —

(a) Melbourne will host the 27th International Harm Reduction Conference from 16 to 19 April 2023;

(b) despite the Government implementing some of the recommendations from the 2018 *Inquiry into Drug Law Reform*, there remains significant problems and opportunities;

(2) requires the Legal and Social Issues Committee to inquire into, consider and report, within six months of the House agreeing to this resolution, on drug harm reduction policies, including —

(a) improvements in opioid substitution therapy service delivery;

(b) the establishment of a drug checking service;

(c) safe consumption sites and prescription hydromorphone program;

(d) nicotine harm reduction including e-cigarettes and their role in smoking cessation; and

(e) any other related matters.

Debate ensued.

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

17 BUSINESS POSTPONED — Ordered — That the consideration of the remaining notices of motion and orders of the day, general business, be postponed until later this day.

18 SESSIONAL ORDER — COMMITTEE MEMBERSHIP — Jaclyn Symes moved, by leave, That until the end of the Session, unless otherwise ordered by the Council, the following Sessional Order be adopted, to come into operation immediately:

5. Standing Committees — membership

Standing Order 23.05(1) is suspended to the extent necessary to allow the following committees to consist of the following number of members:

(1) Economy and Infrastructure Standing Committee will consist of nine members; and

(2) Environment and Planning Standing Committee will consist of nine members.

Question — put and agreed to.

19 COMMITTEE MEMBERSHIP — Jaclyn Symes moved, by leave, That —

(1) members be appointed to joint investigatory committees as follows:

(a) **Electoral Matters Committee** — David Ettershank, Evan Mulholland and Lee Tarlamis;

(b) **Integrity and Oversight Committee** — Ryan Batchelor;

(c) **Public Accounts and Estimates Committee** — Michael Galea, Nicholas McGowan and Bev McArthur;

(d) **Scrutiny of Acts and Regulations Committee** — Rachel Payne;

(e) **Dispute Resolution Committee** — Lizzie Blandthorn, David Davis, David Ettershank, Wendy Lovell and Jaclyn Symes;

(f) **House Committee** — Jeff Bourman, David Davis, Enver Erdogan, Rachel Payne and Ingrid Stitt;

(2) members be appointed to Council committees as follows:

(a) **Privileges Committee** — Matthew Bach, Lizzie Blandthorn, Jeff Bourman, Georgie Crozier, Wendy Lovell, Harriet Shing and Gayle Tierney;

(b) **Procedure Committee** — President, Matthew Bach, Georgie Crozier, Enver Erdogan, Wendy Lovell, Jaclyn Symes and Sonja Terpstra;

(c) **Economy and Infrastructure Standing Committee** — John Berger, Katherine Copsey, David Davis, Jacinta Ermacora, David Limbrick, Bev McArthur, Tom McIntosh, Evan Mulholland and Georgie Purcell;

(d) **Environment and Planning Standing Committee** — Ryan Batchelor, Melina Bath, Moira Deeming, David Ettershank, Wendy Lovell, Samantha Ratnam, Sonja Terpstra, Rikkie-Lee Tyrrell and Sheena Watt; and

(e) **Legal and Social Issues Standing Committee** — Matthew Bach, Ryan Batchelor, Michael Galea, Trung Luu, Joe McCracken, Rachel Payne, Aiv Puglielli and Lee Tarlamis.

Question — put and agreed to.

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

21 ADJOURNMENT — Lizzie Blandthorn moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 5.57 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 7 — Thursday, 23 February 2023

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

2 **PETITION — AMEND THE HEALTH LEGISLATION (INFORMATION SHARING) BILL 2023** — David Limbrick presented a Petition bearing 10,790 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to amend the Health Legislation Amendment (Information Sharing) Bill 2023 to ensure that patient consent and privacy is maintained in line with the Australian Charter of Healthcare Rights *(Ordered to be tabled)*.

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

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

Auditor-General — Results of 2021-22 Audits: Local Government, February 2023 *(Ordered to be published)*.

Cladding Safety Victoria — Report, 2021-22.

Environment Protection Authority — Report, 2021-22.

Family Violence Protection Act 2008 — Report on the implementation of the Family Violence Multi-Agency Risk Assessment and Management Framework, 2021-22.

Portland District Health — Report, 2021-22.

Subordinate Legislation Act 1994 — Documents under section 15 in respect of Statutory Rule No. 11.

4 **SITTING OF THE COUNCIL** — Lizzie Blandthorn moved, That the Council, at its rising, adjourn until Tuesday, 7 March 2023.

Question — put and agreed to.

5 **MEMBERS' STATEMENTS** — Members made statements.

6 **BUSINESS POSTPONED** — Ordered — That the consideration of order of the day, No. 1, for the resumption of debate on the motion for the address in reply to the Governor's speech and notices of motion, government business, Nos. 2 to 7, be postponed until later this day.

7 **BUILDING AND PLANNING LEGISLATION AMENDMENT BILL 2022** — Debate resumed on the question, That the Bill be now read a second time.

Business interrupted at 12.00 noon.

8 **QUESTION TIME** —

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

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ANSWERS TAKEN INTO CONSIDERATION — Ordered that the following answers be taken into consideration on the next day of meeting —

- On the motion of David Davis, the answer given by Gayle Tierney to a substantive question relating to agriculture grants (QwN 51).
- On the motion of David Davis, the answer given by Gayle Tierney to a substantive question relating to training and skills grants (QwN 53).

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:

- **Hemp taskforce (QwN 50)** — substantive and supplementary questions asked by Rachel Payne — response from Gayle Tierney due Friday, 24 February 2023.
- **First Peoples' naming of significant places (QwN 52)** — substantive and supplementary questions asked by Aiv Puglielli — response from Jaclyn Symes due Monday, 27 February 2023.
- **Duck hunting season 2023 arrangements (QwN 55)** — substantive and supplementary questions asked by Jeff Bourman — response from Harriet Shing due Monday, 27 February 2023.
- **Economic benefit of foster carers (QwN 56)** — substantive question asked by Matthew Bach — response from Lizzie Blandthorn due Friday, 24 February 2023.

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QUESTION DIRECTED FOR FURTHER WRITTEN RESPONSE — The President directed a minister to provide a further written response to a question without notice pursuant to Standing Order 8.07 as follows:

- **Duck hunting season 2023 (QwN 15)** — substantive question asked by Jeff Bourman on Tuesday, 7 February 2023 — response from Harriet Shing due Monday, 27 February 2023.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 BUILDING AND PLANNING LEGISLATION AMENDMENT BILL 2022 — Debate continued on the question, That the Bill be now read a second time.

Question — put and agreed to.

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

House in Committee.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

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

10 RACING AMENDMENT (UNAUTHORISED ACCESS) BILL 2022 — Debate resumed on the question, That the Bill be now read a second time.

Question — put.

The Council divided — The President in the Chair.

AYES, 29

Matthew Bach; 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; Nicholas McGowan; Tom McIntosh; Evan Mulholland; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Rikkie-Lee Tyrrell; Sheena Watt.

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

NOES, 7

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

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

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, and the Bill was read a third time and passed.

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

11 HEALTH LEGISLATION AMENDMENT (INFORMATION SHARING) BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Health Services Act 1988 to establish a centralised electronic system to enable public hospitals and other specified health services to share specified patient health information, to make consequential amendments to the Health Records Act 2001 and for other purposes* and requesting the agreement of the Council.

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

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

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

Ingrid Stitt incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier, the debate was adjourned for one week.

12 HUMAN SOURCE MANAGEMENT BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to provide for the registration, use and management of human sources by Victoria Police, to provide for the external oversight of the use of human sources, to consequentially amend the Victoria Police Act 2013 and for other purposes* and requesting the agreement of the Council.

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

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

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

Ingrid Stitt incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier (for Matthew Bach), the debate was adjourned for one week.

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

Debate ensued.

The Council adjourned at 5.52 pm until Tuesday, 7 March 2023.

ROBERT McDONALD
Clerk of the Legislative Council

Published under the authority of the Legislative Council, Parliament of Victoria

COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 5, 6 and 7

BUILDING AND PLANNING LEGISLATION AMENDMENT BILL 2022
Committed Thursday, 23 February 2023

Clauses 1 to 40 — put and agreed to.

Bill reported without amendment.

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RACING AMENDMENT (UNAUTHORISED ACCESS) BILL 2022
Committed Thursday, 23 February 2023

Clauses 1 to 7 — put and agreed to.

Bill reported without amendment.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 8, 9 and 10

No. 8 — Tuesday, 7 March 2023

1 The President took the Chair at 12.03 pm, read the Prayer and made an Acknowledgement of Country.

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

On 28 February 2023 —

Building and Planning Legislation Amendment Act 2023

On 7 March 2023 —

Racing Amendment (Unauthorised Access) Act 2023.

3 **QUESTION TIME** —

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

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PRESIDENT'S RULING TAKEN INTO CONSIDERATION — On the motion of David Davis, the ruling made by the President in relation to questions asked by David Davis and directed to Jaclyn Symes relating to an IBAC Commissioner letter (QwN 57) was ordered to be taken into consideration on the next day of meeting.

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

- **Recreational duck hunting advice (QwN 62)** — substantive and supplementary questions asked by Jeff Bourman — response from Harriet Shing due Thursday, 9 March 2023.

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CONSTITUENCY QUESTIONS — Members asked constituency questions.

4 **PUBLIC ADMINISTRATION AND PLANNING LEGISLATION AMENDMENT (CONTROL OF LOBBYISTS) BILL 2023** — David Davis introduced *A Bill for an Act to amend the Public*

Administration Act 2004 and the Victorian Planning Authority Act 2017 to provide more control over lobbyists.

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

5 PAPERS —

COMMITTEE REPORT — SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled Alert Digest No. 1 of 2023 (including Appendices and Extracts of Proceedings) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

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PAPERS PRESENTED UNDER ACTS OF PARLIAMENT —

Pursuant to section 27 of the *Parliamentary Budget Officer Act 2017*, on behalf of the Public Accounts and Estimates Committee, Nicholas McGowan tabled the Parliamentary Budget Office's Report of operations for the Victorian 2022 general election.

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Pursuant to section 28 of the *Parliamentary Budget Officer Act 2017*, on behalf of the Public Accounts and Estimates Committee, Nicholas McGowan tabled the Parliamentary Budget Office Report, 2021-22.

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The Clerk tabled the following papers:

Local Government Act 2020 — Commission of Inquiry into Moira Shire Council *(Ordered to be published)*.

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

Frankston Planning Scheme — Amendment C140.

Greater Geelong Planning Scheme — Amendment C431.

Melbourne Planning Scheme — Amendment C413.

Stonnington Planning Scheme — Amendment C329.

Victoria Planning Provisions — Amendment VC215.

Yarra Planning Scheme — Amendment C313.

Safe Drinking Water Act 2003 — Drinking water quality in Victoria — Report, 2021-22.

Statutory Rules under the following Acts —

Port Management Act 1995 — No. 13.

Residential Tenancies Act 1997 — No. 10.

Victorian Civil and Administrative Tribunal Act 1998 — No. 12.

Water Industry Act 1994 — No. 11.

Subordinate Legislation Act 1994 — Documents under section 15 in respect of Statutory Rule No. 12.

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PAPER PRESENTED UNDER STANDING ORDERS — The Clerk tabled the President's Report on overdue government responses to standing committee reports, as at 28 February 2023.

6 BUSINESS OF THE COUNCIL — Georgie Crozier moved, by leave, That the following general business take precedence on Wednesday, 8 March 2023 —

(1) order of the day No. 2, second reading of the Public Health and Wellbeing Amendment (Health Services Performance Transparency and Accountability) Bill 2023;
(2) order of the day made this day, second reading of the Public Administration and Planning Legislation Amendment (Control of Lobbyists) Bill 2023;
(3) order of the day No. 1, listed for a future day, resumption of debate on the second reading of the Road Safety Amendment (Medicinal Cannabis) Bill 2023;
(4) notice of motion given this day by Georgie Crozier on the production of documents relating to briefs to the Assistant Treasurer on the banking and financial services contract;
(5) order of the day No. 6, resumption of debate on the second reading of the Independent Broad-based Anti-corruption Commission Amendment (Facilitation of Timely Reporting) Bill 2022;
(6) order of the day No. 5, resumption of debate on the second reading of the Independent Broad-based Anti-corruption Commission Amendment (Restoration of Examination Powers) Bill 2022;
(7) notice of motion No. 19 standing in Bev McArthur's name establishing a Joint Committee to inquire into road trauma and road safety;

and the resumption of debate on the address in reply to the Governor's speech be postponed until Thursday, 9 March 2023.

Question — put and agreed to.

7 MEMBERS' STATEMENTS — Members made statements.

8 BUSINESS POSTPONED — Ordered — That the consideration of order of the day No. 1, for the resumption of debate on the motion for the address to the Governor in reply to the Governor's speech, and notices of motion, government business, Nos. 2 to 7, be postponed until later this day.

9 STATUTE LAW AMENDMENT BILL 2022 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

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

Bill transmitted to the Assembly with a Message requesting their agreement.

10 LOCAL GOVERNMENT (MOIRA SHIRE COUNCIL) BILL 2023 — The Deputy President read a Message from the Assembly presenting *A Bill for an Act to dismiss the Moira Shire Council, to provide for a second general election for the Moira Shire Council, to make consequential amendments to the Local Government Act 2020 and for other purposes* and requesting the agreement of the Council.

On the motion of Lizzie Blandthorn, the Bill was read a first time.

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

Question — put and agreed to.

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

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

Lizzie Blandthorn incorporated the second reading speech in Hansard.

Debate ensued.

Question — put and agreed to.

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

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

11 HEALTH LEGISLATION AMENDMENT (INFORMATION SHARING) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Georgie Crozier (*GC37C, GC38C and GC43C*) 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.

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

Debate ensued.

The Council adjourned at 6.17 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 9 — Wednesday, 8 March 2023

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

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

Crimes (Assumed Identities) Act 2004 — Reports, 2021-22, under section 31, by —
Australian Criminal Intelligence Commission.
Victoria Police.

Evidence (Miscellaneous Provisions) Act 1958 — Reports, 2021-22, under section 42BI, by —
Australian Criminal Intelligence Commission.
Victoria Police.

Office of the Victorian Information Commissioner (OVIC) — Process versus Outcome: Investigation into VicForests' handling of a series of FOI requests *(Ordered to be published)*.

Surveillance Devices Act 1999 — Reports, 2021-22, under section 30L, by —
Department of Environment, Land, Water and Planning.
Environment Protection Authority.
Office of the Special Investigator.
Victoria Police.

3 PETITIONS QUALIFYING FOR DEBATE — ANTICIPATION RULE — David Limbrick moved, by leave, That Standing Order 12.17 be suspended to the extent necessary to allow the debate on the question, That the petition titled Amend the Health Legislation (Information Sharing) Bill 2023 be taken into consideration, to occur today.

Question — put and agreed to.

4 MEMBERS' STATEMENTS — Members made statements.

5 PUBLIC HEALTH AND WELLBEING AMENDMENT (HEALTH SERVICES PERFORMANCE TRANSPARENCY AND ACCOUNTABILITY) BILL 2023 — 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.

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

6 PUBLIC ADMINISTRATION AND PLANNING LEGISLATION AMENDMENT (CONTROL OF LOBBYISTS) BILL 2023 — David Davis laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

David Davis moved, That the Bill be now read a second time.

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

7 ROAD SAFETY AMENDMENT (MEDICINAL CANNABIS) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

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

8 PRODUCTION OF DOCUMENTS — ASSISTANT TREASURER BRIEFS ON THE BANKING AND FINANCIAL SERVICES CONTRACT — Georgie Crozier moved, That this House, in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, by 3.00 pm on Thursday, 9 March 2023, the following briefs to the Assistant Treasurer —

(1) Banking and Financial Services State Purchase Contract Request for Tender (B20/922);
(2) Mandating all Victorian Government agencies to use the new Banking and Financial Services State Purchase Contract (B20/1092);
(3) Cash and Banking State Purchase Contract: Deed of Variation (B20/1206);
(4) Cash and Banking State Purchasing Contract (B20/1983);
(5) Cash and Banking State Purchase Contract (B21/165);
(6) Banking and Financial Services State Purchase Contract Request for Tender Process (B21/1053); and
(7) Banking and Financial Services State Purchase Contract Implementation and Data Inclusions (B21/1073).

Debate ensued.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

9 QUESTION TIME —

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

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ANSWERS TAKEN INTO CONSIDERATION — On the motion of Melina Bath, the answers given by Harriet Shing to questions relating to the Commonwealth Games village in Morwell (QwN 68) were ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Supervised injecting room (QwN 66)** — substantive and supplementary questions asked by Aiv Puglielli — response from Jaclyn Symes due Friday, 10 March 2023.
- **Solar e-waste (QwN 70)** — substantive question asked by David Limbrick — response from Ingrid Stitt due Thursday, 9 March 2023.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

10 PRODUCTION OF DOCUMENTS — ASSISTANT TREASURER BRIEFS ON THE BANKING AND FINANCIAL SERVICES CONTRACT — Debate continued on the question, That this House, in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, by 3.00 pm on Thursday, 9 March 2023, the following briefs to the Assistant Treasurer —

(1) Banking and Financial Services State Purchase Contract Request for Tender (B20/922);
(2) Mandating all Victorian Government agencies to use the new Banking and Financial Services State Purchase Contract (B20/1092);
(3) Cash and Banking State Purchase Contract: Deed of Variation (B20/1206);
(4) Cash and Banking State Purchasing Contract (B20/1983);
(5) Cash and Banking State Purchase Contract (B21/165);
(6) Banking and Financial Services State Purchase Contract Request for Tender Process (B21/1053); and
(7) Banking and Financial Services State Purchase Contract Implementation and Data Inclusions (B21/1073).

Question — put and agreed to.

11 BUSINESS POSTPONED — Ordered — That the consideration of order of the day, general business, No. 4, be postponed until later this day.

12 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (RESTORATION OF EXAMINATION POWERS) BILL 2022 — Debate resumed on the question, That the Bill be now read a second time.

Katherine Copsey circulated amendments *(SR124C)* proposed to be moved during Committee of the whole.

Trung Luu moved, That debate be adjourned until the Integrity and Oversight Committee have inquired into, considered and reported, by Thursday, 30 November 2023, on the matters raised in the amendments circulated by Katherine Copsey to the Independent Broad-based Anti-corruption Commission Amendment (Restoration of Examination Powers) Bill 2022, and as part of their investigation the Committee must —

(1) examine arguments for and against expanding the capacity of the Independent Broad-based Anti-corruption Commission (IBAC) to hold public hearings and, in particular, whether the "exceptional circumstance" provision under section 117 of the *Independent Broad-based Anti-corruption Commission Act 2011* excessively restrict the capacity of IBAC to hold public hearings;
(2) consider whether other jurisdictions have reached a more appropriate balance in respect of public hearings; and
(3) report on recommendations for the best practice legislative framework for the conduct of public hearings.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 24

Matthew Bach; Melina Bath; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nicholas McGowan; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell.

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

NOES, 15

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; Tom McIntosh; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

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

Question agreed to.

13 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (FACILITATION OF TIMELY REPORTING) BILL 2022 — Debate resumed on the question, That the Bill be now read a second time.

Trung Luu (for David Davis) circulated amendments *(GC40C)* proposed to be moved during Committee of the whole.

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

14 JOINT COMMITTEE — ROAD TRAUMA AND ROAD SAFETY — Bev McArthur moved, by leave, in an amended form, That —

(1) a Joint Committee be established to inquire into, consider and report to both Houses on any proposal, matter or thing concerned with —
   (a) road trauma;
   (b) safety on roads and related matters;
(2) the Committee shall consist of —
   (a) four Assembly members nominated by the Leader of the House in the Assembly and the Manager of Opposition Business in the Assembly;
   (b) three Council members nominated by the Leader of the Government in the Council and the Leader of the Opposition in the Council;
(3) the members be appointed by lodgement of the names with the Speaker and President no later than 28 March 2023;
(4) a majority of the members appointed pursuant to paragraph (2) will constitute a quorum of the Committee;
(5) the Committee may conduct all or any part of a meeting or public or private hearing by audio or audio visual link;
(6) the Committee shall operate under the provisions laid out under Joint Standing Order 15;
(7) the foregoing provisions of this resolution, so far as they are inconsistent with the Standing and Sessional Orders or practices of both Houses will have effect notwithstanding anything contained in the Standing and Sessional Orders or practices of both Houses; and
(8) a message be sent to the Legislative Assembly requesting their agreement.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 17

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

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

NOES, 22

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

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

Question negatived.

15 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (FACILITATION OF TIMELY REPORTING) BILL 2022 — Debate resumed on the question, That the Bill be now read a second time.

On the motion of Harriet Shing, the debate was adjourned until later this day.

Business interrupted at 5.15 pm, pursuant to Sessional Orders.

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

Business interrupted at 5.50 pm, pursuant to Sessional Orders.

17 PETITIONS (QUALIFYING FOR DEBATE) — AMEND THE HEALTH LEGISLATION (INFORMATION SHARING) BILL 2023 — David Limbrick moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

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

Debate ensued.

The Council adjourned at 6.40 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

Published under the authority of the Legislative Council, Parliament of Victoria

No. 10 — Thursday, 9 March 2023

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

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

Auditor-General — Maintaining Railway Assets Across Metropolitan Melbourne, March 2023 *(Ordered to be published).*

Crown Land (Reserves) Act 1978 — Order of 26 September 2022 giving approval to the granting of a licence at Treasury Gardens.

Jobs, Precincts and Regions Department — Report, 2021-22.

Parliamentary Committees Act 2003 — Government response to the Public Accounts and Estimates Committee's Report on the 2022-23 Budget Estimates.

Subordinate Legislation Act 1994 — Documents under section 15 in respect of Statutory Rule Nos. 13 and 15.

3 **SITTING OF THE COUNCIL** — Jaclyn Symes moved, That the Council, at its rising, adjourn until Tuesday, 21 March 2023.

Question — put and agreed to.

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

5 **BUSINESS POSTPONED** — Ordered — That the consideration of order of the day No. 1, for the resumption of debate on the motion for the address to the Governor in reply to the Governor's speech, and notices of motion, government business, Nos. 2 to 36, be postponed until later this day.

6 **HEALTH LEGISLATION AMENDMENT (INFORMATION SHARING) BILL 2023** — Debate resumed on the question, That the Bill be now read a second time.

Sonja Terpstra (for Lizzie Blandthorn) *(LB05C)* and David Limbrick *(DL44C and DL45C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put and agreed to.

Bill read a second time.

David Limbrick moved, That, pursuant to Standing Order 14.12(b), the Health Legislation Amendment (Information Sharing) Bill 2023 and all amendments that have been circulated for the Bill be referred to the Scrutiny of Acts and Regulations Committee for inquiry, consideration and report by Tuesday, 21 March 2023.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 17

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

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

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

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

Question negatived.

Bill committed to a Committee of the whole.

House in Committee.

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 ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Hemp industry grants (QwN 74)** — substantive and supplementary questions asked by David Ettershank — response from Jaclyn Symes due Friday, 10 March 2023.
- **Beach Energy Environment plan (QwN 76)** — substantive and supplementary questions asked by Sarah Mansfield — response from Ingrid Stitt due Tuesday, 14 March 2023.
- **Health IT systems – cyber security (QwN 78)** — substantive and supplementary questions asked by Rikkie-Lee Tyrrell — response from Lizzie Blandthorn due Tuesday, 14 March 2023.
- **Alternative practices to chick shredding (QwN 80)** — substantive and supplementary questions asked by Georgie Purcell — response from Jaclyn Symes due Friday, 10 March 2023.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

8 HEALTH LEGISLATION AMENDMENT (INFORMATION SHARING) BILL 2023 — Bill further considered in Committee of the whole.

Bill reported with amendments, the Report was adopted.

Lizzie Blandthorn moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

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

NOES, 16

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

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

Question agreed to.

Bill read a third time and passed.

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

9 ASSENT TO ACT — The President read a Message from the Governor informing the Council that she had, this day, given the Royal Assent to the following Act presented to her by the Clerk of the Parliaments:

Local Government (Moira Shire Council) Act 2023.

10 CHILDREN AND HEALTH LEGISLATION AMENDMENT (STATEMENT OF RECOGNITION, ABORIGINAL SELF-DETERMINATION AND OTHER MATTERS) BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Children, Youth and Families Act 2005, the Social Services Regulation Act 2021, the Child Wellbeing and Safety Act 2005, the Commission for Children and Young People Act 2012, the Magistrates' Court Act 1989, the Health Services Act 1988 and the Public Health and Wellbeing Act 2008, to make minor and consequential amendments to other Acts and for other purposes* and requesting the agreement of the Council.

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

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

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

Lizzie Blandthorn incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier (for Matthew Bach), the debate was adjourned for one week.

11 HERITAGE AMENDMENT BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Heritage Act 2017 to provide for exclusion determinations and to make other amendments to improve the operation of the Act and for other purposes* and requesting the agreement of the Council.

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

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

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

Lizzie Blandthorn incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier (for David Davis), the debate was adjourned for one week.

12 SELECT COMMITTEE — VICTORIA'S RECREATIONAL NATIVE BIRD HUNTING ARRANGEMENTS — Lizzie Blandthorn moved, That —

(1) a select committee of nine members be established to inquire into, consider and report by 31 August 2023 on Victoria's recreational native bird hunting arrangements, including but not limited to —
   (a) the operation of annual native bird hunting seasons;
   (b) arrangements in other Australian jurisdictions;
   (c) their environmental sustainability and impact on amenity;
   (d) their social and economic impact;
(2) the committee will consist of three members from the Government nominated by the Leader of the Government in the Legislative Council, three members from the Liberal-National Coalition nominated by the Leader of the Opposition in the Legislative Council and three members from among the remaining members in the Council;
(3) the members will be appointed by lodgement of the names with the President no later than 10 March 2023;
(4) the first meeting of the Committee will be held within one week of members' names being lodged with the President; and
(5) the Committee may proceed to the despatch of business notwithstanding that all members have not been appointed and notwithstanding any vacancy.

Debate ensued.

Business interrupted at 6.30 pm.

On the motion of Lee Tarlamis, the meal break scheduled for this day was suspended.

Debate continued.

David Limbrick moved, as an amendment, That in paragraph (1), **omit** "31 August 2023" and **insert** "31 October 2023" in its place.

Debate ensued.

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

The Council divided — The President in the Chair.

AYES, 15

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

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

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

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

Question negatived.

Original question — put.

The Council divided — The President in the Chair.

AYES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

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

NOES, 15

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

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

Question agreed to.

13 ADJOURNMENT — Lizzie Blandthorn moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.41 pm until Tuesday, 21 March 2023.

ROBERT McDONALD
Clerk of the Legislative Council

Published under the authority of the Legislative Council, Parliament of Victoria

COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 8, 9 and 10

HEALTH LEGISLATION AMENDMENT (INFORMATION SHARING) BILL 2023

Committed Thursday, 9 March 2023

Amendments circulated: Lizzie Blandthorn (LB05C) (see pp. 69-71), Georgie Crozier (GC37C, GC38C and GC43C) (see pp. 71-2) and David Limbrick (DL44C and DL45C) (see pp. 73-5)

Clauses 1 to 3 — put and agreed to.

Clause 4 — Lizzie Blandthorn moved amendment No. 1 *(LB05C)*.

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

Georgie Crozier moved amendment Nos. 1 to 3 *(GC37C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 18

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

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

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

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

Question negatived.

David Limbrick moved amendment No. 1 *(DL44C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 16

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

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

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

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

Question negatived.

Georgie Crozier moved amendment Nos. 1 and 2 *(GC38C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 16

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

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

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

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

Question negatived.

Lizzie Blandthorn moved amendment Nos. 2 and 3 *(LB05C)*.

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

Clause 4, as amended — put and agreed to.

Clauses 5 and 6 — put and agreed to.

Bill reported with amendments.

AMENDMENTS CIRCULATED IN RELATION TO —

1. HEALTH LEGISLATION AMENDMENT (INFORMATION SHARING) BILL 2023

Amendments circulated by Lizzie Blandthorn (LB05C)

1. Clause 4, page 4, after line 26 insert—

"***Privacy Management Framework*** means the Privacy Management Framework established under section 134ZT;".

2. Clause 4, page 14, line 17, omit "**1982**.'." and insert "**1982**.".

3. Clause 4, page 14, after line 17 insert—

"Division 6—Privacy Management Framework

134ZT Minister must establish Privacy Management Framework

(1) The Minister, by order published in the Government Gazette, must establish a Privacy Management Framework for the Electronic Patient Health Information Sharing System as soon as practicable after the day on which this Part comes into operation.

(2) In establishing the Privacy Management Framework, the Minister must consult with the following persons and bodies in relation to whether certain health information or classes of health information should require additional levels of protection under the Privacy Management Framework—

(a) relevant groups and organisations that represent the interests of patients, carers or health care workers;

(b) any relevant public sector body within the meaning of the **Public Administration Act 2004**;

(c) participating health services.

(3) The Privacy Management Framework must—

(a) specify categories of health information that are sensitive in nature and include a process to safeguard that information; and

(b) include a process to safeguard the identity of patients who may be at risk of harm, including patients who identify as being at risk of family violence; and

(c) include a process to facilitate patients accessing reports that specify who has accessed their health information through the Electronic Patient Health Information Sharing System; and

(d) include a process for regular audits and compliance checks of the Electronic Patient Health Information Sharing System.

(4) The Privacy Management Framework takes effect on—

(a) the day on which it is published in the Government Gazette; or

(b) a later day as specified in the order.

Note

Section 41A of the **Interpretation of Legislation Act 1984** provides that the power to make an instrument includes the power to repeal, revoke, rescind, amend, alter or vary the instrument in the exercise of that power.

134ZU Compliance with Privacy Management Framework

Any person who is authorised or permitted under this Part to access the Electronic Patient Health Information Sharing System must comply with the Privacy Management Framework to the extent reasonably practicable.

Division 7—Independent review of this Part

134ZV Independent review by expert panel

(1) The Minister must cause an independent review of the operation of this Part, including the Privacy Management Framework, to be conducted by an expert panel after the second anniversary of the day on which this Part comes into operation.

(2) The independent review must examine and make recommendations in relation to the following—

(a) whether health information is sufficiently protected;

(b) which health services should be participating health services for the purposes of this Part;

(c) the misuse of specified patient health information;

(d) the costs of compliance and the administrative burden imposed on participating health services by this Part;

(e) whether the Electronic Patient Health Information Sharing System is operating as intended.

(3) The independent review may examine and make recommendations in relation to the following—

(a) current issues and trends relating to health information systems;

(b) data management;

(c) information technology security;

(d) patient privacy;

(e) any other relevant matter.

(4) The independent review must be completed no later than the third anniversary of the day on which this Part comes into operation.

(5) The Minister must cause a copy of a report of the independent review to be laid before each House of Parliament no later than 3 sitting days after the day on which the final report of the independent review is given to the Minister.

(6) The Minister must consider any recommendations made by the independent review, including any recommendations to amend this Act, and within 18 months of receiving the final report—

(a) implement the recommendations made by the independent review; or

(b) advise Parliament why the recommendations have not been implemented.

134ZW Appointment of expert panel

(1) For the purposes of section 134ZV, the Minister must appoint 3 persons to form the expert panel.

(2) The Minister must ensure that each person appointed to the expert panel has experience in one or more of the following—

(a) human rights and privacy matters;

(b) legal and regulatory compliance;

(c) health information systems;

(d) clinical care;

(e) health care quality and patient safety;

(f) consumer or patient advocacy.

(3) The Minister must not appoint a person to the expert panel if the person is—

(a) a current employee or executive officer of a registered political party within the meaning of the **Electoral Act 2002**; or
(b) a current or former member of Parliament.'.".

Amendments circulated by Georgie Crozier (GC37C)

1. Clause 4, page 5, after line 17 insert—

"(3) In establishing and maintaining the Electronic Patient Health Information Sharing System, the Secretary must ensure that there is a mechanism to allow a person to opt-out of the Electronic Patient Health Information Sharing System in accordance with section 134ZLA.".

2. Clause 4, page 5, line 20, before "The" insert "(1)".

3. Clause 4, page 5, after line 24 insert—

"(2) The Electronic Patient Health Information Sharing System must not contain any health information about a person who has opted-out of the Electronic Patient Health Information Sharing System in accordance with section 134ZLA.".

4. Clause 4, page 5, line 27, omit "The" and insert "Subject to subsection (5), the".

5. Clause 4, page 6, after line 28 insert—

"(5) The Secretary must not specify health information in a notice published under subsection (1) about a person who has opted-out or made an application to opt-out of the Electronic Patient Health Information Sharing System in accordance with section 134ZLA.".

6. Clause 4, page 8, after line 26 insert—

"**134ZLA Person may opt-out of Electronic Patient Health Information Sharing System**

(1) A person who is or has been a patient in, or has received health services from, a participating health service, may apply to the Secretary not to be included on the Electronic Patient Health Information Sharing System.

(2) An application under subsection (1) must—

(a) be made in the prescribed manner; and

(b) be made in the prescribed form (if any); and

(c) include any prescribed particulars (if any).

(3) If a person makes an application under subsection (1), the Secretary must ensure that the Electronic Patient Health Information Sharing System does not include any health information about that person.

(4) If a person who is included on the Electronic Patient Health Information Sharing System subsequently makes an application under this section, the Secretary must ensure that any health information about that person is removed from the Electronic Patient Health Information Sharing System as soon as practicable.".

Amendments circulated by Georgie Crozier (GC38C)

1. Clause 4, page 13, line 26, omit "141." and insert "141.'.".

2. Clause 4, page 14, lines 1 to 17, omit all words and expressions on those lines.

Amendments circulated by Georgie Crozier (GC43C)

1. Clause 4, page 4, line 23, omit "**2022**; or" and insert "**2022**;".

2. Clause 4, page 4, lines 24 to 26, omit all words and expressions on these lines.

Amendments circulated by David Limbrick (DL44C)

1. Clause 4, page 5, after line 17 insert—

"(3) In establishing the Electronic Patient Health Information Sharing System, the Secretary must ensure that—

(a) there is a mechanism to allow a person to consent to be included in the Electronic Patient Health Information Sharing System in accordance with section 134ZL; and

(b) specified patient health information about a person is only collected, used and disclosed under this Part in accordance with that person's consent.".

2. Clause 4, page 6, after line 6 insert—

"(2A) The Secretary must not specify health information in a notice published under subsection (1) about a person who has not provided consent in accordance with section 134ZL.".

3. Clause 4, page 8, omit lines 16 to 26 and insert—

"**134ZL Consent**

(1) A participating health service may only collect, use or disclose specified patient health information about a person as permitted or authorised by this Part if that person has consented to being included in the Electronic Patient Health Information Sharing System.

(2) The Secretary may only collect, use or disclose specified patient health information about a person as permitted or authorised by this Part if that person has consented to being included in the Electronic Patient Health Information Sharing System.

(3) A person who is or has been a patient in, or has received health services from, a participating health service, may consent to being included in the Electronic Patient Health Information Sharing System in a form determined by the Secretary.

(4) A person may consent to some or all of the specified patient health information that is collected or held about them by a participating health service being included in the Electronic Patient Health Information Sharing System.

(5) If a person has consented to being included in the Electronic Patient Health Information Sharing System, that person may specify—

(a) which participating health services are authorised to access the Electronic Patient Health Information Sharing System under this Part in relation to that person; or

(b) that all participating health services are authorised to access the Electronic Patient Health Information Sharing System under this Part in relation to that person.

(6) A person may seek advice, including from a registered medical practitioner (whether or not employed by a participating health service), before giving consent under this section.

(7) The power to give consent under this section may be exercised on behalf of a person who is incapable of giving consent by an authorised representative of that person.

(8) For the purposes of subsection (7), a person is incapable of giving consent if that person—

(a) is under 18 years of age; or

(b) does not have decision-making capacity within the meaning of the **Medical Treatment Planning and Decisions Act 2016**.

(9) In this section, ***authorised representative*** has the same meaning as it has in section 85(6) of the **Health Records Act 2001**.".

Amendments circulated by David Limbrick (DL45C)

1. Clause 4, page 5, after line 24 insert—

"**134ZGA Audit function of Electronic Patient Health Information Sharing System**

The Secretary must establish and maintain an audit function that records access to specified patient health information in the Electronic Patient Health Information Sharing System.".

2. Clause 4, page 11, after line 20 insert—

"**134ZOA Person may apply for access report**

(1) A person who is or has been a patient in, or has received health services from, a participating health service, may apply to the Secretary for a report that sets out the information referred to in subsection (2).

(2) On request under subsection (1), the Secretary must provide to the applicant a report that sets out the following information—

(a) which participating health services have accessed specified patient health information about the applicant through the Electronic Patient Health Information Sharing System;

(b) whether the Secretary, or any person employed or engaged by the Secretary and authorised under section 134ZO, have accessed specified patient health information about the applicant through the Electronic Patient Health Information Sharing System;

(c) when specified patient health information in the Electronic Patient Health Information Sharing System about the applicant has been accessed by a person or entity referred to in paragraph (a) or (b);

(d) which participating health services have given specified patient health information about the applicant to the Secretary for the purposes of the Electronic Patient Health Information Sharing System.".

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 11, 12 and 13

No. 11 — Tuesday, 21 March 2023

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

2 QUESTION TIME —

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

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

- **Assistant Treasurer conflicts of interest (QwN 81)** — substantive and supplementary questions asked by David Davis — response from Jaclyn Symes due Thursday, 23 March 2023.
- **Monkey deaths (QwN 86)** — supplementary question asked by Georgie Purcell — response from Gayle Tierney due Wednesday, 22 March 2023.
- **TikTok installed on DEECA computers (QwN 87)** — substantive and supplementary questions asked by David Davis — response from Ingrid Stitt due Wednesday, 22 March 2023.
- **Policing of protests (QwN 88)** — substantive and supplementary questions asked by Aiv Puglielli — response from Enver Erdogan due Thursday, 23 March 2023.

* * * * *

QUESTION DIRECTED FOR FURTHER WRITTEN RESPONSE — The President directed a minister to provide a further written response to a question without notice pursuant to Standing Order 8.07 as follows:

- **Export of greyhounds (QwN 43)** — supplementary question asked by Georgie Purcell — response from Enver Erdogan due Thursday, 23 March 2023.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

3 COMMITTEE MEMBERSHIP — The President advised the House that James Newbury, Member for Brighton, resigned from the House Committee, effective from today.

4 PETITIONS —

IMMEDIATELY CEASE LOGGING — Samantha Ratnam presented a petition bearing 2,410 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to immediately close VicForests, stop all logging and bring forward, for immediate effect, the schemes to assist and retrain all employees affected by the closure *(Ordered to be tabled).*

* * * * *

IMMEDIATELY STOP LOGGING NATIVE AND PUBLIC FORESTS — Samantha Ratnam presented a petition bearing 666 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to immediately close VicForests, stop all logging of native and public forests and bring forward, for immediate effect, the schemes to assist and retrain all employees affected by the closure *(Ordered to be tabled).*

5 PAPERS —

COMMITTEE REPORT — SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sheena Watt tabled Alert Digest No. 2 of 2023 (including Appendices and Extracts of Proceedings) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

* * * * *

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

Municipal Association of Victoria — Report, 2021-22.

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

Boroondara Planning Scheme — Amendments C391 and C392.
Glen Eira Planning Scheme — Amendment C218.
Golden Plains Planning Scheme — Amendment C101.
Greater Bendigo Planning Scheme — Amendment C266.
Greater Geelong Planning Scheme — Amendment C451.
Greater Shepparton Planning Scheme — Amendment C244.
Indigo Planning Scheme — Amendment C78.
Merri-bek Planning Scheme — Amendment C201.
Moira Planning Scheme — Amendment C97.
Moyne Planning Scheme — Amendment C78.
Victoria Planning Provisions — Amendment VC229.
Yarra Ranges Planning Scheme — Amendment C215.

Statutory Rules under the following Acts —

Conservation, Forests and Lands Act 1987 — No. 14.
County Court Act 1958 — No. 16.
Planning and Environment Act 1987 — No. 17.
Subordinate Legislation Act 1994 — No. 15.

Subordinate Legislation Act 1994 — Documents under section 15 in respect of Statutory Rule Nos. 10, 14 and 16.

Financial Management Act 1994 — 2022-23 Mid-Year Financial Report (incorporating Quarterly Financial Report No. 2), March 2023 *(released on 10 March 2023 – a non-sitting day)*.

Wildlife Act 1975 — Wildlife (Prohibition of Game Hunting) Notice No. 1/2023 *(Gazette S112, 14 March 2023)*.

* * * * *

PROCLAMATION — The Clerk tabled a proclamation of the Governor in Council fixing an operative date for the following Act:

Major Crime and Community Safety Legislation Amendment Act 2022 — Part 4 — 3 April 2023 *(Gazette S116, 15 March 2023).*

6 PRODUCTION OF DOCUMENTS — ASSISTANT TREASURER BRIEFS ON THE BANKING AND FINANCIAL SERVICES CONTRACT — The Clerk tabled a letter from the Attorney-General, dated 21 March 2023, in response to a resolution of the Council on 8 March 2023 (on the motion of Georgie Crozier), relating to Assistant Treasurer briefs on the banking and financial services contract, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

7 BUSINESS OF THE COUNCIL — Samantha Ratnam moved, by leave, That the following general business take precedence on Wednesday, 22 March 2023 —

(1) notice of motion given this day by Georgie Purcell on digital tracking of racing greyhounds;

(2) notice of motion given this day by Georgie Crozier establishing a Select Committee to inquire into matters relating to the Independent Broad-based Anti-corruption Commission and the Integrity and Oversight Committee;

(3) order of the day No. 2, resumption of debate on the second reading of the Independent Broad-based Anti-corruption Commission Amendment (Facilitation of Timely Reporting) Bill 2022;

(4) notice of motion No. 16 standing in Melina Bath's name referring matters relating to Victoria's education system across government schools to the Legal and Social Issues Committee;

(5) notice of motion given this day by Sarah Mansfield on the production of documents relating to the Hydrogen Energy Supply Chain project;

(6) order of the day No. 3, resumption of debate on the second reading of the Children, Youth and Families Amendment (Raise the Age) Bill 2022;

and the resumption of debate on the address in reply to the Governor's speech be postponed until Thursday, 23 March 2023.

Question — put and agreed to.

8 MEMBERS' STATEMENTS — Members made statements.

9 BUSINESS POSTPONED — Ordered — That the consideration of order of the day No. 1, for the resumption of debate on the motion for the address to the Governor in reply to the Governor's speech, and notices of motion, Nos. 2 to 36, government business, be postponed until later this day.

10 HUMAN SOURCE MANAGEMENT BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Katherine Copsey *(KC03C)* 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.

11 HERITAGE AMENDMENT BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

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

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

Debate ensued.

The Council adjourned at 5.37 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 12 — Wednesday, 22 March 2023

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

2 PETITIONS —

STOP THE DEMOLITION OF THE BARAK BEACON PUBLIC HOUSING ESTATE TO SAVE $88 MILLION — Katherine Copsey presented a petition bearing 654 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to consider, investigate and respond to the feasibility study, report and plans by OFFICE regarding the Barak Beacon public housing estate, stop demolition activities on the estate so that any tenderer can consider the options put forward by OFFICE and allow all tenants to remain in their homes while the report and options put forward by OFFICE are considered *(Ordered to be tabled).*

* * * * *

WITHDRAW THE SUNSHINE STATION MASTERPLAN — Moira Deeming presented a petition bearing 366 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to withdraw the Sunshine Station Masterplan proposal and reopen the community consultation process to allow for consideration of alternative accessible means to facilitate active transport routes that are inclusive of all community members while maintaining the overpass' current utilisation *(Ordered to be tabled).*

3 PAPERS —

PAPERS PRESENTED BY ORDER OF THE COUNCIL — Wendy Lovell, by leave, presented the:

Department of the Legislative Council Report, 2021-22 *(Ordered to be tabled).*
Department of Parliamentary Services Report, 2021-22 *(Ordered to be tabled).*

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

Auditor-General — Fair Presentation of Service Delivery Performance 2022, March 2023 *(Ordered to be published)*.

Members of Parliament (Standards) Act 1978 — Returns submitted by Members of the Legislative Council — Ordinary Returns, 28 February 2023 *(Ordered to be published)*.

Subordinate Legislation Act 1994 — Documents under section 15 in respect of Statutory Rule No. 17.

Trust for Nature (Victoria) — Report, 2021-22.

Water Efficiency Labelling and Standards Act 2005 —

2020 Independent Review of the Water Efficiency Labelling and Standards Scheme and Intergovernmental Agreement.

Water Efficiency Labelling and Standards scheme, Report, 2021-22.

4 COMMITTEE MEMBERSHIP — Jaclyn Symes moved, by leave, That Rachel Payne be a member of the Integrity and Oversight Committee.

Debate ensued.

Question — put and agreed to.

5 BUSINESS OF THE COUNCIL — Georgie Crozier moved, by leave, That the resumption of debate on the second reading of the Public Administration and Planning Legislation Amendment (Control of Lobbyists) Bill 2023 replace the current order of the day No. 1, general business.

Question — put and agreed to.

6 COMMITTEE MEMBERSHIP — Georgie Crozier moved, by leave, That —

(1) Nicholas McGowan be a participating member of the Economy and Infrastructure Standing Committee;

(2) Gaelle Broad and Joe McCracken be participating members of the Environment and Planning Standing Committee; and

(3) Melina Bath and Wendy Lovell be participating members of the Legal and Social Issues Standing Committee.

Question — put and agreed to.

7 MEMBERS' STATEMENTS — Members made statements.

8 DIGITAL TRACKING OF RACING GREYHOUNDS — Georgie Purcell moved, That this House —

(1) notes that —

(a) there is no digital whole of life tracking scheme for Victorian racing greyhounds;

(b) the manual tracking of Victorian racing greyhounds increases the risk of greyhounds going missing, being illegally exported or illegally euthanised, and makes it more difficult to hold those responsible to account;

(c) a whole of life digital tracking scheme will improve Victorian greyhound welfare and ensure community expectations are met;

(2) calls on the Government to implement a digital system to improve greyhound traceability through an automated whole of life tracking system that —

(a) tracks every individual racing greyhound pre and post registration for racing, including puppies born into the industry that are never registered to race;

(b) provides the industry with the ability to account for every greyhound registered in Victoria;

(c) streamlines transparency and industry processes by providing one system for all industry transactions;
(d) provides accurate euthanasia data for all greyhounds, including those in the industry rehoming program, the Greyhound Adoption Program;
(e) uses integrated scanning technology to enable Greyhound Racing Victoria to record and track the location of every registered greyhound in Victoria, in real time, at every stage of their life, including when retired; and
(f) is supported by Greyhound Racing Victoria rules, requiring owners of pre-racing, racing, and retired greyhounds to regularly check-in every individual greyhound in their care via the digital tracking system.

Debate ensued.

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

Question — put and agreed to.

9 HEALTH LEGISLATION AMENDMENT (INFORMATION SHARING) BILL 2023 — The President read a Message from the Assembly informing the Council that they have agreed to the amendments made by the Council in this Bill.

10 SELECT COMMITTEE ON THE INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AND THE INTEGRITY AND OVERSIGHT COMMITTEE — Georgie Crozier moved, That —

(1) a Select Committee of six members be appointed to inquire into, take public evidence as required, report, and make recommendations, by 28 November 2023, on —
  (a) matters referred to in the letter, dated 15 December 2022, from the Commissioner of the Independent Broad-based Anti-corruption Commission (IBAC), the Hon. Robert Redlich AM KC, to the President of the Legislative Council and the Speaker of the Legislative Assembly, including but not limited to —
    (i) appropriate protocols and procedures to ensure the independence of performance audits of integrity agencies by the Integrity and Oversight Committee (IOC) and safeguards to prevent potential improper interference by committee members;
    (ii) the adequacy of the legislative framework for integrity agency performance audits under the *Independent Broad-based Anti-corruption Commission Act 2011* and the *Victorian Inspectorate Act 2011*;
    (iii) protocols for the handling of correspondence and reports passing between integrity agencies and the IOC;
    (iv) whether it is appropriate for the IOC or an independent performance auditor to seek access to information relating to current IBAC operations;
    (v) whether procedural fairness should be afforded to integrity agencies by the IOC;
    (vi) the structure, composition and operation of the IOC;
  (b) the adequacy of IBAC's funding and its effect on IBAC's capacity to discharge its functions relating to serious police misconduct and public sector corruption;

(c) the appropriateness of provisions in IBAC's legislation that limit the ability of IBAC to undertake public examinations;
(d) options for improving arrangements for the oversight of IBAC's operations by Parliament, the determination of IBAC's budget and IBAC's legislative charter;

(2) the Committee will consist of two members from the Government nominated by the Leader of the Government in the Council, two members from the Opposition nominated by the Leader of the Opposition in the Council, and two members from among the remaining members in the Council as agreed to by these members;
(3) the members will be appointed by lodgement of the names with the President no later than 4.00 pm two business days after the Council agrees to this resolution;
(4) the first meeting of the Committee must be held no later than 4.00 pm on the eighth business day after the Council agrees to this resolution;
(5) the Committee may proceed to the despatch of business notwithstanding that all members have not been appointed and notwithstanding any vacancy;
(6) four members of the Committee will constitute a quorum of the Committee;
(7) the Chair of the Committee will be a non-Government member and the Deputy Chair will be a Government member, and in the absence of any such nominations for the Deputy Chair, the position may be filled by another member of the Committee;
(8) the Committee will advertise its terms of reference and call for submissions and all such submissions received by the Committee will be treated as public documents unless the Committee orders otherwise;
(9) the Committee may commission persons to investigate and report to the Committee on any aspects of the inquiry;
(10) the Committee may commission persons to provide advice, including legal advice, to the Committee on any aspects of the inquiry;
(11) the presentation of a report or interim report of the Committee will not be deemed to terminate the Committee's appointment, powers or functions; and
(12) the foregoing provisions of this resolution, so far as they are inconsistent with the Standing Orders and Sessional Orders or practices of the Council, will have effect notwithstanding anything contained in the Standing or Sessional Orders or practices of the Council.

Debate ensued.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

11 QUESTION TIME —

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

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

- **Thomas Embling Hospital – staff safety (QwN 89)** — substantive question asked by Matthew Bach — response from Jaclyn Symes due Friday, 24 March 2023.
- **Closure of prison units (QwN 92)** — substantive question asked by Matthew Bach — response from Enver Erdogan due Thursday, 23 March 2023.

- **Princes Freeway, Gippsland (QwN 94)** — substantive question asked by Jeff Bourman — response from Harriet Shing due Friday, 24 March 2023.

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CONSTITUENCY QUESTIONS — Members asked constituency questions.

12 SELECT COMMITTEE ON THE INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AND THE INTEGRITY AND OVERSIGHT COMMITTEE — Debate continued on the question, That —

(1) a Select Committee of six members be appointed to inquire into, take public evidence as required, report, and make recommendations, by 28 November 2023, on —

(a) matters referred to in the letter, dated 15 December 2022, from the Commissioner of the Independent Broad-based Anti-corruption Commission (IBAC), the Hon. Robert Redlich AM KC, to the President of the Legislative Council and the Speaker of the Legislative Assembly, including but not limited to —

(i) appropriate protocols and procedures to ensure the independence of performance audits of integrity agencies by the Integrity and Oversight Committee (IOC) and safeguards to prevent potential improper interference by committee members;

(ii) the adequacy of the legislative framework for integrity agency performance audits under the *Independent Broad-based Anti-corruption Commission Act 2011* and the *Victorian Inspectorate Act 2011*;

(iii) protocols for the handling of correspondence and reports passing between integrity agencies and the IOC;

(iv) whether it is appropriate for the IOC or an independent performance auditor to seek access to information relating to current IBAC operations;

(v) whether procedural fairness should be afforded to integrity agencies by the IOC;

(vi) the structure, composition and operation of the IOC;

(b) the adequacy of IBAC's funding and its effect on IBAC's capacity to discharge its functions relating to serious police misconduct and public sector corruption;

(c) the appropriateness of provisions in IBAC's legislation that limit the ability of IBAC to undertake public examinations;

(d) options for improving arrangements for the oversight of IBAC's operations by Parliament, the determination of IBAC's budget and IBAC's legislative charter;

(2) the Committee will consist of two members from the Government nominated by the Leader of the Government in the Council, two members from the Opposition nominated by the Leader of the Opposition in the Council, and two members from among the remaining members in the Council as agreed to by these members;

(3) the members will be appointed by lodgement of the names with the President no later than 4.00 pm two business days after the Council agrees to this resolution;

(4) the first meeting of the Committee must be held no later than 4.00 pm on the eighth business day after the Council agrees to this resolution;

(5) the Committee may proceed to the despatch of business notwithstanding that all members have not been appointed and notwithstanding any vacancy;

(6) four members of the Committee will constitute a quorum of the Committee;

(7) the Chair of the Committee will be a non-Government member and the Deputy Chair will be a Government member, and in the absence of any such nominations for the Deputy Chair, the position may be filled by another member of the Committee;
(8) the Committee will advertise its terms of reference and call for submissions and all such submissions received by the Committee will be treated as public documents unless the Committee orders otherwise;
(9) the Committee may commission persons to investigate and report to the Committee on any aspects of the inquiry;
(10) the Committee may commission persons to provide advice, including legal advice, to the Committee on any aspects of the inquiry;
(11) the presentation of a report or interim report of the Committee will not be deemed to terminate the Committee's appointment, powers or functions; and
(12) the foregoing provisions of this resolution, so far as they are inconsistent with the Standing Orders and Sessional Orders or practices of the Council, will have effect notwithstanding anything contained in the Standing or Sessional Orders or practices of the Council.

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

13 COMMITTEE MEMBERSHIP — The Deputy President advised the House that Gary Maas, Member for Narre Warren South, resigned from the Integrity and Oversight Committee, effective from today.

14 PUBLIC ADMINISTRATION AND PLANNING LEGISLATION AMENDMENT (CONTROL OF LOBBYISTS) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

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

15 BUSINESS POSTPONED — Ordered — That the consideration of notice of motion, general business, No. 16, be postponed until later this day.

16 PRODUCTION OF DOCUMENTS — HYDROGEN ENERGY SUPPLY CHAIN PROJECT — Sarah Mansfield moved, That this House —

(1) notes the reports that the Minister for Trade and Investment was recently in Japan finalising funding for a coal to hydrogen project known as the Hydrogen Energy Supply Chain project;
(2) requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council, within three weeks of the House agreeing to this resolution —
    (a) any and all briefings related to the Hydrogen Energy Supply Chain project provided by the Department of Jobs, Skills, Industry and Regions, the Department of Energy, Environment and Climate Action, and any other agency or public official, to the Minister for Trade and Investment and the Minister for Climate Action, and any former related portfolios, since January 2020; and
    (b) all assessments, analyses, examinations, modelling and consultancy reports, created since January 2020 relating to the Hydrogen Energy Supply Chain project.

Debate ensued.

Question — put and agreed to.

17 CHILDREN, YOUTH AND FAMILIES AMENDMENT (RAISE THE AGE) BILL 2022 — Debate resumed on the question, That the Bill be now read a second time.

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

18 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.

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

20 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.01 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 13 — Thursday, 23 March 2023

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

2 PETITION — REINSTATE AGED CARE AT HOME SERVICES IN THE CITY OF WHITEHORSE — Georgie Crozier (for Matthew Bach) presented a petition bearing 3,815 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Minister for Local Government to request that the Whitehorse City Council review its decision to cease aged care at home services, consult widely with the community and conduct deliberations at an open session of the Council in accordance with the provisions of the *Local Government Act 2020 (Ordered to be tabled)*.

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

Auditor-General — Understanding Victoria's Contaminated Land, March 2023 *(Ordered to be published)*.

Barwon South West Waste and Resource Recovery Group — Minister's report of receipt of the 2021-22 Report.

Fire Rescue Victoria Act 1958 — Fire Services Implementation Monitor — Report, 2021-22, under section 142 of the Act.

Gippsland Waste and Resource Recovery Group — Minister's report of receipt of the 2021-22 Report.

Goulburn Valley Waste and Resource Recovery Group — Minister's report of receipt of the 2021-22 Report.

Grampians Central West Waste and Resource Recovery Group — Minister's report of receipt of the 2021-22 Report.

Loddon Mallee Waste and Resource Recovery Group — Minister's report of receipt of the 2021-22 Report.

North East Waste and Resource Recovery Group — Minister's report of receipt of the 2021-22 Report.

Metropolitan Waste and Resource Recovery Group — Report, 2021-22.

Occupational Health and Safety Act 2004 — Workplace Incidents Consultative Committee — Report 2021-22, under section 126B of the Act.

Parliamentary Committees Act 2003 — Government response to the Integrity and Oversight Committee's Report on the Inquiry into the education and prevention functions of Victoria's integrity agencies.

State Sport Centres Trust — Report, 2021-22.

Subordinate Legislation Act 1994 — Documents under section 15 in respect of Statutory Rule No. 18.

Victorian Environmental Assessment Council Act 2001 — Notice of request to the Victorian Environmental Assessment Council for an Assessment of the values of the Immediate Protection Areas in the Central Highlands and East Gippsland, under section 26C of the Act.

4 SITTING OF THE COUNCIL — Jaclyn Symes moved, That the Council, at its rising, adjourn until Tuesday, 2 May 2023.

Question — put and agreed to.

5 COMMITTEE MEMBERSHIP — Jaclyn Symes moved, by leave, That —

(1) Rachel Payne be a participating member of the Environment and Planning Standing Committee; and

(2) David Ettershank be a participating member of the Legal and Social Issues Standing Committee.

Debate ensued.

Question — put and agreed to.

6 MEMBERS' STATEMENTS — Members made statements.

7 BUSINESS POSTPONED — Ordered — That the consideration of order of the day No. 1, for the resumption of debate on the motion for the address to the Governor in reply to the Governor's speech, and notices of motion, Nos. 2 to 36, government business, be postponed until later this day.

8 HERITAGE AMENDMENT BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

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

Business interrupted at 12.00 noon.

9 QUESTION TIME —

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

* * * * *

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

- **Medicinal cannabis (QwN 98)** — substantive and supplementary questions asked by David Ettershank — response from Lizzie Blandthorn due Monday, 27 March 2023.
- **Government grants for community football clubs (QwN 102)** — substantive question asked by Rikkie-Lee Tyrrell — response from Harriet Shing due Monday, 27 March 2023.

CONSTITUENCY QUESTIONS — Members asked constituency questions.

10 EARLY CHILDHOOD EDUCATION AND CARE — Ingrid Stitt (for Sheena Watt) moved, That this House recognises that the Andrews Labor Government's ambitious overhaul of early childhood education and care, with a massive $9 billion investment over the next decade, will give kids the very best start in life and will make early education fairer for all Victorian families.

Debate ensued.

David Davis moved, as an amendment, That "families." be **omitted** and **replaced** with "families, but has failed to fully fund the required associated capital works leaving a blackhole in funding.".

Debate ensued.

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

11 HERITAGE AMENDMENT BILL 2023 — The order of the day was read for the resumption of debate on the question, That the Bill be now read a second time.

Question — put and agreed to.

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

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

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

Debate ensued.

The Council adjourned at 4.44 pm until Tuesday, 2 May 2023.

ROBERT McDONALD
Clerk of the Legislative Council

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LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 14, 15 and 16

No. 14 — Tuesday, 2 May 2023

1 The President took the Chair at 12.03 pm, read the Prayer and made an Acknowledgement of Country.

2 **THE LATE HONOURABLE GRAEME WEIDEMAN** — Jaclyn Symes moved, That this House expresses its sincere sorrow at the death, on 13 April 2023, of the Honourable Graeme Weideman, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Assembly for the electoral district of Frankston from 1976 to 1982 and 1992 to 1996, Member of the Legislative Assembly for the electoral district of Frankston South from 1985 to 1992 and as Minister for Tourism from 1981 to 1982.

Other members addressed the House.

Members rose in their places for one minute's silence as a mark of respect and the question was agreed to unanimously.

As a further mark of respect, the sitting was suspended for one hour.

[Sitting suspended from 12.22 pm to 1.28 pm]

3 **ASSENT TO ACTS** — The President read a Message from the Governor informing the Council that she had, on 28 March 2023, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

Health Legislation Amendment (Information Sharing) Act 2023
Heritage Amendment Act 2023.

4 **BUILDING LEGISLATION AMENDMENT BILL 2023** — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Building Act 1993, the Architects Act 1991, the Domestic Building Contracts Act 1995, the Building and Construction Industry Security of Payment Act 2002, the Victorian Civil and Administrative Tribunal Act 1998, the Sale of Land Act 1962, the Owners Corporations Act 2006, the Cladding Safety Victoria Act 2020 and for other purposes* and requesting the agreement of the Council.

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

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

Jaclyn Symes moved, That the Bill be now read a second time.

Jaclyn Symes incorporated the second reading speech in Hansard.

On the motion of David Davis, by leave, the debate was adjourned until later this day.

5 DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (MEDICALLY SUPERVISED INJECTING CENTRE) BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Drugs, Poisons and Controlled Substances Act 1981 in relation to the medically supervised injecting centre and for other purposes* and requesting the agreement of the Council.

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

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

Jaclyn Symes moved, That the Bill be now read a second time.

Jaclyn Symes incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier, by leave, the debate was adjourned until later this day.

6 JOINT SITTING — VICTORIAN HEALTH PROMOTION FOUNDATION AND VICTORIAN RESPONSIBLE GAMBLING FOUNDATION — The President announced receipt of —

(1) a letter from the Minister for Casino, Gaming and Liquor Regulation, dated 5 April 2023, requesting that arrangements be made for a joint sitting to elect three parliamentary members to the Board of the Victorian Responsible Gambling Foundation; and

(2) a letter from the Minister for Health, dated 13 April 2023, requesting that arrangements be made for a joint sitting to elect three parliamentary members to the Victorian Health Promotion Foundation.

7 COMMITTEE MEMBERSHIP — The President advised the House that Tim Read, Member for Brunswick, resigned from the Public Accounts and Estimates Committee, effective from today.

8 QUESTION TIME —

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

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

- **Parliamentary Budget Officer appointment (QwN 107)** — substantive question asked by David Davis — response from Jaclyn Symes due Thursday, 4 May 2023.
- **Ravenhall Correctional Centre (QwN 109)** — substantive and supplementary questions asked by Matthew Bach — response from Enver Erdogan due Wednesday, 3 May 2023.

- **Drug sniffer dogs – performance data (QwN 110)** — substantive and supplementary questions asked by David Limbrick — response from Enver Erdogan due Thursday, 4 May 2023.
- **Police enforcement – 420 picnic (QwN 112)** — substantive and supplementary questions asked by Aiv Puglielli — response from Enver Erdogan due Thursday, 4 May 2023.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 PETITION — FUNDING FOR THE WOMEN'S CENTRE FOR HEALTH AND WELLBEING ALBURY WODONGA — Wendy Lovell presented a petition bearing 156 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to rectify the funding shortfall to the Women's Centre for Health and Wellbeing in Albury Wodonga and increase its core funding *(Ordered to be tabled)*.

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

10 OPERATION DAINTREE IMPLEMENTATION (NO. 1) BILL 2023 — David Davis introduced *A Bill for an Act to begin implementing recommendations made by the Independent Broad-based Anti-corruption Commission in the Operation Daintree special report, including by amending the Public Administration Act 2004 and the Parliamentary Committees Act 2003*.

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

11 PAPERS —

PAPER PRESENTED BY ORDER OF THE COUNCIL — Harriet Shing, by leave, presented the University of Divinity Report, 2022 *(Ordered to be tabled)*.

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COMMITTEE REPORTS — SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled:

Alert Digest No. 3 of 2023 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

Report on the Statute Law Amendment Bill 2022 (including an Appendix) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

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

Bendigo Kangan Institute — Report, 2022.

Box Hill Institute — Report, 2022.

Chisholm Institute — Report, 2022.

Crown Land (Reserves) Act 1978 —

Order of 21 February 2023 giving approval to the granting of a licence at Gasworks Park Reserve.

Orders of 26 February 2023 giving approval to the granting of a lease and a licence at Balnarring Beach Foreshore Reserve.

Order of 13 April 2023 giving approval to the granting of a licence at Camberwell Gardens Reserve.

Order of 24 April 2023 giving approval of the granting of a lease at Albert Park.

Deakin University — Report, 2022.

Dhelkunya Dja Land Management Board — Minister's report of receipt of the 2021-22 Report.

Duties Act 2000 — Treasurer's Report of Foreign Purchaser Additional Duty Exemptions for 1 July 2022 to 31 December 2022, under section 3E of the Act.

Federation University Australia — Report, 2022.

Gordon Institute of TAFE (the Gordon) — Report, 2022.

Goulburn Ovens Institute of TAFE (GOTAFE) — Report, 2022.

Gunaikurnai Traditional Owner Land Management Board — Minister's report of receipt of the 2021-22 Report.

Holmesglen Institute — Report, 2022.

Independent Broad-based Anti-corruption Commission — Special Report on Operation Daintree, April 2023 *(released on 19 April 2023 – a non-sitting day) (Ordered to be published)*.

La Trobe University — Report, 2022.

Major Events Act 2009 — Major Sporting Event Order for the FIFA Women's World Cup 2023, dated 26 April 2023, under section 22 of the Act.

Melbourne Polytechnic — Report, 2022.

Monash University — Report, 2022.

Ombudsman — Councils and complaints: Glen Eira City Council's approach to contractor work, April 2023 *(released on 26 April 2023 – a non-sitting day) (Ordered to be published).*

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

Banyule Planning Scheme — Amendment C165.

Banyule, Boroondara, Cardinia, Casey, Kingston, Knox, Manningham, Nillumbik, Whittlesea and Yarra Planning Schemes — Amendment GC204.

Bayside Planning Scheme — Amendment C188.

Boroondara Planning Scheme — Amendment C396.

Brimbank Planning Scheme — Amendment C216.

Casey Planning Scheme — Amendment C292.

Darebin Planning Scheme — Amendments C213 and C215.

Glen Eira Planning Scheme — Amendment C220.

Glenelg Planning Scheme — Amendment C108.

Greater Dandenong Planning Scheme — Amendment C228.

Greater Shepparton Planning Scheme — Amendment C233.

Kingston Planning Scheme — Amendment C214.

Knox Planning Scheme — Amendment C200.

Latrobe Planning Scheme — Amendment C140.

Maribyrnong Planning Scheme — Amendment C176.

Maroondah Planning Scheme — Amendment C151.

Melbourne Planning Scheme — Amendment C450.

Melton Planning Scheme —Amendment C236.

Merri-bek Planning Scheme — Amendment C221.

Mildura Planning Scheme — Amendment C104.

Mitchell Planning Scheme — Amendment C164.
Moonee Valley Planning Scheme — Amendment C231.
Moorabool Planning Scheme — Amendments C101 and C107.
Mornington Peninsula Planning Scheme — Amendments C284, C296 and C297.
Mount Alexander Planning Scheme — Amendment C96.
Nillumbik Planning Scheme — Amendment C148.
Port Phillip Planning Scheme — Amendments C203 and C211.
Stonnington Planning Scheme — Amendment C304.
Victoria Planning Provisions — Amendment VC231.
Wangaratta Planning Scheme — Amendments C88 and C89.
Wellington Planning Scheme — Amendment C117.
Whitehorse Planning Scheme — Amendment C236.
Yarra Planning Scheme — Amendments C312 and C315.

Royal Melbourne Institute of Technology (RMIT University) — Report, 2022.

South West Institute of TAFE — Report, 2022.

State Concessions Act 2004 — Ministerial Orders of 19 April 2023, under section 7 of the Act —
Concession (Electricity Retailers) Order 2023.
Concession (Gas Retailers) Order 2023.
Concession (Local Government) Order 2023.
Concession (Water Corporations) Order 2023.

State Owned Enterprises Act 1992 — Constitution of Breakthrough Victoria Pty Ltd, under section 75 of the Act.

Statutory Rules under the following Acts —
Conservation, Forests and Lands Act 1987 — No. 18.
Drugs, Poisons and Controlled Substances Act 1981 — No. 20.
Retail Leases Act 2003 — No. 24.
Road Safety Act 1986 — Nos. 22 and 23.
Supreme Court Act 1986 — No. 21.
Victorian Civil and Administrative Tribunal Act 1998 — No. 19.
Victorian Energy Efficiency Target Act 2007 — No. 25.

Subordinate Legislation Act 1994 —
Documents under section 15 in respect of Statutory Rule Nos. 19, 20, 21, 22, 23, 24 and 25.
Legislative Instruments and related documents under section 16B in respect of —
Electricity Safety Act 1998 — Orders under section 120W exempting the following from section 120M(1)(c) of the Act —
AusNet Electricity Services.
Jemena Electricity Networks (Vic).
Service Victoria Identity Verification Standards under the Service Victoria Act 2018.

Sunraysia Institute of TAFE (SuniTAFE) — Report, 2022.

Swinburne University of Technology — Report, 2022.

TAFE Gippsland — Report, 2022.

Terrorism (Community Protection) Act 2003 — Inspection Report by the Victorian Inspectorate on Victoria Police records for the March to August 2022 period, under section 37D of the Act.

The University of Melbourne — Report, 2022.

Victoria University — Report, 2022.

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

Wildlife (Closure of Lake Elingamite Lake Reserve) Notice *(Gazette S199, 24 April 2023).*

Wildlife (Prohibition of Game Hunting) Notice No. 2 *(Gazette S195, 21 April 2023)* and Corrigendum to the Notice *(Gazette S196, 21 April 2023)*.

Wildlife (Prohibition of Indigenous Game Birds (Quail) Hunting) Notice *(Gazette S142, 27 March 2023)*.

William Angliss Institute of TAFE — Report, 2022.

Wodonga Institute of TAFE — Report, 2022.

Yorta Yorta Traditional Owner Land Management Board — Minister's report of receipt of the 2021-22 Report.

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

Response from the Minister for Transport and Infrastructure to the petition titled Withdraw the Sunshine Station Masterplan (Petition No. 471) (presented by Moira Deeming on 22 March 2023) *(released on 17 April 2023 – a non-sitting day).*

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PAPER TAKEN INTO CONSIDERATION — On the motion of David Davis, the Independent Broad-based Anti-corruption Commission's Special Report on Operation Daintree was ordered to be taken into consideration on the next day of meeting.

12 PRODUCTION OF DOCUMENTS — HYDROGEN ENERGY SUPPLY CHAIN PROJECT — The Clerk tabled a letter from the Attorney-General, dated 14 April 2023, in response to a resolution of the Council on 22 March 2023 (on the motion of Sarah Mansfield), relating to the Hydrogen Energy Supply Chain Project, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

13 BUSINESS OF THE COUNCIL — Georgie Crozier moved, by leave, That the following general business take precedence on Wednesday, 3 May 2023 —

(1) order of the day made this day, second reading of the Operation Daintree Implementation (No. 1) Bill 2023;

(2) notice of motion No. 48 standing in Wendy Lovell's name requiring a regional sitting of the Council to be held in central northern Victoria;

(3) notice of motion No. 37 standing in Jeff Bourman's name on the production of documents relating to seasonal changes to the 2023 duck hunting season;

(4) notice of motion No. 18 standing in Georgie Crozier's name referring matters relating to local government funding and service delivery to the Economy and Infrastructure Committee;

(5) order of the day No. 1, resumption of debate on the second reading of the Public Administration and Planning Legislation Amendment (Control of Lobbyists) Bill 2023;

and the resumption of debate on the address in reply to the Governor's speech be postponed until Thursday, 4 May 2023.

Question — put and agreed to.

14 MEMBERS' STATEMENTS — Members made statements.

15 BUSINESS POSTPONED — Ordered — That the consideration of order of the day No. 1, for the resumption of debate on the motion for the address to the Governor in reply to the Governor's speech and notices of motion, government business, Nos. 2 to 36, be postponed until later this day.

16 HUMAN SOURCE MANAGEMENT BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Jaclyn Symes *(JS27C)* 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.

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

Question — put.

The Council divided — The President in the Chair.

AYES, 21

John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

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

NOES, 14

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

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

Question agreed to.

Bill read a third time and passed.

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

17 JOINT SITTING — VICTORIAN HEALTH PROMOTION FOUNDATION AND VICTORIAN RESPONSIBLE GAMBLING FOUNDATION — The President read a Message from the Assembly informing the Council that they have agreed to meet the Council for the purpose of sitting and voting together to:

(1) elect three members of Parliament to the Victorian Health Promotion Foundation; and

(2) elect three members of Parliament to the Board of the Responsible Gambling Foundation;

and proposing that the time and place of such meeting be the Legislative Assembly Chamber on 3 May 2023 at 6.30 pm.

On the motion of Jaclyn Symes, by leave, the Assembly's Message was ordered to be taken into consideration forthwith.

Jaclyn Symes moved, That the House meets the Legislative Assembly for the purpose of sitting and voting together to —

(1) elect three members of Parliament to the Victorian Health Promotion Foundation;

(2) elect three members of Parliament to the Board of the Responsible Gambling Foundation;

and, as proposed by the Assembly, the time and place of the joint sitting be the Legislative Assembly Chamber on Wednesday, 3 May 2023 at 6.30 pm.

Question — put and agreed to.

Message sent to the Assembly informing them of the resolution.

18 ADDRESS IN REPLY TO GOVERNOR'S SPEECH — Debate resumed on the question, That That this House agrees to the following address to the Governor in reply to the Governor's speech:

GOVERNOR

We, the Legislative Council of Victoria assembled in Parliament, express our loyalty to Australia and the people of Victoria, and thank you for the speech which you have made to the Parliament.

We declare that we will faithfully carry out the important duties entrusted to us by the people of Victoria to advance the best interests of all sections of the community.

Question — put and agreed to.

Lee Tarlamis moved, That the address be presented to the Governor by the President accompanied by such members of the Council who may wish to attend.

Question — put and agreed to.

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

Debate ensued.

The Council adjourned at 6.08 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 15 — Wednesday, 3 May 2023

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

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

A Statutory Rule under the Corrections Act 1986 — No. 26.

Surveillance Devices Act 1999 — Inspection Report by the Victorian Inspectorate on surveillance device records inspected during the period 1 January 2022 to 30 June 2022, under section 30Q of the Act.

3 MEMBERS' STATEMENTS — Members made statements.

4 OPERATION DAINTREE IMPLEMENTATION (NO. 1) BILL 2023 — David Davis laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

David Davis moved, That the Bill be now read a second time.

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

5 REGIONAL SITTING IN CENTRAL NORTHERN VICTORIA — Wendy Lovell moved, That this House —

(1) acknowledges the serious impact of the recent floods in Victoria;

(2) meets and sits in a flood affected community in central northern Victoria for one day by April 2024;

(3) requires the President and the Clerk of the Legislative Council to consult with the Mitchell Shire Council, the Greater Shepparton City Council, the Campaspe Shire Council, other flood affected local government areas in northern Victoria and parliamentary staff, in relation to choosing an appropriate date and specific location for the regional sitting to occur; and

(4) authorises the President to do all things necessary to facilitate the Council sitting in central northern Victoria.

Debate ensued.

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

6 PRODUCTION OF DOCUMENTS — SEASONAL CHANGES TO THE 2023 DUCK HUNTING SEASON — Jeff Bourman moved, That this House —

(1) notes that —

(a) duck hunting in Victoria is tightly regulated by the Government;

(b) every year the Government engages relevant eminent scientists to provide data based on scientific principles to the Game Management Authority who produce a report outlining recommended seasonal changes based on that scientific evidence to the Government;

(c) the seasonal changes announced for the 2023 duck hunting season was incompatible with the report provided by the Game Management Authority which was based on the evidence from the Government scientists; and

(2) requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council, within four weeks of the House agreeing to this resolution, all documents relating to the 2023 seasonal changes to the duck hunting season for all ministers involved in the decision, including but not limited to the Minister for Outdoor Recreation, Minister for Environment, Minister for Agriculture and the Premier.

Debate ensued.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

7 QUESTION TIME —

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

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ANSWERS TAKEN INTO CONSIDERATION — On the motion of David Davis, the answers given by Ingrid Stitt to questions relating to engagement with charity organisations

regarding the impact of a waste levy (QwN 120) 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 a minister to provide a written response to questions without notice pursuant to Standing Order 8.07 as follows:

- **Destruction of waste animals in dairy industry (QwN 115)** — substantive and supplementary questions asked by Georgie Purcell — response from Jaclyn Symes due Friday, 5 May 2023.

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CONSTITUENCY QUESTIONS — Members asked constituency questions.

8 PRODUCTION OF DOCUMENTS — SEASONAL CHANGES TO THE 2023 DUCK HUNTING SEASON — Debate continued on the question, That this House —

(1) notes that —

(a) duck hunting in Victoria is tightly regulated by the Government;

(b) every year the Government engages relevant eminent scientists to provide data based on scientific principles to the Game Management Authority who produce a report outlining recommended seasonal changes based on that scientific evidence to the Government;

(c) the seasonal changes announced for the 2023 duck hunting season was incompatible with the report provided by the Game Management Authority which was based on the evidence from the Government scientists; and

(2) requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council, within four weeks of the House agreeing to this resolution, all documents relating to the 2023 seasonal changes to the duck hunting season for all ministers involved in the decision, including but not limited to the Minister for Outdoor Recreation, Minister for Environment, Minister for Agriculture and the Premier.

Question — put and agreed to.

9 REGIONAL SITTING IN CENTRAL NORTHERN VICTORIA — Debate resumed on the question, That this House —

(1) acknowledges the serious impact of the recent floods in Victoria;

(2) meets and sits in a flood affected community in central northern Victoria for one day by April 2024;

(3) requires the President and the Clerk of the Legislative Council to consult with the Mitchell Shire Council, the Greater Shepparton City Council, the Campaspe Shire Council, other flood affected local government areas in northern Victoria and parliamentary staff, in relation to choosing an appropriate date and specific location for the regional sitting to occur; and

(4) authorises the President to do all things necessary to facilitate the Council sitting in central northern Victoria.

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

On the motion of Lee Tarlamis, by leave, debate on the motion was extended by 15 minutes.

Debate continued.

Question — put and agreed to.

10 ECONOMY AND INFRASTRUCTURE COMMITTEE — LOCAL GOVERNMENT FUNDING AND SERVICE DELIVERY — Joe McCracken (for Georgie Crozier) moved, That this House requires the Economy and Infrastructure Committee to inquire into, consider and report, by 30 June 2024, on local government funding and service delivery in Victoria, including but not limited to —

(1) the effects of cost shifting from the state and federal governments to local councils in an examination of vertical and horizontal fiscal imbalances;

(2) the services local councils should, and should not, be delivering for their communities;

(3) whether local councils are adequately delivering on their core service delivery objectives;

(4) the overall revenue structure of local government;

(5) whether the existing revenue structure is sustainable and appropriate or if alternative models of funding would be more sustainable and appropriate;

(6) the accountability of local councils in the use of revenue to deliver core services; and

(7) any other related matters.

Debate ensued.

Gaelle Broad moved, as amendments —

1. **Omit** paragraphs (2) and (6).
2. In paragraph (5), after "appropriate;" **insert** "and".

Debate ensued.

Question — That the amendments moved by Gaelle Broad be agreed to — put and agreed to.

Question — That the motion, amended as follows, be agreed to — That this House requires the Economy and Infrastructure Committee to inquire into, consider and report, by 30 June 2024, on local government funding and service delivery in Victoria, including but not limited to —

(1) the effects of cost shifting from the state and federal governments to local councils in an examination of vertical and horizontal fiscal imbalances;

(2) whether local councils are adequately delivering on their core service delivery objectives;

(3) the overall revenue structure of local government;

(4) whether the existing revenue structure is sustainable and appropriate or if alternative models of funding would be more sustainable and appropriate; and

(5) any other related matters — put.

The Council divided — The President in the Chair.

AYES, 20

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

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

NOES, 17

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Tom McIntosh; Rachel Payne; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

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

Question agreed to.

11 PUBLIC ADMINISTRATION AND PLANNING LEGISLATION AMENDMENT (CONTROL OF LOBBYISTS) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

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

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

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

14 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 5.59 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 16 — Thursday, 4 May 2023

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

2 JOINT SITTING — VICTORIAN HEALTH PROMOTION FOUNDATION AND VICTORIAN RESPONSIBLE GAMBLING FOUNDATION — The President reported that the House met with the Legislative Assembly on Wednesday, 3 May 2023 and elected —

(1) Bridget Vallence, Kathleen Matthews-Ward and Tim Read to the Victorian Health Promotion Foundation for a three year term commencing immediately; and

(2) Kim O'Keeffe, Luba Grigorovitch and Michael O'Brien to the Board of the Victorian Responsible Gambling Foundation for the term specified in section 11 of the *Victorian Responsible Gambling Foundation Act 2011.*

3 PAPERS —

COMMITTEE REPORT — PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Michael Galea tabled a Report on the Appointment of a person to conduct the financial audit of the Victorian Auditor-General's Office from the Public Accounts and Estimates Committee *(Ordered to be published)*.

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

Subordinate Legislation Act 1994 — Documents under section 15 in respect of Statutory Rule No. 26.

4 SITTING OF THE COUNCIL — Lizzie Blandthorn moved, That the Council, at its rising, adjourn until Tuesday, 16 May 2023.

Question — put and agreed to.

5 MEMBERS' STATEMENTS — Members made statements.

6 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 2 to 69, be postponed until later this day.

7 DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (MEDICALLY SUPERVISED INJECTING CENTRE) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Georgie Crozier moved, as a reasoned amendment, That all the words after "That" be omitted and replaced with the words "this Bill be withdrawn and redrafted to prevent a Medically Supervised Injecting Centre from operating in near proximity to schools, childcare centres and community centres.".

Debate ensued.

Georgie Crozier *(GC47C)* and Aiv Puglielli *(AP02C)* circulated amendments proposed to be moved during Committee of the whole.

Business interrupted at 12.00 noon.

8 QUESTION TIME —

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

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

- **Albury Wodonga hospital (QwN 122)** — substantive question asked by Rikkie-Lee Tyrrell — response from Lizzie Blandthorn due Monday, 8 May 2023.
- **Epilepsy Foundation and Fight Parkinson's (QwN 126)** — substantive and supplementary questions asked by David Ettershank — response from Lizzie Blandthorn due Monday, 8 May 2023.
- **Duck season enforcement outcomes data (QwN 128)** — substantive and supplementary questions asked by Jeff Bourman — response from Harriet Shing due Monday, 8 May 2023.

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CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (MEDICALLY SUPERVISED INJECTING CENTRE) BILL 2023 — Debate continued on the question, That the Bill be now read a second time and on the reasoned amendment moved by Georgie Crozier, That all the words after "That" be omitted and replaced with the words "this Bill be withdrawn and redrafted to prevent a Medically Supervised

Injecting Centre from operating in near proximity to schools, childcare centres and community centres.".

David Ettershank *(DE01C)* circulated amendments proposed to be moved during Committee of the whole.

Question — That the reasoned amendment moved by Georgie Crozier be agreed to — put.

The Council divided — The President in the Chair.

AYES, 14

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

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

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

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

Question negatived.

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

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

House in Committee.

Business interrupted at 6.30 pm.

On the motion of Lee Tarlamis, the meal break scheduled for this day was altered from 60 minutes to 45 minutes.

[Sitting suspended from 6.30 pm to 7.15 pm]

Bill further considered in Committee of the whole.

Bill reported without amendment, the Report was adopted.

Harriet Shing moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

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

NOES, 14

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

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

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.

10 HUMAN SOURCE MANAGEMENT BILL 2023 — The President read a Message from the Assembly informing the Council that they have agreed to the amendments made by the Council in this Bill.

11 STATUTE LAW AMENDMENT BILL 2022 — The President read a Message from the Assembly informing the Council that they had agreed to this Bill without amendment.

12 DISABILITY AND SOCIAL SERVICES REGULATION AMENDMENT BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Disability Act 2006 in relation to the Secretary's functions, the sharing of information, residential services, restrictive practices, compulsory treatment and other related matters, to amend the Residential Tenancies Act 1997 in relation to SDA enrolled dwellings, to amend the Disability Service Safeguards Act 2018 in relation to registration requirements, to amend the Social Services Regulation Act 2021 in relation to interviews and hearings for WCES service users, powers of entry and other related matters, to make consequential amendments to other Acts and for other purposes* and requesting the agreement of the Council.

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

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

Jaclyn Symes moved, That the Bill be now read a second time.

Jaclyn Symes incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier, the debate was adjourned for one week.

Business interrupted at 10.00 pm.

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

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13 WATER LEGISLATION AMENDMENT BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Water and Catchment Legislation Amendment Act 2021 to make minor and technical amendments to that Act, to make minor related amendments to the Water Act 1989 and for other purposes* and requesting the agreement of the Council.

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

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

Jaclyn Symes moved, That the Bill be now read a second time.

Jaclyn Symes incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier (for David Davis), the debate was adjourned for one week.

14 ADJOURNMENT — Jaclyn Symes moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 10.42 pm until Tuesday, 16 May 2023.

ROBERT McDONALD
Clerk of the Legislative Council

Published under the authority of the Legislative Council, Parliament of Victoria

COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 14, 15 and 16

HUMAN SOURCE MANAGEMENT BILL 2023

Committed Tuesday, 2 May 2023

Amendments circulated: Matthew Bach (MAB25C) (see pp. 113-17), Katherine Copsey (KC03C and KC09C) (see pp. 117-19) and Jaclyn Symes (JS27C) (see pp. 119-27)

Clause 1 — Katherine Copsey *(KC09C)* and Matthew Bach *(MAB25C)* circulated amendments proposed to be moved during Committee of the whole.

Clauses 1 and 2 — put and agreed to.

Clause 3 — Jaclyn Symes moved amendment No. 1 *(JS27C)*.
Question — That the amendment be agreed to — put and agreed to.

Jaclyn Symes moved amendment Nos. 2 to 5 *(JS27C)*.
Question — That the amendments be agreed to — put and agreed to.

Matthew Bach moved amendment Nos. 2 to 4 *(MAB25C)*.
Question — That the amendments be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 14

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

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

NOES, 21

John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

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

Question negatived.

Clause 3, as amended — put and agreed to.

Clause 4 — Jaclyn Symes moved amendment No. 6 *(JS27C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 4, as amended — put and agreed to.

Clauses 5 to 9 — put and agreed to.

Clause 10 — Jaclyn Symes moved amendment Nos. 7 and 8 *(JS27C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 10, as amended — put and agreed to.

Clause 11 — put and agreed to.

Clause 12 — Jaclyn Symes moved amendment Nos. 9 and 10 *(JS27C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 12, as amended — put and agreed to.

Clauses 13 and 14 — put and agreed to.

Clause 15 — Jaclyn Symes moved amendment Nos. 11 and 12 *(JS27C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 15, as amended — put and agreed to.

New Clause 15A — Jaclyn Symes moved amendment No. 13 *(JS27C)*.
Question — That New Clause 15A stand part of the Bill — put and agreed to.

Clause 16 — Katherine Copsey moved amendment Nos. 5 and 6 *(KC03C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 16, as amended — put and agreed to.

Clause 17 — Katherine Copsey moved amendment Nos. 7 and 8 *(KC03C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 17, as amended — put and agreed to.

New Clause 17A — Katherine Copsey moved amendment No. 9 *(KC03C)*.
Question — That New Clause 17A stand part of the Bill — put and agreed to.

Clause 18 — Jaclyn Symes moved amendment No. 14 *(JS27C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 18, as amended — put and agreed to.

Clause 19 — put and agreed to.

Clause 20 — Katherine Copsey moved amendment No. 10 *(KC03C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 20, as amended — put and agreed to.

Clause 21 — Jaclyn Symes moved amendment No. 15 *(JS27C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 21, as amended — put and agreed to.

Clause 22 — put and agreed to.

Clause 23 — Jaclyn Symes moved amendment No. 16 *(JS27C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 23, as amended — put and agreed to.

Clause 24 — Jaclyn Symes moved amendment No. 17 *(JS27C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 24, as amended — put and agreed to.

Clause 25 — Jaclyn Symes moved amendment Nos. 18 to 20 *(JS27C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 25, as amended — put and agreed to.

Clause 26 — Jaclyn Symes moved amendment No. 21 *(JS27C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 26, as amended — put and agreed to.

Clause 27 — Jaclyn Symes moved amendment No. 22 *(JS27C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 27, as amended — put and agreed to.

Clause 28 — Jaclyn Symes moved amendment No. 23 *(JS27C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 28, as amended — put and agreed to.

Clause 29 — Jaclyn Symes moved amendment Nos. 24 and 25 *(JS27C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 25, as amended — put and agreed to.

Clause 30 — put and agreed to.

New Clauses 30A, 30B and 30C — Jaclyn Symes moved amendment No. 26 *(JS27C)*.
Question — That New Clauses 30A, 30B and 30C stand part of the Bill — put and agreed to.

Clauses 31 to 37 — put and agreed to.

Clause 38 — Jaclyn Symes moved amendment Nos. 27 and 28 *(JS27C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 38, as amended — put and agreed to.

Clause 39 — put and agreed to.

Clause 40 — Jaclyn Symes moved amendment No. 29 *(JS27C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 40, as amended — put and agreed to.

Clause 41 — Jaclyn Symes moved amendment No. 30 *(JS27C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 41, as amended — put and agreed to.

Clauses 42 to 44 — put and agreed to.

Clause 45 — Jaclyn Symes moved amendment No. 31 *(JS27C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 45, as amended — put and agreed to.

Clause 46 — put and agreed to.

Clause 47 — Jaclyn Symes moved amendment No. 32 *(JS27C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 47, as amended — put and agreed to.

Clauses 48 and 49 — put and agreed to.

Clause 50 — Jaclyn Symes moved amendment No. 33 *(JS27C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 50, as amended — put and agreed to.

Clause 51 — put and agreed to.

Clause 52 — Jaclyn Symes moved amendment Nos. 34 to 37 *(JS27C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 52, as amended — put and agreed to.

Clause 53 — put and agreed to.

Clause 54 — Jaclyn Symes moved amendment Nos. 38 to 42 *(JS27C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 54, as amended — put and agreed to.

Clause 55 — Jaclyn Symes moved amendment Nos. 43 and 44 *(JS27C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 55, as amended — put and agreed to.

Clauses 56 to 61 — put and agreed to.

Clause 62 — Jaclyn Symes moved amendment No. 45 *(JS27C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 62, as amended — put and agreed to.

Clauses 63 and 64 — put and agreed to.

Clause 65 — Katherine Copsey moved amendment No. 1 *(KC09C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 65, as amended — put and agreed to.

Clauses 66 to 72 — put and agreed to.

New Clause 72A — Jaclyn Symes moved amendment No. 46 *(JS27C)*.
Question — That New Clause 72A stand part of the Bill — put and agreed to.

Clauses 73 to 94 — put and agreed to.

Bill reported with amendments.

* * * * *

DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (MEDICALLY SUPERVISED INJECTING CENTRE) BILL 2023

Committed Thursday, 4 May 2023

Amendments circulated: Georgie Crozier (GC47C) (see pp. 127-30), David Ettershank (DE01C) (see pp. 130-7), David Limbrick (DL55C) (see pp. 137-8) and Aiv Puglielli (AP02C) (see pp. 138-43)

David Limbrick *(DL55C)* circulated amendments proposed to be moved during Committee of the whole.

Clause 1 — David Ettershank moved amendment Nos. 1 to 4 *(DE01C)*.
Question — That the amendments be agreed to — put and negatived.

Aiv Puglielli moved amendment Nos. 1 and 2 *(AP02C)*.
Question — That the amendments be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 7

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

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

NOES, 30

Matthew Bach; 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; Rikkie-Lee Tyrrell; Sheena Watt.

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

Question negatived.

David Limbrick moved amendment No. 1 *(DL55C)*.

Question — That the amendment be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 15

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

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

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Rikkie-Lee Tyrrell; Sheena Watt.

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

Question negatived.

Georgie Crozier moved amendment No. 1 *(GC47C)*.
Question — That the amendment be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 16

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

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

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

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

Question negatived.

Georgie Crozier moved amendment No. 2 *(GC47C)*.
Question — That the amendment be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 16

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

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

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

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

Question negatived.

Georgie Crozier moved amendment No. 3 *(GC47C)*.
Question — That the amendment be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 16

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

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

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

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

Question negatived.

Georgie Crozier moved amendment No. 4 *(GC47C)*.
Question — That the amendment be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 16

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

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

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

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

Question negatived.

Aiv Puglielli moved amendment No. 7 *(AP02C)*.
Question — That the amendment be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 7

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

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

NOES, 29

Matthew Bach; Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; 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; Rikkie-Lee Tyrrell; Sheena Watt.

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

Question negatived.

Aiv Puglielli moved amendment No. 8 *(AP02C)*.
Question — That the amendment be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 7

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

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

NOES, 29

Matthew Bach; Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; 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; Rikkie-Lee Tyrrell; Sheena Watt.

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

Question negatived.

Clause 1 — put and agreed to.

Clauses 2 to 37 — put and agreed to.

Bill reported without amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. HUMAN SOURCE MANAGEMENT BILL 2023

Amendments circulated by Matthew Bach (MAB25C)

1. **Suggested amendment to the Legislative Assembly -**
Clause 3, page 4, insert the following definition after line 9—

"***issuing authority*** means a person appointed under section 64A;".

2. Clause 3, page 4, insert the following definition after line 17—

"***lawyer*** means a person who is, or was previously—
(a) an Australian lawyer; or
(b) a foreign lawyer; or
(c) an Australian-registered foreign lawyer—
within the meaning of the Legal Profession Uniform Law (Victoria);".

3. Clause 3, page 5, line 29, omit all words and expressions on this line.

4. Clause 3, page 6, line 2, omit all words and expressions on this line.

5. **Suggested amendment to the Legislative Assembly -**
Clause 10, line 16, after "29" insert ", 29A".

6. **Suggested amendment to the Legislative Assembly -**
Clause 10, page 12, lines 9 to 12, omit all words and expressions on these lines.

NEW CLAUSES

7. Insert the following New Clauses after clause 11—

"**11A Prohibition on registering lawyers as human sources in certain circumstances**

The Chief Commissioner must not register a lawyer as a human source if the purpose of the registration is incompatible with the lawyer's obligations to maintain—
(a) legal professional privilege; or
(b) confidentiality; or
(c) any other ethical or professional duties.

11B Prohibition on engaging lawyers in certain human source activity

A police officer must not engage a lawyer in human source activity that is incompatible with the lawyer's obligations to maintain—
(a) legal professional privilege; or
(b) confidentiality; or

(c) any other ethical or professional duties.".

8. Clause 19, line 26, omit "condition." and insert "condition; and".

9. Clause 19, after line 26 insert—
"(iv) is not a lawyer.".

10. Clause 21, line 22, after "person" insert "(other than a lawyer in the circumstances specified in section 11A)".

11. Clause 23, line 3, after "sections" insert "11A,".

12. **Suggested amendment to the Legislative Assembly -**
Clause 23, page 25, after line 15 insert—
"(3) The registration of a person under this section does not take effect until it is confirmed by an issuing authority.".

13. Clause 26, lines 21 and 22, omit "**for the purpose of obtaining or disseminating privileged information**".

14. Clause 26, lines 24 to 27, omit "for the purpose of a police officer obtaining, or obtaining and disseminating, privileged information from the person".

15. **Suggested amendment to the Legislative Assembly -**
Clause 26, line 28, omit "a serious" and insert "an exceptional and compelling".

NEW CLAUSE

16. **Suggested amendment to the Legislative Assembly -**
Insert the following New Clause after clause 29—
"**29A Chief Commissioner must apply for confirmation of registration of reportable human source**
(1) Within 24 hours after registering a person as a reportable human source, the Chief Commissioner must apply to an issuing authority for confirmation of that registration.
(2) The Chief Commissioner must give the issuing authority all information that is relevant to the decision to register the person as a reportable human source, including any information of which the Chief Commissioner is aware that is adverse to the person being registered as a reportable human source.".

17. **Suggested amendment to the Legislative Assembly -**
Clause 30, line 18, omit "the Chief Commissioner registers" and insert "an issuing authority confirms the registration of".

18. **Suggested amendment to the Legislative Assembly -**
Clause 30, line 21, after "registration" insert "and confirmation".

19. Clause 31, line 19, after "person" insert "(other than a lawyer in the circumstances specified in section 11A)".

20. Clause 33, line 25, omit "section" (where secondly appearing) and insert "sections 11A and".

21. Clause 40, line 12, after "person" insert "(other than a lawyer in the circumstances specified in section 11A)".

22. Clause 41, line 3, after "section" insert "11A, section".

23. **Suggested amendment to the Legislative Assembly -**
Clause 41, after line 32 insert—

"(4) Subject to subsection (5), the registration of a person under this section remains in effect until the issuing authority confirms the registration of the person as a reportable human source.

(5) If the issuing authority does not confirm the registration of the person as a reportable human source within 2 business days after the registration of the person under this section, any information or assistance provided by the person while the subject of the emergency registration may not be used in any proceeding.".

24. **Suggested amendment to the Legislative Assembly -**
Clause 46, after line 25 insert—

"(ca) in the case of a registration made for the purpose of obtaining or disseminating privileged information, the Chief Commissioner is no longer satisfied of the matters in section 26(1)(a); or".

25. **Suggested amendment to the Legislative Assembly -**
Clause 58, omit this clause.

NEW CLAUSES

26. **Suggested amendment to the Legislative Assembly -**
Insert the following New Division after Division 1 of Part 5—

"Division 1A—Issuing authority

64A Appointment of issuing authority

(1) The Attorney-General, by instrument, may appoint a person as an issuing authority.

(2) An issuing authority must be—

(a) a former Supreme Court judge; or

(b) a former judge of a Supreme Court of another State or a Territory; or

(c) a former judge of the Federal Court of Australia.

(3) An instrument made under subsection (1) is a legislative instrument to which the **Subordinate Legislation Act 1994** applies.

(4) An appointment under this section of a former Supreme Court judge does not affect any pension or other rights or privileges that the person has as a former judge.

64B Functions and powers of issuing authority

(1) An issuing authority has the following functions—

(a) to confirm, or refuse to confirm, the registration of a person as a reportable human source;

(b) any other functions conferred on an issuing authority under any Act of law.

(2) An issuing authority has all the powers necessary to perform the issuing authority's functions.

(3) An issuing authority must not confirm the registration of a person as a reportable human source unless the issuing authority is satisfied that—

(a) there is an exceptional and compelling threat to—

(i) national security; or

(ii) the community; or

(iii) the life and welfare of any person; and

(b) the information that the person is expected to provide if registered as a reportable human source cannot be obtained through any other reasonable means.

(4) An issuing authority must not confirm the registration of a person as a reportable human source if, in the opinion of the issuing authority, the registration would be in contravention of, or is reasonably likely to lead to a contravention of, section 11A or 11B.

(5) If an issuing authority confirms or refuses to confirm the registration of a reportable human source, the issuing authority must immediately notify the Chief Commissioner of that decision.

(6) An issuing authority must confirm, or refuse to confirm, the registration of a person as a reportable human source within 2 business days after receiving the application to do so from the Chief Commissioner.

64C Terms and conditions of appointment

(1) The appointment of an issuing authority is to be for the period, not exceeding 3 years, set out in the instrument of appointment.

(2) The appointment of an issuing authority is to be on the terms and conditions set out in the instrument of appointment.

(3) An issuing authority is entitled to be paid the remuneration and allowances set out in the instrument of appointment.

(4) An issuing authority may be reappointed.

(5) The **Public Administration Act 2004** applies to an issuing authority.

64D Employment of staff

Without limiting section 64B(2), an issuing authority may employ under Part 3 of the **Public Administration Act 2004** any employees that are necessary to enable the issuing authority to perform the issuing authority's functions.

64E Confidentiality

(1) An issuing authority must not disclose information obtained, or that came to the person's knowledge, in the course of, or as a result of, the performance of the issuing authority's functions except as permitted by this Act.

(2) A person who assists an issuing authority must not disclose information obtained, or that came to the person's knowledge, in the course of, or as a result of, the person's role in assisting an issuing authority except as permitted by this Act.

64F Immunity

(1) An issuing authority is not personally liable for anything necessarily or reasonably done or omitted to be done in good faith—

(a) in the performance of a function or the exercise of a power under this Act; or

(b) in the reasonable belief that the act or omission was in the course of the performance of a function or the exercise of a power under this Act.

(2) Any liability resulting from an act or omission that, but for subsection (1), would attach to an issuing authority attaches instead to the State.".

Amendments circulated by Katherine Copsey (KC03C)

1. Clause 12, line 2, omit '**aged 14 years or under**'.

2. Clause 12, lines 4 and 5, omit 'who is aged 14 years or under'.

3. Clause 15, line 2, omit '**14 years of age or under**'.

4. Clause 15, line 4, omit 'aged 14 years or under'.

5. Clause 16, lines 8 to 12, omit all words and expressions on these lines and insert—

'(1) A police officer, during any interaction with a child concerning the potential registration of that child as a human source, must ensure the presence of at least one of the following—

(a) an Australian legal practitioner;'.

6. Clause 16, lines 24 to 31, omit all words and expressions on these lines and insert—

'(2) For the purposes of subsection (1), the police officer must—

(a) consult the child before determining who will be present during the interaction; and

(b) if an Australian legal practitioner is not to be present during the interaction, inform the child and the child's parent, guardian or independent person that the child may express their wish to have an Australian legal practitioner present at any time; and

(c) take reasonable steps to facilitate the child's wishes in this regard before any interaction with the child takes place or before any further interaction with the child takes place (as the case requires).'.

7. Clause 17, lines 3 to 8, omit all words and expressions on these lines and insert—

'(1) A police officer, during any interaction which constitutes human source activity with a child who is a human source, must ensure the presence of at least one of the following—

(a) an Australian legal practitioner;'.

8. Clause 17, lines 20 to 33, omit all words and expressions on these lines and insert—

'(2) For the purposes of subsection (1), the police officer must—

(a) consult the child before determining who will be present during the interaction; and

(b) if an Australian legal practitioner is not to be present during the interaction, inform the child and the child's parent, guardian or independent person that the child may express their wish to have an Australian legal practitioner present at any time; and

(c) take reasonable steps to facilitate the child's wishes in this regard before any interaction with the child takes place or before any further interaction with the child takes place (as the case requires).'.

NEW CLAUSE

9. Insert the following New Clause after clause 17—

'**17A Protections for a child—emergency registrations**

(1) A child is entitled to the presence of the following persons during any interaction between the child and a police officer concerning the potential registration of that child as a human source—

(a) an Australian legal practitioner;

(b) either—

(i) a parent or a guardian; or

(ii) if a parent or guardian is unavailable or it is not appropriate for a parent or guardian to attend, an independent person.

Example

It is not appropriate for a parent or guardian to be present if the child is to provide information about the parent or guardian or the presence of the child's parent or guardian may place the child or any other person at risk.

(2) A human source registered on an emergency registration who is a child is entitled to the presence of the persons specified in subsection (1)(a) and (b) during any interaction between the human source and a police officer concerning the child's role as a human source.

(3) A human source registered on an emergency registration who is a child is entitled to request the presence of a person referred to in subsection (1)(a) or (b) (or both) during any other interaction between the human source and a police officer.

(4) A police officer must inform the child of the entitlements in subsection (1) before any interaction concerning potential emergency registration of the child takes place between the human source and the police officer.

(5) A police officer must inform the child of the entitlements in subsections (2) and (3) before any interaction concerning registration or deactivation takes place between the human source and the police officer.

(6) The police officer must take reasonable steps to facilitate the presence of each person entitled to be present under subsection (1) or (2) or whose presence is requested under subsection (3).'.

10. Clause 20, after line 34 insert—

'(3A) If it is not appropriate for the parent or guardian to give consent to the child's registration, a police officer must ensure that an independent person is present at the time the child gives informed consent.'.

Amendments circulated by Katherine Copsey (KC09C)

1. Clause 65, after line 12 insert—

"**Note**

See section 5 of the **Independent Broad-based Anti-Corruption Commission Act 2011** in relation to the meaning of police personnel misconduct.".

Amendments circulated by Jaclyn Symes (JS27C)

1. Clause 3, after line 27 insert—

"***client legal privilege*** includes legal professional privilege;".

2. Clause 3, page 3, line 7, after "23," insert "30C,".

3. Clause 3, page 6, line 32, omit "application;" and insert "application; or".

4. Clause 3, page 6, after line 32 insert—

"(d) an application to the Supreme Court under section 30A;".

5. Clause 3, page 7, line 6, after "23" insert "or 30C".

6. Clause 4, line 33, after "register" insert ", or apply to the Supreme Court for authorisation to register,".

7. Clause 10, line 14, omit "23;" and insert "23 or 30C;".

8. Clause 10, after line 14 insert—

"(ab) the power to approve the making of an application under section 30A;".

9. Clause 12, line 2, omit "**aged 14 years or under**".

10. Clause 12, lines 4 and 5, omit "who is aged 14 years or under".

11. Clause 15, line 2, omit "**14 years of age or under**".

12. Clause 15, line 4, omit "aged 14 years or under".

NEW CLAUSE

13. Insert the following New Clause after clause 15—

"**15A Prohibition on tasking a human source where information subject to client legal privilege**

A police officer must not task a human source who is registered for the purpose of a police officer obtaining, or obtaining and disseminating, information from the human source that is subject to—

(a) client legal privilege; or

(b) client legal privilege in respect of which there is an exception to the privilege.".

14. Clause 18, line 8, after "register" insert ", or apply to the Supreme Court for authorisation to register,".

15. Clause 21, page 22, before line 1 insert—

"(1A) A police officer must not apply to the Chief Commissioner to register as a reportable human source a person who is reasonably expected to have access to information that is subject to client legal privilege or information in respect of which there is an exception to client legal privilege, for the purpose of obtaining, or obtaining and disseminating, information of that kind.".

16. Clause 23, after line 22 insert—

"(1A) The Chief Commissioner must not register a person as a reportable human source under this section if—

(a) the person is reasonably expected to have access to—

(i) information that is subject to client legal privilege; or

(ii) information in respect of which there is an exception to client legal privilege; and

(b) the purpose of the registration is for a police officer to obtain, or to obtain and disseminate, information that is subject to client legal privilege or information in respect of which there is an exception to client legal privilege.".

17. Clause 24, line 22, after "Monitor" insert "to the Chief Commissioner".

18. Clause 25, line 28, after "source" insert "under section 23".

19. Clause 25, page 26, line 7, after "source" insert "under section 23".

20. Clause 25, page 26, line 10, after "source" insert "under section 23".

21. Clause 26, page 27, lines 5 to 8, omit all words and expressions and insert—

"(2) Subsection (1) does not apply if the information that the person is to be registered to provide is subject to—

(a) client legal privilege; or

(b) an exception to client legal privilege or any other privilege.".

22. Clause 27, line 12, after "source" insert "under section 23".

23. Clause 28, line 3, omit "The" and insert "Subject to any conditions imposed by the Supreme Court under section 30B, the".

24. Clause 29, line 12, after "months" insert "or, if applicable, the period fixed by the Supreme Court".

25. Clause 29, line 15, omit "the registration" and insert "a registration under section 23".

NEW CLAUSES

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

"**Division 3A—Application to Supreme Court to register a person as a reportable human source for certain purposes**

30A Application to Supreme Court for the registration of a person as a reportable human source for certain purposes

(1) A police officer, with the approval of the Chief Commissioner, may apply to the Supreme Court for an order authorising the Chief Commissioner to register a person as a reportable human source for the purpose of a police officer obtaining, or obtaining and disseminating, information that is subject to client legal privilege or information in respect of which there is an exception to client legal privilege if the police officer is reasonably satisfied—

(a) that the use of the person as a human source—

(i) is necessary to achieve a legitimate law enforcement objective; and

(ii) is proportionate to that objective; and

(b) that the risks associated with the person's registration as a human source have been identified and can be adequately managed; and

(c) that the registration of the person as a reportable human source is otherwise appropriate and justified; and

(d) of either of the following—

(i) that—

(A) there is a serious and imminent threat to national security, the health or safety of the public or a section of the public, the life of a person or of serious physical harm to a person; and

(B) registering the person as a reportable human source is immediately necessary to respond to the threat; and

(C) the information or assistance that the person is expected to provide if registered as a reportable human source cannot be obtained through any other reasonable means; or

(ii) the information is subject to an exception to client legal privilege of a kind that permits its disclosure to law enforcement officers.

(2) An application must—

(a) specify the name of the applicant; and

(b) specify the name of the person in respect of whom the application is made; and

(c) specify the information proposed to be obtained, or obtained and disseminated; and

(d) specify the reasons why the information is likely to be the subject of client legal privilege or subject to an exception to client legal privilege; and

(e) specify the required duration of the registration; and

(f) if the application is made in writing, be signed by the police officer making the application; and

(g) unless the police officer making the application reasonably believes it would be impracticable to do so, be supported by an affidavit setting out the grounds on which the application is made.

(3) If the police officer making an application under this section reasonably believes that it is impracticable for the application to be made in person, the application may be made by telephone or other electronic communication.

(4) An application that is made without a supporting affidavit must be accompanied by any information requested by the court.

(5) A police officer who makes an application without a supporting affidavit must provide a supporting affidavit within 24 hours after making the application.

30B Supreme Court may authorise the registration of a person as a reportable human source for certain purposes

(1) The Supreme Court may make an order of a kind referred to in section 30A(1) only if the court is reasonably satisfied—

(a) that the use of the person as a human source—

(i) is necessary to achieve a legitimate law enforcement objective; and

(ii) is proportionate to that objective; and

(b) that the risks associated with the person's registration as a human source have been identified and can be adequately managed; and

(c) that the registration of the person as a reportable human source is otherwise appropriate and justified; and

(d) of either of the following—

(i) that—

(A) there is a serious and imminent threat to national security, the health or safety of the public or a section of the public, the life of a person or of serious physical harm to a person; and

(B) registering the person as a reportable human source is immediately necessary to respond to the threat; and

(C) the information or assistance that the person is expected to provide if registered as a reportable human source cannot be obtained through any other reasonable means; or

(ii) the information is subject to an exception to client legal privilege of a kind that permits its disclosure to law enforcement officers; and

(e) in the case of an application that is not made in person, that it would have been impracticable for the application to be made in person; and

(f) in the case of an application that is not supported by an affidavit, that it would have been impracticable for an affidavit to have been prepared and sworn or affirmed before the application was made.

(2) In considering whether the court is reasonably satisfied of the matters specified in subsection (1), the court must consider the following—

(a) whether the person is reasonably expected to have access to privileged information or privileged information in respect of which there is an exception to the privilege and, if so, whether that information is related to the information the person is expected to provide to a police officer if registered as a reportable human source;

(b) whether the person is reasonably expected to have access to information that is subject to a legal obligation of confidentiality and, if so, whether that information is related to the information the person is expected to provide to a police officer if registered as a reportable human source;

(c) any specialist advice regarding the registration of the person as a reportable human source;

(d) the person's age;

(e) the person's health, including the person's mental and physical health;

(f) the purpose for which the person is proposed to be registered as a reportable human source;

(g) the conditions that would be imposed on the registration;

(h) the length of time for which the person is proposed to be registered as a reportable human source;

(i) mitigation of any risk to the safety of the person if the person is registered as a reportable human source;

(j) the adequacy of the risk assessment and any other material provided in support of the application;

(k) any rewards that are proposed to be given to the person if registered as a reportable human source;

(l) if the person is a child—

(i) whether registration as a reportable human source is in the best interests of the child; and

(ii) any expected impact of registration on the child's wellbeing; and

(m) any submissions made to the court by the Public Interest Monitor.

(3) An order must specify—

(a) whether the information that is proposed to be obtained, or obtained and disseminated, is likely to be subject to client legal privilege or an exception to client legal privilege of a kind that permits its disclosure to law enforcement officers; and

(b) the purpose for which the Chief Commissioner may register the person as a reportable human source; and

(c) the date of making of the order; and

(d) the maximum period for which the registration of the person in respect of whom the application is made may be in effect, being a period that is not longer than 7 days; and

(e) any conditions to which the order is subject.

(4) An order must not—

(a) authorise the registration of a person as a reportable human source for the purpose of tasking the person; or

(b) be varied, extended or renewed.

(5) If an order is not made in writing, the court must provide the police officer with a copy of the order as soon as it is practicable to do so.

(6) An application under this section must not be heard in open court.

30C Chief Commissioner may register a person as a reportable human source following court order

(1) The Chief Commissioner may register a person as a reportable human source if the Supreme Court makes an order under section 30B authorising the Chief Commissioner to register the person.

(2) Before registering the person, the Chief Commissioner must ensure that the person has given informed consent to the registration and that the Chief Commissioner has a record of that person's informed consent, as required by section 20.".

27. Clause 38, line 18, after "registration" insert "or a registration under section 30C".

28. Clause 38, line 30, after "registration" insert "or a registration under section 30C".

29. Clause 40, after line 20 insert—

"(1A) A police officer must not apply to the Chief Commissioner for emergency registration of a person as a human source a person who is reasonably expected to have access to information that is subject to client legal privilege or information in respect of which there is an exception to client legal privilege, for the purpose of obtaining, or obtaining and disseminating, information of that kind.".

30. Clause 41, after line 21 insert—

"(1A) The Chief Commissioner must not register a person as a human source on an emergency registration application if—

(a) the person is reasonably expected to have access to—

(i) information that is subject to client legal privilege; or

(ii) information in respect of which there is an exception to client legal privilege; and

(b) the purpose of the registration is for a police officer to obtain, or to obtain and disseminate, information that is subject to client legal privilege or information in respect of which there is an exception to client legal privilege.".

31. Clause 45, after line 20 insert—

"(4) Despite subsection (3), in the case of a registration under section 30C that is the subject of a further application to the Supreme Court under section 30A, the Chief Commissioner must suspend the registration of the human source at the expiry of the registration period determined under section 29(1) until the further application has been determined by the court.".

32. Clause 47, page 44, line 2, after "registration" insert "unless a human source registered under an emergency registration has unexpectedly provided information which is subject to client legal privilege or information that is subject to client legal privilege in respect of which there is an exception to the privilege".

33. Clause 50, line 24, after "23," insert "30C,".

34. Clause 52, line 8, after "source" insert "under section 23".

35. Clause 52, after line 17 insert—

"(ab) to appear at the hearing of an application under section 30A to test the content and sufficiency of the information relied on and the circumstances of the application;".

36. Clause 52, page 47, line 20, omit "(a)." and insert "(a); and".

37. Clause 52, page 47, after line 20 insert—

"(c) for the purpose of performing the function under subsection (1)(ab)—

(i) make submissions to the court by telephone or other electronic communication; and

(ii) ask questions of any person giving information in relation to the application; and

(iii) make submissions to the Supreme Court as to the appropriateness of granting the application.".

38. Clause 54, line 11, omit "an application" and insert "any application".

39. Clause 54, after line 12 insert—

"(1A) The Chief Commissioner, as soon as practicable after the making of an application under section 30A and in accordance with the regulations (if any), must provide the Public Interest Monitor with—

(a) a copy of the application; and

(b) a copy of any affidavit in support of the application and of any information provided to the court.".

40. Clause 54, line 18, after "is made" insert "to the Chief Commissioner or the Supreme Court".

41. Clause 54, line 19, after "Commissioner" insert "or the Supreme Court".

42. Clause 54, line 20, after "application" insert "(as the case requires)".

43. Clause 55, line 5, after "source" insert "under section 23".

44. Clause 55, line 17, after "source" insert "under section 23".

45. Clause 62, page 55, after line 13 insert—

"(ga) the number of times the Public Interest Monitor was notified under section 54 of an application to the Supreme Court under section 30A; and".

NEW CLAUSE

46. Insert the following New Clause after clause 72—

"**72A Chief Commissioner to report on applications to the Supreme Court**

The Chief Commissioner must give a report to IBAC at least once every 3 months which specifies the number of applications made under section 30A and, of those—

(a) the number that were granted by the court; and

(b) the number that were refused and the reasons each was refused.".

2. DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (MEDICALLY SUPERVISED INJECTING CENTRE) BILL 2023

Amendments circulated by Georgie Crozier (GC47C)

1. Clause 1, page 2, after line 33 insert—

"(ea) to require that the Secretary must not issue a medically supervised injecting centre licence for a facility unless—

(i) the facility is at least 250 metres away from the nearest school or service of a specified kind; and

(ii) the Secretary is satisfied that the facility is suitable for use as a licensed medically supervised injecting centre—

and to provide for various consequences if a facility ceases to meet these standards; and".

2. Clause 1, page 3, line 1, omit "a further review" and insert "further reviews".

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

"(fa) to provide—

(i) that the Secretary must not issue a medically supervised injecting centre licence to a person unless satisfied that the person is a fit and proper person to hold the licence; and

(ii) that a person must not be appointed as a director or supervisor of the licensed medically supervised injecting centre unless the person making the appointment is satisfied that the proposed appointee is a fit and proper person to be a director or supervisor; and".

4. Clause 1, page 3, after line 7 insert—

"(ga) to require the holder of a medically supervised injecting centre licence to prepare an annual report that will be laid before each House of the Parliament; and".

5. Clause 2, after line 17 insert—

"(1AA) This Part comes into operation on the day after the day on which this Act receives the Royal Assent.

(1AAB) Part 5A comes into operation on 1 July 2024.".

6. Clause 2, line 18, omit "this Act comes" and insert "the remaining provisions of this Act come".

7. Clause 2, line 20, omit "of this Act" and insert "referred to in subsection (1)".

8. Clause 10, line 21, omit "55J(1)" and insert "55J(1AA) or (1)".

9. Clause 12, line 33, after "subsection" insert "(1AA) or".

NEW CLAUSES

10. Insert the following New Part after Part 5—

'Part 5A—Suitability of premises

26A Medically supervised injecting centre may be licensed

(1) Before section 55C(2)(a) of the Principal Act **insert**—

"(aa) the nearest place mentioned in subsection (2A) is at least 250 metres from the facility; and

(aab) the Secretary is satisfied that the facility at the permitted site will be suitable for use as a licensed medically supervised injecting centre, having regard to—

(i) public health and safety; and

(ii) the visibility of the facility from any road (within the meaning of the **Road Management Act 2004**); and

(iii) how close the facility is to a place mentioned in subsection (2A); and

(iv) any other prescribed matter; and".

(2) After section 55C(2) of the Principal Act **insert**—

"(2A) Subsection (2)(aa) and (aab)(iii) apply to the following places—

(a) a school;

(b) a place at which a children's service (within the meaning of the **Children's Services Act 1996**) operates;

(c) a place at which an education and care service (within the meaning of the Education and Care Services National Law (Victoria)) educates or cares for children.".

26B Disciplinary action

Before section 55I(1)(a) of the Principal Act **insert**—

"(aa) a facility for which a medically supervised injecting centre licence has been issued is no longer suitable for use as a licensed medically supervised injecting centre, having regard to the matters set out in section 55C(2)(aab); or".

26C Secretary's power to revoke licence

(1) After the heading to section 55J of the Principal Act **insert**—

"(1AA) The Secretary must revoke a medically supervised injecting centre licence if the facility for which the licence was issued is no longer at least 250 metres from the nearest place mentioned in section 55C(2A).".

(2) Before section 55J(a)(i) of the Principal Act **insert**—

"(iaa) the facility for which the medically supervised injecting centre licence was issued is no longer suitable for use as a licensed medically supervised injecting centre, having regard to the matters set out in section 55C(2)(aab); or".'.

11. Clause 29, line 13, omit "**Second review**" and insert "**Further reviews**".

12. Clause 29, line 15, omit "The" and insert "At the end of each applicable period under subsection (2), the".

13. Clause 29, lines 27 to 29, omit all words and expressions on these lines and insert—

"(2) The applicable periods are—

(a) the period of 4 years beginning on the commencement of Part 6 of the **Drugs, Poisons and Controlled Substances Amendment (Medically Supervised Injecting Centre) Act 2023**; and

(b) each subsequent period of 4 years.

(2A) A review under subsection (1) for an applicable period may be completed whether or not a medically supervised injecting centre licence that is in force at any time during that period ceases to have effect during or after that period.".

14. Clause 29, page 22, lines 1 to 5, omit all words and expressions on these lines.

15. Clause 29, page 22, line 8, omit "the review" and insert "a review under this section".

16. Clause 29, page 22, lines 21 and 22, omit "the review" and insert "a review under this section".

NEW CLAUSES

17. Insert the following New Part after Part 6—

'Part 6A—Fit and proper person tests

29A Meaning of director and supervisor of licensed medically supervised injecting centre

After section 55B(3) of the Principal Act **insert**—

"(3A) A person must not be appointed as described in subsection (1) or (2), or permitted to act in a role as described in subsection (3), unless the person making that appointment, or giving that permission, is satisfied that the

person to be appointed or permitted to act is a fit and proper person to be appointed or permitted to act.".

29B Medically supervised injecting centre may be licensed

After section 55C(2)(a) of the Principal Act **insert**—

"(ab) the proposed licensee is a fit and proper person to hold the licence; and".'.

NEW CLAUSES

18. Insert the following New Part after Part 7—

'Part 7A—Annual reporting

30A New section 55JB inserted

Before the heading to Division 3 of Part IIA of the Principal Act **insert**—

"**55JB Licensee's annual report**

(1) As soon as practicable after the end of a financial year, the holder of a medically supervised injecting centre licence must prepare a report setting out how the operation of the licensed medically supervised injecting centre has advanced the object of this Part in that financial year.

(2) As soon as practicable after completing a report under subsection (1), the licensee must provide the report to the Minister.

(3) The Minister must cause a copy of a report under subsection (1) to be laid before each House of the Parliament within 3 sitting days of that House after receiving it.".'.

Amendments circulated by David Ettershank (DE01C)

1. Clause 1, after line 4 insert—

'(aa) to provide for a change in terminology from "medically supervised injecting centre" to "overdose prevention and recovery centre"; and'.

2. Clause 1, lines 5 and 6, omit "medically supervised injecting" and insert "overdose prevention and recovery".

3. Clause 1, lines 8 and 9, omit "a medically supervised injecting" and insert "an overdose prevention and recovery".

4. Clause 1, page 2, lines 7 and 8, omit "medically supervised injecting" and insert "overdose prevention and recovery".

5. Clause 1, page 2, line 13, omit "medically supervised injecting" and insert "overdose prevention and recovery".

6. Clause 1, page 2, lines 28 and 29, omit "a medically supervised injecting" and insert "an overdose prevention and recovery".

7. Clause 1, page 2, line 32, omit "medically supervised injecting" and insert "overdose prevention and recovery".

8. Clause 1, page 3, line 2, omit "medically supervised injecting" and insert "overdose prevention and recovery".

9. Clause 1, page 3, line 7, omit "medically supervised injecting" and insert "overdose prevention and recovery".

10. Clause 1, page 3, lines 10 and 11, omit "medically supervised injecting" and insert "overdose prevention and recovery".

11. Clause 1, page 3, lines 13 and 14, omit "a medically supervised injecting" and insert "an overdose prevention and recovery".

NEW CLAUSES

12. Insert the following New Part after Part 1—

'Part 1A—Change of terminology

3A References to medically supervised injecting centre

(1) In section 4(1) of the Principal Act—

(a) in the definition of ***director***, for "licensed medically supervised injecting centre," **substitute** "licensed overdose prevention and recovery centre,";

(b) the definition of ***medically supervised injecting centre licence*** is **repealed**;

(c) **insert** the following definition—

"***overdose prevention and recovery centre licence*** means a licence issued under section 55C;";

(d) in the definition of ***staff***, in paragraphs (a) and (b), for "licensed medically supervised injecting centre" **substitute** "licensed overdose prevention and recovery centre";

(e) in the definition of ***supervisor***, for "licensed medically supervised injecting centre" **substitute** "licensed overdose prevention and recovery centre".

(2) In section 42(1)(ad) of the Principal Act—

(a) for "a medically supervised injecting centre licence" **substitute** "an overdose prevention and recovery centre licence";

(b) for "licensed medically supervised injecting centre" **substitute** "licensed overdose prevention and recovery centre";

(c) for "the medically supervised injecting centre licence" **substitute** "the overdose prevention and recovery centre licence".

(3) In section 55A of the Principal Act—

(a) for "a medically supervised injecting centre" **substitute** "an overdose prevention and recovery centre";

(b) in paragraphs (b), (d), (e) and (f), for "licensed medically supervised injecting centre" **substitute** "licensed overdose prevention and recovery centre".

(4) In the heading to section 55B of the Principal Act, for "**licensed medically supervised injecting centre**" **substitute** "**licensed overdose prevention and recovery centre**".

(5) In section 55B(1) of the Principal Act—

(a) for "licensed medically supervised injecting centre" **substitute** "licensed overdose prevention and recovery centre";

(b) in paragraph (a)(iii), for "medically supervised injecting centre licence" **substitute** "overdose prevention and recovery centre licence".

(6) In section 55B(2) and (3) of the Principal Act, for "licensed medically supervised injecting centre" **substitute** "licensed overdose prevention and recovery centre".

(7) In section 55B(4) of the Principal Act, for "licensed medically supervised injecting centre" (where twice occurring) **substitute** "licensed overdose prevention and recovery centre".

(8) In the heading to Division 2 of Part IIA of the Principal Act, for "**Medically supervised injecting centre**" **substitute** "**Overdose prevention and recovery centre**".

(9) In the heading to section 55C of the Principal Act, for "**Medically supervised injecting centre**" **substitute** "**Overdose prevention and recovery centre**".

(10) In the heading to section 55H of the Principal Act, for "**medically supervised injecting centre licence**" **substitute** "**overdose prevention and recovery centre licence**".

(11) In section 55H(1)(a) and (c) of the Principal Act, for "licensed medically supervised injecting centre" **substitute** "licensed overdose prevention and recovery centre".

(12) In section 55I(1)(a) of the Principal Act, for "a medically supervised injecting centre licence" **substitute** "an overdose prevention and recovery centre licence".

(13) In section 55I(2)(b) of the Principal Act, for "medically supervised injecting centre licence" **substitute** "overdose prevention and recovery centre licence".

(14) In the note at the foot of section 55I(2) of the Principal Act, for "medically supervised injecting centre licence" **substitute** "overdose prevention and recovery centre licence".

(15) In section 55I(3) of the Principal Act, for "medically supervised injecting centre licence" **substitute** "overdose prevention and recovery centre licence".

(16) In section 55J(a)(ii) of the Principal Act, for "licensed medically supervised injecting centre" **substitute** "licensed overdose prevention and recovery centre".

(17) In section 55K(1) of the Principal Act, for "licensed medically supervised injecting centre" **substitute** "licensed overdose prevention and recovery centre".

(18) In section 55L(1) and (3) of the Principal Act, for "licensed medically supervised injecting centre" **substitute** "licensed overdose prevention and recovery centre".

(19) In section 55M(a) and (b) of the Principal Act, for "licensed medically supervised injecting centre" **substitute** "licensed overdose prevention and recovery centre".

(20) In section 55N(2)(b) and (3)(a) of the Principal Act, for "licensed medically supervised injecting centre" **substitute** "licensed overdose prevention and recovery centre".

(21) In section 55O of the Principal Act, for "licensed medically supervised injecting centre" **substitute** "licensed overdose prevention and recovery centre".

(22) In section 55Q(1)(a), (f) and (g) of the Principal Act, for "licensed medically supervised injecting centre" **substitute** "licensed overdose prevention and recovery centre".

(23) In section 118(8) of the Principal Act, for "a medically supervised injecting centre licence" **substitute** "an overdose prevention and recovery centre licence".

(24) In section 119(eb) of the Principal Act, for "licensed medically supervised injecting centre" (where twice occurring) **substitute** "licensed overdose prevention and recovery centre".

3B References to injecting centre drug

(1) In section 4(1) of the Principal Act—

(a) the definition of ***injecting centre drug*** is **repealed**;

(b) **insert** the following definition—

"***overdose prevention and recovery centre drug*** or ***OPR centre drug*** means a drug of dependence, or a class of drug of dependence, prescribed as an overdose prevention and recovery centre drug;";

(c) the definition of ***permitted quantity of injecting centre drug*** is **repealed**;

(d) **insert** the following definition—

"***permitted quantity of OPR centre drug*** means a prescribed amount of an OPR centre drug;".

(2) In section 55H(1)(a) of the Principal Act, for "injecting centre drug" **substitute** "OPR centre drug".

(3) In section 55K(1) of the Principal Act, for "injecting centre drug" (where twice occurring) **substitute** "OPR centre drug".

(4) In section 55L(1) and (3)(b) of the Principal Act, for "injecting centre drug" (where twice occurring) **substitute** "OPR centre drug".

(5) In section 55M of the Principal Act, for "injecting centre drug" (where twice occurring) **substitute** "OPR centre drug".

(6) In section 55N(3)(a) of the Principal Act, for "injecting centre drug" (where twice occurring) **substitute** "OPR centre drug".

(7) In section 55Q(1) of the Principal Act—

(a) in paragraph (c), for "injecting centre drug" **substitute** "OPR centre drug";

(b) in paragraph (d), for "injecting centre drugs" **substitute** "OPR centre drugs";

(c) in paragraph (e), for "injecting centre drugs" (where twice occurring) **substitute** "OPR centre drugs".'.

13. Clause 4, lines 5 and 6, omit "**Medically supervised injecting**" and insert "**Overdose prevention and recovery**".

14. Clause 7, line 17, omit "**medically supervised injecting**" and insert "**overdose prevention and recovery**".

15. Clause 9, lines 5 and 6, omit "**medically supervised injecting**" and insert "**overdose prevention and recovery**".

16. Clause 9, lines 7 and 8, omit "medically supervised injecting" and insert "overdose prevention and recovery"

17. Clause 9, line 11, omit "a medically supervised injecting" and insert "an overdose prevention and recovery".

18. Heading to clause 10, omit "**medically supervised injecting**" and insert "**overdose prevention and recovery**".

19. Clause 10, line 10, omit "medically supervised injecting" and insert "overdose prevention and recovery".

20. Clause 10, line 15, omit "medically supervised injecting" and insert "overdose prevention and recovery".

21. Clause 10, line 20, omit "A medically supervised injecting" and insert "An overdose prevention and recovery".

22. Clause 12, line 32, omit "A medically supervised injecting" and insert "An overdose prevention and recovery".

23. Clause 13, lines 8 and 9, omit "a medically supervised injecting" and insert "an overdose prevention and recovery".

24. Clause 13, line 22, omit "a medically supervised injecting" and insert "an overdose prevention and recovery".

25. Clause 13, line 27, omit "medically supervised injecting" and insert "overdose prevention and recovery".

26. Clause 13, page 9, line 6, omit "medically supervised injecting" and insert "overdose prevention and recovery".

27. Clause 13, page 9, line 20, omit "medically supervised injecting" and insert "overdose prevention and recovery".

28. Clause 13, page 9, line 29, omit "medically supervised injecting" and insert "overdose prevention and recovery".

29. Clause 13, page 10, line 10, omit "a medically supervised injecting" and insert "an overdose prevention and recovery".

30. Clause 13, page 10, lines 20 and 21, omit "a medically supervised injecting" and insert "an overdose prevention and recovery".

31. Heading to clause 14, omit "**medically supervised injecting**" and insert "**overdose prevention and recovery**".

32. Heading to clause 17, omit "**medically supervised injecting**" and insert "**overdose prevention and recovery**".

33. Clause 17, lines 6 and 7, omit "a medically supervised injecting" and insert "an overdose prevention and recovery".

34. Clause 17, lines 10 and 11, omit "a medically supervised injecting" and insert "an overdose prevention and recovery".

35. Clause 19, lines 21 to 25, omit all words and expressions on these lines and insert—

'(1) In section 4(1) of the Principal Act—

(a) the definition of ***licensed medically supervised injecting centre*** is **repealed**;

(b) **insert** the following definition—

"***licensed overdose prevention and recovery centre*** means the facility for which an overdose prevention and recovery centre licence is issued;".'.

36. Clause 19, lines 28 and 29, omit "A medically supervised injecting" and insert "An overdose prevention and recovery".

37. Clause 19, line 32, omit "a medically supervised injecting" and insert "an overdose prevention and recovery".

38. Clause 19, page 14, lines 3 and 4, omit "a medically supervised injecting" and insert "an overdose prevention and recovery".

39. Clause 19, page 14, lines 7 and 8, omit "A medically supervised injecting" and insert "An overdose prevention and recovery".

40. Clause 19, page 14, line 11, omit "a medically supervised injecting" and insert "an overdose prevention and recovery".

41. Clause 19, page 14, lines 15 and 16, omit "a medically supervised injecting" and insert "an overdose prevention and recovery".

42. Clause 19, page 14, lines 19 and 20, omit "A medically supervised injecting" and insert "An overdose prevention and recovery".

43. Clause 19, page 14, line 23, omit "a medically supervised injecting" and insert "an overdose prevention and recovery".

44. Clause 20, lines 27 and 28, omit "a medically supervised injecting" and insert "an overdose prevention and recovery".

45. Clause 20, lines 31 and 32, omit "a medically supervised injecting" and insert "an overdose prevention and recovery".

46. Clause 21, lines 4 and 5, omit "a medically supervised injecting" and insert "an overdose prevention and recovery".

47. Clause 22, line 19, omit "a medically supervised injecting" and insert "an overdose prevention and recovery".

48. Clause 22, lines 22 and 23, omit "medically supervised injecting" and insert "overdose prevention and recovery".

49. Clause 22, page 16, lines 14 and 15, omit "a medically supervised injecting" and insert "an overdose prevention and recovery".

50. Clause 22, page 16, lines 26 and 27, omit "a medically supervised injecting" and insert "an overdose prevention and recovery".

51. Clause 22, page 16, lines 31 and 32, omit "a medically supervised injecting" and insert "an overdose prevention and recovery".

52. Clause 22, page 17, lines 1 and 2, omit "a medically supervised injecting" and insert "an overdose prevention and recovery".

53. Heading to clause 23, omit "**medically supervised injecting**" and insert "**overdose prevention and recovery**".

54. Heading to clause 24, omit "**medically supervised injecting**" and insert "**overdose prevention and recovery**".

55. Heading to clause 25, omit "**medically supervised injecting**" and insert "**overdose prevention and recovery**".

56. Clause 29, line 14, omit "**medically supervised injecting**" and insert "**overdose prevention and recovery**".

57. Clause 29, line 18, omit "medically supervised injecting" and insert "overdose prevention and recovery".

58. Clause 29, page 22, lines 1 and 2, omit "a medically supervised injecting" and insert "an overdose prevention and recovery".

59. Clause 33, line 31, omit "medically supervised injecting" and insert "overdose prevention and recovery".

60. Clause 33, page 26, line 6, omit "A medically supervised injecting" and insert "An overdose prevention and recovery".

61. Clause 33, page 26, lines 20 and 21, omit "a medically supervised injecting" and insert "an overdose prevention and recovery".

62. Clause 33, page 26, line 23, omit "A medically supervised injecting" and insert "An overdose prevention and recovery".

63. Clause 34, line 7, omit "medically supervised injecting" and insert "overdose prevention and recovery".

Amendments circulated by David Limbrick (DL55C)

1. Clause 1, page 2, after line 29 insert—

"(da) to provide that internal management protocols for a medically supervised injecting centre must include certain requirements in relation to the prescription of Schedule 8 poisons and Schedule 9 poisons; and".

NEW CLAUSES

2. Insert the following New Part after Part 4—

'Part 4A—Internal management protocols and prescription of certain substances

22A Internal management protocols

(1) In section 55E(2) of the Principal Act, for "they are sufficient" **substitute** "they comply with the requirement in subsection (2A) and that they are otherwise sufficient".

(2) After section 55E(2) of the Principal Act **insert**—

"(2A) Draft internal management protocols must require that the licensed medically supervised injecting centre must be operated in a way that enables the issuing, at the centre, of prescriptions for Schedule 8 poisons and Schedule 9 poisons when it is clinically appropriate for those substances to be prescribed.".

(3) After section 55E(5) of the Principal Act **insert**—

"(6) If internal management protocols that do not include the requirement set out in subsection (2A) are in force, the licensee must, as soon as practicable, give the Secretary a proposal setting out how the internal management protocols are to be amended or replaced, under subsection (4), to include that requirement.

(7) If the Secretary is not satisfied by a proposal given under subsection (6), the Secretary may require the internal management protocols to be amended or replaced in accordance with a direction of the Secretary.".

22B Disciplinary action

After section 55I(1)(a) of the Principal Act **insert**—

"(ab) a licensee has not complied with section 55E(6); or".

22C Secretary's power to revoke licence

After section 55J(a)(iii) of the Principal Act **insert**—

"(iiia) the licensee has not complied with section 55E(6); or".'.

Amendments circulated by Aiv Puglielli (AP02C)

1. Clause 1, page 2, lines 10 and 11, omit "there must not be more than one such licence in force at a time" and insert "more than one licensed medically supervised injecting centre may operate".

2. Clause 1, page 2, after line 11 insert—

"(iii) there may be more than one location that is a permitted site for the operation of a licensed medically supervised injecting centre; and".

3. Clause 1, page 2, line 31, omit "the" (where third occurring) and insert "a".

4. Clause 1, page 3, line 2, omit "the" and insert "a".

5. Clause 1, page 3, line 6, omit "the" and insert "a".

6. Clause 1, page 3, line 10, omit "the" and insert "a".

7. Clause 1, page 3, after line 11 insert—

"(ha) to make it a condition of a medically supervised injecting centre licence that persons must not be refused admission on the basis of pregnancy or childhood, or on the basis that they are subject to certain orders and conditions; and".

8. Clause 1, page 3, after line 15 insert—

"(ia) to make provision in relation to adults attending a licensed medically supervised injecting centre to facilitate or enable other adults to use the centre; and".

9. Clause 4, line 6, omit "**centre**" and insert "**centres**".

10. Part heading preceding clause 9, omit "**Consecutive**" and insert "**Multiple**".

11. Clause 9, lines 5 and 6, omit "**Limit on number of medically supervised injecting centre licences**" and insert "**Licence becomes invalid on commencement if earlier licence still in force**".

12. Clause 9, lines 7 to 9, omit all words and expressions on these lines.

13. Clause 9, line 10, omit "(2)".

14. Clause 9, after line 12 insert—

"(ab) a particular permitted site is specified in the licence; and".

15. Clause 9, line 15, after "force" insert "in which that permitted site is specified".

16. Clause 9, line 25, omit "subsection (2)" and insert "this section".

NEW CLAUSES

17. Insert the following New Division after Division 1 of Part 3—

'Division 1A—Allowing more than one permitted site

9A Definitions

In section 4(1) of the Principal Act, in the definition of ***permitted site***, after "045" **insert** "and land, or a location, that is prescribed;".

9B Medically supervised injecting centre may be licensed for trial period

In section 55C(1) of the Principal Act, for "the permitted site" **substitute** "a permitted site specified in the licence".

9C Regulations for this Part

(1) In section 55Q(1) of the Principal Act, before paragraph (a) **insert**—

"(aa) prescribing land or a location to be a permitted site;".

(2) After section 55Q(2) of the Principal Act **insert**—

"(3) Regulations prescribing land or a location to be a permitted site are subject to disallowance by a House of the Parliament.

(4) If—

(a) regulations are made prescribing land or a location to be a permitted site; and

(b) that permitted site is specified in a licence, in accordance with section 55C(1), as the permitted site for that licence; and

(c) that land or location ceases to be a permitted site under the regulations (whether because the regulations are disallowed or revoked or otherwise)—

the licence ceases to have effect when the land or location ceases to be a permitted site.".

9D New section 150 inserted

At the end of Part XII of the Principal Act **insert**—

"**150 Transitional provision—Drugs, Poisons and Controlled Substances Amendment (Medically Supervised Injecting Centre) Act 2023**

(1) This section applies to a medically supervised injecting centre licence that is in force immediately before the commencement of Division 1A of Part 3 of the **Drugs, Poisons and Controlled Substances Amendment (Medically Supervised Injecting Centre) Act 2023**.

(2) On and after the commencement referred to in subsection (1), the land referred to in the definition of permitted site in section 4(1) (as in force immediately before that commencement) is taken to have been specified in the licence, in accordance with section 55C(1), as the permitted site for that licence.".'.

18. Clause 10, line 11, after "force" insert "in respect of the same permitted site".

19. Clause 13, line 23, after "site" insert "specified in the licence".

20. Clause 13, line 30, after "***successor***)" insert "for the same permitted site".

NEW CLAUSES

21. Insert the following New Clauses to follow clause 20—

'**20A References to only one permitted site**

(1) In section 4(1) of the Principal Act, in the definition of ***staff***, in paragraph (b)—

(a) for "the permitted site" (where first occurring) **substitute** "a permitted site";

(b) after "the licensed medically supervised injecting centre" **insert** "at that site".

(2) In section 42(1)(ad) of the Principal Act, after "the permitted site" **insert** "specified in the licence".

(3) In section 55E(1) of the Principal Act **omit** "at the permitted site".

(4) In section 55L(3) of the Principal Act, after "the permitted site" (where first occurring) **insert** "specified in the licence".

(5) In section 55N(1)(b) of the Principal Act, after "the permitted site" **insert** "specified in the licence".

20B References to only one medically supervised injecting centre

(1) In section 4(1) of the Principal Act—

(a) in the definition of ***director***, for "the licensed medically supervised injecting centre" **substitute** "a licensed medically supervised injecting centre";

(b) in the definition of ***staff***, in paragraph (a), for "the licensed medically supervised injecting centre" **substitute** "a licensed medically supervised injecting centre".

(2) In section 55A of the Principal Act—

(a) for "a medically supervised injecting centre" **substitute** "medically supervised injecting centres";

(b) in paragraphs (b), (d), (e) and (f), for "the licensed medically supervised injecting centre" **substitute** "each licensed medically supervised injecting centre".

(3) In section 55B(1), (2) and (3) of the Principal Act, for "the licensed medically supervised injecting centre" **substitute** "a licensed medically supervised injecting centre".

(4) In section 55B(4) of the Principal Act, for "the licensed medically supervised injecting centre" (where first occurring) **substitute** "a licensed medically supervised injecting centre".

(5) In section 55K(1) of the Principal Act, for "the licensed medically supervised injecting centre" **substitute** "a licensed medically supervised injecting centre".

(6) In section 55M(a) and (b) of the Principal Act, for "the licensed medically supervised injecting centre" **substitute** "a licensed medically supervised injecting centre".

(7) In section 55O of the Principal Act, for "the licensed medically supervised injecting centre" **substitute** "a licensed medically supervised injecting centre".

(8) In section 55Q(1)(a), (f) and (g) of the Principal Act, for "the licensed medically supervised injecting centre" **substitute** "a licensed medically supervised injecting centre".

(9) In section 119(eb) of the Principal Act, for "the licensed medically supervised injecting centre" (where twice occurring) **substitute** "a licensed medically supervised injecting centre".'.

22. Clause 29, line 18, omit "centre" and insert "centres".

23. Clause 31, line 6, omit "the" (where first occurring) and insert "a".

NEW CLAUSES

24. Insert the following New Part after Part 8—

'Part 8A—Refusal on the basis of certain attributes not permitted

31A Conditions of medically supervised injecting centre licence

(1) For section 55H(1)(a) of the Principal Act **substitute**—

"(a) except as provided for by paragraph (ad), no person is to be—

(i) refused admission to any part of the licensed medically supervised injecting centre that is used for the purpose of the administration of any injecting centre drug; or

(ii) refused admission to the centre generally; or

(iii) refused access to any service or assistance at the centre—

on the basis that the person has a protected attribute under subsection (1A);".

(2) After section 55H(1) of the Principal Act **insert**—

"(1A) A person has a protected attribute for the purposes of subsection (1)(a) if—

(a) the person is a child; or

(b) the person is pregnant; or

(c) the person is subject to a court order, a tribunal order, a parole condition or a bail condition other than an order or condition that has the effect of prohibiting the person from attending the centre or from accessing services or assistance at the centre;".'.

NEW CLAUSES

25. Insert the following New Part after Part 9—

'Part 9A—Adults facilitating use of centre by other adults

33A Conditions of medically supervised injecting centre licence

(1) After section 55H(1)(a) of the Principal Act **insert**—

"(ab) no adult is to be—

(i) refused admission to any part of the licensed medically supervised injecting centre that is used for the purpose of the administration of any injecting centre drug; or

(ii) refused admission to the centre generally; or

(iii) refused access to any service or assistance at the centre—

on the basis that the adult's attendance or access is for the purpose of providing peer assistance to another adult;

(ac) no adult who is admitted to the centre is to be prevented from providing peer assistance to another adult;

(ad) no child is to be admitted to any part of the licensed medically supervised injecting centre that is used for the purpose of the administration of any injecting centre drug if the purpose for which the child is attending is to provide peer assistance to another person;

(ae) no adult is to be admitted to any part of the licensed medically supervised injecting centre that is used for the purpose of the administration of any injecting centre drug if the purpose for which the adult is attending is to provide peer assistance to a child;".

(2) Before section 55H(2) of the Principal Act **insert**—

"(1B) A reference in subsection (1) to a person ***providing peer assistance*** to another person—

(a) refers to the person facilitating or enabling the other person's—

(i) attendance at the licensed medically supervised injecting centre; or

(ii) access to any service or assistance at the centre; and

including by facilitating or enabling the other person to use, at the centre, an injecting centre drug in a permitted quantity of that injecting centre drug; and

(b) does not refer to anything done by a member of the staff at the permitted site in their capacity as a member of staff.".

33B Exemptions from criminal liability and authorizations for clients of centre

After section 55K(1) of the Principal Act **insert**—

"(1A) Without limiting subsection (1), a person is taken to be a client of a licensed medically supervised injecting centre if—

(a) the person is an adult; and

(b) the person is admitted to the centre; and

(c) the person is attending the centre, or accessing assistance or a service at the centre, for the purpose of providing peer assistance (within the meaning of section 55H(1B)) to another adult.".

33C New section 55NA inserted

After section 55N of the Principal Act **insert**—

"**55NA Exemption from civil liability—person facilitating or enabling another's attendance**

(1) A person who is taken to be a client of a licensed medically supervised injecting centre under section 55K(1A) is not subject to any civil liability for doing or omitting to do a thing—

(a) in good faith; and

(b) for the purpose of providing peer assistance (within the meaning of section 55H(1B)) to another adult.

(2) Without limiting subsection (1), that subsection applies to an act or omission that—

(a) relates to the supply or possession of a drug of dependence in the licensed medically supervised injecting centre, whether or not the drug of dependence is an injecting centre drug in a permitted quantity of that injecting centre drug; and

(b) satisfies the requirements set out in subsection (1)(a) and (b).

(3) Subsections (1) and (2) do not apply if the thing done or omitted to be done was due to negligence.".'.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 17, 18 and 19

No. 17 — Tuesday, 16 May 2023

1 The President took the Chair at 12.04 pm, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACTS** — The President read a Message from the Lieutenant-Governor informing the Council that he had, on 9 May 2023, given the Royal Assent to the following Act presented to him by the Clerk of the Parliaments:

Statute Law Amendment Act 2023.

The President read a Message from the Governor informing the Council that she had, this day, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

Drugs, Poisons and Controlled Substances Amendment (Medically Supervised Injecting Centre) Act 2023

Human Source Management Act 2023.

3 **ADDRESS TO HIS MAJESTY KING CHARLES III AND THE GOVERNOR** — Jaclyn Symes moved, by leave, That —

(1) the following resolution be agreed to by this House:

His Majesty King Charles III:

We, the Legislative Council of Victoria, in Parliament assembled, extend our sincere congratulations to Your Majesty on the occasion of Your Coronation, and express our wishes that your reign is a long and happy one.

(2) the following address to the Governor be agreed to by this House:

Governor:

We, the members of the Legislative Council of Victoria, in Parliament assembled, respectfully request that you communicate the accompanying resolution to His Majesty King Charles III.

Debate ensued.

Question — put and agreed to.

4 QUESTION TIME —

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

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of David Davis, the answers given by Harriet Shing to questions relating to the Melbourne Water statement (QwN 131) 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:

- **Melbourne Water statement (QwN 131)** — substantive question asked by David Davis — response from Harriet Shing due Thursday, 18 May 2023.
- **Use of medicinal cannabis (QwN 134)** — substantive and supplementary questions asked by Rachel Payne — response from Enver Erdogan due Wednesday, 17 May 2023.
- **Firewood collection (QwN 136)** — substantive question asked by Rikkie-Lee Tyrrell — response from Ingrid Stitt due Wednesday, 17 May 2023.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

5 CHILDREN, YOUTH AND FAMILIES AMENDMENT (HOME STRETCH) BILL 2023 — Matthew Bach introduced *A Bill for an Act to amend the Children, Youth and Families Act 2005 to make provision for measures to assist young persons in the transition to adulthood after the Secretary's or the permanent care parent's parental responsibility for the young person ceases and for other purposes*.

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

6 RACIAL AND RELIGIOUS TOLERANCE AMENDMENT (ANTI-VILIFICATION) BILL 2023 — Aiv Puglielli introduced *A Bill for an Act to amend the Racial and Religious Tolerance Act 2001 to prohibit the vilification of persons on the ground of gender, sexuality, disability, intersex status or HIV/AIDS status and for other purposes*.

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

7 PAPERS —

PAPER PRESENTED BY ORDER OF THE COUNCIL — Jaclyn Symes, by leave, presented the Victorian Law Reform Commission's Report on Inclusive Juries — Access for People Who Are Deaf, Hard of Hearing, Blind or Have Low Vision, July 2022 *(Ordered to be tabled and published).*

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COMMITTEE REPORT — SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled Alert Digest No. 4 of 2023 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

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

Climate Change Act 2017 —

Independent Expert Panel for the Victorian 2035 Emissions Reduction Target — Victoria's 2035 Climate Action Target: Driving Growth and Prosperity, Final Report, March 2023.

Interim emissions reduction target for 1 January 2031 to 31 December 2035.

Commissioner for Environmental Sustainability Victoria — Strategic Audit of the Implementation of Melbourne Strategic Assessment Conservation Outcomes 2022 Report.

Crown Land (Reserves) Act 1978 — Order of 3 May 2023 giving approval to the granting of a licence at George Tindale Memorial Gardens.

Drugs, Poisons and Controlled Substances Act 1981 — Report under section 96 by the Chief Commissioner of Victoria Police for 2022.

Parliamentary Budget Office — Operational Plan 2023-24: Priorities and protocols.

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

Glen Eira Planning Scheme — Amendment C250.

Greater Geelong Planning Scheme — Amendment C441.

Merri-bek Planning Scheme — Amendment C208.

Mount Alexander Planning Scheme — Amendment C97.

Port of Melbourne Planning Scheme — Amendment C5.

Stonnington Planning Scheme — Amendment C312.

Wangaratta Planning Scheme — Amendment C93.

Wellington Planning Scheme — Amendments C109 (Part 1) and C115.

Yarra Ranges Planning Scheme — Amendment C197 (Part 2).

Project Development and Construction Management Act 1994 — Nomination Order and Application Order of 9 May 2023, under sections 6 and 8 of the Act and a statement of reasons for making the Nomination Order of 24 April 2023, under section 9 of the Act.

Subordinate Legislation Act 1994 —

Documents under section 15 in respect of Statutory Rule No. 27.

Legislative Instruments and related documents under section 16B in respect of the EPA Designation – Classification of lead-acid batteries, under the Environment Protection Act 2017.

Victorian Building Authority — Report, 2021-22.

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

Response from the Minister for Local Government to the petition titled Reinstate aged care at home services in the City of Whitehorse (Petition No. 467) (presented by Matthew Bach on 23 March 2023) *(released on 10 May 2023 – a non-sitting day)*.

8 FINANCIAL AUDIT OF THE AUDITOR-GENERAL'S OFFICE — The President announced the receipt of a Message from the Assembly advising the Council that they have agreed to the following resolution:

That under section 79 of the *Audit Act 1994*, Mr Kenneth Weldin of PKF Melbourne Audit and Assurance be appointed for a period of 12 months:

(1) to conduct the financial audit of the Victorian Auditor-General's Office for the financial year ending 30 June 2024;
(2) in accordance with the Agreement for the Provision of Services for the Financial Audit of the Victorian Auditor-General's Office; and
(3) at a fixed fee level of remuneration of $46,100 (plus GST) for audit services for the year ending 30 June 2024;

and requesting the agreement of the Legislative Council.

On the motion of Jaclyn Symes, by leave, the Assembly's Message was ordered to be taken into consideration forthwith.

Jaclyn Symes moved, That —

(1) the Council agrees with the Assembly and resolves, That under section 79 of the *Audit Act 1994*, Mr Kenneth Weldin of PKF Melbourne Audit and Assurance be appointed for a period of 12 months —
   (a) to conduct the financial audit of the Victorian Auditor-General's Office for the financial year ending 30 June 2024;
   (b) in accordance with the Agreement for the Provision of Services for the Financial Audit of the Victorian Auditor-General's Office;
   (c) at a fixed fee level of remuneration of $46,100 (plus GST) for audit services for the year ending 30 June 2024; and
(2) a Message be sent to the Assembly informing them that the Council have agreed with the Assembly's resolution.

Question — put and agreed to.

Message sent to the Assembly informing them accordingly.

9 BUSINESS OF THE COUNCIL — Georgie Crozier moved, by leave, That the following general business take precedence on Wednesday, 17 May 2023 —

(1) order of the day made this day, second reading of the Children, Youth and Families Amendment (Home Stretch) Bill 2023;
(2) notice of motion No. 54 standing in Aiv Puglielli's name referring matters relating to the rental crisis in Victoria to the Legal and Social Issues Committee;
(3) notice of motion No. 16, in an amended form, standing in Melina Bath's name referring matters relating to Victoria's education system across government schools to the Legal and Social Issues Committee;
(4) order of the day No. 1, resumption of debate on the second reading of the Public Administration and Planning Legislation Amendment (Control of Lobbyists) Bill 2023;
(5) notice of motion No. 62 standing in Evan Mulholland's name on the role of Returned and Services League sub-branches;
(6) notice of motion No. 45 standing in Georgie Crozier's name on the increasing cost of living pressures; and
(7) notice of motion given this day by Georgie Crozier on the Victorian Parliamentary Former Members Association.

Question — put and agreed to.

10 COMMITTEE MEMBERSHIP — Georgie Crozier moved, by leave, That —

(1) Nick McGowan be discharged as a participating member of the Economy and Infrastructure Standing Committee; and

(2) Gaelle Broad and Georgie Crozier be participating members of the Economy and Infrastructure 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. 2 to 69, and orders of the day, government business, Nos. 1 to 3, be postponed until later this day.

13 DISABILITY AND SOCIAL SERVICES REGULATION AMENDMENT BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

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

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

14 ADJOURNMENT — Lizzie Blandthorn moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 5.44 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 18 — Wednesday, 17 May 2023

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

2 PETITION — INDEPENDENT REVIEW AND INQUIRY INTO VICTORIA POLICE — Samantha Ratnam presented a petition bearing 349 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to conduct an independent review of Victoria Police's strategies in countering online propaganda for extreme right-wing groups, conduct an independent inquiry into the actions of Victoria Police on 18 March 2023 at the public address by Kellie-Jay Keen-Minshull, and issue a public apology to the LGBTIQA+ community, their allies and other supporters of the protest against Keen-Minshull's address *(Ordered to be tabled)*.

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

3 CORRECTIONS AMENDMENT (PAROLE) BILL 2023 — Matthew Bach introduced *A Bill for an Act to amend the Corrections Act 1986 in relation to conditions for making a parole order in respect of the prisoner Paul Denyer and for other purposes*.

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

4 PAPER PRESENTED UNDER AN ACT OF PARLIAMENT — The Clerk tabled the following paper:

Auditor-General — Supporting Sexual and Reproductive Health, May 2023 *(Ordered to be published)*.

5 COMMITTEE MEMBERSHIP — Samantha Ratnam moved, by leave, That Sarah Mansfield be a participating member of the Economy and Infrastructure Standing Committee.

Question — put and agreed to.

6 MEMBERS' STATEMENTS — Members made statements.

7 CHILDREN, YOUTH AND FAMILIES AMENDMENT (HOME STRETCH) BILL 2023 — Matthew Bach laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Matthew Bach moved, That the Bill be now read a second time.

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

8 LEGAL AND SOCIAL ISSUES COMMITTEE — RENTAL CRISIS — Aiv Puglielli moved, That this House requires the Legal and Social Issues Committee to inquire into, consider and report, by 17 November 2023, on the rental crisis in Victoria and measures to make renting more affordable and secure for Victorians, including but not limited to —

(1) the drivers of low rental supply in Victoria;
(2) the impact of low supply on renters;
(3) options to increase the supply of long-term rentals, including —
  (a) regulating the short-stay industry;
  (b) incentivising long-term rentals through state tax levers;
  (c) the role of build-to-rent and rent-to-buy in increasing housing supply;
(4) the factors impacting the high cost of rent in Victoria, including —
  (a) State and local government legislation and regulations;
  (b) State government taxation;
(5) the impact of increasing first home buyers on rental stock;
(6) the effect on renters of rental stress;
(7) the options to make renting affordable to households of all income levels, including —
  (a) rent control options;
  (b) rent assistance options;
  (c) strengthening rental bidding laws;
  (d) land trusts and community owned housing;
(8) the effectiveness and enforcement of existing rental standards;
(9) how to improve standards for tenants including —
  (a) energy efficiency standards and disclosure;
  (b) cooling standards;
  (c) privacy standards when applying for a rental;
(10) the adequacy of tenancy support and mediation in Victoria;
(11) the impact on tenants of the current legislative and administrative framework in terms of security of tenure;
(12) options for legislating longer and perpetual leases;
(13) further protections for tenants against notices to vacate during and after the termination of a lease;
(14) the efficacy of the Victorian Civil and Administrative Tribunal in, and alternative models for, tenancy dispute resolution;
(15) the effect of the *Residential Tenancies Amendment Act 2018* amendments on head tenants in share houses; and

(16) any other related matters.

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, 19

Matthew Bach; Melina Bath; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; David Ettershank; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Sarah Mansfield; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

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

NOES, 19

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; David Limbrick; Tom McIntosh; Harriet Shing; Adem Somyurek; Ingrid Stitt; Jaclyn Symes; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

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

The Ayes and Noes being equal, the question was negatived.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

9 QUESTION TIME —

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

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

- **Public housing (QwN 137)** — substantive and supplementary questions asked by Aiv Puglielli — response from Lizzie Blandthorn due Friday, 19 May 2023.
- **Public transport funding (QwN 139)** — substantive and supplementary questions asked by Katherine Copsey — response from Harriet Shing due Friday, 19 May 2023.
- **Emergency Services Telecommunications Authority – IT system (QwN 140)** — substantive question asked by Georgie Crozier — response from Jaclyn Symes due Thursday, 18 May 2023.

* * * * *

QUESTION DIRECTED FOR FURTHER WRITTEN RESPONSE — The President directed a minister to provide a further written response to a question without notice pursuant to Standing Order 8.07 as follows:

- **Duck season enforcement outcomes data (QwN 128)** — substantive and supplementary questions asked by Jeff Bourman on Thursday, 4 May 2023 — response from Harriet Shing due Friday, 19 May 2023.

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CONSTITUENCY QUESTIONS — Members asked constituency questions.

10 LEGAL AND SOCIAL ISSUES COMMITTEE — VICTORIA'S EDUCATION SYSTEM ACROSS GOVERNMENT SCHOOLS — Melina Bath moved, That this House requires the Legal and Social Issues Committee to inquire into, consider and report, by 25 June 2024, on the Victorian education system across government schools, including —

(1) trends in student learning outcomes from Prep to Year 12, including but not limited to —
   (a) the factors, if any, that have contributed to decline;
   (b) disparities correlated with geography and socio-economic disadvantage;
(2) the state of the teaching profession in Victoria, including but not limited to —
   (a) the adequacy of existing measures to recruit, remunerate and retain teachers;
   (b) training, accreditation and professional development, particularly for teaching students with special needs;
   (c) the adequacy of the Department of Education's measures to support teachers;
   (d) the impact of school leadership on student wellbeing, learning outcomes and school culture;
(3) the current state of student wellbeing in Victoria, including but not limited to the impact of State Government interventions, following the onset of the COVID-19 pandemic, to address poor mental health in students, school refusal, and broader student disengagement;
(4) the administrative burden on teachers and the availability of new technologies to alleviate the burden;
(5) examples of best practice in other jurisdictions and educational settings used to improve student learning outcomes and wellbeing; and
(6) school funding adequacy and its impact on student learning outcomes and wellbeing.

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.

11 BUSINESS POSTPONED — Ordered — That the consideration of order of the day, general business, No. 2, be postponed until later this day.

12 RSL POKER MACHINE ENTITLEMENTS — Evan Mulholland moved, That this House —

(1) recognises the vital role of Victoria's Returned and Services League (RSL) sub-branches in supporting local communities and veterans;
(2) supports RSL sub-branches that use less than their full poker machine entitlements in their venues;
(3) acknowledges that community sub-branches that are unable to use these entitlements due to local government restrictions should not be penalised by the Government;
(4) notes that the Minister for Casino, Gaming and Liquor Regulation and the Department of Justice and Community Safety have advised Glenroy RSL sub-branch to pay over $470,000 for unwanted poker machine entitlements which they cannot use;

(5) further recognises that similar situations confront other community sub-branches including —
  (a) Darebin RSL sub-branch;
  (b) Pascoe Vale RSL sub-branch;
  (c) Altona RSL sub-branch;
  (d) Caulfield RSL sub-branch;
  (e) Cheltenham RSL sub-branch;
  (f) St Kilda Football Club;

(6) further acknowledges that chasing RSLs to pay for unwanted poker machine entitlements shows the Government is not serious when it comes to tackling gambling addiction and is addicted to pokies revenue;

(7) calls on the Government to take action by —
  (a) allowing community sub-branches like the Glenroy RSL and others to forfeit their pokies entitlements without financial penalty;
  (b) ending the cash grab against RSL sub-branches, letting them get back to their important role in their community of supporting local organisations and veterans; and
  (c) finding ways to rein in their reckless spending agenda instead of at the expense of community RSL sub-branches.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 16

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

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

NOES, 22

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

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

Question negatived.

13 BUSINESS POSTPONED — Ordered — That the consideration of notice of motion, general business, No. 45, be postponed until later this day.

14 VICTORIAN PARLIAMENTARY FORMER MEMBERS ASSOCIATION — Georgie Crozier moved, by leave, in an amended form, That this House recognises the Victorian Parliamentary Former Members Association Incorporated (the Association) as the representative body of, and advocate for, former members of the Victorian Parliament, and —

(1) acknowledges the contribution made by the Association and its members to supporting former members of Parliament and improving their post-parliamentary welfare;

(2) welcomes the role of the Association in encouraging former members to maintain the contacts, associations and friendships established during their tenure as members of the Victorian Parliament;
(3) endorses the role of the Association in establishing relationships with kindred organisations within Australia and internationally;
(4) recognises the Association as a principal stakeholder, and advisor, in the development of welfare and post-parliamentary career programs for members of the Victorian Parliament and endorses the relationship that has been established between the Parliament of Victoria and the Association on all matters affecting former members of Parliament;

and a Message be sent to the Legislative Assembly informing them of the terms of this resolution.

Debate ensued.

Question — put and agreed to.

Message sent to the Assembly informing them accordingly.

15 INCREASING COST OF LIVING PRESSURES — Georgie Crozier moved, That this House notes —

(1) that Victorian families, households and businesses are struggling under increasing cost of living pressures due to policy failures of the Andrews Labor Government;
(2) that Victoria has the highest debt of all states and is paying $10 million per day in interest alone;
(3) that Victorian households and businesses are facing energy price increases of up to $1,000 this year with the Andrews Labor Government unable to provide any detail on when power costs will reduce;
(4) the burden of increasing tax bills including land tax which is hurting mum and dad investors;
(5) the declining standard of living for an increasing number of Victorians struggling under the pressure of higher costs for necessities and the inability to access services; and
(6) the ongoing waste and mismanagement by the Andrews Labor Government with no plan to alleviate the financial stress and address rising debt.

Debate ensued.

On the motion of Ryan Batchelor, the debate was adjourned until the next day of meeting.

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

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

18 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.21 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 19 — Thursday, 18 May 2023

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

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

Fire Rescue Victoria Act 1958 — Year Two to Five Fire Services Reform Implementation Plan, May 2023 Update.

Ombudsman — Complaint handling casebook: Resolving issues informally, May 2023 *(Ordered to be published)*.

Victorian Environmental Assessment Council — Reports on Advice on Aspects of Public Land Use Information, April 2023, under section 26E of the Victorian Environmental Assessment Council Act 2001.

3 **SITTING OF THE COUNCIL** — Jaclyn Symes moved, That the Council, at its rising, adjourn until Tuesday, 30 May 2023.

Question — put and agreed to.

4 **COMMITTEE MEMBERSHIP** — Moira Deeming moved, by leave, That Moira Deeming be a participating member of the Legal and Social Issues Standing Committee.

Question — put and agreed to.

5 **MEMBERS' STATEMENTS** — Members made statements.

6 **BUSINESS POSTPONED** — Ordered — That the consideration of notices of motion, government business, Nos. 2 to 93, be postponed until later this day.

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

Sarah Mansfield *(SMA02C)* circulated amendments proposed to be moved during Committee of the whole.

Business interrupted at 12.00 noon.

8 **QUESTION TIME** —

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

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ANSWERS TAKEN INTO CONSIDERATION — Ordered that the following answers be taken into consideration on the next day of meeting —

- On the motion of David Davis, the answers given by Harriet Shing to questions relating to Maribyrnong River Flood Inquiry (QwN 145).
- On the motion of Melina Bath, the answers given by Gayle Tierney to questions relating to native hardwood (QwN 149).

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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:

- **Gaming machine venues closing times (QwN 146)** — substantive and supplementary questions asked by David Ettershank — response from Lizzie Blandthorn due Monday, 22 May 2023.

- **Recommendations from Inspector-General for Emergency Management (IGEM) (QwN 147)** — substantive question asked by Ann-Marie Hermans — response from Jaclyn Symes due Friday, 19 May 2023.
- **Native forest logging (QwN 148)** — supplementary question asked by Sarah Mansfield — response from Gayle Tierney due Monday, 22 May 2023.
- **Native bird hunting** – **Ministerial diary entries (QwN 151)** — substantive and supplementary questions asked by Jeff Bourman — response from Harriet Shing due Monday, 22 May 2023.

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CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 WATER LEGISLATION AMENDMENT BILL 2023 — Debate continued on the question, That the Bill be now read a second time.

Question — put and agreed to.

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

House in Committee.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

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

10 EARLY CHILDHOOD EDUCATION AND CARE — Debate resumed on the question, That this House recognises that the Andrews Labor Government's ambitious overhaul of early childhood education and care, with a massive $9 billion investment over the next decade, will give kids the very best start in life and will make early education fairer for all Victorian families, and on the amendment moved by David Davis, That "families." be **omitted** and **replaced** with "families, but has failed to fully fund the required associated capital works leaving a blackhole in funding.".

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

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

Debate ensued.

The Council adjourned at 4.20 pm until Tuesday, 30 May 2023.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 17, 18 and 19

WATER LEGISLATION AMENDMENT BILL 2023
Committed Thursday, 18 May 2023
Amendments circulated: Sarah Mansfield (SMA02C) (see p. 158)

Clauses 1 to 5 — put and agreed to.

New Clause 5A — Sarah Mansfield moved amendment No. 1 *(SMA02C)*.
Question — That New Clause 5A stand part of the Bill — put and negatived.

Clauses 6 to 22 — put and agreed to.

Bill reported without amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. WATER LEGISLATION AMENDMENT BILL 2023

Amendments circulated by Sarah Mansfield (SMA02C)

NEW CLAUSES

1. Insert the following New Clause to follow clause 5—

"**5A What is recorded in the water register about water shares?**

For section 24(b) of the **Water and Catchment Legislation Amendment Act 2021 substitute**—

'(b) for paragraph (f) **substitute**—

"(f) whether any person who holds a water allocation under the water share does not hold a water-use licence that authorises the use of water under that water allocation on land and does not intend to hold such a water-use licence; and".'.".

2. Insert the following New Clause to follow clause 6—

'**6A Section 30 of Water and Catchment Legislation Amendment Act 2021 amended—What information or records are available from the water register?**

(1) In section 30 of the **Water and Catchment Legislation Amendment Act 2021**, in proposed section 84X(2)(b) of the **Water Act 1989**, for 'section 84Z."' **substitute** "section 84Z.".

(2) In section 30 of the **Water and Catchment Legislation Amendment Act 2021**, after proposed section 84X(2) of the **Water Act 1989 insert**—

"(3) The records or information referred to in section 84I(f) must not be prescribed under subsection (2)(a)."'.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 20, 21 and 22

No. 20 — Tuesday, 30 May 2023

1 The President took the Chair at 12.04 pm, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACTS** — The President read a Message from the Governor informing the Council that she had, on 23 May 2023, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

Disability and Social Services Regulation Amendment Act 2023
Water Legislation Amendment Act 2023.

3 **GAMBLING REGULATION AMENDMENT BILL 2023** — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Gambling Regulation Act 2003 in relation to wagering and betting and to make consequential amendments to other Acts and for other purposes* and requesting the agreement of the Council.

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

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

Jaclyn Symes moved, That the Bill be now read a second time.

Jaclyn Symes incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier, by leave, the debate was adjourned until later this day.

4 **GAMBLING TAXATION BILL 2023** — The President read a Message from the Assembly presenting *A Bill for an Act to consolidate and amend various gambling taxes, to make consequential amendments to the Casino Control Act 1991, the Casino (Management Agreement) Act 1993, the Gambling Regulation Act 2003 and the Taxation Administration Act 1997 and for other purposes* and requesting the agreement of the Council.

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

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

Jaclyn Symes moved, That the Bill be now read a second time.

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

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

On the motion of Georgie Crozier, by leave, the debate was adjourned until later this day.

5 ENERGY LEGISLATION AMENDMENT (ELECTRICITY OUTAGE EMERGENCY RESPONSE AND OTHER MATTERS) BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Electricity Industry Act 2000, the Victorian Energy Efficiency Target Act 2007 and the Essential Services Commission Act 2001 and for other purposes* and requesting the agreement of the Council.

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

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

Jaclyn Symes moved, That the Bill be now read a second time.

Jaclyn Symes incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier (for David Davis), the debate was adjourned until the next day of meeting.

6 QUESTION TIME —

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

* * * * *

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

- **Barak Beacon public housing (QwN 154)** — substantive and supplementary questions asked by Samantha Ratnam — response from Lizzie Blandthorn due Thursday, 1 June 2023.
- **Youth justice custody statistics (QwN 156)** — substantive and supplementary questions asked by David Ettershank — response from Jaclyn Symes due Wednesday, 31 May 2023.
- **Paul Denyer parole (QwN 158)** — supplementary question asked by Jeff Bourman — response from Jaclyn Symes due Wednesday, 31 May 2023.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

7 LEGAL AND SOCIAL ISSUES COMMITTEE — INQUIRY INTO THE RENTAL AND HOUSING AFFORDABILITY CRISIS IN VICTORIA — The President read a letter from the Chair of the Legal and Social Issues Committee advising that, on 24 May 2023, the Committee self-referred an Inquiry into the rental and housing affordability crisis in Victoria.

8 ECONOMY AND INFRASTRUCTURE COMMITTEE — INQUIRY INTO FARMED PIG WELFARE IN VICTORIA — INQUIRY INTO THE CREATIVE INDUSTRIES IN VICTORIA — The President read a letter from the Chair of the Economy and Infrastructure

Committee advising that the Committee self-referred an Inquiry into farmed pig welfare in Victoria and an Inquiry into the Creative Industries in Victoria.

9 ENERGY AND RESOURCES LEGISLATION AMENDMENT (TRANSITION AWAY FROM COAL) BILL 2023 — Sarah Mansfield introduced *A Bill for an Act to amend the Environment Protection Act 2017 to prohibit the authorisation of thermal coal activity under a licence, to amend the Renewable Energy (Jobs and Investment) Act 2017 to increase the renewable energy target for Victoria, to amend the Mineral Resources (Sustainable Development) Act 1990 to prohibit the exploration for or mining of coal and to amend the Constitution Act 1975 to entrench some of those amendments and for other purposes*.

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

10 OWNERS CORPORATIONS AMENDMENT (SHORT-STAY ACCOMMODATION) BILL 2023 — Aiv Puglielli introduced *A Bill for an Act to amend the Owners Corporations Act 2006 to put a cap on the total number of days that a dwelling can be used for short-term rental accommodation, to give Owners Corporations for multi-unit complexes the power to ban short-term rental accommodation in their buildings, to establish a mandatory register of short-term rental accommodation dwellings and for other purposes*.

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

11 SUMMARY OFFENCES AMENDMENT (MOVE-ON LAWS) BILL 2023 — Jeff Bourman introduced *A Bill for an Act to amend the Summary Offences Act 1966 to provide for certain move-on powers and related exclusion orders and for other purposes*.

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

12 PAPERS —

PAPER PRESENTED BY ORDER OF THE COUNCIL — Jaclyn Symes, by leave, presented the Victorian Government Annual Report 2022 on the Royal Commission into Institutional Responses to Child Sexual Abuse *(Ordered to be tabled).*

* * * * *

COMMITTEE REPORTS — SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled:

Alert Digest No. 5 of 2023 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published).*

Alert Digest No. 6 of 2023 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published).*

* * * * *

BUDGET PAPERS, 2023-24 — Pursuant to section 27E of the *Financial Management Act 1994*, the Clerk tabled the 2023-24 —

(a) Budget Paper No. 2 – Strategy and Outlook;
(b) Budget Paper No. 3 – Service Delivery; and
(c) Budget Paper No. 5 – Statement of Finances (incorporating Quarterly Financial Report No. 3).

Jaclyn Symes, by leave, presented the 2023-24 —

(a) Budget Paper No. 1 – Treasurer's Speech;
(b) Budget Paper No. 4 – State Capital Program;
(c) Budget Overview;
(d) Budget Information Paper – COVID Debt Repayment Plan; and
(e) Budget Information Paper – Gender Equality Budget Statement *(Ordered to be tabled)*.

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

Interpretation of Legislation Act 1984 — Notice pursuant to section 32(3)(a)(iii) in relation to Statutory Rule No. 145/2018 *(Gazette G21, 25 May 2023)*.

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

Corangamite Planning Scheme — Amendment C60.
Merri-bek Planning Scheme — Amendment C218.
Yarra Planning Scheme — Amendments C303 and C316.
Yarra Ranges Planning Scheme — Amendment C197 (Part 1A).

Statutory Rules under the following Acts —

Architects Act 1991 — No. 28.
Local Government Act 1989 — No. 29.
Public Health and Wellbeing Act 2008 — No. 27.

Subordinate Legislation Act 1994 —

Documents under section 15 in respect of Statutory Rule Nos. 28, 30, 31, 32 and 34.
Legislative Instruments and related documents under section 16B in respect of the EPA Designation – Classification of PFAS-impacted soil, under the Environment Protection Act 2017.

Victorian Environmental Assessment Council Act 2001 — Government Response to the Victorian Environmental Assessment Council's Assessment of the Values of the Strathbogie Ranges and Mirboo North Immediate Protection Areas, under section 26G(3) of the Act.

Wildlife Act 1975 — Wildlife (Closure of Lake Connewarre State Game Reserve) Notice, under section 86 of the Act *(Gazette S233, 16 May 2023)*.

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PROCLAMATION — The Clerk tabled a proclamation of the Governor in Council fixing an operative date for the following Act:

Early Childhood Legislation Amendment Act 2022 — Sections 15 to 21, 34, 38 to 44 and 51 — 1 July 2023 *(Gazette S253, 23 May 2023)*.

* * * * *

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

Response from the Minister for Housing to the petition titled Stop the demolition of the Barak Beacon public housing estate to save $88 million (Petition No. 470) (presented by Katherine Copsey on 22 March 2023) *(released on 22 May 2023 – a non-sitting day)*.

13 BUSINESS OF THE COUNCIL — Georgie Crozier moved, by leave, That the following general business take precedence on Wednesday, 31 May 2023 —

(1) order of the day No. 1, second reading of the Corrections Amendment (Parole) Bill 2023;
(2) order of the day made this day, second reading of the Energy and Resources Legislation Amendment (Transition Away from Coal) Bill 2023;
(3) notice of motion No. 6, in an amended form, standing in Bev McArthur's name referring matters relating to Victoria's roads to the Economy and Infrastructure Committee;
(4) order of the day No. 2, resumption of debate on the second reading of the Public Administration and Planning Legislation Amendment (Control of Lobbyists) Bill 2023;
(5) notice of motion given this day by Evan Mulholland on the 2023-24 Budget; and
(6) notice of motion No. 70 standing in Rachel Payne's name referring matters relating to industrial hemp production to the Economy and Infrastructure Committee.

Question — put and agreed to.

14 MEMBERS' STATEMENTS — Members made statements.

15 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 2 to 93, be postponed until later this day.

16 COGNATE DEBATE — Lee Tarlamis moved, by leave, That this House authorises the President to permit the second reading debate on the Gambling Taxation Bill 2023 to be taken concurrently with the second reading debate on the Gambling Regulation Amendment Bill 2023.

Question — put and agreed to.

17 GAMBLING TAXATION BILL 2023 — GAMBLING REGULATION AMENDMENT BILL 2023 — The concurrent debate commenced on the questions, That these Bills be now read a second time.

Katherine Copsey *(KC12C)* circulated amendments to the Gambling Taxation Bill 2023 proposed to be moved during Committee of the whole.

Rachel Payne *(RP01C)* circulated amendments to the Gambling Regulation Amendment Bill 2023 proposed to be moved during Committee of the whole.

The concurrent debate having concluded —

18 GAMBLING REGULATION AMENDMENT BILL 2023 — Question — That the Bill be now read a second time — put and agreed to.

Bill read a second time.

The President ruled that certain amendments proposed to be moved during Committee of the whole by Rachel Payne *(RP01C)* are outside the scope of the Bill.

Rachel Payne moved, That it be an instruction to the Committee that they have the power to consider New Clauses to amend the *Gambling Regulation Act 2003* to prohibit gambling advertising at sporting grounds.

Debate ensued.

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.

19 GAMBLING TAXATION BILL 2023 — Question — That the Bill be now read a second time — put.

The Council divided — The President in the Chair.

AYES, 35

Matthew Bach; Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; Jacinta Ermacora; David Ettershank; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Rachel Payne; Aiv Puglielli; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

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

NOES, 2

David Limbrick, 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.

Bill reported without amendment, the Report was adopted.

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

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

The Council divided — The President in the Chair.

AYES, 36

Matthew Bach; Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; Jacinta Ermacora; David Ettershank; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

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

NOES, 2

David Limbrick; 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 with the concurrence of an absolute majority of the whole number of the members of the Legislative Council.

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

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

20 BUSINESS POSTPONED — Ordered — That the consideration of order of the day, government business, No. 1, be postponed until later this day.

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

David Davis *(DD120C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put and agreed to.

Bill read a second time and ordered to be committed to a Committee of the whole on the next day of meeting.

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

Debate ensued.

The Council adjourned at 6.43 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 21 — Wednesday, 31 May 2023

1 The President took the Chair at 9.35 am, read the Prayer and made an Acknowledgement of Country.

2 APPROPRIATION (2023-2024) BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act for the appropriation of certain sums out of the Consolidated Fund for the ordinary annual services of the Government for the financial year 2023/2024 and for other purposes* and requesting the agreement of the Council.

On the motion of Jaclyn Symes, the Bill was read a first time and, by leave, ordered to be read a second time later this day.

3 APPROPRIATION (PARLIAMENT 2023-2024) BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act for the appropriation of certain sums out of the Consolidated Fund for the Parliament in respect of the financial year 2023/2024 and for other purposes* and requesting the agreement of the Council.

On the motion of Jaclyn Symes, the Bill was read a first time and, by leave, ordered to be read a second time later this day.

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

Crown Land (Reserves) Act 1978 —

Order of 29 April 2023 giving approval to the granting of a licence at Mordialloc-Mentone Beach Park Reserve.

Order of 25 May 2023 giving approval to the granting of a lease at Albert Park.

Statutory Rules under the following Acts —

Building and Construction Industry Security of Payment Act 2002 — No. 34.

Circular Economy (Waste Reduction and Recycling) Act 2021 — No. 33.

Supreme Court Act 1986 — No. 31.

Supreme Court Act 1986 — Corporations (Ancillary Provisions) Act 2001 — No. 32.

Victorian Civil and Administrative Tribunal Act 1998 — No. 30.

Subordinate Legislation Act 1994 — Legislative Instrument and related documents under section 16B in respect of the Minister's Conversion Rules for Place of Take Approvals, under the Water Act 1989.

5 MEMBERS' STATEMENTS — Members made statements.

6 CORRECTIONS AMENDMENT (PAROLE) BILL 2023 — Matthew Bach laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Matthew Bach moved, That the Bill be now read a second time.

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

7 ENERGY AND RESOURCES LEGISLATION AMENDMENT (TRANSITION AWAY FROM COAL) BILL 2023 — Sarah Mansfield laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Sarah Mansfield moved, That the Bill be now read a second time.

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

8 ECONOMY AND INFRASTRUCTURE COMMITTEE — VICTORIA'S ROADS — Bev McArthur moved, That this House —

(1) recognises the poor state of Victoria's roads, especially in rural and regional areas;

(2) notes the consequences of damaged road surfaces, including the safety of all road users and the economic and environmental damage caused by repeated repairs to vehicles such conditions make inevitable;

(3) requires the Economy and Infrastructure Committee to inquire into, consider and report by 29 February 2024, on the state of Victoria's roads, including but not limited to —

(a) the budgetary resources dedicated to road construction and repairs in Victoria, with comparison to national and international experience;

(b) the methods and standards of design, construction and maintenance of road pavement and surfacing, with comparison to national and international experience;

(c) the value for money achieved by the existing Victorian system of delivering road surface construction and maintenance, including —

(i) the tendering process;

(ii) contract requirements, including technical specifications of works;

(iii) quality control and project assessment;

(iv) longer-term ongoing assessment of road surface quality; and

(v) clawback mechanisms for inadequate quality of delivered work.

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

Matthew Bach; Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Adem Somyurek; Rikkie-Lee Tyrrell.

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

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Sheena Watt.

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

Question negatived.

9 PUBLIC ADMINISTRATION AND PLANNING LEGISLATION AMENDMENT (CONTROL OF LOBBYISTS) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

10 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:

- **Rent freeze and caps (QwN 161)** — substantive and supplementary questions asked by Aiv Puglielli — response from Jaclyn Symes due Friday, 2 June 2023.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

11 PUBLIC ADMINISTRATION AND PLANNING LEGISLATION AMENDMENT (CONTROL OF LOBBYISTS) BILL 2023 — Debate continued on the question, That the Bill be now read a second time.

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

12 BUDGET 2023-24 — Evan Mulholland moved, That this House notes —

(1) the 2023-24 Victorian Budget handed down by Labor will inflict further economic damage on Victoria and Victorians for years to come;

(2) that Victoria's debt is set to reach $171 billion by 2026 and interest repayments will double to $22 million per day;

(3) the decisions and actions of the Andrews Labor Government are causing fiscal damage to Victoria and harming business confidence;

(4) the Government's ongoing tax grabs are hurting mum and dad investors;

(5) CPA Australia, the Victorian Chamber of Commerce and Industry, the Independent Schools Victoria, the Property Council and the Real Estate Institute of Victoria have all raised serious concerns regarding the Government's approach to managing the State's finances;

(6) the ongoing commentary led by the Premier and Government Ministers blaming the parlous state of Victoria's finances on the Reserve Bank of Australia and

COVID-19 and refusing to take any responsibility for the dire financial state that Victoria is in;

(7) the budget blowouts in excess of $30 billion on major infrastructure projects is due to gross mismanagement and waste by the Andrews Government; and

(8) that due to this fiscal incompetence, it is clear that Victoria is broke, life is getting harder and Victorians are being punished for the Andrews Labor Government's incompetence.

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 ECONOMY AND INFRASTRUCTURE COMMITTEE — INDUSTRIAL HEMP PRODUCTION — Rachel Payne moved, That this House —

(1) notes the enormous utility of industrial hemp —

(a) in textiles, rope, food, oil, bioplastics, construction materials including hempcrete and fibre panels, insulation, animal fodder and biofuel;

(b) as a carbon dioxide reducing 'carbon sink', capable of absorbing more carbon dioxide per hectare than many forests or commercial crops;

(2) further notes that while there has been a rapid expansion in industrial hemp production nationally, as of April 2023, there are only six growers cultivating a total of 169 hectares in Victoria;

(3) requires the Economy and Infrastructure Committee to inquire into, consider and report, by 15 November 2023, on —

(a) issues, barriers and opportunities within the current Victorian industrial hemp industry;

(b) the current Victorian industrial hemp industry compared to other relevant jurisdictions;

(c) the constraints and confounders to expanding the industrial hemp industry in Victoria;

(d) the environmental benefits and costs of an expanded industrial hemp sector;

(e) how industrial hemp can be best utilised to assist Victoria in meeting emissions reduction targets;

(f) how the Victorian Government could support industry development and growth across Victoria;

(g) whether the regulatory and licencing framework for hemp cultivation and hemp products may be streamlined to benefit the expansion of the industrial hemp industry, including but not limited to the introduction of a standalone Industrial Hemp Act;

(h) key elements for the potential development of a Hemp Industry Plan for Victoria; and

(i) any other relevant matters.

Debate ensued.

Question — put and agreed to.

14 PUBLIC ADMINISTRATION AND PLANNING LEGISLATION AMENDMENT (CONTROL OF LOBBYISTS) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Question — put.

The Council divided — The President in the Chair.

AYES, 22

Matthew Bach; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Adem Somyurek; Rikkie-Lee Tyrrell.

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

NOES, 13

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jacinta Ermacora; Michael Galea; Shaun Leane; Tom McIntosh; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Sheena Watt.

(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, by leave, read a third time and passed.

Bill transmitted to the Assembly with a Message requesting their agreement.

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

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

17 STATE TAXATION ACTS AMENDMENT BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Duties Act 2000, the Fire Services Property Levy Act 2012, the Land Tax Act 2005, the Payroll Tax Act 2007, the Planning and Environment Act 1987, the Subdivision Act 1988, the Taxation Administration Act 1997 and the Valuation of Land Act 1960 and for other purposes* and requesting the agreement of the Council.

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

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

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

Ingrid Stitt incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier (for Matthew Bach), the debate was adjourned for one week.

18 VICTORIAN FUTURE FUND BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to establish the Victorian Future Fund and set out the purposes for which money in the Victorian Future Fund may be used and to amend the Duties Act 2000 and for other purposes* and requesting the agreement of the Council.

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

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

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

Ingrid Stitt incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier (for Matthew Bach), the debate was adjourned for one week.

19 APPROPRIATION (2023-2024) BILL 2023 — Ingrid Stitt laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

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

Ingrid Stitt incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier (for Matthew Bach), the debate was adjourned for one week.

20 APPROPRIATION (PARLIAMENT 2023-2024) BILL 2023 — Ingrid Stitt laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

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

Ingrid Stitt incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier (for Matthew Bach), the debate was adjourned for one week.

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

Debate ensued.

The Council adjourned at 6.17 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 22 — Thursday, 1 June 2023

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

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

Subordinate Legislation Act 1994 — Documents under section 15 in respect of Statutory Rule Nos. 36 and 37.

3 SITTING OF THE COUNCIL — Lizzie Blandthorn moved, That the Council, at its rising, adjourn until Tuesday, 20 June 2023.

Question — put and agreed to.

4 COMMITTEE MEMBERSHIP — Rachel Payne moved, by leave, That David Ettershank and Rachel Payne be participating members of the Economy and Infrastructure Standing Committee.

Question — put and agreed to.

5 MEMBERS' STATEMENTS — Members made statements.

6 PRODUCTION OF DOCUMENTS — SEASONAL CHANGES TO THE 2023 DUCK HUNTING SEASON — The Clerk tabled a letter from the Attorney-General, dated 1 June 2023, in

response to a resolution of the Council on 3 May 2023 (on the motion of Jeff Bourman), relating to seasonal changes to the 2023 duck hunting season, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

7 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 36 to 93, be postponed until later this day.

8 BUILDING LEGISLATION AMENDMENT BILL 2023 — 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.

9 ENERGY LEGISLATION AMENDMENT (ELECTRICITY OUTAGE EMERGENCY RESPONSE AND OTHER MATTERS) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time.

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

Question — put.

The Council divided — The President in the Chair.

AYES, 35

Matthew Bach; Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Jacinta Ermacora; David Ettershank; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

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

NOES, 2

Moira Deeming; David Limbrick.

(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.

Business interrupted at 12.02 pm.

10 QUESTION TIME —

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

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

- **Mental health services – timber workers (QwN 171)** — substantive question asked by Melina Bath — response from Gayle Tierney due Monday, 5 June 2023.
- **Albury Wodonga hospital (QwN 174)** — substantive and supplementary questions asked by Rikkie-Lee Tyrrell — response from Lizzie Blandthorn due Monday, 5 June 2023.
- **Parental rights education (QwN 176)** — substantive and supplementary questions asked by Moira Deeming — response from Ingrid Stitt due Monday, 5 June 2023.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

11 CHILDREN AND HEALTH LEGISLATION AMENDMENT (STATEMENT OF RECOGNITION, ABORIGINAL SELF-DETERMINATION AND OTHER MATTERS) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Samantha Ratnam *(SR125C)* and Lizzie Blandthorn *(LB16C)* 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.

12 ADJOURNMENT — Lizzie Blandthorn moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 4.17 pm until Tuesday, 20 June 2023.

ROBERT McDONALD
Clerk of the Legislative Council

Published under the authority of the Legislative Council, Parliament of Victoria

COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 20, 21 and 22

GAMBLING REGULATION AMENDMENT BILL 2023

Committed Tuesday, 30 May 2023

Amendments circulated: Rachel Payne (RP01C) (see p. 177)

Clauses 1 to 68 — put and agreed to.

New Clauses 68A and 68B — Rachel Payne moved amendment No. 1 *(RP01C)*.
Question — That New Clauses 68A and 68B stand part of the Bill — put and negatived.

Clauses 69 to 92 — put and agreed to.

Bill reported without amendment.

* * * * *

GAMBLING TAXATION BILL 2023

Committed Tuesday, 30 May 2023

Amendments circulated: Katherine Copsey (KC12C) (see p. 177)

Clauses 1 to 28 — put and agreed to.

Clause 29 — Katherine Copsey moved amendment Nos. 1 to 3 *(KC12C)*.
Question — That the amendments be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 8

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

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

NOES, 29

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

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

Question negatived.

Clause 29 — put and agreed to.

Clauses 30 to 80 — put and agreed to.

Schedules 1 and 2 — put and agreed to.

Bill reported without amendment.

* * * * *

BUILDING LEGISLATION AMENDMENT BILL 2023
Committed Thursday, 1 June 2023
Amendments circulated: David Davis (DD120C) (see pp. 177-8)

Clauses 1 to 47 — put and agreed to.

Clause 48 — David Davis moved amendment No. 1 *(DD120C)*.
Question — That the amendment be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 13

Matthew Bach; Melina Bath; Jeff Bourman; Gaelle Broad; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Evan Mulholland.

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

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Sheena Watt.

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

Question negatived.

David Davis moved amendment No. 2 *(DD120C)*.
Question — That the amendment be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 13

Matthew Bach; Melina Bath; Jeff Bourman; Gaelle Broad; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Evan Mulholland.

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

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Sheena Watt.

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

Question negatived.

Clause 48 — put and agreed to.

New Clause 48A — David Davis moved amendment No. 3 *(DD120C)*.
Question — That New Clause 48A stand part of the Bill — put.
The Committee divided — The Deputy President in the Chair.

AYES, 13

Matthew Bach; Melina Bath; Jeff Bourman; Gaelle Broad; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Evan Mulholland.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Sheena Watt.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clauses 49 to 70 — put and agreed to.

Bill reported without amendment.

* * * * *

CHILDREN AND HEALTH LEGISLATION AMENDMENT (STATEMENT OF RECOGNITION, ABORIGINAL SELF-DETERMINATION AND OTHER MATTERS) BILL 2023
Committed Thursday, 1 June 2023
Amendments circulated: Lizzie Blandthorn (LB16C) (see pp. 178-9) and Samantha Ratnam (SR125C) (see pp. 179-80)

Clauses 1 to 3 — put and agreed to.

Clause 4 — Lizzie Blandthorn moved amendment No. 1 *(LB16C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 4, as amended — put and agreed to.

New Clause 4A — Lizzie Blandthorn moved amendment No. 2 *(LB16C)*.
Question — That New Clause 4A stand part of the Bill — put and agreed to.

Clauses 5 and 6 — put and agreed to.

Clause 7 — Lizzie Blandthorn moved amendment Nos. 3 to 5 *(LB16C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 7, as amended — put and agreed to.

Clauses 8 to 12 — put and agreed to.

New Clauses 12A and 12B — Samantha Ratnam moved amendment No. 4 *(SR125C)*.
Question — That New Clauses 12A and 12B stand part of the Bill — put and negatived.

Clauses 13 to 71 — put and agreed to.

Bill reported with amendments.

AMENDMENTS CIRCULATED IN RELATION TO —

1. GAMBLING REGULATION AMENDMENT BILL 2023

Amendments circulated by Rachel Payne (RP01C)

1. Insert the following New Clauses to follow clause 68—

'**68A Offence to display betting advertising in certain locations**

(1) After section 4.7.1(1)(b) of the Principal Act **insert**—

"(ba) at a sporting ground; or".

(2) In section 4.7.1(2) of the Principal Act, in paragraph (b) of the definition of ***static betting advertising***, for "billboards" **substitute** "billboards, scoreboards".

68B Exemptions

Section 4.7.1A(b)(iii) of the Principal Act is **repealed**.'.

2. GAMBLING TAXATION BILL 2023

Amendments circulated by Katherine Copsey (KC12C)

1. Clause 29, page 25, lines 16 to 18, omit the definition of ***Gaming Minister***.

2. Clause 29, page 27, lines 26 and 27, omit the definition of ***Racing Minister***.

3. Clause 29, page 28, lines 9 to 12, omit the definition of ***Victorian racing industry payment***.

4. Clause 33, omit this clause.

5. Clause 35, lines 10 to 12, omit "less the Victorian racing industry payment for that month".

6. Clause 35, lines 16 and 17, omit subparagraph (i).

3. BUILDING LEGISLATION AMENDMENT BILL 2023

Amendments circulated by David Davis (DD120C)

1. Clause 48, after line 22 insert—

'(3) After section 261(1) of the **Building Act 1993 insert**—

"(2) For the purposes of subsection (1)(ha), the kind of work that a category or class of registered building consultant is authorised to carry out by that registration must not be substantially the same as the kind of work that a category or class of registered building surveyor is authorised to carry out by that registration.".'.

2. At the end of Clause 48 insert—

'(4) At the end of section 261 of the **Building Act 1993 insert**—

"(3) For the purposes of subsection (1)(ha), the kind of work that a category or class of registered site supervisor is authorised to carry out by that registration must not include work that is carried out in connection with domestic building work.".'.

NEW CLAUSE

3. Insert the following New Clause to follow clause 48—

'**48A New section 261A inserted**

After section 261 of the **Building Act 1993 insert**—

"**261A Minister must review the operation of certain regulations**

(1) The Minister must review the operation of any regulations made under section 261(1)(ha) for the purpose of ensuring the efficient operation of Part 11.

(2) The Minister must complete a review under subsection (1) within 2 years after those regulations come into operation.".'.

4. CHILDREN AND HEALTH LEGISLATION AMENDMENT (STATEMENT OF RECOGNITION, ABORIGINAL SELF-DETERMINATION AND OTHER MATTERS) BILL 2023

Amendments circulated by Lizzie Blandthorn (LB16C)

1. Clause 4, after line 24 insert—

"**7AA Statement of acknowledgement**

(1) The Parliament acknowledges that removing an Aboriginal child from the care of a parent may—

(a) disrupt the child's connection to their culture; and

(b) cause harm to the child, including serious harm.

(2) The Parliament does not intend by this section to affect in any way the interpretation of this Act or of any other laws in force in Victoria.".

NEW CLAUSE

2. Insert the following New Clause to follow clause 4—

'**4A Aboriginal Child Placement Principle**

(1) After section 13(3) of the **Children, Youth and Families Act 2005 insert**—

"(4) For the avoidance of doubt, the Court or a bail justice (as the case may be) must have regard to the Aboriginal Child Placement Principle in

making any decision or taking any action in respect of a child in need of protection under Chapter 4.".'.

3. Clause 7, page 14, lines 33 to 36, omit all words and expressions on these lines.

4. Clause 7, page 15, lines 1 to 3, omit all words and expressions on these lines.

5. Clause 7, page 15, line 4, omit "(9)" and insert "(8)".

Amendments circulated by Samantha Ratnam (SR125C)

1. Insert the following New Clause to follow clause 4—

'**4A Aboriginal Child Placement Principle**

(1) For section 13(1) of the **Children, Youth and Families Act 2005 substitute**—

"(1) For the purposes of this Act, subsections (1A) and (1B) are the Aboriginal Child Placement Principle.

(1A) Removing an Aboriginal child from the care of a parent causes harm to the child, including serious harm arising from disrupting the child's connection to the child's culture.

(1B) Despite subsection (1), if it is in the best interests of an Aboriginal child to be placed in out of home care, in making that placement, regard must be had—

(a) to the advice of the relevant Aboriginal agency; and

(b) to the criteria in subsection (2); and

(c) to the principles in section 14.

(1C) The Secretary must have regard to the Aboriginal Child Placement Principle when—

(a) making a decision in respect of an Aboriginal child under section 173, 241 or 242; and

(b) preparing a case plan for an Aboriginal child under section 168; and

(c) reviewing a case plan for an Aboriginal child under section 169.

(1D) A Court must have regard to the Aboriginal Child Placement Principle when making any order under Chapter 4 in respect of an Aboriginal child.".

(2) For section 13(2)(a) of the **Children, Youth and Families Act 2005 substitute**—

"(a) as a priority, wherever possible, the child must be placed—

(i) within the Aboriginal extended family or with Aboriginal relatives and where this is not possible other extended family or relatives; and

(ii) together with any siblings with whom the child has been residing;".

(3) In section 13(3) of the **Children, Youth and Families Act 2005**, for "(1)(a)" **substitute** "(1B)(a)".'.

2. Clause 5, page 12, line 24, omit 'language.".' and insert "language.".

3. Clause 5, page 12, after line 24 insert—

'(1F) The principles referred to in section 12(1)(a) and subsections (1B), (1C) and (1D) are subject to the child's or the child's parent's agreement to the participation of the persons referred to in those provisions.".'.

NEW CLAUSES

4. Insert the following New Clauses to follow clause 12—

'**12A When Court may make order under this Part**

At the end of section 274 of the **Children, Youth and Families Act 2005 insert**—

"(2) A Court must not make an order under this Part in respect of an Aboriginal child unless the Court is satisfied, by a disposition report prepared in accordance with section 558(cb), that all reasonable steps have been taken by the Secretary to comply with the Aboriginal Child Placement Principle.".

12B Content of disposition report

After section 558(ca) of the **Children, Youth and Families Act 2005 insert**—

"(cb) if the report relates to an Aboriginal child, a detailed statement setting out the steps taken by the Secretary to comply with the Aboriginal Child Placement Principle.".'.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 23, 24 and 25

No. 23 — Tuesday, 20 June 2023

1 The President took the Chair at 12.03 pm, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACTS** — The President read a Message from the Governor informing the Council that she had, on 6 June 2023, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

Building Legislation Amendment Act 2023
Energy Legislation Amendment (Electricity Outage Emergency Response and Other Matters) Act 2023
Gambling Regulation Amendment Act 2023
Gambling Taxation Act 2023.

3 **PRESENTATION OF ADDRESS IN REPLY TO THE GOVERNOR'S SPEECH** — The President reported that, accompanied by members of the Council, he had, on 7 June 2023, presented to the Governor the address of the Legislative Council, agreed to on 2 May 2023, in reply to the Governor's speech on the Opening of Parliament.

The Governor was pleased to make the following reply:

PRESIDENT AND HONOURABLE MEMBERS OF THE LEGISLATIVE COUNCIL

In the name and on behalf of His Majesty The King I thank you for your expressions of loyalty contained in the address you have just presented to me.

I fully rely on your wisdom in deliberating upon the important measures to be brought under your consideration, and I earnestly hope that the results of your labours will be conducive to the advancement and prosperity of this State.

4 **COMMITTEE MEMBERSHIP** — The President advised the House that Ryan Smith, Member for Warrandyte, resigned from the House Committee, effective from today.

5 **QUESTION TIME** —

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

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

6 CHILDREN AND HEALTH LEGISLATION AMENDMENT (STATEMENT OF RECOGNITION, ABORIGINAL SELF-DETERMINATION AND OTHER MATTERS) BILL 2023 — The President read a Message from the Assembly informing the Council that they have agreed to the amendments made by the Council in this Bill.

7 PUBLIC ADMINISTRATION AND PLANNING LEGISLATION AMENDMENT (CONTROL OF LOBBYISTS) BILL 2023 — The President read a Message from the Assembly informing the Council that they have rejected this Bill.

8 PETITION — SUPPORT THE CORRECTIONS AMENDMENT (PAROLE) BILL 2023 — David Limbrick presented a petition bearing 2,536 signatures from certain citizens of Victoria requesting that the Legislative Council vote in support of the Corrections Amendment (Parole) Bill 2023 to ensure community safety *(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.

9 DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (REGULATION OF PERSONAL ADULT USE OF CANNABIS) BILL 2023 — Rachel Payne introduced *A Bill for an Act to amend the Drugs, Poisons and Controlled Substances Act 1981 to make it lawful for an adult to possess small quantities of cannabis for personal use, to make it lawful for an adult to cultivate not more than 6 cannabis plants for personal use, to permit an adult lawfully in possession of cannabis to give the cannabis by way of a gift to another adult and for other purposes*.

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

10 RESIDENTIAL TENANCIES AMENDMENT (RENT FREEZE AND CAPS) BILL 2023 — Aiv Puglielli introduced *A Bill for an Act to amend the Residential Tenancies Act 1997 to provide for a suspension on rent increases for two years, to provide for a maximum rate for future annual rent increases and for other purposes*.

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

11 PAPERS —

COMMITTEE REPORT — SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled Alert Digest No. 7 of 2023 (including Appendices and Extracts of Proceedings) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

* * * * *

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

Auditor-General — Regulating Food Safety, June 2023 *(Ordered to be published).*

Education and Care Services National Law Act 2010 — Education and Care Services National Amendment Regulations 2023, under section 303 of the Act.

Multicultural Victoria Act 2011 — Victorian Government report in multicultural affairs, 2021-22.

Parliamentary Committees Act 2003 — Government response to the Electoral Matters Committee's Report on the Inquiry into whether Victoria should participate in a national electoral roll platform.

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

Alpine Planning Scheme — Amendment C66.
Baw Baw Planning Scheme — Amendment C145.
Bayside Planning Scheme — Amendment C184.
Boroondara Planning Scheme — Amendment C378.
Cardinia Planning Scheme — Amendment C276.
Glen Eira Planning Scheme — Amendments C253 and C254.
Glenelg Planning Scheme — Amendment C96.
Greater Bendigo Planning Scheme — Amendment C281.
Greater Dandenong Planning Scheme — Amendment C233.
Hume Planning Scheme — Amendment C257.
Latrobe Planning Scheme — Amendment C137.
Mansfield Planning Scheme — Amendment C54.
Maroondah Planning Scheme — Amendment C152.
Melbourne Planning Scheme — Amendment C425.
Merri-bek Planning Scheme — Amendment C226.
Mildura Planning Scheme — Amendment C123.
Monash Planning Scheme — Amendment C151.
Port Phillip Planning Scheme — Amendment C207.
Wangaratta Planning Scheme — Amendment C94.
Whitehorse Planning Scheme — Amendment C247.
Whittlesea Planning Scheme — Amendment C257.
Yarra Planning Scheme — Amendment C314.

Road Management Act 2004 — Code of Practice for Worksite Safety – Traffic Management *(Gazette S280, 1 June 2023).*

Statutory Rules under the following Acts —
Conservation, Forests and Lands Act 1987 — No. 35.
Crown Land (Reserves) Act 1978 — No. 41.
Drugs, Poisons and Controlled Substances Act 1981 — No. 46.
Electricity Safety Act 1998 — No. 40.
Evidence (Miscellaneous Provisions) Act 1958 – No. 39.
Forests Act 1958 — No. 42.
Land Act 1958 — No. 43.
Marine Safety Act 2010 — No. 36.
National Parks Act 1975 — No. 44.
Subordinate Legislation Act 1994 — No. 38.
Transfer of Land Act 1958 — No. 47.
Transport (Compliance and Miscellaneous) Act 1983 — No. 48.
Transport (Safety Schemes Compliance and Enforcement) Act 2014 — No. 37.
Wildlife Act 1975 — No. 45.

Subordinate Legislation Act 1994 —
Documents under section 15 in respect of Statutory Rule Nos. 35, 38, 39, 40, 41, 42, 43, 44, 45, 47, 48, 49, 50 and 52.
Legislative Instruments and related documents under section 16B in respect of —
PrimeSafe Determination of Licence Categories and Fixing Fees for Meat Processing Facilities and Meat Transport Vehicles for 1 July 2023 – 30 June 2024, under the Meat Industry Act 1993.

PrimeSafe Determination of Licence Classes and Fixing Fees for Seafood Safety Licences for 1 July 2023 – 30 June 2024, under the Seafood Safety Act 2003.

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

Wildlife (Closure of Lake Bookar State Game Reserve) Notice *(Gazette S250, 19 May 2023)*.

Wildlife (Closure of Lake Buloke State Game Reserve) Notice *(Gazette S220, 5 May 2023)*.

* * * * *

PROCLAMATION — The Clerk tabled a proclamation of the Governor in Council fixing an operative date for the following Act:

Casino Legislation Amendment (Royal Commission Implementation and Other Matters) Act 2022 — Sections 34, 36, 37, 38, 41, 47, 53, 54 and 55 — 31 May 2023 *(Gazette S273, 30 May 2023)*.

* * * * *

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

Government response to the Legal and Social Issues Committee's Inquiry into Extremism in Victoria.

Response from the Minister for Health to petition titled Amend the Health Legislation (Information Sharing) Bill 2023 (Petition No. 468) (presented by David Limbrick on 23 February 2023) *(released on 6 June 2023 – a non-sitting day).*

Response from the Minister for Prevention of Family Violence to petition titled Funding for the Women's Centre for Health and Wellbeing Albury Wodonga (Petition No. 461) (presented by Wendy Lovell on 2 May 2023) *(released on 8 June 2023 – a non-sitting day).*

12 BUSINESS OF THE COUNCIL — Georgie Crozier moved, by leave, That the following general business take precedence on Wednesday, 21 June 2023 —

(1) order of the day No. 2, resumption of debate on the second reading of the Energy and Resources Legislation Amendment (Transition Away from Coal) Bill 2023;

(2) order of the day No. 1, resumption of debate on the second reading of the Corrections Amendment (Parole) Bill 2023;

(3) notice of motion given this day by Georgie Crozier relating to an independent report on the mental health system; and

(4) notice of motion No. 105 standing in David Davis' name on the payroll tax exemption for charitable schools.

Question — put and agreed to.

13 COGNATE DEBATE — APPROPRIATION BILL AND MOTION TO TAKE NOTE OF BUDGET PAPERS, 2023-24 — Lizzie Blandthorn moved, by leave, That —

(1) this House authorises the President to permit the second reading debate on the Appropriation (2023-2024) Bill 2023 to be taken concurrently with the debate on the motion to take note of the Budget Papers, 2023-24, contingent on such a motion being moved;

(2) at the conclusion of the cognate debate —

(a) the question "That the Appropriation (2023-2024) Bill 2023 be now read a second time" will be put followed by the remaining stages of the Bill; and
(b) debate on the motion to take note of the Budget Papers, 2023-24 will be adjourned until the next day of meeting, and the House will permit further debate on that question to occur on a future day.

Question — put and agreed to.

14 MEMBERS' STATEMENTS — Members made statements.

15 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 36 to 93, be postponed until later this day.

16 STATE TAXATION ACTS AMENDMENT BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Matthew Bach moved, as a reasoned amendment, That all the words after "That" be omitted and replaced with the words "this House refuses to read this Bill a second time and the Bill be withdrawn because the Government has not —

(1) provided a viable fiscal strategy for Victoria that will not —
    (a) increase unemployment;
    (b) increase the tax burden on families and businesses;
    (c) put downward pressure on real wage growth;
    (d) put downward pressure on investment and jobs growth;
(2) provided a fiscal strategy to repay $140 billion in State debt;
(3) appropriately accounted for $76 billion in recurrent and capital contingency funding that should be drawn down in lieu of new taxes and tax increases; and
(4) alleviated cost of living pressures for Victorian families.".

Debate ensued.

Matthew Bach *(MAB26C)* circulated amendments proposed to be moved during Committee of the whole.

Question — That the reasoned amendment moved by Matthew Bach be agreed to — put.

The Council divided — The President in the Chair.

AYES, 14

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

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

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

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

Question negatived.

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

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

House in Committee.

Bill reported without amendment, the Report was adopted.

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

Question — put.

The Council divided — The President in the Chair.

AYES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

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

NOES, 14

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

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

Question agreed to.

Bill read a third time and passed.

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

17 VICTORIAN FUTURE FUND BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

[Sitting suspended from 6.30 pm to 7.30 pm]

Debate continued.

Samantha Ratnam *(SR130C and SR132C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put.

The Council divided — The President in the Chair.

AYES, 30

Matthew Bach; Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Jacinta Ermacora; David Ettershank; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Georgie Purcell; Harriet Shing; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

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

NOES, 4

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

(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, 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.

18 COMMITTEE MEMBERSHIP — The President advised the House that Moira Deeming resigned from the Environment and Planning Standing Committee, effective from today.

19 ADJOURNMENT — Jaclyn Symes moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 9.32 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 24 — Wednesday, 21 June 2023

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

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

Auditor-General —

Collecting State-based Tax Revenue, June 2023 *(Ordered to be published).*

Supporting Students with Disability, June 2023 *(Ordered to be published).*

Office of the Special Investigator — Special Report to Parliament, 20 June 2023, under section 100 of the Special Investigator Act 2021.

Ombudsman — WorkSafe 3: Investigation into Victorian self-insurers' claims management and WorkSafe oversight, June 2023 *(Ordered to be published).*

Statutory Rules under the following Acts —

Conservation, Forests and Lands Act 1987 — No. 50.

Forests Act 1958 — No. 49.

Public Health and Wellbeing Act 2008 — No. 52.

Road Safety Act 1986 — Nos. 53 and 54.

Subordinate Legislation Act 1994 — No. 51.

Subordinate Legislation Act 1994 — Documents under section 15 in respect of Statutory Rule No. 46.

Victorian Independent Remuneration Tribunal and Improving Parliamentary Standards Act 2019 —

Determination No. 1/2023 setting the value of salaries and allowances for Members of Parliament (Victoria), effective 1 July 2023, under section 26 of the Act.

Guidelines No. 1/2023 for or with respect to the use of certain allowances and the Electorate Office and Communications Budget, effective 1 July 2023, under section 36 of the Act.

3 MEMBERS' STATEMENTS — Members made statements.

4 ENERGY AND RESOURCES LEGISLATION AMENDMENT (TRANSITION AWAY FROM COAL) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

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

5 CORRECTIONS AMENDMENT (PAROLE) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

6 QUESTION TIME —

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

* * * * *

MINISTER'S STATEMENT TAKEN INTO CONSIDERATION — On the motion of Georgie Crozier, the minister's statement made by Jaclyn Symes relating to Disaster Legal Help Victoria was ordered to be taken into consideration on the next day of meeting.

* * * * *

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

- **Safe injecting centre** – **Ken Lay report (QwN 192)** — substantive question asked by Aiv Puglielli — response from Jaclyn Symes due Friday, 23 June 2023.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

7 CORRECTIONS AMENDMENT (PAROLE) BILL 2023 — Debate continued on the question, That the Bill be now read a second time.

Question — put.

The Council divided — The President in the Chair.

AYES, 17

Matthew Bach; Melina Bath; Jeff Bourman; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Evan Mulholland; Georgie Purcell; Adem Somyurek; Rikkie-Lee Tyrrell.

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

NOES, 19

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Samantha Ratnam; Harriet Shing; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

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

Question negatived.

8 INDEPENDENT REPORT ON THE MENTAL HEALTH SYSTEM — Georgie Crozier moved, That this House —

(1) condemns the Andrews-Allan Government for failing to —

(a) act on independent advice on trauma caused by the mental health system, published in the Report commissioned by the Andrews Government, *Not Before Time: Lived experience-led justice and repair* (the Report);

(b) implement the Report's recommendations to —

(i) undertake a truth and reconciliation process;

(ii) apologise to the communities identified through a Restorative Justice Process;

(2) notes that the author of the Report claims that —

(a) senior bureaucrats interfered and pressured the author to amend the Report;

(b) senior bureaucrats in the Department of Health (DH) repeatedly attempted to alter the Report's scope, including forcing authors to provide recommendations to the DH rather than to the then responsible Minister for Mental Health;

(c) the Andrews Government attempted to ban the author from making the Report public, including threatening the author's future employment opportunities with the Government if they published the Report;

(3) further notes that these interactions indicate a failure by the Minister for Mental Health to avoid discrimination in the workplace on the basis of mental health and victimisation of a person with disclosed mental ill-health, which would constitute a breach of the *Equal Opportunity Act 2010*;

(4) requests the Minister for Mental Health to provide to the House a full and proper account of the actions taken by senior bureaucrats in DH in relation to the handling of the Report; and

(5) requests that the Victorian Equal Opportunity and Human Rights Commissioner urgently investigate these matters.

Debate ensued.

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

9 PAYROLL TAX EXEMPTION FOR CHARITABLE SCHOOLS — David Davis moved, That this House notes that —

(1) the Government announced in the Budget that it would remove the long-standing payroll tax exemption, present since the introduction of payroll tax in 1941, for 110 Victorian charitable schools with annual fees of more than $7,500, raising $421 million over the next three years;

(2) in the middle of a cost-of-living crisis, this will lead to higher fees for thousands of families at a time when they can least afford it;

(3) with this new tax, the Andrews Government wants to punish parents who support their child's education by reaching into their own pockets to pay for it; and

(4) as well as raising fees, many schools will also have to cut programs and reduce the number of teachers because of this nasty new tax.

Debate ensued.

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

Question — put.

The Council divided — The President in the Chair.

AYES, 14

Matthew Bach; Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Rikkie-Lee Tyrrell.

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

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

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

Question negatived.

10 INDEPENDENT REPORT ON THE MENTAL HEALTH SYSTEM — Debate resumed on the question, That this House —

(1) condemns the Andrews-Allan Government for failing to —

(a) act on independent advice on trauma caused by the mental health system, published in the Report commissioned by the Andrews Government, *Not Before Time: Lived experience-led justice and repair* (the Report);

(b) implement the Report's recommendations to —

(i) undertake a truth and reconciliation process;

(ii) apologise to the communities identified through a Restorative Justice Process;

(2) notes that the author of the Report claims that —

(a) senior bureaucrats interfered and pressured the author to amend the Report;

(b) senior bureaucrats in the Department of Health (DH) repeatedly attempted to alter the Report's scope, including forcing authors to provide recommendations to the DH rather than to the then responsible Minister for Mental Health;

(c) the Andrews Government attempted to ban the author from making the Report public, including threatening the author's future employment opportunities with the Government if they published the Report;

(3) further notes that these interactions indicate a failure by the Minister for Mental Health to avoid discrimination in the workplace on the basis of mental health and victimisation of a person with disclosed mental ill-health, which would constitute a breach of the *Equal Opportunity Act 2010*;

(4) requests the Minister for Mental Health to provide to the House a full and proper account of the actions taken by senior bureaucrats in DH in relation to the handling of the Report; and

(5) requests that the Victorian Equal Opportunity and Human Rights Commissioner urgently investigate these matters.

Question — put.

The Council divided — The President in the Chair.

AYES, 12

Matthew Bach; Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Joe McCracken; Evan Mulholland; Rikkie-Lee Tyrrell.

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

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

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

Question negatived.

Business interrupted at 5.17 pm, pursuant to Sessional Orders.

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

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

Debate ensued.

The Council adjourned at 6.07 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 25 — Thursday, 22 June 2023

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

2 PAPERS —

PAPERS PRESENTED BY ORDER OF THE COUNCIL — Jaclyn Symes, by leave, presented:

Response of the Director of Public Prosecutions Kerri Judd KC to the Special Report of the Office of the Special Investigator *(Ordered to be tabled).*

Victorian Government Aboriginal Affairs Report, 2022 and Domain 1 to 6 Data Tables *(Ordered to be tabled).*

* * * * *

COMMITTEE REPORT — PRIVILEGES COMMITTEE — Pursuant to Standing Order 23.22, Harriet Shing tabled a joint Report on the Appointment of a Parliamentary Integrity Adviser for the 60th Parliament (including Appendices) from the Assembly and Council Privileges Committees *(Ordered to be published)*.

Harriet Shing moved, That the Council take note of the Report.

Debate ensued.

Question — put and agreed to.

* * * * *

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

Auditor-General —

Correctional Services for People with Intellectual Disability or an Acquired Brain Injury, June 2023 *(Ordered to be published).*

Principal Health and Wellbeing, June 2023 *(Ordered to be published)*.

Subordinate Legislation Act 1994 — Documents under section 15 in respect of Statutory Rule Nos. 51 and 58.

Victorian Environmental Assessment Council Act 2001 — Notice of amendment to the Victorian Environmental Assessment Council for an assessment of forest values of the Immediate Protection Areas in the Central Highlands and East Gippsland, under section 26C of the Act.

Victorian Inspectorate —

Annual Plan, 2023-24.

Reports on controlled operations records and reports, 2021-22, for —

Department of Environment, Land, Water and Planning, under section 74P of the Wildlife Act 1975.

Game Management Authority, under section 74P of the Wildlife Act 1975.

Independent Broad-based Anti-corruption Commission, under section 39 of the Crimes (Controlled Operations) Act 2004.

Victorian Fisheries Authority, under section 131T of the Fisheries Act 1995.

Victoria Police, under section 39 of the Crimes (Controlled Operations) Act 2004.

* * * * *

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

Response from the Minister for Police to petition titled Independent review and inquiry into Victoria Police (Petition No. 476) (presented by Samantha Ratnam on 17 May 2023) *(released on 21 June 2023).*

3 SITTING OF THE COUNCIL — Jaclyn Symes moved, That the Council, at its rising, adjourn until Tuesday, 1 August 2023.

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. 36 to 93, be postponed until later this day.

6 COGNATE DEBATE — APPROPRIATION (2023-2024) BILL 2023 — BUDGET PAPERS, 2023-24 — Jaclyn Symes (for Lizzie Blandthorn) moved, That the Council take note of the Budget Papers, 2023-24.

Pursuant to an order of the Council on 20 June 2023, the second reading debate on the Appropriation (2023-2024) Bill 2023 was taken concurrently with the debate on the motion to take note of the Budget Papers, 2023-24.

Debate resumed on the questions, That the Appropriation (2023-2024) Bill 2023 be now read a second time, and That the Council take note of the Budget Papers, 2023-24.

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 ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Housing contracts – residential building (QwN 194)** — substantive and supplementary questions asked by Jeff Bourman — response from Lizzie Blandthorn due Monday, 26 June 2023.
- **Hydrogen Energy Supply Chain project (QwN 196)** — substantive and supplementary questions asked by Sarah Mansfield — response from Jaclyn Symes due Monday, 26 June 2023.
- **Cautioning decisions in Victorian justice system (QwN 200)** — substantive question asked by David Ettershank — response from Jaclyn Symes due Monday, 26 June 2023.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

8 COGNATE DEBATE — APPROPRIATION (2023-2024) BILL 2023 — BUDGET PAPERS, 2023-24 — Debate continued on the questions, That the Appropriation (2023-2024) Bill 2023 be now read a second time, and That the Council take note of the Budget Papers, 2023-24.

David Davis, by leave, incorporated material in Hansard, pursuant to Standing Order 12.15.

The concurrent debate having concluded —

Pursuant to an order of the Council on 20 June 2023, debate on the motion to take note of the Budget Papers, 2023-24 was adjourned until the next day of meeting.

9 APPROPRIATION (2023-2024) BILL 2023 — Question — That the Bill be now read a second time — 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.

10 MESSAGE FROM ASSEMBLY — PARLIAMENTARY INTEGRITY ADVISER — The President announced the receipt of a Message from the Assembly advising the Council that they have agreed to the following resolution:

> That Professor Charles Sampford be appointed as Parliamentary Integrity Adviser, from 31 July 2023 to the day that is four months after the next general election, under the terms and conditions of appointment in Appendix A of the Privileges Committees' joint Report on the Appointment of a Parliamentary Integrity Adviser for the 60th Parliament and requesting the agreement of the Council.

On the motion of Jaclyn Symes, by leave, the Assembly's Message was ordered to be taken into consideration forthwith.

Jaclyn Symes moved, That the Council agrees with the Assembly and resolves, That —

(1) Professor Charles Sampford be appointed as Parliamentary Integrity Adviser, from 31 July 2023 to the day that is four months after the next general election, under the terms and conditions of appointment in Appendix A of the Privileges Committees' joint Report on the Appointment of a Parliamentary Integrity Adviser for the 60th Parliament; and

(2) a Message be sent to the Assembly informing them that the Council have agreed with the Assembly's resolution.

Question — put and agreed to.

Message sent to the Assembly informing them accordingly.

11 APPROPRIATION (PARLIAMENT 2023-2024) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

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

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

12 BUDGET PAPERS, 2023-24 — Lee Tarlamis moved, by leave, That the resolution of the House on 20 June 2023 be suspended to the extent necessary to allow further debate on the Budget Papers, 2023-24 to be taken forthwith.

Question — put and agreed to.

Debate resumed on the question, That the Council take note of the Budget Papers, 2023-24.

On the motion of Ingrid Stitt, the debate was adjourned until the next day of meeting.

13 MENTAL HEALTH AND WELLBEING AMENDMENT BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to make minor amendments to the Mental Health and Wellbeing Act 2022, to make consequential amendments to the Judicial Proceedings Reports Act 1958 and for other purposes* and requesting the agreement of the Council.

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

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

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

Ingrid Stitt incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier, the debate was adjourned for one week.

14 DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (AUTHORISING PHARMACISTS) BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Drugs, Poisons and Controlled Substances Act 1981 in relation to the supply, dispensing, administration, use and sale of Schedule 4 poisons by pharmacists without a prescription and for other purposes* and requesting the agreement of the Council.

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

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

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

Ingrid Stitt incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier, the debate was adjourned for one week.

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

Debate ensued and a member incorporated a further adjournment matter in Hansard pursuant to an order of the Council on 7 September 2021.

The Council adjourned at 6.02 pm until Tuesday, 1 August 2023.

ROBERT McDONALD
Clerk of the Legislative Council

Published under the authority of the Legislative Council, Parliament of Victoria

COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 23, 24 and 25

STATE TAXATION ACTS AMENDMENT BILL 2023

Committed Tuesday, 20 June 2023

Amendments circulated: Matthew Bach (MAB26C) (see p. 201)

Clauses 1 to 5 — put and agreed to.

Clauses 6 to 21 — no question put pursuant to Standing Order 14.16(2).

Clauses 22 to 26 — put and agreed to.

Clauses 27 to 54 — no question put pursuant to Standing Order 14.16(2).

Clauses 55 to 57 — put and agreed to.

Clause 58 — no question put pursuant to Standing Order 14.16(2).

Clauses 59 to 72 — Matthew Bach moved suggested amendment No. 1 *(MAB26C)*.

Question — That the division heading preceding clause 59 and clauses 59 to 72 be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

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

NOES, 15

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

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

Question agreed to.

Clauses 73 to 81 — Matthew Bach moved suggested amendment No. 2 *(MAB26C)*.

Question — That the division heading preceding clause 73 and clauses 73 to 81 be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

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

NOES, 15

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

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

Question agreed to.

Clause 82 — Matthew Bach moved suggested amendment No. 3 *(MAB26C)*.
Question — That the division heading preceding clause 82 and clause 82 be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

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

NOES, 15

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

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

Question agreed to.

Clauses 83 to 111 — put and agreed to.

Bill reported without amendment.

* * * * *

VICTORIAN FUTURE FUND BILL 2023
Committed Tuesday, 20 June 2023
Amendments circulated: Samantha Ratnam (SR130C and SR132C) (see pp. 201-2)

Clauses 1 and 2 — put and agreed to.

Clauses 3 to 7 — postponed.

Clause 8 — Samantha Ratnam moved amendment Nos. 3 to 6 *(SR130C)*.
Question — That the amendments be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 4

Katherine Copsey; Sarah Mansfield; Aiv Puglielli; Samantha Ratnam.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 32

Matthew Bach; Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Jacinta Ermacora; David Ettershank; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Georgie Purcell; Harriet Shing; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Samantha Ratnam moved amendment No. 4 *(SR132C)*.
Question — That the amendment be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 4

Katherine Copsey; Sarah Mansfield; Aiv Puglielli; Samantha Ratnam.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 32

Matthew Bach; Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Jacinta Ermacora; David Ettershank; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Georgie Purcell; Harriet Shing; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 8 — put and agreed to.

Clause 3 — Samantha Ratnam moved amendment No. 1 *(SR130C)*.
Question — That the amendment be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 4

Katherine Copsey; Sarah Mansfield; Aiv Puglielli; Samantha Ratnam.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 32

Matthew Bach; Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Georgie Purcell; Harriet Shing; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 3 — put and agreed to.

Clauses 4 to 7 — put and agreed to.

Clause 9 — put and agreed to.

Clause 10 — Samantha Ratnam moved amendment No. 9 *(SR130C)*.
Question — That the amendment be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 4

Katherine Copsey; Sarah Mansfield; Aiv Puglielli; Samantha Ratnam.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 32

Matthew Bach; Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Jacinta Ermacora; David Ettershank; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Georgie Purcell; Harriet Shing; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 10 — put and agreed to.

Clauses 11 to 15 — put and agreed to.

Bill reported without amendment.

* * * * *

APPROPRIATION (2023-2024) BILL 2023
Committed Thursday, 22 June 2023

Clauses 1 to 9 — put and agreed to.

Schedules 1 and 2 — put and agreed to.

Bill reported without amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. STATE TAXATION ACTS AMENDMENT BILL 2023

Amendments circulated by Matthew Bach (MAB26C)

1. **Suggested amendment to the Legislative Assembly—**
Division heading preceding clause 59 and clauses 59 to 72, omit the heading and clauses.

2. **Suggested amendment to the Legislative Assembly—**
Division heading preceding clause 73 and clauses 73 to 81, omit the heading and clauses.

3. **Suggested amendment to the Legislative Assembly—**
Division heading preceding clause 82 and clause 82, omit the heading and clause.

2. VICTORIAN FUTURE FUND BILL 2023

Amendments circulated by Samantha Ratnam (SR130C)

1. Clause 3, after line 21 insert—

"***public housing*** has the same meaning as in the **Housing Act 1983**;".

2. Clause 5, line 7, omit "reducing the State's debt" and insert "public housing in Victoria".

3. Clause 8, line 24, omit "the following—".

4. Clause 8, line 25, omit "(i)".

5. Clause 8, lines 31 to 33, omit all words and expresssions on these lines.

6. Clause 8, page 5, lines 1 to 8, omit all words and expresssions on these lines.

7. Clause 9, line 24, omit "determined" and insert "approved".

8. Clause 9, line 25, omit "reduce the State's debt" and insert "provide public housing in Victoria".

9. Clause 10, line 13, after "appointment," insert "and subject to section 12A,".

NEW CLAUSE

10. Insert the following New Clause to follow clause 12—

"**12A Limitation on investment of money in the Fund**

(1) Despite anything to the contrary in this or any other Act, the fund manager must not invest money credited to the Fund in any financial asset issued by a body corporate that is engaged in—

(a) the mining of any fossil fuel; or

(b) the generation of electricity from any fossil fuel.

(2) Subsection (1) applies whether or not—

(a) the mining or generation takes place in Victoria; or

(b) the mining or generation takes place in accordance with any licence or authority, however described, issued under the law of Victoria or of another State or a Territory.

(3) In this section—

land includes the seabed or subsoil of any waters, whether or not those waters are subject to the law of Victoria;

mining includes—

(a) extracting a fossil fuel from land; and

(b) producing a fossil fuel commercially.".

Amendments circulated by Samantha Ratnam (SR132C)

1. Clause 3, after line 5 insert—

"***Aboriginal Representative Body*** has the same meaning as in the **Advancing the Treaty Process with Aboriginal Victorians Act 2018**;".

2. Clause 3, after line 15 insert—

"***Homes Victoria*** has the same meaning as in the **Housing Act 1983**;".

3. Clause 3, after line 21 insert—

"***public housing*** has the same meaning as in the **Housing Act 1983**;".

4. Clause 8, line 31, before "money" insert "subject to section 8A,".

NEW CLAUSE

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

"**8A Treasurer must certify money from sale of land before payment into Fund**

(1) Money received by the State in relation to a sale of land must not be credited to the Victorian Future Fund under section 8(1)(a)(ii) unless the Treasurer issues a certificate stating that—

(a) the Aboriginal Representative Body was consulted on and approved the sale of land; and

(b) Homes Victoria, after evaluating the land that was the subject of that sale, has determined that the land is not suitable for public housing.

(2) On or before the third sitting day after the Treasurer issues a certificate under subsection (1), a copy of the certificate must be laid before each House of the Parliament.".

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 26, 27 and 28

No. 26 — Tuesday, 1 August 2023

1 The President took the Chair at 12.03 pm, read the Prayer and made an Acknowledgement of Country.

2 **THE LATE BILL HARTIGAN** — The President advised the House of the death, on 13 July 2023, of Mr William (Bill) Anthony Neville Hartigan, Member of the Legislative Council for the electoral province of Geelong from 1992 to 1999.

Members rose in their places as a mark of respect to the memory of the late Bill Hartigan.

3 **THE LATE HONOURABLE THOMAS WILLIAM ROPER** — Jaclyn Symes moved, That this House expresses its sincere sorrow at the death, on 21 June 2023, of the Honourable Thomas William Roper, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Assembly from 1973 to 1994, for the electoral districts of Brunswick West from 1973 to 1976, Brunswick from 1976 to 1992, and Coburg from 1992 to 1994, and as Minister of Health from 1982 to 1985, Minister for Transport from 1985 to 1987, Minister for Planning and Environment and Minister for Consumer Affairs from 1987 to 1990, Treasurer from 1990 to 1992, Minister for Aboriginal Affairs from 1987 to 1990 and from 1991 to 1992, and Minister for Employment, Post-Secondary Education and Training, and Minister for Gaming in 1992.

Other members and the President addressed the House.

Members rose in their places for one minute's silence as a mark of respect and the question was agreed to unanimously.

As a further mark of respect, the sitting was suspended for one hour.

[Sitting suspended from 12.30 pm to 1.33 pm]

4 **ASSENT TO ACTS** — The President read Messages from the Lieutenant-Governor informing the Council that he had —

On 27 June 2023, given the Royal Assent to the following Acts presented to him by the Deputy Speaker:

Appropriation (2023-2024) Act 2023

Appropriation (Parliament 2023-2024) Act 2023.

On 27 June 2023, given the Royal Assent to the following Acts presented to him by the Clerk of the Parliaments:

Children and Health Legislation Amendment (Statement of Recognition, Aboriginal Self-determination and Other Matters) Act 2023
State Taxation Acts Amendment Act 2023
Victorian Future Fund Act 2023.

5 QUESTION TIME —

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

* * * * *

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

- **White supremacy events (QwN 202)** — supplementary question asked by Samantha Ratnam — response from Jaclyn Symes due Thursday, 3 August 2023.
- **Adverse reactions to COVID-19 vaccines – WorkCover claims (QwN 204)** — substantive and supplementary questions asked by David Limbrick — response from Jaclyn Symes due Thursday, 3 August 2023.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

6 ACTING PRESIDENT — The President laid on the Table the following Warrant nominating an Acting President:

LEGISLATIVE COUNCIL
VICTORIA

Pursuant to the provisions of Standing Order 2.12 of the Legislative Council, I hereby nominate —

Mr Michael Galea

to be an Acting President whenever requested to do so by the President or Deputy President.

Given under my hand on 1 August 2023.

SHAUN LEANE
President of the Legislative Council

7 PETITIONS —

REJECT THE PAYROLL TAX ON INDEPENDENT SCHOOLS — Matthew Bach presented a petition bearing 4,436 signatures from certain citizens of Victoria requesting that the Legislative Council reject the Government's proposal to impose payroll tax on many independent schools in order to support and uphold diversity and choice in education in Victoria *(Ordered to be tabled).*

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

* * * * *

REMOVE THE REMEMBRANCE PARKS CENTRAL VICTORIA BOARD — Wendy Lovell presented a petition bearing 393 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government and the Minister for Health to remove the Board of Remembrance Parks Central Victoria and replace it with a new

Board and Board Chair that will manage cemeteries with competence and compassion *(Ordered to be tabled).*

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

* * * * *

SCHOOL BUS SERVICE FROM TATURA TO KYABRAM — Wendy Lovell presented a petition bearing 1,326 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to establish a dedicated school bus service to and from Tatura to schools in Kyabram to ensure the safety of children commuting to and from school *(Ordered to be tabled).*

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

* * * * *

REVIEW PROPOSED METROPOLITAN AND REGIONAL PARKS REGULATIONS — Bev McArthur presented a petition bearing 292 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to review the proposed Metropolitan and Regional Parks Regulations and reopen the consultation process to allow for substantial community feedback *(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.

8 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (ENDING POLITICAL CORRUPTION) BILL 2023 — Samantha Ratnam introduced *A Bill for an Act to amend the Independent Broad-based Anti-corruption Commission Act 2011 in relation to the meaning of corrupt conduct and for other purposes*.

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

9 SUMMARY OFFENCES AND SEX WORK ACTS AMENDMENT (CHILD SAFETY AND PROTECTION) BILL 2023 — Moira Deeming introduced *A Bill for an Act to amend the Summary Offences Act 1966 and the Sex Work Act 1994 in relation to child safety and protection and for other purposes*.

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

10 PAPERS —

COMMITTEE REPORT — SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled Alert Digest No. 8 of 2023 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

* * * * *

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

Auditor-General —

Annual Plan, 2023-24 *(released on 27 June 2023 – a non-sitting day) (Ordered to be published).*

Effectiveness of Rail Freight Support Programs, June 2023 *(released on 27 June 2023 – a non-sitting day) (Ordered to be published).*

Results of 2022 Audits: Technical and Further Education Institutes, June 2023 *(released on 30 June 2023 – a non-sitting day) (Ordered to be published).*

Results of 2022 Audits: Universities, June 2023 *(released on 30 June 2023 – a non-sitting day) (Ordered to be published).*

Community Visitors — Report, 2021-22 *(Ordered to be published)*.

Crown Land (Reserves) Act 1978 —

Order of 20 March 2023 giving approval to the granting of a licence at Lynch's Bridge Historical Precinct Reserve.

Order of 23 June 2023 giving approval to the granting of a licence at Alexandra Gardens Reserve.

Order of 24 June 2023 giving approval to the granting of a lease at Brighton Beach Oval Reserve.

Order of 11 July 2023 giving approval to the granting of a lease at Albert Park Reserve.

Independent Broad-based Anti-corruption Commission —

Annual Plan, 2023-24 *(released on 29 June 2023 – a non-sitting day) (Ordered to be published).*

Special report on Operation Sandon *(released on 27 July 2023 – a non-sitting day) (Ordered to be published).*

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

Code of Practice for Worksite Safety – Traffic Management *(Gazette G29, 20 July 2023)*.

Statutory Rule No. 36 *(Gazette S327, 26 June 2023).*

Statutory Rule No. 40 *(Gazette G26, 29 June 2023).*

Melbourne Cricket Ground Trust — Report, year ended 31 March 2023.

Ombudsman — Annual Plan, 2023-24 *(released on 30 June 2023 – a non-sitting day) (Ordered to be published)*.

Parliamentary Committees Act 2003 —

Government response to the Integrity and Oversight Committee's Report on Performance of the Victorian integrity agencies 2020/21: focus on witness welfare.

Government responses to the Pandemic Declaration Accountability and Oversight Committee's Reports on —

Review of the Pandemic (Quarantine, Isolation and Testing) Orders.

Review of the Pandemic (Visitors to Hospitals and Care Facilities) Orders.

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

Ballarat Planning Scheme — Amendment C236.

Boroondara Planning Scheme — Amendment C367.

Brimbank Planning Scheme — Amendment C237.

Casey Planning Scheme – Amendment C293.

Corangamite Planning Scheme — Amendments C61 and C62.

Frankston Planning Scheme – Amendment C162.

Glenelg Planning Scheme – Amendment C104.

Greater Dandenong Planning Scheme — Amendment C245.

Greater Geelong Planning Scheme — Amendments C434, C435, C456 and C458.

Hepburn Planning Scheme — Amendment C73.

Hume Planning Scheme — Amendment C271.
Latrobe Planning Scheme — Amendments C126 and C138.
Melbourne Planning Scheme — Amendment C452.
Melton Planning Scheme — Amendments C219 and C237.
Merri-bek Planning Scheme — Amendment C219.
Monash Planning Scheme — Amendment C169.
Mornington Peninsula Planning Scheme — Amendment C299.
Moyne Planning Scheme — Amendment C74.
Port Phillip Planning Scheme — Amendment C195.
Pyrenees Planning Scheme — Amendment C53.
Stonnington Planning Scheme – Amendment C334.
Towong Planning Scheme — Amendment C39.
Victoria Planning Provisions — Amendment VC234.
Wellington Planning Scheme — Amendments C114 and C116.
Yarra Ranges Planning Scheme — Amendment C208.

Statutory Rules under the following Acts —

Building Act 1993 — No. 65.
Children, Youth and Families Act 2005 — No. 70.
Community Based Sentences (Transfer) Act 2012 — No. 56.
Confiscation Act 1997 — No. 74.
Conservation, Forests and Lands Act 1987 — No. 64.
County Court Act 1958 — Nos. 73 and 77.
Crimes Act 1958 — No. 75.
Dangerous Goods Act 1985 — No. 69.
Disability Service Safeguards Act 2018 — No. 71.
Drugs, Poisons and Controlled Substances Act 1981 — No. 61.
Family Violence Protection Act 2008 — No. 72.
Fisheries Act 1995 — No. 63.
Health Services Act 1988 — No. 57.
Liquor Control Reform Act 1998 — No. 76.
Magistrates' Court Act 1989 — No. 68.
Marine Safety Act 2010 — No. 66.
Partnership Act 1958 — No. 55.
Residential Tenancies Act 1997 — No. 58.
Road Safety Act 1986 — No. 67.
Sex Offenders Registration Act 2004 — No. 59.
Tobacco Act 1987 — No. 62.
Victorian Energy Efficiency Target Act 2007 — No. 60.

Subordinate Legislation Act 1994 —

Documents under section 15 in respect of Statutory Rule Nos. 53, 54, 55, 56, 57, 59, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 73 and 77.
Legislative Instruments and related documents under section 16B in respect of —
Dairy Food Safety Victoria determination of licence classes and fees for dairy businesses for 1 July 2023 – 30 June 2024, under the Dairy Act 2000.
Declaration of exempt schools, under the Payroll Tax Act 2007.

Declaration of the Home Buyer Scheme (HomesVic), under the First Home Owner Grant and Home Buyer Schemes Act 2000.

Ministerial Order No. 1414 – Structured Workplace Learning Arrangements (Non-School Providers), under the Education and Training Reform Act 2006.

Ministerial Order No. 1415 – Work Experience Arrangements (Non-School Providers), under the Education and Training Reform Act 2006.

Order to amend the declaration of a class of specified entities to exclude HealthShare Victoria, under the Financial Management Act 1994.

Orders under section 46AO of the Planning and Environment Act 1987 approving the extension of the period of declaration of the following as Distinctive Areas and Landscapes —

Bellarine Peninsula and Bass Coast.

Surf Coast.

* * * * *

PROCLAMATION — The Clerk tabled a proclamation of the Lieutenant-Governor in Council fixing an operative date for the following Act:

Victorian Energy Efficiency Target Amendment Act 2022 — Parts 1, 2, 4, 5, 6, 7 and 9 and Division 2 of Part 8 — 1 July 2023 *(Gazette S333, 27 June 2023)*.

* * * * *

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

Government response to the Environment and Planning Committee's Inquiry into renewable energy in Victoria *(released on 27 July 2023 – a non-sitting day).*

Response from the Minister for Corrections to petition titled Support the Corrections Amendment (Parole) Bill 2023 (Petition No. 487) (presented by David Limbrick on 20 June 2023) *(released on 20 July 2023 – a non-sitting day).*

Response from the Minister for Agriculture to petition titled Immediately cease logging (Petition No. 448) (presented by Samantha Ratnam on 21 March 2023) *(released on 25 July 2023 – a non-sitting day).*

Response from the Minister for Agriculture to petition titled Immediately stop logging native and public forests (Petition No. 475) (presented by Samantha Ratnam on 21 March 2023) *(released on 25 July 2023 – a non-sitting day).*

11 BUSINESS OF THE COUNCIL — Georgie Crozier moved, by leave, That the following general business take precedence on Wednesday, 2 August 2023 —

(1) order of the day made this day, second reading of the Independent Broad-based Anti-corruption Commission Amendment (Ending Political Corruption) Bill 2023;

(2) notice of motion given this day by Georgie Crozier establishing a Select Committee to inquire into the 2026 Commonwealth Games and the progress of the regional infrastructure build;

(3) notice of motion given this day by Matthew Bach on increasing taxes and cost-of-living pressures;

(4) notice of motion No. 31, in an amended form, standing in Georgie Crozier's name on production of documents relating to a second injecting room in Melbourne; and

(5) notice of motion No. 74 standing in David Davis' name on the location of the SBS headquarters.

Question — put and agreed to.

12 MEMBERS' STATEMENTS — Members made statements.

13 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 36 to 93, be postponed until later this day.

14 MENTAL HEALTH AND WELLBEING AMENDMENT BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Georgie Crozier moved, as a reasoned amendment, That all the words after "That" be omitted and replaced with the words "this bill be withdrawn and redrafted to enable the delivery of a health-led response to mental health related emergencies.".

Debate ensued.

Georgie Crozier *(GC48C)* circulated amendments proposed to be moved during Committee of the whole.

Question — That the reasoned amendment moved by Georgie Crozier be agreed to — put.

The Council divided — The President in the Chair.

AYES, 16

Matthew Bach; 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.

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

NOES, 23

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

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

Question negatived.

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

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

House in Committee.

Business interrupted at 6.30 pm.

On the motion of Lee Tarlamis, the meal break scheduled for this day was altered from 60 minutes to 30 minutes.

[Sitting suspended from 6.31 pm to 7.03 pm]

Bill further considered in Committee of the whole.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

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

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

Debate ensued.

The Council adjourned at 8.29 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 27 — Wednesday, 2 August 2023

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

2 PLANNING AND ENVIRONMENT AMENDMENT (SOLAR ENERGY GENERATION FACILITIES) BILL 2023 — Rikkie-Lee Tyrrell introduced *A Bill for an Act to amend the Planning and Environment Act 1987 to provide for factors that must be considered during the determination of applications for permits relating to solar energy generation facilities and for other purposes*.

On the motion of Rikkie-Lee Tyrrell, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

3 FIREFIGHTERS' PRESUMPTIVE RIGHTS COMPENSATION LEGISLATION AMENDMENT BILL 2023 — Samantha Ratnam introduced *A Bill for an Act to amend the Firefighters' Presumptive Rights Compensation and Fire Services Legislation Amendment (Reform) Act 2019 and the Forests Act 1958 to provide for an additional 9 specified forms of cancer that are presumed to be caused by the nature of a firefighter's employment for the purposes of claiming compensation and for other purposes*.

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

4 PAPER PRESENTED UNDER AN ACT OF PARLIAMENT — The Clerk tabled the following paper:

Border Groundwaters Agreement Review Committee — Report, 2021-22.

5 MEMBERS' STATEMENTS — Members made statements.

6 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (ENDING POLITICAL CORRUPTION) BILL 2023 — Samantha Ratnam laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

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

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

7 SELECT COMMITTEE ON THE 2026 COMMONWEALTH GAMES BID — Georgie Crozier moved, That —

(1) a Select Committee of nine members be appointed to inquire into, consider and report on the 2026 Commonwealth Games and the progress of the regional infrastructure build, including but not limited to —

(a) the potential failures in governance, probity and procurement processes in the Victorian Government's bid, contract, and termination of the 2026 Commonwealth Games;

(b) the impacts of the contract termination of the Commonwealth Games on Victoria's reputation, business community, tourism, and major events;
(c) the Victorian Government advice received from government departments, councils, agencies, consultants, and contractors;
(d) the potential of undue influence by the executive on the independence of the public service;
(e) the timeline, progress and budget of the Victorian Government's regional infrastructure and housing build;
(f) the impact on community, social, amateur, and professional sport in Victoria;
(g) any other relevant matter;

(2) the Committee provide an interim report by 30 April 2024 and a final report by April 2025;
(3) the Committee will consist of three members from the Government nominated by the Leader of the Government in the Legislative Council, three members from the Liberal-National Coalition nominated by the Leader of the Opposition in the Legislative Council and three members from among the remaining members in the Council;
(4) the members will be appointed by lodgement of the names with the President within seven calendar days of the Council agreeing to this resolution;
(5) the first meeting of the Committee will be held within one week of members' names being lodged with the President; and
(6) the Committee may proceed to the despatch of business notwithstanding that all members have not been appointed and notwithstanding any vacancy.

Debate ensued.

Harriet Shing moved, as amendments —

1. In paragraph (1) **omit** the words "a Select Committee of nine members be appointed to" and replace them with "this House requests that the Auditor-General".
2. **Omit** all words and expressions in paragraphs (2) to (6) and replace them with —
   "(2) this House requires the Clerk to write to the Auditor-General to convey the terms of this resolution.".

Debate ensued.

Question — That the amendments moved by Harriet Shing be agreed to — put.

The Council divided — The President in the Chair.

AYES, 19

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Tom McIntosh; Rachel Payne; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

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

NOES, 21

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

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

Question negatived.

Original question — put.

The Council divided — The President in the Chair.

AYES, 25

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

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

NOES, 15

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; Tom McIntosh; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

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

Question agreed to.

8 VICTORIA'S TAXATION SYSTEM — Matthew Bach moved, That this House —

(1) notes that —

(a) Victorians are paying $5,638 per person in tax annually under the Andrews Labor Government, higher than any other state in Australia;

(b) the Andrews Labor Government has raised taxes on Victorians 49 times since its election in 2014;

(c) the Andrews Labor Government has failed to act despite soaring cost-of-living pressures on Victorian families; and

(2) congratulates the Opposition on the release of its discussion paper *Making Victoria's Tax System Work: Reducing cost pressures for families, community groups and business*.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

9 QUESTION TIME —

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

* * * * *

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:

- **Police support to prevent disruption of events (QwN 209)** — substantive and supplementary questions asked by Aiv Puglielli — response from Enver Erdogan due Friday, 4 August 2023.

CONSTITUENCY QUESTIONS — Members asked constituency questions.

10 VICTORIA'S TAXATION SYSTEM — Debate continued on the question, That this House —

(1) notes that —

(a) Victorians are paying $5,638 per person in tax annually under the Andrews Labor Government, higher than any other state in Australia;

(b) the Andrews Labor Government has raised taxes on Victorians 49 times since its election in 2014;

(c) the Andrews Labor Government has failed to act despite soaring cost-of-living pressures on Victorian families; and

(2) congratulates the Opposition on the release of its discussion paper *Making Victoria's Tax System Work: Reducing cost pressures for families, community groups and business*.

Question — put.

The Council divided — The President in the Chair.

AYES, 15

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

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

NOES, 19

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

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

Question negatived.

11 PRODUCTION OF DOCUMENTS — SECOND INJECTING ROOM IN MELBOURNE — Evan Mulholland (for Georgie Crozier) moved, That this House —

(1) notes the —

(a) refusal of the Andrews Labor Government to release any report conducted by former Police Commissioner, Mr Ken Lay, into a second injecting room in Melbourne's CBD;

(b) conflicting commentary given by the Premier and Treasurer about the progress of Mr Lay's reports;

(c) significant impact to local residents and businesses and the Andrews Labor Government's disregard for community safety and public amenity by not ruling out a second injecting room;

(d) significant concern from CBD businesses and residents about a rumoured second injecting room on Bourke Street; and

(2) requires the Leader of the Government in accordance with Standing Order 10.01, to table in the Council, within three weeks of the House agreeing to this resolution, the most recent draft of Mr Lay's report handed to the Government.

Debate ensued.

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

Question — put.

The Council divided — The President in the Chair.

AYES, 16

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

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

NOES, 21

Ryan Batchelor; John Berger; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

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

Question negatived.

12 SBS HEADQUARTERS — David Davis moved, That this House —

(1) notes —

(a) the Special Broadcasting Service (SBS) is one of two government funded national broadcasters, both of which are headquartered in Sydney;

(b) that according to the SBS Report 2021-22, of the 1,269 SBS staff, 1,040 or 82 per cent were based in NSW, while only 181 or 14 per cent were based in Victoria;

(2) recognises —

(a) that Victoria has the highest proportion of population born overseas of any state or territory;

(b) that Melbourne's population is increasing faster than Sydney and becoming ever more multicultural in composition;

(3) expresses concern that the SBS Report 2021-22 and the Federal Minister for Communications news release of 27 April 2023 indicates a feasibility study on the possible re-location of SBS headquarters from Artemon to Western Sydney;

(4) calls on the Andrews Labor Government to advocate —

(a) to the Federal Albanese Government to reverse their plan to relocate the SBS headquarters to Western Sydney; and

(b) for a Melbourne based SBS headquarters and to facilitate the process of setting up a Melbourne location.

Business interrupted at 5.15 pm, pursuant to Sessional Orders.

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

14 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.36 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 28 — Thursday, 3 August 2023

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

2 PAPERS —

PAPER PRESENTED UNDER AN ACT OF PARLIAMENT — The Clerk tabled the following paper:

Road Safety Camera Commissioner — Report, 2021-22.

* * * * *

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

Government response to the Legal and Social Issues Committee's Inquiry into children affected by parental incarceration.

Government response to the Legal and Social Issues Committee's Inquiry into Victoria's criminal justice system.

3 SITTING OF THE COUNCIL — Jaclyn Symes moved, That the Council, at its rising, adjourn until Tuesday, 15 August 2023.

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. 36 to 93, be postponed until later this day.

6 DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (AUTHORISING PHARMACISTS) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

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 ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Equipment for regional hospitals (QwN 220)** — substantive question asked by Rikkie-Lee Tyrrell — response from Jaclyn Symes due Monday, 7 August 2023.
- **New rail lines for Melton and Wyndham Vale (QwN 222)** — substantive and supplementary questions asked by Moira Deeming — response from Harriet Shing due Monday, 7 August 2023.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

8 DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (AUTHORISING PHARMACISTS) BILL 2023 — Debate continued on the question, That the Bill be now read a second time.

Question — put and agreed to.

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

House in Committee.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

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

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

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

10 COMMITTEE MEMBERSHIP — Katherine Copsey moved, by leave, That Sarah Mansfield be a participating member of the Legal and Social Issues Standing Committee.

Question — put and agreed to.

11 ENERGY LEGISLATION AMENDMENT (ENERGY SAFETY) BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Electricity Safety Act 1998, the Gas Safety Act 1997 and the Pipelines Act 2005 and for other purposes* and requesting the agreement of the Council.

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

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

Jaclyn Symes moved, That the Bill be now read a second time.

Jaclyn Symes incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier (for David Davis), the debate was adjourned for one week.

12 MINERAL RESOURCES (SUSTAINABLE DEVELOPMENT) AMENDMENT BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Mineral Resources (Sustainable Development) Act 1990 to change the title of that Act and to remove requirements relating to work plans and to make consequential amendments to the Melbourne Strategic Assessment (Environment Mitigation Levy) Act 2020 and other Acts and for other purposes* and requesting the agreement of the Council.

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

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

Jaclyn Symes moved, That the Bill be now read a second time.

Jaclyn Symes incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier (for David Davis), the debate was adjourned for one week.

13 ADJOURNMENT — Jaclyn Symes moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.00 pm until Tuesday, 15 August 2023.

ROBERT McDONALD
Clerk of the Legislative Council

Published under the authority of the Legislative Council, Parliament of Victoria

COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 26, 27 and 28

MENTAL HEALTH AND WELLBEING AMENDMENT BILL 2023

Committed Tuesday, 1 August 2023

Amendments circulated: Georgie Crozier (GC48C) (see p. 221)

Clauses 1 to 12 — put and agreed to.

Clause 13 — Question — That clause 13 stand part of the Bill — put.
The Committee divided — The Deputy President in the Chair.

AYES, 24

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

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

NOES, 13

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

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

Question agreed to.

Clause 14 — Question — That clause 14 stand part of the Bill — put.
The Committee divided — The Deputy President in the Chair.

AYES, 24

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

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

NOES, 13

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

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

Question agreed to.

Clauses 15 to 53 — put and agreed to.

Bill reported without amendment.

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DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (AUTHORISING PHARMACISTS) BILL 2023
Committed Thursday, 3 August 2023

Clauses 1 to 4 — put and agreed to.

Bill reported without amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. MENTAL HEALTH AND WELLBEING AMENDMENT BILL 2023

Amendments circulated by Georgie Crozier (GC48C)

1. Clause 13, omit this clause.

2. Clause 14, omit this clause.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 29, 30 and 31

No. 29 — Tuesday, 15 August 2023

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

2 **ASSENT TO ACTS** — The President read Messages from the:

Lieutenant-Governor informing the Council that he had, on 8 August 2023, given the Royal Assent to the following Act presented to him by the Clerk of the Parliaments:

Mental Health and Wellbeing Amendment Act 2023.

Governor informing the Council that she had, on 15 August 2023, given the Royal Assent to the following Act presented to her by the Clerk of the Parliaments:

Drugs, Poisons and Controlled Substances Amendment (Authorising Pharmacists) Act 2023.

3 **QUESTION TIME** —

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

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

4 **COMMITTEE MEMBERSHIP** — The President advised the House that Iwan Walters, Member for Greenvale, resigned from the Scrutiny of Acts and Regulations Committee, effective from today.

5 **INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (PUBLIC RECOMMENDATIONS) BILL 2023** — David Davis introduced *A Bill for an Act to amend the Independent Broad-based Anti-corruption Commission Act 2011 to allow IBAC recommendations not contained in reports to be made public*.

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

6 **HUMAN RIGHTS AND HOUSING LEGISLATION AMENDMENT (ENDING HOMELESSNESS) BILL 2023** — Samantha Ratnam introduced *A Bill for an Act to amend the Charter of Human Rights and Responsibilities Act 2006 to establish a right to housing, to amend the Housing Act 1983 to set a target of ending homelessness in Victoria by 2030, to*

require a plan to be developed to meet the target and to require annual reporting on progress towards the target and for other purposes.

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

7 NUCLEAR ACTIVITIES (PROHIBITIONS) REPEAL BILL 2023 — David Limbrick introduced *A Bill for an Act to repeal the Nuclear Activities (Prohibitions) Act 1983, to consequentially amend the Electricity Industry (Residual Provisions) Act 1993, the Mineral Resources (Sustainable Development) Act 1990 and the State Electricity Commission Act 1958 and for other purposes*.

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

8 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. 9 of 2023 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

Annual Review 2021 and 2022 on Statutory Rules and Legislative Instruments (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

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

Crown Land (Reserves) Act 1978 —

Order of 12 July 2023 giving approval to the granting of a licence at Alexandra Gardens Reserve.

Order of 25 July 2023 giving approval to the granting of a licence at Alexandra Gardens Reserve.

Land Tax Act 2005 — Treasurer's Report for 1 July to 31 December 2022 of Land Tax Absentee Owner Surcharge Exemptions, under sections 3B and 3BA of the Act.

Ombudsman — Misconduct in public organisations: A casebook, August 2023 *(released on 9 August 2023 – a non-sitting day) (Ordered to be published)*.

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

Banyule, Boroondara, Manningham, Nillumbik, Whitehorse, Whittlesea and Yarra Planning Schemes — Amendment GC220.

Buloke Planning Scheme — Amendment C45.

Darebin Planning Scheme — Amendment C182.

Kingston Planning Scheme — Amendment C218.

Port Phillip Planning Scheme — Amendment C213.

Victoria Planning Provisions — Amendments VC236 and VC238.

Wellington Planning Scheme — Amendment C112.

Statutory Rules under the following Acts —

Building Act 1993 — No. 80.

Circular Economy (Waste Reduction and Recycling) Act 2021 — No. 78.

County Court Act 1958 — No. 81.

Subordinate Legislation Act 1994 — No. 79.

Subordinate Legislation Act 1994 —

Documents under section 15 in respect of Statutory Rule Nos. 60, 71, 72, 74, 75, 76, 78, 79, 80 and 81.

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

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

Pilotage Services Providers Standards – V1, under the Port Management Act 1995.

Victorian Environmental Assessment Council — Report on Assessment of early government-accepted LCC recommendations, June 2023, under 26E(5) of the Victorian Environmental Assessment Council Act 2001.

Wrongs Act 1958 — Notice of scale of fees and costs for referrals of medical questions to medical panels under Part VBA *(Gazette G26, 29 June 2023)*.

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

Government response to the Economy and Infrastructure Committee's Inquiry into the use of school buses in rural and regional Victoria *(released on 4 August 2023 – a non-sitting day).*

9 RIGHT OF REPLY — GREYHOUND RACING VICTORIA — Pursuant to Standing Order 21.03, the President tabled a Right of Reply from Terrie Benfield, General Counsel and General Manager, Corporate Services, Greyhound Racing Victoria relating to statements made by Georgie Purcell on 30 May 2023 *(Ordered to be published)*.

10 BUSINESS OF THE COUNCIL — Georgie Crozier moved, by leave, That the following general business take precedence on Wednesday, 16 August 2023 —

(1) order of the day made this day, second reading of the Independent Broad-based Anti-Corruption Commission Amendment (Public Recommendations) Bill 2023;

(2) order of the day No. 1, second reading of the Firefighters' Presumptive Rights Compensation Legislation Amendment Bill 2023;

(3) order of the day made this day, second reading of the Nuclear Activities (Prohibitions) Repeal Bill 2023;

(4) order of the day No. 16, resumption of debate on the second reading of the Independent Broad-Based Anti-Corruption Commission Amendment (Facilitation of Timely Reporting) Bill 2022;

(5) notice of motion No. 156 standing in Matthew Bach's name on teachers who support children with disabilities;

(6) order of the day No. 12, resumption of debate on the second reading of the Operation Daintree Implementation (No. 1) Bill 2023; and

(7) order of the day No. 3, resumption of debate on the second reading of the Independent Broad-Based Anti-Corruption Commission Amendment (Ending Political Corruption) Bill 2023.

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. 36 to 93, be postponed until later this day.

13 ENERGY LEGISLATION AMENDMENT (ENERGY SAFETY) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

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

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

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

Debate ensued and a member incorporated a further adjournment matter in Hansard pursuant to an order of the Council on 7 September 2021.

The Council adjourned at 4.51 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 30 — Wednesday, 16 August 2023

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

2 PAPER PRESENTED UNDER AN ACT OF PARLIAMENT — The Clerk tabled the following paper:

Auditor-General — Cybersecurity: Cloud Computing Products, August 2023 *(Ordered to be published).*

3 MEMBERS' STATEMENTS — Members made statements.

4 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (PUBLIC RECOMMENDATIONS) BILL 2023 — David Davis laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

David Davis moved, That the Bill be now read a second time.

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

5 FIREFIGHTERS' PRESUMPTIVE RIGHTS COMPENSATION LEGISLATION AMENDMENT BILL 2023 — Samantha Ratnam laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

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

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

6 NUCLEAR ACTIVITIES (PROHIBITIONS) REPEAL BILL 2023 — David Limbrick laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

David Limbrick moved, That the Bill be now read a second time.

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

7 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (FACILITATION OF TIMELY REPORTING) BILL 2022— Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

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

House in Committee.

Bill reported with amendments, the Report was adopted.

David Davis moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 22

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

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

NOES, 14

John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; Tom McIntosh; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

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

Question agreed to.

Bill read a third time and passed.

Bill transmitted to the Assembly with a Message requesting their agreement.

8 TEACHERS SUPPORTING CHILDREN WITH DISABILITIES — Matthew Bach moved, That this House notes that —

(1) the Andrews Labor Government is set to cut over 80 teachers who support children with disabilities;

(2) approximately 4,000 children with disabilities will lose services;

(3) this is despite previous assurances from the Andrews Labor Government that no frontline educational services would be cut;

and condemns the Andrews Labor Government for these callous cuts.

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

9 OPERATION DAINTREE IMPLEMENTATION (NO. 1) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

10 QUESTION TIME —

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

* * * * *

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

- **Group voting tickets (QwN 233)** — substantive and supplementary questions asked by Samantha Ratnam — response from Jaclyn Symes due Friday, 18 August 2023.

- **Medical research on rats and mice (QwN 235)** — substantive and supplementary questions asked by Georgie Purcell — response from Lizzie Blandthorn due Friday, 18 August 2023.
- **Women's FIFA World Cup live sites in regional Victoria (QwN 237)** — substantive and supplementary questions asked by Jeff Bourman — response from Harriet Shing due Friday, 18 August 2023.
- **Emergency management communications recommendations (QwN 240)** — supplementary question asked by Ann-Marie Hermans — response from Jaclyn Symes due Thursday, 17 August 2023.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

11 OPERATION DAINTREE IMPLEMENTATION (NO. 1) BILL 2023 — Debate continued on the question, That the Bill be now read a second time.

On the motion of Joe McCracken, the debate was adjourned until later this day.

12 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (ENDING POLITICAL CORRUPTION) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Question — put.

The Council divided — The President in the Chair.

AYES, 23

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

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

NOES, 14

John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; Tom McIntosh; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

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

Question agreed to.

Bill read a second time.

Samantha Ratnam moved, by leave, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 23

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

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

NOES, 14

John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; Tom McIntosh; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

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

Question agreed to.

Bill read a third time and passed.

Bill transmitted to the Assembly with a Message requesting their agreement.

13 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMMISSION AMENDMENT (FACILITATION OF TIMELY REPORTING) BILL 2022 — The President read a Message from the Assembly informing the Council that they have rejected this Bill.

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

14 TEACHERS SUPPORTING CHILDREN WITH DISABILITIES — Debate resumed on the question, That this House notes that —

(1) the Andrews Labor Government is set to cut over 80 teachers who support children with disabilities;

(2) approximately 4,000 children with disabilities will lose services;

(3) this is despite previous assurances from the Andrews Labor Government that no frontline educational services would be cut;

and condemns the Andrews Labor Government for these callous cuts.

Business interrupted at 5.15 pm, pursuant to Sessional Orders, the debate stood adjourned in the name of John Berger.

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

16 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.23 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 31 — Thursday, 17 August 2023

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

2 CHARTER OF HUMAN RIGHTS AND RESPONSIBILITIES AMENDMENT (PROTECTION FROM TORTURE AND SLAVERY) BILL 2023 — David Limbrick introduced *A Bill for an Act to amend the Charter of Human Rights and Responsibilities Act 2006 to provide for the protection of certain non-derogable rights, to repeal the power of Parliament to override the Charter, to consequentially amend the Subordinate Legislation Act 1994 and for other purposes*.

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

3 COMMITTEE MEMBERSHIP — The President advised the House that David Limbrick resigned from the Scrutiny of Acts and Regulations Committee, effective from 16 August 2023.

4 PAPERS —

PAPER PRESENTED BY ORDER OF THE COUNCIL — Lizzie Blandthorn, by leave, presented the Government Response to the Legislative review of Parts 5A and 11 of the *Family Violence Protection Act 2008* (Vic) *(Ordered to be tabled).*

* * * * *

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

Family Violence Protection Act 2008 — Legislative review of family violence information sharing and risk management: reviewing the effectiveness of Parts 5A and 11 of the *Family Violence Protection Act 2008* (Vic), May 2023, under section 144SA of the Act.

Statutory Rules under the following Acts —

Child Wellbeing and Safety Act 2005 — No. 82.
Electricity Industry Act 2000 — No. 83.
Gas Industry Act 2001 — No. 84.
Health Records Act 2001 — No. 85.
Water Act 1989 — No. 86.

5 SITTING OF THE COUNCIL — Jaclyn Symes moved, That the Council, at its rising, adjourn until Tuesday, 29 August 2023.

Question — put and agreed to.

6 COMMITTEE MEMBERSHIP —

Jaclyn Symes moved, by leave, That John Berger be a participating member of the —

(1) Environment and Planning Standing Committee; and
(2) Legal and Social Issues Standing Committee.

Question — put and agreed to.

David Limbrick moved, by leave, That Moira Deeming be a member of the Scrutiny of Acts and Regulations Committee.

Question — put and agreed to.

7 MEMBERS' STATEMENTS — Members made statements.

8 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 63 to 171, be postponed until later this day.

9 MINERAL RESOURCES (SUSTAINABLE DEVELOPMENT) AMENDMENT BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Sarah Mansfield moved, as a reasoned amendment, That all the words after "That" be omitted and replaced with the words "this House refuses to read this Bill a second time until further consultation occurs with local governments, environmental organisations and regional communities likely to be impacted by mining and exploration.".

Debate ensued.

Business interrupted at 12.00 noon.

10 QUESTION TIME —

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

* * * * *

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

- **Natural gas ban impact on businesses (QwN 245)** — substantive and supplementary questions asked by Rikkie-Lee Tyrrell — response from Ingrid Stitt due Monday, 21 August 2023.
- **Regional roads funding in eastern Victoria (QwN 247)** — substantive and supplementary questions asked by Jeff Bourman — response from Harriet Shing due Monday, 21 August 2023.

11 INDEPENDENT BROAD-BASED ANTI-CORRUPTION AMENDMENT COMMISSION (ENDING POLITICAL CORRUPTION) BILL 2023 — The President read a Message from the Assembly informing the Council that they have rejected this Bill.

On the motion of Samantha Ratnam, the Message was ordered to be taken into consideration on the next day of meeting.

12 CONSTITUENCY QUESTIONS — Members asked constituency questions.

13 MINERAL RESOURCES (SUSTAINABLE DEVELOPMENT) AMENDMENT BILL 2023 — Debate continued on the question, That the Bill be now read a second time and on the reasoned amendment moved by Sarah Mansfield, That all the words after "That" be omitted and replaced with the words "this House refuses to read this Bill a second time until further consultation occurs with local governments, environmental organisations and regional communities likely to be impacted by mining and exploration.".

Question — That the reasoned amendment moved by Sarah Mansfield be agreed to — put.

The Council divided — The President in the Chair.

AYES, 8

Katherine Copsey; Moira Deeming; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

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

NOES, 29

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

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

Question negatived.

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

The Council divided — The President in the Chair.

AYES, 29

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

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

NOES, 8

Katherine Copsey; Moira Deeming; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

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

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

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

15 ENERGY LEGISLATION AMENDMENT BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the National Electricity (Victoria) Act 2005 and the National Gas (Victoria) Act 2008 and for other purposes* and requesting the agreement of the Council.

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

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

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

Ingrid Stitt incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier (for David Davis), the debate was adjourned for one week.

16 STATUTE LAW AMENDMENT (REFERENCES TO THE SOVEREIGN) BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Interpretation of Legislation Act 1984 in relation to references to the Sovereign, to amend the statute law of Victoria to revise language referring to the Queen and Her Majesty as a consequence of the death of Queen Elizabeth II and for other purposes* and requesting the agreement of the Council.

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

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

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

Ingrid Stitt incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier, the debate was adjourned for one week.

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

Debate ensued.

The Council adjourned at 6.03 pm until Tuesday, 29 August 2023.

ROBERT McDONALD
Clerk of the Legislative Council

Published under the authority of the Legislative Council, Parliament of Victoria

COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 29, 30 and 31

INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (FACILITATION OF TIMELY REPORTING) BILL 2022
Committed Wednesday, 16 August 2023
Amendments circulated: David Davis (GC40C) (see p. 236)

Clauses 1 to 4 — put and agreed to.

Clause 5 — David Davis moved amendment Nos. 1 and 2 *(GC40C).*
Question — That the amendments be agreed to — put and agreed to.
Clause 5, as amended — put and agreed to.

Clause 6 — put and negatived.

Clauses 7 and 8 — put and agreed to.

Bill reported with amendments.

* * * * *

MINERAL RESOURCES (SUSTAINABLE DEVELOPMENT) AMENDMENT BILL 2023
Committed Thursday, 17 August 2023

Clauses 1 to 135 — put and agreed to.

Bill reported without amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (FACILITATION OF TIMELY REPORTING) BILL 2022

Amendments circulated by David Davis (GC40C)

1. Clause 5, line 34, omit "agreed with" and insert "determined by".

2. Clause 5, page 3, line 19, omit "agreed with" and insert "determined by".

3. Clause 6, omit this clause.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 32, 33 and 34

No. 32 — Tuesday, 29 August 2023

1 The President took the Chair at 12.03 pm, read the Prayer and made an Acknowledgement of Country.

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

On 22 August 2023 —

Energy Legislation Amendment (Energy Safety) Act 2023.

On 29 August 2023 —

Mineral Resources (Sustainable Development) Amendment Act 2023.

3 **QUESTION TIME** —

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

* * * * *

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

- **Murray-Darling Basin (QwN 250)** — substantive and supplementary questions asked by Sarah Mansfield — response from Harriet Shing due Wednesday, 30 August 2023.
- **Cherry Creek detainees (QwN 251)** — substantive question asked by Matthew Bach — response from Enver Erdogan due Wednesday, 30 August 2023.
- **Anti-vilification reforms roundtable (QwN 252)** — substantive and supplementary questions asked by Rachel Payne — response from Harriet Shing due Wednesday, 30 August 2023.
- **Biological sex-based rights (QwN 254)** — substantive and supplementary questions asked by Moira Deeming — response from Harriet Shing due Wednesday, 30 August 2023.

- **Exclusionary zoning pilot (QwN 256)** — substantive and supplementary questions asked by Samantha Ratnam — response from Lizzie Blandthorn due Thursday, 31 August 2023.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

4 PLANNING AND ENVIRONMENT AMENDMENT (INCLUSIONARY ZONING) BILL 2023 — Samantha Ratnam introduced *A Bill for an Act to amend the Planning and Environment Act 1987 to introduce a mandatory inclusionary zoning scheme for residential development to increase the provision of public and affordable housing in Victoria and for other purposes*.

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

5 RESIDENTIAL TENANCIES AMENDMENT (RENT FREEZE AND CAPS) BILL 2023 — Aiv Puglielli introduced *A Bill for an Act to amend the Residential Tenancies Act 1997 to provide for a suspension on rent increases for 2 years, to provide for a maximum rate for future rent increases, to prohibit excessive rent for premises to be rented for the first time, to remove certain grounds for notices to vacate and for other purposes*.

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

6 PAPERS —

COMMITTEE REPORTS —

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sheena Watt tabled Alert Digest No. 10 of 2023 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

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ECONOMY AND INFRASTRUCTURE COMMITTEE — Pursuant to Standing Order 23.22, Georgie Purcell tabled a Report on the Inquiry into Land transfer duty fees (including an Appendix, Extracts of Proceedings and Minority Reports) from the Economy and Infrastructure Committee, and presented Transcripts of Evidence *(Transcripts of Evidence ordered to be tabled and the Report published).*

Georgie Purcell 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:

Independent Broad-based Anti-corruption Commission — Report to the Attorney-General, 1 July 2019 to 31 December 2020, under section 464ZP of the Crimes Act 1958.

Members of Parliament (Standards) Act 1978 — Register of Interests — Returns submitted by Members of the Legislative Council — Ordinary Returns, 28 July 2023 *(Ordered to be published)*.

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

Brimbank Planning Scheme — Amendment C217.

Greater Geelong Planning Scheme — Amendment C443.
Greater Shepparton, Campaspe and Moira Planning Schemes — Amendment GC173.
Macedon Ranges Planning Scheme — Amendment C150.
Mansfield Planning Scheme — Amendment C58.
Maribyrnong Planning Scheme — Amendment C181.
Mornington Peninsula Planning Scheme — Amendment C232.
Stonnington Planning Scheme — Amendment C336.
Whittlesea Planning Scheme — Amendment C245.
Wyndham Planning Scheme — Amendment C231.
Yarra Ranges Planning Scheme — Amendment C210.

Statutory Rules under the following Acts —
Charter of Human Rights and Responsibilities Act 2006 — No. 88.
Mental Health and Wellbeing Act 2022 — Nos. 87, 89 and 90.

Subordinate Legislation Act 1994 —
Documents under section 15 in relation to —
Temporary Public Interest Determination, under section 39 of the Privacy and Data Protection Act 2014.
Statutory Rule Nos. 82, 83, 84, 85, 86, 87, 88, 89 and 90.
Legislative Instruments and related documents under section 16B in respect of Ministerial Order No. 1425 – Order Amending Ministerial Order No. 1228 – Victorian Institute of Teaching Registration Fees under the Education and Training Reform Act 2006.

Victorian Equal Opportunity and Human Rights Commission — 2022 Report on the Operation of the Charter of Human Rights and Responsibilities *(Ordered to be published)*.

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

Government response to the Economy and Infrastructure Committee's Inquiry into the closure of the Hazelwood and Yallourn power stations *(released on 24 August 2023 – a non-sitting day).*

Response from the Minister for Health to petition titled Remove the Remembrance Parks Central Victoria Board (Petition No. 481) (presented by Wendy Lovell on 1 August 2023) *(released on 28 August 2023 – a non-sitting day)*.

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PROCLAMATION — The Clerk tabled a proclamation of the Governor in Council fixing an operative date for the following Act:

Victorian Future Fund Act 2023 — Whole Act — 22 August 2023 *(Gazette S447, 22 August 2023)*.

7 BUSINESS OF THE COUNCIL — Georgie Crozier moved, by leave, That the following general business take precedence on Wednesday, 30 August 2023 —

(1) order of the day No. 3, second reading of the Human Rights and Housing Legislation Amendment (Ending Homelessness) Bill 2023;
(2) notice of motion given this day by Georgie Crozier on the 2026 Commonwealth Games costings;

(3) order of the day No. 1, listed for a future day, resumption of debate on the second reading of the Independent Broad-Based Anti-Corruption Commission Amendment (Public Recommendations) Bill 2023;
(4) notice of motion No. 155 standing in David Ettershank's name referring matters on workplace drug testing and medicinal cannabis to the Legal and Social Issues Committee;
(5) notice of motion given this day by Melina Bath on the cost of living and energy; and
(6) notice of motion given this day by David Davis relating to a Sessional Order on the consideration of a Message from the Assembly rejecting a Council bill.

Question — put and agreed to.

8 COMMITTEE MEMBERSHIP — Georgie Crozier moved, by leave, That —
(1) Gaelle Broad and Joe McCracken be discharged as participating members of the Environment and Planning Standing Committee;
(2) Gaelle Broad be a member of the Environment and Planning Standing Committee;
(3) Ann-Marie Hermans and Evan Mulholland be participating members of the Environment and Planning Standing Committee;
(4) Renee Heath be a participating member of the Legal and Social Issues Standing Committee; and
(5) Renee Heath be a participating member of the Economy and Infrastructure Standing Committee.

Question — put and agreed to.

9 ORDER OF THE DAY DISCHARGED — Aiv Puglielli moved, by leave, That order of the day, general business, No. 7, Residential Tenancies Amendment (Rent Freeze and Caps) Bill 2023 be read and discharged and the Bill be withdrawn.

Question — put and agreed to.

10 MEMBERS' STATEMENTS — Members made statements.

11 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 63 to 171, be postponed until later this day.

12 STATUTE LAW AMENDMENT (REFERENCES TO THE SOVEREIGN) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Matthew Bach moved, as a reasoned amendment, That all the words after "That" be omitted and replaced with the words "this House refuses to read this Bill a second time until the Government has provided clarity on the rationale of the amending provisions.".

Debate ensued.

Question — That the reasoned amendment moved by Matthew Bach be agreed to — put.

The Council divided — The President in the Chair.

AYES, 15

Matthew Bach; 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; Rikkie-Lee Tyrrell.

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

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; 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.

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

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

House in Committee.

Bill reported without amendment, the Report was adopted.

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

Question — put.

The Council divided — The President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell Samantha Ratnam; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

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

NOES, 15

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

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

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.

13 ADJOURNMENT — Jaclyn Symes moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 5.49 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 33 — Wednesday, 30 August 2023

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

2 PETITIONS —

SAVE INGLEWOOD'S AMBULANCE ADMINISTRATION BUILDING — Gaelle Broad presented a petition bearing 136 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to save the Inglewood ambulance administration building *(Ordered to be tabled).*

* * * * *

SAVE INGLEWOOD'S OLD AMBULANCE STATION — Gaelle Broad presented a petition bearing 287 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to save Inglewood's old ambulance station *(Ordered to be tabled).*

* * * * *

REVIEW TOWER HILL'S STATE GAME RESERVE STATUS — Georgie Purcell presented a petition bearing 95 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to review Tower Hill Wildlife Reserve's status as a State Game Reserve given the values and cultural story of this location and remove the word 'Game' from the Tower Hill State Game Reserve signage, as it conflicts with the cultural, natural and social values of the reserve *(Ordered to be tabled).*

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

Auditor-General — Responses to Performance Engagement Recommendations: Annual Status Update 2023, August 2023 *(Ordered to be published).*

Voluntary Assisted Dying Review Board — Report, 2022-23.

4 MEMBERS' STATEMENTS — Members made statements.

5 HUMAN RIGHTS AND HOUSING LEGISLATION AMENDMENT (ENDING HOMELESSNESS) BILL 2023 — Samantha Ratnam laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

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

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

6 2026 COMMONWEALTH GAMES COSTINGS — Matthew Bach (for Georgie Crozier) moved, That this House —

(1) notes —

(a) the Government's cancellation of the 2026 Commonwealth Games;

(b) the $4.4 billion blowout in cost projections for the Games;

(c) the Government's belief that "broader inflationary pressures across the economy", including interest rate rises and the war in Ukraine, were responsible for the unprecedented cost increase;

(2) further notes the major project blowouts across the Government's infrastructure pipeline, particularly –

(a) the North East Link;

(b) the Metro Tunnel;

(c) the West Gate Tunnel;
(d) the Suburban Rail Loop;

(3) expresses its concern that the inflationary factors identified by the Government are not specific to the Commonwealth Games and could impact major projects across Victoria;

(4) further expresses its concern at the cost implications these factors could have for the Government's key election promises in areas such as schools, hospitals, roads and housing;

and calls on the Andrews Government to urgently release a State Budget Update, outlining the status and current costs of these projects.

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, 17

Matthew Bach; 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; Adem Somyurek; Rikkie-Lee Tyrrell.

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

NOES, 23

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

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

Question negatived.

7 BUSINESS POSTPONED — Ordered — That the consideration of order of the day, general business, No. 2, be postponed until later this day.

8 LEGAL AND SOCIAL ISSUES COMMITTEE — WORKPLACE DRUG TESTING AND MEDICINAL CANNABIS — David Ettershank moved, That this House —

(1) notes the validity of medicinal cannabis as a legitimate and lawful prescription medicine for people suffering from a range of serious illnesses and conditions;

(2) further notes that —

(a) while workplace drug testing fulfils an important role especially where there is risk to occupational health and safety, existing workplace drug testing practices and procedures may unfairly discriminate against medicinal cannabis patients, as compared to patients taking other prescription medicines, by treating medicinal cannabis as an illicit drug, when it is not;

(b) medicinal cannabis, a lawful medication, prescribed by a doctor and taken in accordance with that prescription, should be treated in the same way as any other prescription medication;

(c) where a medicinal cannabis patient is not impaired by their medication at work, the medication they are prescribed should not be a barrier to gainful employment;

(3) in acknowledging that no one should be impaired by their medication in the workplace, requires the Legal and Social Issues Committee to inquire into, consider and report, by 30 June 2024, on —

(a) the legislative and regulatory framework for workplace drug testing;

(b) the treatment of prescription medicinal cannabis as compared to other prescription medications, under that workplace drug testing framework;

(c) whether the framework for occupational health and safety and workplace drug testing may be improved to benefit medicinal cannabis patients, ensuring due process and natural justice in workplace settings, balanced against risks to occupational health and safety;

(d) whether current workplace drug testing laws and procedures are discriminatory in nature and could be addressed by the addition of a further protected attribute, such as 'medication or medical treatment', in Victoria's anti-discrimination laws;

(e) any other relevant matters; and

(4) directs the Committee, in undertaking this inquiry, to limit its consideration to workplace drug testing and not consider the broader subject of roadside drug testing and reform of the *Road Safety Act 1986*.

Debate ensued.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

9 QUESTION TIME —

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

* * * * *

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

- **Primary school funding in Drouin and Warragul (QwN 259)** — substantive question asked by Jeff Bourman — response from Ingrid Stitt due Friday, 1 September 2023.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

10 LEGAL AND SOCIAL ISSUES COMMITTEE — WORKPLACE DRUG TESTING AND MEDICINAL CANNABIS — Debate continued on the question, That this House —

(1) notes the validity of medicinal cannabis as a legitimate and lawful prescription medicine for people suffering from a range of serious illnesses and conditions;

(2) further notes that —

(a) while workplace drug testing fulfils an important role especially where there is risk to occupational health and safety, existing workplace drug testing practices and procedures may unfairly discriminate against medicinal cannabis patients, as compared to patients taking other prescription medicines, by treating medicinal cannabis as an illicit drug, when it is not;

(b) medicinal cannabis, a lawful medication, prescribed by a doctor and taken in accordance with that prescription, should be treated in the same way as any other prescription medication;

(c) where a medicinal cannabis patient is not impaired by their medication at work, the medication they are prescribed should not be a barrier to gainful employment;

(3) in acknowledging that no one should be impaired by their medication in the workplace, requires the Legal and Social Issues Committee to inquire into, consider and report, by 30 June 2024, on —

(a) the legislative and regulatory framework for workplace drug testing;

(b) the treatment of prescription medicinal cannabis as compared to other prescription medications, under that workplace drug testing framework;

(c) whether the framework for occupational health and safety and workplace drug testing may be improved to benefit medicinal cannabis patients, ensuring due process and natural justice in workplace settings, balanced against risks to occupational health and safety;

(d) whether current workplace drug testing laws and procedures are discriminatory in nature and could be addressed by the addition of a further protected attribute, such as 'medication or medical treatment', in Victoria's anti-discrimination laws;

(e) any other relevant matters; and

(4) directs the Committee, in undertaking this inquiry, to limit its consideration to workplace drug testing and not consider the broader subject of roadside drug testing and reform of the *Road Safety Act 1986*.

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

Question — put and agreed to.

11 COST OF LIVING AND ENERGY — Melina Bath moved, That this House —

(1) notes that —

(a) Yallourn power station is slated to close by 2028;

(b) Victoria's largest power station, Loy Yang A, is set to close by 2035;

(2) recognises that the Andrews Labor Government —

(a) does not have a plan to deliver reliable and affordable energy to Victorians;

(b) has not identified any projects or funding partners to deliver the State Electricity Commission;

(3) acknowledges the importance of a commonsense plan to —

(a) build new energy generation;

(b) upgrade Victoria's transmission network so that households and businesses across the State can access clean, affordable, and reliable power; and

(4) further notes that Victorians will continue to face higher energy bills at a time when they can least afford it.

Debate ensued.

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

Question — put.

The Council divided — The President in the Chair.

AYES, 16

Matthew Bach; 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.

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

NOES, 22

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

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

Question negatived.

12 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (PUBLIC RECOMMENDATIONS) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Business interrupted at 5.15 pm, pursuant to Sessional Orders.

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

14 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.25 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 34 — Thursday, 31 August 2023

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

2 PAPERS —

COMMITTEE REPORT — VICTORIA'S RECREATIONAL NATIVE BIRD HUNTING ARRANGEMENTS SELECT COMMITTEE — Pursuant to Standing Order 23.22, Ryan Batchelor tabled the Select Committee's Report on the Inquiry into Victoria's recreational native bird hunting arrangements (including Appendices, Extracts of Proceedings and Minority Reports), 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.

Debate ensued.

Question — put and agreed to.

* * * * *

PAPER PRESENTED BY ORDER OF THE COUNCIL — David Davis, by leave, presented the Australian Energy Market Operator's 2023 Electricity Statement of Opportunities, August 2023 *(Ordered to be tabled).*

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

* * * * *

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

Statutory Rules under the following Acts —

Circular Economy (Waste Reduction and Recycling) Act 2021 — No. 91.

Gender Equality Act 2020 — No. 94.

Mental Health and Wellbeing Act 2022 — No. 92.

Planning and Environment Act 1987 — No. 93.

Surveyor-General — Report, 2022-23 on the administration of the Survey Co-ordination Act 1958.

* * * * *

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

President's Report on overdue government responses to standing committee reports, as at 31 August 2023.

3 **SITTING OF THE COUNCIL** — Lizzie Blandthorn moved, That the Council, at its rising, adjourn until Tuesday, 3 October 2023.

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

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

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:

- **Single officer police stations (QwN 270)** — substantive and supplementary questions asked by Rikkie-Lee Tyrrell — response from Enver Erdogan due Monday, 4 September 2023.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

8 **ENERGY LEGISLATION AMENDMENT BILL 2023** — Debate continued on the question, That the Bill be now read a second time.

Question — put and agreed to.

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

House in Committee.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

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

9 BUSINESS POSTPONED — Ordered — That the consideration of order of the day, government business, No. 2, be postponed until later this day.

10 ABORIGINAL AND TORRES STRAIT ISLANDER VOICE — Sheena Watt moved, That this House —

(1) acknowledges that the recognition of Aboriginal and Torres Strait Islanders as the First Peoples of Australia in the Australian Constitution is long overdue;

(2) recognises that the Aboriginal and Torres Strait Island Voice is fundamentally about achieving better outcomes for First Peoples by giving them a say in the decisions that affect their lives;

(3) notes the date for the Voice referendum is 14 October 2023;

(4) further notes —

(a) the transformative and nation-leading work of the Andrews Labor Government as the only jurisdiction in Australia that has taken action on all three elements of the Uluru Statement from the Heart, Voice, Treaty and Truth; and

(b) the vital work of the First Peoples' Assembly of Victoria as the Voice of First Nations people in Victoria on Treaty.

Debate ensued.

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

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

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

12 JUSTICE LEGISLATION AMENDMENT BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Open Courts Act 2013, the Court Security Act 1980, the Coroners Act 2008, the Spent Convictions Act 2021, the Firefighters' Presumptive Rights Compensation and Fire Services Legislation Amendment (Reform) Act 2019, the Forests Act 1958, the Legal Profession Uniform Law Application Act 2014, the Criminal Procedure Act 2009, the Children, Youth and Families Act 2005, the Jury Directions Act 2015, the Victorian Civil and Administrative Tribunal Act 1998, the Wrongs Act 1958, the Limitation of Actions Act 1958, the Domestic Building Contracts Act 1995, the Crimes Act 1958 and the Victoria Police Act 2013 and for other purposes* and requesting the agreement of the Council.

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

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

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

Harriet Shing incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier, the debate was adjourned for one week.

13 BAIL AMENDMENT BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Bail Act 1977 and to make consequential*

amendments to other Acts and for other purposes and requesting the agreement of the Council.

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

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

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

Harriet Shing incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier, the debate was adjourned for one week.

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

Debate ensued.

The Council adjourned at 5.59 pm until Tuesday, 3 October 2023.

ROBERT McDONALD
Clerk of the Legislative Council

Published under the authority of the Legislative Council, Parliament of Victoria

COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 32, 33 and 34

STATUTE LAW AMENDMENT (REFERENCES TO THE SOVEREIGN) BILL 2023

Committed Tuesday, 29 August 2023

Amendments circulated: Matthew Bach (MAB27C) (see p. 252)

Clause 1 — Matthew Bach *(MAB27C)* circulated amendments proposed to be moved during Committee of the whole.

Clause 1 — put and agreed to.

Clauses 2 to 8 — put and agreed to.

Schedule 1 — Matthew Bach moved amendment Nos. 1 to 12 *(MAB27C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

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

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

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; 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.

Schedule 1 — put and agreed to.

Bill reported without amendment.

* * * * *

ENERGY LEGISLATION AMENDMENT BILL 2023

Committed Thursday, 31 August 2023

Clauses 1 to 11 — put and agreed to.

Bill reported without amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. STATUTE LAW AMENDMENT (REFERENCES TO THE SOVEREIGN) BILL 2023

Amendments circulated by Matthew Bach (MAB27C)

1. Schedule 1, line 11, omit "the" and insert "His Majesty's".

2. Schedule 1, line 15, omit "the" and insert "His Majesty's".

3. Schedule 1, line 17, omit "the Crown in right of Victoria" and insert "His Majesty".

4. Schedule 1, page 9, line 28, omit "Schedule **omit**" and insert "Schedule, for".

5. Schedule 1, page 9, line 30, after 'Faith."' insert '**substitute** '"Charles the Third, by the Grace of God King of Australia and His other Realms and Territories, Head of the Commonwealth."'.

6. Schedule 1, page 13, line 13, omit "the" and insert "His Majesty's".

7. Schedule 1, page 13, line 16, omit "the" and insert "His Majesty's".

8. Schedule 1, page 15, line 30, omit "**omit**" and insert "for".

9. Schedule 1, page 15, line 30, after 'Queen"' insert '**substitute** "Lord the King"'.

10. Schedule 1, page 16, line 24, omit "**omit**" and insert "for".

11. Schedule 1, page 16, line 25, after "occurring)" insert '**substitute** "Lord the King"'.

12. Schedule 1, page 16, line 27, omit "the" and insert "His Majesty's".

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 35, 36 and 37

No. 35 — Tuesday, 3 October 2023

1 The President took the Chair at 12.03 pm, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACTS** — The President read a Message from the Governor informing the Council that she had, on 5 September 2023, given the Royal Assent to the following Acts presented to her by the Clerk of the Legislative Council:

Energy Legislation Amendment Act 2023
Statute Law Amendment (References to the Sovereign) Act 2023.

3 **QUESTION TIME** —

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

* * * * *

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

- **Wildlife rescue funding (QwN 276)** — substantive and supplementary questions asked by Georgie Purcell — response from Jaclyn Symes due Thursday, 5 October 2023.
- **Prescription of puberty blockers in schools (QwN 278)** — substantive and supplementary questions asked by David Limbrick — response from Lizzie Blandthorn due Thursday, 5 October 2023.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

4 **COMMITTEE MEMBERSHIP** — The President advised the House that Evan Mulholland resigned from the Electoral Matters Committee, effective from today.

5 **PETITIONS** —

STOP THE DEMOLITION OF THE BARAK BEACON PUBLIC HOUSING ESTATE TO SAVE $88 MILLION — Katherine Copsey presented a petition bearing 100 signatures from certain citizens of Victoria requesting that the Legislative Council call on the

Government to consider, investigate and respond to the feasibility study, report and plans by OFFICE regarding the Barak Beacon public housing estate, stop demolition activities on the estate so that any tenderer can consider the options put forward by OFFICE and allow all tenants to remain in their homes while the report and options put forward by OFFICE are considered *(Ordered to be tabled).*

* * * * *

REVERSE CUTS TO THE VISITING TEACHER SERVICE — Matthew Bach presented a petition bearing 424 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to reverse the cuts to the visiting teacher service *(Ordered to be tabled).*

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

* * * * *

ROAD CONDITIONS IN NORTHEAST VICTORIA — Rikkie-Lee Tyrrell presented a petition bearing 209 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to investigate and rectify the potholes and the dangerous conditions of northeast Victorian roads *(Ordered to be tabled).*

On the motion of Rikkie-Lee Tyrrell, the petition was ordered to be taken into consideration on the next day of meeting.

6 PLANNING AND ENVIRONMENT AMENDMENT (SOIL PROTECTION) (SOLAR POWER GENERATION FACILITIES) BILL 2023 — Rikkie-Lee Tyrrell introduced *A Bill for an Act to amend the Planning and Environment Act 1987 to provide for the mandatory consideration of soil and waterway protection when making the determination of applications for permits relating to solar energy generation facilities and for other purposes*.

On the motion of Rikkie-Lee Tyrrell, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

7 PAPERS —

PAPER PRESENTED BY ORDER OF THE COUNCIL — Lizzie Blandthorn, by leave, presented the Victorian public health and wellbeing plan 2023–2027 *(Ordered to be tabled).*

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COMMITTEE REPORTS —

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sheena Watt tabled Alert Digest No. 11 of 2023 (including Appendices and Extracts of Proceedings) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

* * * * *

PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Michael Galea tabled a Report on the 2023–24 Budget Estimates (including Appendices) from the Public Accounts and Estimates Committee, and presented Transcripts of Evidence *(Transcripts of Evidence ordered to be tabled and the Report published).*

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

Education and Care Services National Law Act 2010 — Education and Care Services National Amendment (Bassinets) Regulations 2023, under section 303 of the Act.

Independent Broad-based Anti-corruption Commission and Ombudsman — Operation Watts: Progress report, September 2023 *(released on 14 September 2023 – a non-sitting day) (Ordered to be published)*.

Ombudsman — Investigation into the Department of Transport and Planning's implementation of the zero and low emission vehicle charge, September 2023 *(released on 27 September 2023 – a non-sitting day) (Ordered to be published).*

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

Ballarat Planning Scheme — Amendment C241.

Boroondara Planning Scheme — Amendments C376 and C399.

Colac Otway Planning Scheme — Amendment C123.

Corangamite Planning Scheme — Amendment C63.

Darebin Planning Scheme — Amendment C214.

Greater Bendigo Planning Scheme — Amendment C283.

Kingston Planning Scheme — Amendment C199.

Knox Planning Scheme — Amendment C189.

Macedon Ranges Planning Scheme — Amendments C127 and C159.

Melbourne Planning Scheme — Amendments C455 and C458.

Mornington Peninsula Planning Scheme — Amendments C239 and C270.

Port Phillip Planning Scheme — Amendment C201.

Pyrenees Planning Scheme — Amendment C54.

Stonnington Planning Scheme — Amendments C296 and C335.

Victoria Planning Provisions — Amendments VC242, VC243 and VC246.

Whittlesea Planning Scheme — Amendment C271.

Yarra Planning Scheme — Amendments C320 and C321.

Statutory Rules under the following Acts —

Building Act 1993 — No. 102.

Commercial Passenger Vehicle Industry Act 2017 — No. 100.

Conservation, Forests and Lands Act 1987 — No. 99.

Dangerous Goods Act 1985 — No. 103.

Subordinate Legislation Act 1994 — No. 98.

Supreme Court Act 1986 — Nos. 95 and 96.

Victims of Crime Assistance Act 1996 — No. 101.

Wildlife Act 1975 — No. 97.

Subordinate Legislation Act 1994 —

Documents under section 15 in respect of Statutory Rule Nos. 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101 and 103.

Guidelines for the preparation, content, publication and availability of statutory rules, under section 26 of the Act.

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

Ministerial Order 1412 – Structured Workplace Learning Arrangements, under the Education and Training Reform Act 2006.

Ministerial Order 1413 – Work Experience Arrangements, under the Education and Training Reform Act 2006.

Victorian Local Government Grants Commission — Allocation Report, year ended 31 August 2023.

Yoorrook Justice Commission — Yoorrook for Justice: Report into Victoria's Child Protection and Criminal Justice Systems, under section 37 of the Inquiries Act 2014 *(released on 4 September 2023 – a non-sitting day) (Ordered to be published)*.

* * * * *

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

Response from the Minister for Public Transport to petition titled School bus service from Tatura to Kyabram (Petition No. 489) (presented by Wendy Lovell on 1 August 2023) *(released on 19 September 2023 – a non-sitting day)*.

Response from the Treasurer to petition titled Reject the payroll tax on independent schools (Petition No. 484) (presented by Matthew Bach on 1 August 2023) *(released on 4 September 2023 – a non-sitting day)*.

* * * * *

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

Disability and Social Services Regulation Amendment Act 2023 — Division 1 of Part 4 and section 267 — 20 September 2023 *(Gazette S483, 12 September 2023)*.

Racing Amendment (Unauthorised Access) Act 2023 — 15 September 2023 *(Gazette S483, 12 September 2023)*.

8 BUSINESS OF THE COUNCIL — Georgie Crozier moved, by leave, That the following general business take precedence on Wednesday, 4 October 2023 —

(1) order of the day made this day, second reading of the Planning and Environment Amendment (Soil Protection) (Solar Power Generation Facilities) Bill 2023;

(2) order of the day No. 3, second reading of the Residential Tenancies Amendment (Rent Freeze and Caps) Bill 2023;

(3) notice of motion given this day by Georgie Crozier on the new Premier, the Hon. Jacinta Allan MP, and government spending and integrity;

(4) notice of motion given this day by Sarah Mansfield referring matters relating to climate resilience to the Environment and Planning Committee;

(5) notice of motion given this day by Samantha Ratnam on the production of documents relating to the Housing Statement;

(6) notice of motion given this day by Georgie Crozier on public drunkenness laws; and

(7) notice of motion No. 110 standing in Nick McGowan's name on changing Maroondah Hospital's name.

Question — put and agreed to.

9 ECONOMY AND INFRASTRUCTURE COMMITTEE — EXTENSION TO REPORTING DATE — INQUIRY INTO THE INDUSTRIAL HEMP INDUSTRY IN VICTORIA — Georgie Purcell moved, by leave, That the reporting date for the Economy and Infrastructure Committee's Inquiry into the industrial hemp industry in Victoria be extended to no later than 30 November 2023.

Question — put and agreed to.

10 MEMBERS' STATEMENTS — Members made statements.

11 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 63 to 171, be postponed until later this day.

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

Samantha Ratnam *(*SR134C*)* and David Limbrick *(DL59C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put and agreed to.

Bill read a second time.

The Acting President advised that the President ruled certain amendments proposed to be moved during Committee of the whole by David Limbrick *(DL59C)* are outside the scope of the Bill.

David Limbrick moved, That it be an instruction to the Committee that they have power to consider amendments and New Clauses to repeal the *Unlawful Assemblies and Processions Act 1958* and consequentially amend the *Public Safety Preservation Act 1958*.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 21

Matthew Bach; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell.

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

NOES, 14

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

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

Question agreed to.

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.

13 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 5.53 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 36 — Wednesday, 4 October 2023

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

2 COMMITTEE MEMBERSHIP — The President advised the House that Paul Hamer, Member for Box Hill, resigned from the Public Accounts and Estimates Committee, effective from today.

3 PETITION — WITHDRAW THE OVERLAY ON NEPEAN HIGHWAY PROPERTIES IN FRANKSTON — David Limbrick presented a petition bearing 516 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to withdraw the overlay placed on properties on the Nepean Highway, Frankston by the Minister for Planning and allow due process to take course *(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.

4 PAPERS —

COMMITTEE REPORT — PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Michael Galea tabled a Report on the Appointment of a person to conduct the performance audit of the Auditor-General and Victorian Auditor-General's Office from the Public Accounts and Estimates Committee *(Ordered to be published).*

* * * * *

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

Australian Criminal Intelligence Commission — Chair of the Board of the Australian Criminal Intelligence Commission — Report, 2021-22.

Office of the Victorian Information Commissioner (OVIC) — Report, 2022-23.

Subordinate Legislation Act 1994 — Documents under section 15 in respect of Statutory Rule Nos. 104 and 106.

5 MEMBERS' STATEMENTS — Members made statements.

6 PLANNING AND ENVIRONMENT AMENDMENT (SOIL PROTECTION) (SOLAR POWER GENERATION FACILITIES) BILL 2023 — Rikkie-Lee Tyrrell laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Rikkie-Lee Tyrrell moved, That the Bill be now read a second time.

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

7 RESIDENTIAL TENANCIES AMENDMENT (RENT FREEZE AND CAPS) BILL 2023 — Aiv Puglielli laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Aiv Puglielli moved, That the Bill be now read a second time.

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

8 GOVERNMENT SPENDING AND INTEGRITY — Georgie Crozier moved, That this House —

(1) notes that the Hon. Jacinta Allan MP, as Premier takes over the biggest state debt in the country, larger than New South Wales, Queensland and Tasmania combined;

(2) expresses concern at Premier Allan's ministerial legacy of waste, blowouts and mismanagement;

(3) further notes that Premier Allan has been responsible for nearly $30 billion in major project blowouts, including —

(a) $3.6 billion on the Metro Tunnel;

(b) three years and $4.7 billion on the West Gate Tunnel;

(c) $13 billion on the North East Link;

(4) condemns the culture of secrecy, disdain for integrity and the hatred of anti-corruption agencies that permeated in the former Andrews Government; and

(5) calls on the Premier to overcome her legacy of waste, blowouts and mismanagement, return integrity to Government and begin to undo the nine years' worth of damage for which she is responsible.

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, 14

Matthew Bach; Gaelle Broad; Jeff Bourman; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Evan Mulholland; Rikkie-Lee Tyrrell.

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

NOES, 19

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Sheena Watt.

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

Question negatived.

9 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, general business, Nos. 187 and 190, be postponed until later this day.

10 PUBLIC DRUNKENNESS LAWS — Georgie Crozier moved, That this House —

(1) expresses its concern that the *Summary Offences Amendment (Decriminalisation of Public Drunkenness) Act 2021* will increase risk to members of Victoria Police, people in a vulnerable state and the community, noting that —

(a) the Victoria Police training video to leave an intoxicated female in a public area places the female at risk;
(b) there is a health crisis in Victoria and these laws will increase pressure on regional hospitals and remove staff from struggling emergency rooms;
(c) Victoria is the only state that has introduced laws to decriminalise public drunkenness that has not given police increased move-on laws or powers of arrest to ensure community safety is the priority;

(2) calls on the Government to postpone the commencement of the *Summary Offences Amendment (Decriminalisation of Public Drunkenness) Act 2021* until —
(a) move-on laws are introduced to ensure police have the powers to put community safety first;
(b) the Government establishes at least three trial sites that operate for a 24-month period and a report on this trial is tabled in Parliament; and
(c) the Victoria Police training video is withdrawn and reissued with due consideration to the issues listed above and no police officer is trained to leave a vulnerable person in a potentially more dangerous or vulnerable position.

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

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

11 QUESTION TIME —

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

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

- **Management of drug testing dogs with respect to medicinal cannabis (QwN 283)** — substantive and supplementary questions asked by Rachel Payne — response from Enver Erdogan due Friday, 6 October 2023.
- **Australian flags on Victorian Government Department websites (QwN 286)** — substantive question asked by Moira Deeming — response from Jaclyn Symes due Friday, 6 October 2023.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

12 ENVIRONMENT AND PLANNING COMMITTEE — INQUIRY INTO CLIMATE RESILIENCE — Sarah Mansfield moved, by leave, in an amended form, That this House —

(1) notes that —
(a) the impacts of climate change are intensifying;
(b) the impacts on Victoria include an increase in frequency and severity of extreme weather and climate-related disaster events which will present significant challenges for Victoria's built environment, including private buildings as well as public infrastructure;

(2) requires the Environment and Planning Committee to inquire into, consider and report, by 30 June 2025, on —
(a) the main risks facing Victoria's built environment and infrastructure from climate change and the impact these will have on the people of Victoria;

(b) how the Victorian Government is preparing for and mitigating the impacts of climate change on our built environment and infrastructure;

(c) the barriers facing Victoria in upgrading infrastructure to become more resilient to the impacts of climate change, including barriers in rebuilding or retrofitting infrastructure, including but not limited to, issues relating to insurance and barriers faced by local government;

(d) the adequacy of the current Victorian planning system as it relates to its adaptation to, preparation for, and mitigation of climate change impacts;

(e) what more could be done to better prepare Victoria's built environment and infrastructure, and therefore the community, for future climate disaster events; and

(f) whether further inquiries or investigation may be needed into other aspects of climate change adaptation and climate disaster preparedness in Victoria, noting that climate change will have far-reaching impacts on all aspects of Victorian life, including but not limited to biodiversity, human health, primary production, industry, emergency services and more, and that while these areas may overlap with the matters covered in this inquiry, they may also warrant further investigation in their own inquiries.

Debate ensued.

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

Question — put.

The Council divided — The President in the Chair.

AYES, 19

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Jacinta Ermacora; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney.

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

NOES, 14

Matthew Bach; Gaelle Broad; Jeff Bourman; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Evan Mulholland; Rikkie-Lee Tyrrell.

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

Question agreed to.

13 PUBLIC DRUNKENNESS LAWS — Debate resumed on the question, That this House —

(1) expresses its concern that the *Summary Offences Amendment (Decriminalisation of Public Drunkenness) Act 2021* will increase risk to members of Victoria Police, people in a vulnerable state and the community, noting that —

(a) the Victoria Police training video to leave an intoxicated female in a public area places the female at risk;

(b) there is a health crisis in Victoria and these laws will increase pressure on regional hospitals and remove staff from struggling emergency rooms;

(c) Victoria is the only state that has introduced laws to decriminalise public drunkenness that has not given police increased move-on laws or powers of arrest to ensure community safety is the priority;

(2) calls on the Government to postpone the commencement of the *Summary Offences Amendment (Decriminalisation of Public Drunkenness) Act 2021* until —

(a) move-on laws are introduced to ensure police have the powers to put community safety first;

(b) the Government establishes at least three trial sites that operate for a 24-month period and a report on this trial is tabled in Parliament; and

(c) the Victoria Police training video is withdrawn and reissued with due consideration to the issues listed above and no police officer is trained to leave a vulnerable person in a potentially more dangerous or vulnerable position.

On the motion of Lee Tarlamis, by leave, the debate on this motion was extended by up to 25 minutes.

Debate continued.

Question — put.

The Council divided — The President in the Chair.

AYES, 14

Matthew Bach; Gaelle Broad; Jeff Bourman; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Evan Mulholland; Rikkie-Lee Tyrrell.

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

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Michael Galea; Shaun Leane; David Limbrick; Tom McIntosh; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Sheena Watt.

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

Question negatived.

Business interrupted at 5.15 pm, pursuant to Sessional Orders.

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

15 ADJOURNMENT — Lizzie Blandthorn moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.18 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 37 — Thursday, 5 October 2023

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

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

Independent Broad-based Anti-corruption Commission — Report to the Minister for Police, 1 January 2017 to 31 December 2020, under section 70O of the Sex Offenders Registration Act 2004.

Subordinate Legislation Act 1994 — Documents under section 15 in respect of Statutory Rule Nos. 102 and 105.

3 SITTING OF THE COUNCIL — Gayle Tierney moved, That the Council, at its rising, adjourn until Tuesday, 17 October 2023.

Question — put and agreed to.

4 MEMBERS' STATEMENTS — Members made statements.

5 PERFORMANCE AUDIT OF THE AUDITOR-GENERAL'S OFFICE — The President announced the receipt of a Message from the Assembly advising the Council that they have agreed to the following resolution:

That under section 82 of the *Audit Act 1994*, MartinJenkins be appointed:

(a) to conduct the performance audit of the Auditor-General and the Victorian Auditor-General's Office in 2023–2024;

(b) in accordance with the Terms, Conditions and Specifications as set out in the Request for Tender issued by the Public Accounts and Estimates Committee on 1 August 2023; and

(c) at a fixed fee of $405,933 (excluding GST) —

and requesting the agreement of the Legislative Council.

On the motion of Harriet Shing, by leave, the Assembly's Message was ordered to be taken into consideration forthwith.

Harriet Shing moved, That —

(1) the Council agrees with the Assembly and resolves, That under section 82 of the *Audit Act 1994*, MartinJenkins be appointed —

(a) to conduct the performance audit of the Auditor-General and the Victorian Auditor-General's Office in 2023-2024;

(b) in accordance with the Terms, Conditions and Specifications as set out in the Request for Tender issued by the Public Accounts and Estimates Committee on 1 August 2023;

(c) at a fixed fee of $405,933 (excluding GST); and

(2) a Message be sent to the Assembly informing them that the Council have agreed with the Assembly's resolution.

Question — put and agreed to.

Message sent to the Assembly informing them accordingly.

6 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 83 to 171, be postponed until later this day.

7 BAIL AMENDMENT BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Evan Mulholland *(EM01C)* and Katherine Copsey *(KC13C and KC14C)* circulated amendments proposed to be moved during Committee of the whole.

Business interrupted at 12.00 noon.

8 QUESTION TIME —

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

* * * * *

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

- **Criminalisation of young people in residential care (QwN 290)** — substantive and supplementary questions asked by Rachel Payne — response from Lizzie Blandthorn due Friday, 6 October 2023.
- **McCoys Bridge (QwN 294)** — substantive and supplementary questions asked by Rikkie-Lee Tyrrell — response from Harriet Shing due Monday, 9 October 2023.

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CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 BAIL AMENDMENT BILL 2023 — Debate continued on the question, That the Bill be now read a second time.

Jaclyn Symes *(JS28C)* 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.

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

Question — put.

The Council divided — The President in the Chair.

AYES, 33

Matthew Bach; Ryan Batchelor; John Berger; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

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

NOES, 3

Jeff Bourman; Moira Deeming; Rikkie-Lee Tyrrell.

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

Question agreed to.

Bill read a third time and passed.

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

10 EDUCATION AND TRAINING REFORM AMENDMENT (LAND POWERS) BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Education and Training Reform Act 2006 to make further provision for the acquisition,*

use and development of land for the purpose of early childhood education and care and for the purpose of services associated with early childhood education and care and for other purposes and requesting the agreement of the Council.

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

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

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

Ingrid Stitt incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier, the debate was adjourned for one week.

11 SUMMARY OFFENCES AMENDMENT (NAZI SALUTE PROHIBITION) BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Summary Offences Act 1966 to make the public display or performance of Nazi gestures an offence, to extend the application of the offence of public display of Nazi symbols and for other purposes* and requesting the agreement of the Council.

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

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

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

Ingrid Stitt incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier (for Evan Mulholland), the debate was adjourned for one week.

12 TRIPLE ZERO VICTORIA BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to establish Triple Zero Victoria, to repeal the Emergency Services Telecommunications Authority Act 2004 and for other purposes* and requesting the agreement of the Council.

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

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

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

Ingrid Stitt incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier, the debate was adjourned for one week.

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

Debate ensued.

The Council adjourned at 6.42 pm until Tuesday, 17 October 2023.

ROBERT McDONALD
Clerk of the Legislative Council

Published under the authority of the Legislative Council, Parliament of Victoria

COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 35, 36 and 37

JUSTICE LEGISLATION AMENDMENT BILL 2023

Committed Tuesday, 3 October 2023

Amendments circulated: David Limbrick (DL59C) (see p. 272) and Samantha Ratnam (SR134C) (see pp. 272-3)

Clause 1 — Samantha Ratnam moved amendment No. 1 *(SR134C).*

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 10

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

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

NOES, 24

Matthew Bach; Ryan Batchelor; John Berger; Lizzie Blandthorn; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Sheena Watt.

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

Question negatived.

David Limbrick moved amendment Nos. 1 and 2 *(DL59C).*

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 8

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

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

NOES, 26

Matthew Bach; Ryan Batchelor; 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; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Sheena Watt.

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

Question negatived.

Clause 1 — put and agreed to.

Clauses 2 to 80 — put and agreed to.

Bill reported without amendment.

* * * * *

BAIL AMENDMENT BILL 2023

Committed Thursday, 5 October 2023

Amendments circulated: Katherine Copsey (KC13C and KC14C) (see pp. 273-81), Evan Mulholland (EM01C) (see p. 281) and Jaclyn Symes (JS28C) (see pp. 281-3)

Clause 1 — Katherine Copsey moved amendment Nos. 1 and 2 *(KC13C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 6

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

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

NOES, 30

Matthew Bach; Ryan Batchelor; John Berger; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; 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.

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

Question negatived.

Jaclyn Symes moved amendment No. 1 *(JS28C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 30

Matthew Bach; Ryan Batchelor; John Berger; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; 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.

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

NOES, 6

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

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

Question agreed to.

Evan Mulholland moved amendment No. 1 *(EM01C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

Matthew Bach; 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.

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

NOES, 21

Ryan Batchelor; John Berger; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

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

Question negatived.

Jaclyn Symes moved amendment Nos. 2 and 3 *(JS28C)*.

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

Clause 1, as amended — put and agreed to.

Clauses 2 to 5 — put and agreed to.

Clause 6 — Jaclyn Symes moved amendment No. 4 *(JS28C)*.

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

Clause 6, as amended — put and agreed to.

Clause 7 — put and agreed to.

Clause 8 — Jaclyn Symes moved amendment Nos. 5 and 6 *(JS28C)*.

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

Clause 8, as amended — put and agreed to.

Clauses 9 to 12 — put and agreed to.

Clause 13 — Jaclyn Symes moved amendment No. 7 *(JS28C)*.

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

Clause 13, as amended — put and agreed to.

Clauses 14 and 15 — put and agreed to.

Heading to Division 4 of Part 2 — Jaclyn Symes moved amendment No. 8 *(JS28C)*.

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

Clauses 16 to 23 — put and negatived.

Clause 24 — Jaclyn Symes moved amendment Nos. 17 to 21 *(JS28C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 24, as amended — put and agreed to.

Clause 25 — Jaclyn Symes moved amendment Nos. 22 and 23 *(JS28C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 25, as amended — put and agreed to.

Clause 26 — Jaclyn Symes moved amendment Nos. 24 to 27 *(JS28C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 26, as amended — put and agreed to.

Clauses 27 to 29 — put and agreed to.

Clause 30 — Jaclyn Symes moved amendment Nos. 28 to 45 *(JS28C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 30, as amended — put and agreed to.

Clauses 31 to 107 — put and agreed to.

New Division Heading and New Clause 107A — Katherine Copsey moved amendment No. 1 *(KC14C)*.
Question — That New Division Heading and New Clause 107A stand part of the Bill — put.
The Committee divided — The Deputy President in the Chair.

AYES, 5

Katherine Copsey; Sarah Mansfield; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 31

Matthew Bach; Ryan Batchelor; John Berger; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; 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; Rachel Payne; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clauses 108 and 109 — put and agreed to.

New Clause 109A — Katherine Copsey moved amendment No. 2 *(KC14C)*.
Question — That New Clause 109A stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 6

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

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

NOES, 30

Matthew Bach; Ryan Batchelor; John Berger; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; 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.

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

Question negatived.

Clauses 110 to 116 — put and agreed to.

New Clause 116A — Jaclyn Symes moved amendment No. 46 *(JS28C)*.

Question — That New Clause 116A stand part of the Bill — put and agreed to.

Clause 117 — Jaclyn Symes moved amendment No. 47 *(JS28C)*.

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

Clause 117, as amended — put and agreed to.

Clauses 118 to 120 — put and agreed to.

Bill reported with amendments.

AMENDMENTS CIRCULATED IN RELATION TO —

1. JUSTICE LEGISLATION AMENDMENT BILL 2023

Amendments circulated by David Limbrick (DL59C)

1. Clause 1, page 3, line 11, omit "powers." and insert "powers; and".

2. Clause 1, page 3, after line 11 insert—

"(l) to repeal the **Unlawful Assemblies and Processions Act 1958** and consequentially amend the **Public Safety Preservation Act 1958**.".

NEW CLAUSES

3. Insert the following New Part after Part 12—

"Part 12A—Repeal of Unlawful Assemblies and Processions Act 1958

79A Repeal of Unlawful Assemblies and Processions Act 1958

The **Unlawful Assemblies and Processions Act 1958** is **repealed**.

79B Amendment of Public Safety Preservation Act 1958

Section 10(2) of the **Public Safety Preservation Act 1958** is **repealed**.".

4. Long title, after "**Victoria Police Act 2013**" insert "and to repeal the **Unlawful Assemblies and Processions Act 1958** and consequentially amend the **Public Safety Preservation Act 1958**".

Amendments circulated by Samantha Ratnam (SR134C)

1. Clause 1, page 2, line 21, omit "3" and insert "9".

2. Clause 26, line 13, omit 'years".' and insert "years".

3. Clause 26, after line 13 insert—

'16	Primary site lung cancer	15 years
17	Primary site skin cancer	15 years
18	Primary site penile cancer	15 years
19	Primary site pancreatic cancer	10 years
20	Malignant mesothelioma	15 years
21	Primary site thyroid cancer	10 years".'.

4. Clause 27, line 20, omit 'years".' and insert "years".

5. Clause 27, after line 20 insert—

'16	Primary site lung cancer	15 years
17	Primary site skin cancer	15 years
18	Primary site penile cancer	15 years
19	Primary site pancreatic cancer	10 years
20	Malignant mesothelioma	15 years
21	Primary site thyroid cancer	10 years".'.

2. BAIL AMENDMENT BILL 2023

Amendments circulated by Katherine Copsey (KC13C)

1. Clause 1, lines 8 to 10, omit all words and expressions on these lines and insert—

"(i) abolishing the 2 step tests; and".

2. Clause 1, page 2, lines 1 and 2, omit all words and expressions on these lines and insert—

"(iii) changing the unacceptable risk test; and".

3. Division heading before clause 4, omit this heading.

4. Clause 4, omit this clause.

5. Clause 5, omit this clause.

6. Clause 6, omit this clause.

7. Clause 7, omit this clause.

8. Clause 8, omit this clause.

NEW CLAUSES

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

'Division 2A—Abolition of 2 step tests

11A Definitions

In section 3 of the Principal Act, the definitions of ***Schedule 1 offence***, ***Schedule 2 offence*** and ***unacceptable risk test*** are **repealed**.

11B Sections 3AA, 3D, 4AA, 4A, 4C and 4D repealed

Sections 3AA, 3D, 4AA, 4A, 4C and 4D of the Principal Act are **repealed**.

11C Court to make preliminary determination if terrorism risk alleged

(1) Section 8AA(1)(b) of the Principal Act is **repealed**.

(2) Note 2 at the foot of section 8AA(1) of the Principal Act is **repealed**.

(3) The note at the foot of section 8AA(2) of the Principal Act is **repealed**.

11D Power of police officer, sheriff or authorised person to grant or refuse bail

(1) In the note at the foot of section 10(5) of the Principal Act—

(a) **omit** the first dot point;

(b) in the third dot point, for "record;" **substitute** "record.";

(c) **omit** the fourth dot point.

(2) In section 10(5A), for "13, 13AA or 13A" **substitute** "13 or 13AA".

11E Power of bail justice to grant or refuse bail

(1) In the note at the foot of section 10A(5) of the Principal Act—

(a) for "13, 13AA or 13A" **substitute** "13 or 13AA";

(b) **omit** the first dot point;

(c) in the third dot point, for "record;" **substitute** "record.";

(d) **omit** the fourth dot point.

(2) In section 10A(5AAB), for "13, 13AA or 13A" **substitute** "13 or 13AA".

11F Informant must bring person to court if bail justice prohibited from granting bail

In section 10B(1) of the Principal Act, for "13, 13AA or 13A" **substitute** "13 or 13AA".

11G Section 12A repealed

Section 12A of the Principal Act is **repealed**.

11H Treason, murder, certain other offences

Section 13(3) and (4) of the Principal Act are **repealed**.

11I Section 13A repealed

Section 13A of the Principal Act is **repealed**.

11J Schedules 1 and 2 repealed

Schedules 1 and 2 to the Principal Act are **repealed**.'.

10. Clause 12, omit this clause.

11. Clause 13, omit this clause.

12. Clause 14, lines 26 to 33, omit all words and expressions on these lines and insert—

'(1) For the heading to section 4E of the Principal Act **substitute**—

"**Unacceptable risk test**".

(2) For section 4E(1) of the Principal Act **substitute**—

"(1) A bail decision maker must refuse bail for a person accused of an offence if—

(a) the bail decision maker is satisfied that, if the accused is released on bail, there is—

(i) a specific and immediate risk to the safety and welfare of another person; or

(ii) a serious risk of interfering with a witness; or

(iii) a demonstrable risk that the person will abscond by fleeing the jurisdiction; and

(b) the risk is an unacceptable risk.

(1A) A bail decision maker must not refuse bail under subsection (1) if the bail decision maker is satisfied that, if the person were found guilty of the offence charged, it is unlikely that the person would be sentenced to a term of imprisonment.

(1B) A bail decision maker must not refuse bail under subsection (1) solely because—

(a) the decision maker considers that the accused may not attend court; or

(b) the accused does not have—

(i) any accommodation; or

(ii) any adequate accommodation; or

(iii) a fixed address.

(1C) If a court has determined under section 8AA(2) that there is a risk that a person accused of an offence will commit a terrorism or foreign incursion offence, the court must refuse bail for the person if the court is satisfied that the risk is an unacceptable risk.".

(3) After section 4E(2) of the Principal Act **insert**—

"(2A) If subsection (1C) applies, the prosecutor bears the burden of satisfying the court that the risk referred to in that subsection is unacceptable.".

(4) In section 4E(3) of the Principal Act, after "subsection (1)(a)" **insert** "or (1C)".'.

13. Clause 15, omit this clause.

NEW CLAUSE

14. Insert the following New Clause to follow clause 15—

'**15A Conduct conditions**

(1) For section 5AAA(1) of the Principal Act **substitute**—

"(1) A bail decision maker considering the release of an accused on bail must impose any condition that, in the opinion of the bail decision maker, will reduce the likelihood that the accused may—

(a) be a risk to the safety or welfare of another person; or

(b) interfere with a witness; or

(c) abscond by fleeing the jurisdiction.

Example

A bail decision maker may impose a condition in order to reduce the likelihood that the accused may commit a family violence offence.".

(2) In section 5AAA(2)(a) of the Principal Act, for "(d);" **substitute** "(c);".'.

15. Division heading preceding clause 16, omit this heading.

16. Clause 16, omit this clause.

17. Clause 17, omit this clause.

18. Clause 18, omit this clause.

19. Clause 19, omit this clause.

20. Clause 20, omit this clause.

21. Clause 21, omit this clause.

22. Clause 22, omit this clause.

23. Clause 23, omit this clause.

24. Clause 24, omit this clause.

25. Division heading preceding clause 25, omit this heading.

26. Clause 25, omit this clause.

27. Division heading preceding clause 26, omit this heading.

28. Clause 26, omit this clause.

29. Division heading preceding clause 27, omit this heading.

30. Clause 27, omit this clause.

31. Clause 28, omit this clause.

32. Division heading preceding clause 29, omit this heading.

33. Clause 29, omit this clause.

34. Clause 30, omit this clause.

35. Clause 117, line 11, omit all words and expressions on this line.

Amendments circulated by Katherine Copsey (KC14C)

NEW CLAUSE

1. Insert the following New Division after Division 3 of Part 5—

'Division 3A—Annual reports

107A New Part 4A inserted

After Part 4 of the Principal Act **insert**—

"Part 4A—Annual reports

18B Annual report of Chief Commissioner to contain information on bail decisions

(1) The Chief Commissioner, in the Chief Commissioner's report of operations under Part 7 of the **Financial Management Act 1994**, must include the information set out in subsection (2) in respect of—

(a) the financial year to which the report relates; and

(b) each of the following categories of accused person—

(i) children;

(ii) adults;

(iii) men;

(iv) women;

(v) persons identified as vulnerable adults;

(vi) persons identified as Aboriginal persons.

(2) For the purposes of subsection (1) the information is—

(a) for each category of accused person, the total number of decisions by police officers about granting bail to the accused persons in that category; and

(b) the total number of those bail decisions where bail has been granted; and

(c) the total number of those bail decisions where bail has been refused; and

(d) for each of those bail decisions, the police station where the decision was made.

18C Annual report of Court Services Victoria to contain information on bail decisions

(1) Court Services Victoria (within the meaning of the **Court Services Victoria Act 2014**), in its report of operations under Part 7 of the **Financial**

Management Act 1994, must include the information set out in subsection (2) in respect of—

(a) the financial year to which the report relates; and

(b) each of the following categories of accused persons—

(i) children;

(ii) adults;

(iii) men;

(iv) women;

(v) persons identified as vulnerable adults;

(vi) persons identified as Aboriginal persons.

(2) For the purposes of subsection (1) the information is—

(a) for each category of accused person, the total number of decisions about granting bail to the accused persons in that category made by each court that is a court to which the definition of jurisdiction in the **Court Services Victoria Act 2014** applies; and

(b) the total number of those bail decisions where bail has been granted; and

(c) the total number of those bail decisions where bail has been refused; and

(d) for each of those bail decisions, the court, including the location of the court, in which the decision was made.

18D Annual report of Department of Justice and Community Safety to contain information on bail decisions

(1) The Minister responsible for the preparation of the report of operations of the Department of Justice and Community Safety under Part 7 of the **Financial Management Act 1994**, must include in that report the information set out in subsection (2) in respect of—

(a) the financial year to which the report relates; and

(b) each of the following categories of accused persons—

(i) children;

(ii) adults;

(iii) men;

(iv) women;

(v) persons identified as vulnerable adults;

(vi) persons identified as Aboriginal persons.

(2) For the purposes of subsection (1) the information is—

(a) for each category of accused person, the total number of decisions by bail justices about granting bail to the accused persons in that category; and

(b) the total number of those bail decisions where bail has been granted; and

(c) the total number of those bail decisions where bail has been refused; and

(d) for each of those bail decisions, the place where the decision was made.".'.

NEW CLAUSE

2. Insert the following New Clause to follow the Division heading before clause 110—

'**109A Guiding principles**

After section 1B(1)(c) of the Principal Act **insert**—

"(ca) taking into account the established understanding of the negative effects of imprisonment on former prisoners, including an association with poorer social, economic and cultural outcomes and higher rates of subsequent offending; and

(cb) promoting bail decision making that is not discriminatory, particularly by regard being had to—

(i) the surrounding circumstances of vulnerable persons such as women, children, people with disabilities and Aboriginal persons; and

(ii) the disproportionate rates of imprisonment and deaths in custody of Aboriginal persons; and".'.

NEW CLAUSE

3. Insert the following New Clause to follow clause 115—

'**115A New section 32C inserted**

After section 32B of the Principal Act **insert**—

"**32C Appointment of expert panel to review amendments made by Bail Amendment Act 2023**

(1) The Attorney-General must appoint a panel for the purposes of conducting a review under section 32D(1).

(2) A panel appointed under subsection (1) may consist of as many persons as the Attorney-General considers appropriate.

(3) A panel appointed under subsection (1) must consist of persons who, in the opinion of the Attorney-General, possess appropriate qualifications or expertise to conduct the review.

32D Review of amendments made by Bail Amendment Act 2023

(1) As soon as is practicable after the end of each review period specified in subsection (2), the Attorney-General must cause a review to be conducted of the operation, during that period, of the amendments made to this Act by the **Bail Amendment Act 2023**.

(2) The review periods are—

(a) the period of 12 months following the commencement of the **Bail Amendment Act 2023**; and

(b) each subsequent period of 4 years.

(3) A review under subsection (1) is to be conducted by a panel appointed under section 32C for the purposes of that review.

(4) A review under subsection (1) must examine whether, during the review period—

(a) vulnerable persons such as women, children, people with disabilities and Aboriginal persons have been adversely affected as a consequence of the amendments made to this Act by the **Bail Amendment Act 2023**; or

(b) those amendments have affected—

(i) recidivism; and

(ii) the rate at which offences are committed; and

(iii) the safety of the community; and

(iv) sentencing (including the making of declarations that periods of custody are to be reckoned as having been already served under a sentence); or

(c) those amendments have operated as intended.

(5) A review under subsection (1) may make recommendations, including recommendations in relation to the matters set out in subsection (4)(a), (b) and (c).

(6) A review under subsection (1) must be completed no later than 6 months after the end of the review period to which it relates.

(7) The Attorney-General must cause a copy of a review under subsection (1) to be laid before each House of the Parliament no later than 14 sitting days after receiving it.

32E Government response to review

(1) After receiving a review under section 32D(1), the Attorney-General must cause a response to the review to be prepared.

(2) A response under subsection (1) must do the following things in respect of each recommendation set out in the review—

(a) specify the action (if any) proposed to be taken with respect to the recommendation;

(b) if an action is proposed to be taken, identify which Minister, Department, or public authority (as the case may be) has responsibility for undertaking that action;

(c) if no action is proposed to be taken, or if the action that is proposed to be taken does not implement the recommendation, explain why the recommendation is not to be implemented.

(3) The Attorney-General must cause a copy of a response under subsection (1) to be laid before each House of the Parliament no later than 3 months after receiving the review under section 32D(1) to which it relates.".'.

Amendments circulated by Evan Mulholland (EM01C)

1. Clause 1, page 2, lines 13 and 14, omit all words and expressions on these lines.

2. Clause 8, line 16, omit "**repealed**;" and insert "**repealed**.".

3. Clause 8, line 17, omit all words and expressions on this line.

4. Part heading preceding clause 39, omit "**certain offences**" and insert "**offence to contravene certain conduct conditions**".

5. Clause 40, omit this clause.

6. Clause 118, line 29, after "30(1)" insert "or 30B".

Amendments circulated by Jaclyn Symes (JS28C)

1. Clause 1, page 2, lines 1 and 2, omit all words and expressions on these lines.

2. Clause 1, page 2, line 26, omit "bail." and insert "bail; and".

3. Clause 1, page 2, after line 26 insert—

"(e) to require a review of the operation of the amendments made by this Act.".

4. Clause 6, lines 21 and 22, omit "4AA or 4AAB," and insert "4AA,".

5. Clause 8, lines 6 to 14, omit all words and expressions on these lines.

6. Clause 8, line 15, omit "(2)".

7. Clause 13, lines 20 and 21, omit "whichever of section 4AA or 4AAB applies," and insert "section 4AA,".

8. Division heading preceding clause 16, omit "**Bail tests that apply to children**" and insert "**Notes to heading to Schedule 1**".

9. Clause 16, omit this clause.

10. Clause 17, omit this clause.

11. Clause 18, omit this clause.

12. Clause 19, omit this clause.

13. Clause 20, omit this clause.

14. Clause 21, omit this clause.

15. Clause 22, omit this clause.

16. Clause 23, omit this clause.

17. Clause 24, line 24, omit "an adult" and insert "a person".

18. Clause 24, lines 27 to 29, omit all words and expressions on these lines.

19. Clause 24, line 30, omit "3" and insert "2".

20. Clause 24, line 31, omit "See—" and insert 'See section 4AA(2).".'.

21. Clause 24, lines 32 and 33, omit all words and expressions on these lines.

22. Clause 25, line 6, omit "adult" and insert "accused".

23. Clause 25, line 9, omit "adult" and insert "accused".

24. Clause 26, line 25, omit "adult" and insert "accused".

25. Clause 26, line 28, omit "person" and insert "accused".

26. Clause 26, page 16, line 3, omit "adult" and insert "accused".

27. Clause 26, page 16, line 6, omit "person" and insert "accused".

28. Clause 30, page 18, Flow Chart 1, omit "Flow Chart 4" and insert "Flow Chart 3".

29. Clause 30, page 18, Flow Chart 1, omit "Flow Chart 5" and insert "Flow Chart 4".

30. Clause 30, page 19, line 3, omit "an adult" and insert "a person".

31. Clause 30, page 19, heading to Flow Chart 2, omit "to adults".

32. Clause 30, page 19, Flow Chart 2, omit "Flow Chart 4" (wherever occurring) and insert "Flow Chart 3".

33. Clause 30, page 19, Flow Chart 2, omit "Flow Chart 5" and insert "Flow Chart 4".

34. Clause 30, page 19, Flow Chart 2, omit "Flow Chart 6" (wherever occurring) and insert "Flow Chart 5".

35. Clause 30, page 20, lines 1 to 4, omit all words and expressions on these lines.

36. Clause 30, page 20, Flow Chart 3, omit this flow chart.

37. Clause 30, page 21, line 1, omit "(5)" and insert "(4)".

38. Clause 30, page 21, line 1, omit "4" and insert "3".

39. Clause 30, page 21, heading to Flow Chart 4, omit "4" and insert "3".

40. Clause 30, page 22, line 1, omit "(6)" and insert "(5)".

41. Clause 30, page 22, line 1, omit "5" and insert "4".

42. Clause 30, page 22, heading to Flow Chart 5, omit "5" and insert "4".

43. Clause 30, page 23, line 1, omit "(7)" and insert "(6)".

44. Clause 30, page 23, line 1, omit "6" and insert "5".

45. Clause 30, page 23, heading to Flow Chart 6, omit "6" and insert "5".

NEW CLAUSE

46. Insert the following New Clause to follow clause 116—

'**116A New section 32C inserted**

After section 32B of the Principal Act **insert**—

"**32C Review of amendments made by Bail Amendment Act 2023**

(1) The Attorney-General must cause a review to be conducted of the operation of the amendments made to this Act by the **Bail Amendment Act 2023**.

(2) The review must be commenced no later than 2 years after the commencement of the **Bail Amendment Act 2023**.

(3) The review must be completed no later than 6 months after it commences.

(4) The Attorney-General must cause a copy of the review to be laid before each House of the Parliament no later than 14 sitting days after receiving it."'.

47. Clause 117, line 11, omit all words and expressions on this line.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 38, 39 and 40

No. 38 — Tuesday, 17 October 2023

1 The President took the Chair at 12.03 pm, read the Prayer and made an Acknowledgement of Country.

2 **BUSINESS OF THE COUNCIL — SUSPENSION OF STANDING AND SESSIONAL ORDERS** — Jaclyn Symes moved, by leave, That so much of Standing and Sessional Orders be suspended to the extent necessary today to immediately allow —

(1) a minister to move, without leave or notice, a motion about events in Israel and Gaza;

(2) at the conclusion of the debate, the President to ask members to signify their agreement to the motion by rising in their places for one minute's silence;

(3) at the conclusion of the motion, unless otherwise ordered, the House to suspend its proceedings for one hour; and

(4) at the resumption of proceedings following this suspension, the House to follow the order of business for a Tuesday as set out in Standing Orders.

Question — put and agreed to.

3 **EVENTS IN ISRAEL AND GAZA** — Jaclyn Symes moved, That this House —

(1) unequivocally condemns the attacks on Israel by Hamas, which are the heinous acts of terrorists, and have encompassed the targeting and murder of civilians, including women and children, the taking of hostages, and indiscriminate rocket fire;

(2) stands with Israel and recognises its inherent right to defend itself;

(3) condemns antisemitism and recognises that generations of Jewish people have been subjected to this hateful prejudice;

(4) calls for the immediate and unconditional release of all hostages;

(5) recognises that Hamas does not represent the Palestinian people, nor their legitimate needs and aspirations;

(6) acknowledges the devastating loss of Israeli and Palestinian life and that innocent civilians on all sides are suffering as a result of the attacks by Hamas and the subsequent conflict;

(7) supports justice and freedom for Israelis and Palestinians alike;

(8) acknowledges what has unfolded is deeply distressing for many in the Victorian community, close to the heart of many, and it is important that we maintain respect for each other here at home as people express their views;

(9) condemns all forms of hate speech and violent extremist activity, including antisemitism and Islamophobia;

(10) recognises an attack on any religion is an attack on all religions and that we all share a responsibility to unite, condemn and defeat such an attack on our common values and way of life; and

(11) affirms in the strongest possible terms that hateful prejudice has no place in Victoria.

Debate ensued.

Samantha Ratnam moved, as an amendment, That in paragraph (2), all words and expressions be **omitted** and **replaced** with —

"(2) condemns war crimes perpetrated by the state of Israel, including the bombing of Palestinian civilians and calls for an immediate ceasefire between all parties and an end to the war on Gaza, recognising also that for there to be peace there must be an end to the state of Israel's illegal occupation of the Palestinian Territories;".

Debate ensued.

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

The Council divided — The President in the Chair.

AYES, 7

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

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

NOES, 32

Matthew Bach; 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; 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.

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

Question negatived.

Original question — put and agreed to with members rising in their places for one minute's silence to signify their agreement to the motion.

Pursuant to an order of the Council earlier this day, the sitting was suspended for one hour.

[Sitting suspended from 1.38 pm to 2.42 pm]

4 ASSENT TO ACT — The President read a Message from the Governor informing the Council that she had, on 10 October 2023, given the Royal Assent to the following Act presented to her by the Clerk of the Parliaments:

Justice Legislation Amendment Act 2023.

5 COMMITTEE MEMBERSHIP — The President advised the House that David Limbrick resigned from the Economy and Infrastructure Standing Committee, effective from 16 October 2023.

6 QUESTION TIME —

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

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of Georgie Crozier, the answers given by Ingrid Stitt to questions relating to the sobering up centre in Collingwood (QwN 297) were ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Public housing tower redevelopment consultation (QwN 298)** — substantive question asked by Samantha Ratnam — response from Harriet Shing due Wednesday, 18 October 2023.
- **Kangaroo leather industry (QwN 302)** — substantive and supplementary questions asked by Jeff Bourman — response from Gayle Tierney due Thursday, 19 October 2023.
- **Commissioner for Seniors (QwN 303)** — substantive and supplementary questions asked by David Davis — response from Ingrid Stitt due Wednesday, 18 October 2023.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

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. 12 of 2023 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

* * * * *

PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Nick McGowan tabled a Report on the Appointment of the Parliamentary Budget Officer from the Public Accounts and Estimates Committee *(Ordered to be published).*

* * * * *

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

Financial Management Act 1994 —

Financial Report for the State of Victoria, 2022-23 (incorporating Quarterly Financial Report No. 4) *(released on 6 October 2023 – a non-sitting day) (Ordered to be published).*

Minister for Tourism, Sport and Major Events' report that the Puffing Billy Railway Board Report, 2022-23 has not been received, together with an explanation for the delay, under section 46(3)(a) of the Act.

Occupational Health and Safety Act 2004 — Report of requests for the approval of persons or bodies by the Governor in Council, 2022-23, under section 11 of the Act.

Ombudsman — Report, 2022-23 *(released on 12 October 2023 – a non-sitting day) (Ordered to be published).*

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

Ararat Planning Scheme — Amendment C39 (Part 2).

Darebin Planning Scheme — Amendment C211.

Loddon Planning Scheme — Amendment C47.

Melbourne Planning Scheme — Amendment C434.

Monash Planning Scheme — Amendment C170.

Victoria Planning Provisions — Amendment VC247.

Yarra Ranges Planning Scheme — Amendment C186.

Statutory Rules under the following Acts —

Children, Youth and Families Act 2005 — No. 104.

Drugs, Poisons and Controlled Substances Act 1981 — No. 105.

Residential Tenancies Act 1997 — No. 106.

Subordinate Legislation Act 1994 — Legislative Instruments and related documents under section 16B in respect of —

Declaration of the dingo to be unprotected wildlife in certain areas, under section 7A of the Wildlife Act 1975.

Secretary Approval, Nurse Immunisers – SARS-CoV-2 (COVID-19) VACCINE, under the Drugs, Poisons and Controlled Substances Act 1981.

Secretary Approval, Pharmacist Immunisers – SARS-CoV-2 (COVID-19) VACCINE, under the Drugs, Poisons and Controlled Substances Act 1981.

The University of Melbourne — Report, 2021 *(replacement for copy tabled on Tuesday, 21 June 2022).*

8 PRODUCTION OF DOCUMENTS — STAFF SHORTAGES IN THE PUBLIC HEALTH SYSTEM — The Clerk tabled two documents in full and one document in part and schedules of these documents in response to a resolution of the Council on 8 February 2023 (on the motion of Georgie Crozier), relating to staff shortages in the public health system.

The Clerk further tabled a letter from the Attorney-General, dated 28 September 2023, making a claim of executive privilege in relation to eight documents in full and one document in part.

9 PRODUCTION OF DOCUMENTS — ASSISTANT TREASURER BRIEFS ON THE BANKING AND FINANCIAL SERVICES CONTRACT — The Clerk tabled three documents in full and five documents in part and schedules of the eight documents identified in response to a resolution of the Council on 8 March 2023 (on the motion of Georgie Crozier), relating to the Assistant Treasurer briefs on the banking and financial services contract.

The Clerk further tabled a letter from the Attorney-General, dated 28 September 2023, making a claim of executive privilege in relation to five documents in part.

10 BUSINESS OF THE COUNCIL — Georgie Crozier moved, by leave, That the following general business take precedence on Wednesday, 18 October 2023 —

(1) notice of motion given this day by Georgie Purcell on companion animal abuse;

(2) notice of motion given this day by David Limbrick requesting the Legislative Assembly grant leave for the Premier to appear before the Select Committee on the 2026 Commonwealth Games Bid;

(3) notice of motion given this day by David Davis on Sessional Orders relating to short form documents motions;

(4) notice of motion given this day by David Davis on Sessional Orders relating to debate of requests for Assembly members to attend Council committee hearings;

(5) notice of motion No. 152 standing in Trung Luu's name on transport infrastructure in western Victoria;

(6) notice of motion No. 124 standing in Moira Deeming's name referring matters relating to medical affirmation treatment pathways for gender dysphoric children and adolescents to the Legal and Social Issues Committee.

Question — put and agreed to.

11 BAIL AMENDMENT BILL 2023 — 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.

12 MEMBERS' STATEMENTS — Members made statements.

13 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 83 to 205, be postponed until later this day.

14 SUMMARY OFFENCES AMENDMENT (NAZI SALUTE PROHIBITION) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

David Davis *(DD125C)* 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, 34

Matthew Bach; Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

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

NOES, 2

David Limbrick; Rikkie-Lee Tyrrell.

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

Question agreed to.

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

House in Committee.

Bill reported 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.

15 EDUCATION AND TRAINING REFORM AMENDMENT (LAND POWERS) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

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

16 ADJOURNMENT — Lizzie Blandthorn moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 10.15 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 39 — Wednesday, 18 October 2023

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

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

Auditor-General — Eloque: the Joint Venture Between DoT and Xerox, October 2023 *(Ordered to be published)*.

Planning and Environment Act 1987 — Notice of approval of the Victoria Planning Provisions — Amendment VC241.

3 MEMBERS' STATEMENTS — Members made statements.

4 COMPANION ANIMAL ABUSE — Georgie Purcell moved, That this House notes that —

(1) companion animal abuse is a form of family and domestic violence (FDV);

(2) studies show women with companion animals have reported threatened or deliberate animal abuse in up to 53 per cent of FDV situations;

(3) concern for the welfare of companion animals is a significant contributor to women and children remaining in violent homes;

(4) the property status of animals under the current legislation makes it easy for perpetrators to acquire and maintain ownership of pets for use in coercive control;

(5) emerging research shows clear links between animal cruelty and the increased likelihood of violence against humans;

(6) in 2020 the Government supported a motion to better protect companion animals and victim survivors in situations of FDV;

and calls on the Government to investigate amending the *Family Violence Protection Act 2008* to include a specific offence for cruelty to animals as a form of early intervention and to further investigate the link between violence towards animals and humans in order to make appropriate reforms.

Debate ensued.

Question — put and agreed to.

5 REQUEST FOR PREMIER TO APPEAR — SELECT COMMITTEE ON THE 2026 COMMONWEALTH GAMES BID — David Limbrick moved, That this House requests that the Legislative Assembly grant leave to the Premier, the Hon. Jacinta Allan MP, to appear before the Legislative Council Select Committee on the 2026 Commonwealth Games Bid to provide evidence in her capacity as the former Minister for Commonwealth Games Delivery.

Debate ensued.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

6 QUESTION TIME —

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

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

7 REQUEST FOR PREMIER TO APPEAR — SELECT COMMITTEE ON THE 2026 COMMONWEALTH GAMES BID — Debate continued on the question, That this House requests that the Legislative Assembly grant leave to the Premier, the Hon. Jacinta Allan MP, to appear before the Legislative Council Select Committee on the 2026 Commonwealth Games Bid to provide evidence in her capacity as the former Minister for Commonwealth Games Delivery.

Question — put.

The Council divided — The President in the Chair.

AYES, 20

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

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

NOES, 17

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

Message sent to the Legislative Assembly informing them of the resolution.

8 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, general business, Nos. 207, 212 and 152, be postponed until later this day.

9 LEGAL AND SOCIAL ISSUES COMMITTEE — MEDICAL AFFIRMATION TREATMENT PATHWAYS FOR GENDER DYSPHORIC CHILDREN AND ADOLESCENTS — Moira Deeming moved, That this House —

(1) recognises that medical affirmation of gender dysphoric children and adolescents is currently one of the most controversial areas of medicine due to the lack of clinical consensus about what is being treated, the diagnostic process, whether a

diagnosis is required, the asserted benefits, risks and outcomes of the medical pathway and the alternative pathways which exist;

(2) notes that despite international medical and legislative moves to restrict the medical affirmation treatment pathway for gender dysphoric minors, which involves the three stages of puberty blockade, cross-sex hormones and surgery, it remains the dominant pathway in Victoria;

(3) further notes that the legislation governing gender dysphoric children and adolescents in Victoria impacts the rights of children, parents and professionals;

(4) requires the Legal and Social Issues Committee to inquire into, consider and report, within 12 months of the House agreeing to this resolution, on the appropriateness of medical affirmation treatment pathways for gender dysphoric children and adolescents in Victoria, including but not limited to —

(a) the lack of clinical consensus about what gender dysphoria is and how it is treated, including —

(i) the diagnostic process;

(ii) whether a diagnosis is required;

(iii) the asserted benefits, risks, and outcomes of the medical pathway;

(iv) the impact of social gender affirmation on rates of medical gender affirmation;

(v) the alternative pathways which exist;

(b) the impact and operation of legislation governing this issue, including —

(i) the rights of minors to access evidence-based care;

(ii) the rights of parents; and

(iii) the rights of professionals.

Debate ensued.

David Limbrick moved, as amendments, That —

1. In paragraph (4)(b)(ii), **omit** 'and'.
2. In paragraph (4)(b)(iii), **omit** 'professionals.' and **insert** 'professionals;' in its place.
3. After paragraph (4)(b)(iii), **insert** —

"(c) medical treatments and services available to detransitioners, and the current state of medical research in this area; and

(d) any other related matters.".

Debate ensued.

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

Question — That the amendments moved by David Limbrick be agreed to — put.

The Council divided — The President in the Chair.

AYES, 16

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

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

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; 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.

Original question — put.

The Council divided — The President in the Chair.

AYES, 16

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

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

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; 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.

10 SESSIONAL ORDERS — SHORT FORM DOCUMENTS MOTIONS — David Davis moved,

That, until the end of the Session, unless otherwise ordered by the Council, the following Sessional Order be adopted, to come into operation on the next sitting week:

X. Production of documents – short form documents motions with debate

After Standing Order 10.01(3) insert:

(4) A motion under this Standing Order (other than a motion that imposes a sanction) may be treated by the Council as a short form documents motion with debate. The following short form documents motion with debate procedures will apply —

(a) a member must advise of the intention for the motion to be treated by the Council as a short form documents motion with debate at the time of giving notice under Standing Order 6.01;

(b) a maximum of two motions under this Sessional Order may be debated each day that general business is scheduled to occur;

(c) if additional notices above the number permitted for debate each sitting day are given for short form documents motions with debate, they will be listed on subsequent sitting days in the order that notice was given;

(d) a motion proposed to be debated under this Sessional Order will take precedence at the time prescribed for general business, as follows —

(i) where the House has resolved that certain general business take precedence, no short form documents motions with debate will be called until a member has moved the second reading of any

bills for which precedence has been ordered and it has been adjourned pursuant to Standing Order 14.06;

(ii) where the House has not resolved any general business that will take precedence, any short form documents motions with debate will be listed as the first item/s in general business;

(e) the following time limits will apply to a short form documents motion with debate —

(i) the mover of the motion may speak only once for up to six minutes;

(ii) any other member may speak for up to five minutes;

(iii) the total time for consideration of the motion will be up to 20 minutes; and

(f) at the conclusion of debate or after 20 minutes of debate (whichever occurs first), the President will put all questions necessary to dispose of the motion and any amendments.

Debate ensued.

Business interrupted at 5.15 pm, pursuant to Sessional Orders, the debate stood adjourned in the name of Michael Galea.

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

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

Debate ensued.

The Council adjourned at 6.29 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 40 — Thursday, 19 October 2023

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

2 MESSAGE FROM ASSEMBLY — REQUEST FOR PREMIER TO APPEAR — SELECT COMMITTEE ON THE 2026 COMMONWEALTH GAMES BID — The President read a Message from the Assembly informing the Council that they had refused to grant leave to the Premier, the Hon Jacinta Allan MP, to appear before the Legislative Council Select Committee on the 2026 Commonwealth Games Bid to provide evidence in her capacity as the former Minister for Commonwealth Games Delivery.

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

3 PAYROLL TAX AMENDMENT (PROTECTING VICTORIANS' ACCESS TO GPs, DENTISTS AND OTHER ALLIED HEALTH PRACTITIONERS) BILL 2023 — Georgie Crozier introduced *A Bill for an Act to amend the Payroll Tax Act 2007 in relation to medical practices 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.

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

National Parks Act 1975 — Report, 2022-23 on the working of the Act.
National Parks Advisory Council — Report, 2022-23.
Recycling Victoria — Report, 2022-23.
Renewable Energy (Jobs and Investment) Act 2017 — Victorian Renewable Energy Target — 2022-23 Progress Report, under section 8 of the Act.
Victorian Electoral Commission — Report, 2022-23.
Victorian Inspectorate — Report, 2022-23.

5 SITTING OF THE COUNCIL — Lizzie Blandthorn moved, That the Council, at its rising, adjourn until Tuesday, 31 October 2023.

Question — put and agreed to.

6 MEMBERS' STATEMENTS — Members made statements.

7 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 171 to 205, be postponed until later this day.

8 EDUCATION AND TRAINING REFORM AMENDMENT (LAND POWERS) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Question — put.

The Council divided — The President in the Chair.

AYES, 36

Matthew Bach; Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

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

NOES, 3

Moira Deeming; David Limbrick; Rikkie-Lee Tyrrell.

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

Question agreed to.

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

House in Committee.

Business interrupted at 12.00 noon.

9 QUESTION TIME —

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

* * * * *

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

- **Public swimming pools (QwN 315)** — substantive and supplementary questions asked by Rikkie-Lee Tyrrell — response from Gayle Tierney due Monday, 23 October 2023.
- **Housing service delivery data (QwN 316)** — substantive question asked by Wendy Lovell — response from Harriet Shing due Friday, 20 October 2023.
- **Price controls for food and other essentials (QwN 317)** — substantive and supplementary questions asked by Katherine Copsey — response from Jaclyn Symes due Monday, 23 October 2023.
- **Wildlife emergency response (QwN 319)** — substantive and supplementary questions asked by Georgie Purcell — response from Gayle Tierney due Monday, 23 October 2023.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

10 EDUCATION AND TRAINING REFORM AMENDMENT (LAND POWERS) BILL 2023 — Bill further considered in Committee of the whole.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

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

11 TRIPLE ZERO VICTORIA BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Ann-Marie Hermans (for Georgie Crozier) *(GC54C)* and Jaclyn Symes *(JS31C)* 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.

12 STATE TAXATION ACTS AND OTHER ACTS AMENDMENT BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Duties Act 2000, the First Home Owner Grant and Home Buyer Schemes Act 2000, the Land Tax Act 2005, the Local Government Act 1989, the Property Law Act 1958, the Sale of Land Act 1962, the Treasury Corporation of Victoria Act 1992, the Valuation of Land Act 1960 and the Windfall Gains Tax Act 2021 and for other purposes* and requesting the agreement of the Council.

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

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

Jaclyn Symes moved, That the Bill be now read a second time.

Jaclyn Symes incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier (for Evan Mulholland), the debate was adjourned for one week.

13 GAMBLING LEGISLATION AMENDMENT BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Casino Control Act 1991, the Casino (Management Agreement) Act 1993 and the Gambling Regulation Act 2003 and for other purposes* and requesting the agreement of the Council.

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

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

Jaclyn Symes moved, That the Bill be now read a second time.

Jaclyn Symes incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier (for Evan Mulholland), the debate was adjourned for one week.

14 SPECIAL INVESTIGATOR REPEAL BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to repeal the Special Investigator Act 2021 and to abolish the Office of the Special Investigator, to make necessary transitional arrangements, to continue in operation certain offences, to make consequential and related amendments to other Acts and for other purposes* and requesting the agreement of the Council.

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

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

Jaclyn Symes moved, That the Bill be now read a second time.

Jaclyn Symes incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier (for Evan Mulholland), the debate was adjourned for one week.

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

Debate ensued.

The Council adjourned at 6.47 pm until Tuesday, 31 October 2023.

ROBERT McDONALD
Clerk of the Legislative Council

Published under the authority of the Legislative Council, Parliament of Victoria

COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 38, 39 and 40

SUMMARY OFFENCES AMENDMENT (NAZI PROHIBITION) BILL 2023

Committed Tuesday, 17 October 2023

Amendments circulated: David Davis (DD125C) (see p. 304)

Clauses 1 to 5 — put and agreed to.

Clause 6 — David Davis moved amendment No. 1 *(DD125C).*

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

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

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

NOES, 22

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

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

Question negatived.

Clause 6 — put and agreed to.

Clause 7 — put and agreed to.

Clause 8 — David Davis moved amendment Nos. 2 and 3 *(DD125C).*

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

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

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

NOES, 22

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

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

Question negatived.

Clause 8 — put and agreed to.

Clauses 9 to 11 — put and agreed to.

Bill reported without amendment.

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EDUCATION AND TRAINING REFORM AMENDMENT (LAND POWERS) BILL 2023

Committed Thursday, 19 October 2023

Clauses 1 to 23 — put and agreed to.

Bill reported without amendment.

* * * * *

TRIPLE ZERO VICTORIA BILL 2023

Committed Thursday, 19 October 2023

Amendments circulated: Georgie Crozier (GC54C) (see pp. 304-6) and Jaclyn Symes (JC31C) (see p. 306)

Clauses 1 to 16 — put and agreed to.

Clause 17 — Jaclyn Symes moved amendment No. 1 *(JC31C)*.

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

Clause 17, as amended — put and agreed to.

Clauses 18 to 69 — put and agreed to.

Clause 70 — Georgie Crozier moved amendment Nos. 2 and 3 *(GC54C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 16

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

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

NOES, 22

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

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

Question negatived.

Clause 70 — put and agreed to.

Clause 71 — put and agreed to.

New Clauses 71A and 71B — Georgie Crozier moved amendment No. 4 *(GC54C)*.

Question — That new clauses 71A and 71B stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 17

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

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

NOES, 22

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

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

Question negatived.

Clause 72 — Georgie Crozier moved amendment No. 5 *(GC54C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 17

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

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

NOES, 22

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

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

Question negatived.

Clause 72 — put and agreed to.

Clause 73 — put and agreed to.

New Clause 73A — Georgie Crozier moved amendment No. 6 *(GC54C)*.

Question — That new clause 73A stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 17

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

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

NOES, 22

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

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

Question negatived.

Clause 74 — Jaclyn Symes moved amendment No. 2 *(JS31C)*.

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

Clause 74, as amended — put and agreed to.

Clauses 75 to 82 — put and agreed to.

Clause 83 — Jaclyn Symes moved amendment Nos. 3 to 5 *(JS31C)*.

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

Clause 83, as amended — put and agreed to.

Clauses 84 to 105 — put and agreed to.

Bill reported with amendments.

AMENDMENTS CIRCULATED IN RELATION TO —

1. SUMMARY OFFENCES AMENDMENT (NAZI PROHIBITION) BILL 2023

Amendments circulated by David Davis (DD125C)

1. Clause 6, page 3, line 14, after "used by" insert "and associated with".

2. Clause 8, after line 24 insert—

"(1A) A police officer may give a direction to a person to cease performing a Nazi gesture if the police officer reasonably believes the person is committing an offence against section 41K(1A) by performing the Nazi gesture.".

3. Clause 8, page 7, after line 6 insert—

'(4) In section 41L of the Principal Act—

(a) in subsection (3), after "(1)" **insert** ", (1A)";

(b) in subsection (5), after "(1)" **insert** ", (1A)".'.

2. TRIPLE ZERO VICTORIA BILL 2023

Amendments circulated by Georgie Crozier (GC54C)

1. Clause 17, line 17, omit "As soon as practicable" and insert "Within 14 days".

2. Clause 70, line 4, before "Triple" insert "(1)".

3. Clause 70, after line 12 insert—

"(2) Triple Zero Victoria must ensure reports made under subsection (1) are—

(a) recorded and collated in a written document; and

(b) published quarterly on Triple Zero Victoria's website.".

NEW CLAUSES

4. Insert the following New Clauses to follow clause 71—

"**71A Board to report to Parliament about performance of Triple Zero Victoria**

(1) The Board must prepare a written report for each financial year in respect of any advice it has received from the Operational Committee in relation to a matter specified in section 55(2)(f) and (g).

(2) The Board must give to the clerk of each House of Parliament the report prepared under subsection (1) for a financial year as soon as practicable after it has been prepared.

71B Tabling of report received under section 71A

(1) The clerk of each House of Parliament must table a report received under section 71A in the House on the day on which it is received or on the next sitting day of the House.

(2) If the Board proposes to give a copy of the report on a day when neither House is sitting, the Board must—

(a) give at least one business day's notice of intention to do so to the clerk of each House; and

(b) give the report to the clerk of each House on the day indicated in the notice; and

(c) publish the report on Triple Zero Victoria's website as soon as practicable after giving it to the clerk of each House.

(3) The clerk of each House must—

(a) notify each member of the House of the receipt of the notice under subsection (2)(a) on the same day that the clerk receives that notice; and

(b) give a copy of the report to each member of the House as soon as practicable after the report is received under subsection (2)(b); and

(c) table the report in the House on the next sitting day of the House.".

5. Clause 72, page 53, after line (2) insert—

"(4) A copy of a report prepared under subsection (1) must be published on Triple Zero Victoria's website within 14 days after it has been given to the Justice Secretary and the Inspector-General for Emergency Management.".

NEW CLAUSE

6. Insert the following New Clause to follow clause 73—

"**73A Triple Zero Victoria to publish monthly reports**

In respect of every month, Triple Zero Victoria must publish a report on the matters specified in Schedule 1—

(a) within 14 days after the end of each month; and

(b) on Triple Zero Victoria's website.".

7. Clause 83, line 15, before "Subject" insert "(1)".

8. Clause 83, lines 19 and 20, omit "on Triple Zero Victoria's website" and insert "in accordance with subsection (2)".

9. Clause 83, after line 20, insert—

"(2) Data referred to in subsection (1) must be published quarterly on Triple Zero Victoria's website.".

NEW SCHEDULE

10. Insert the following New Schedule to follow clause 105—

"**Schedule 1**

Matters to be addressed in monthly reports

1 Number of calls received by Triple Zero Victoria each day.

2 Number of calls not answered within 10 seconds of connecting.

3 The number of calls received each day in respect of the following—

(a) an emergency requiring an ambulance service;

(b) a fire or environment related emergency requiring an appliance;

(c) a matter requiring Victoria Police assistance;

(d) an emergency requiring the Victoria State Emergency Service;

(e) a matter in respect of which emergency assistance is not required.

4 Any disruption to call taking and dispatch services caused by equipment failure or similar.

5 Length of time between taking call and the dispatch of an emergency vehicle.".

Amendments circulated by Jaclyn Symes (JS31C)

1. Clause 17, line 17, omit "As soon as practicable" and insert "Within 14 days".

2. Clause 74, after line 13 insert—

"(1A) The Chief Executive Officer must ensure the annual report includes a summary of any advice the Board has received from the Operational Committee in relation to a matter specified in section 55(2)(f) and (g).".

3. Clause 83, line 15, before "Subject" insert "(1)".

4. Clause 83, lines 19 and 20, omit "on Triple Zero Victoria's website" and insert "in accordance with subsection (2)".

5. Clause 83, after line 20, insert—

"(2) Data referred to in subjection (1) must be published on Triple Zero Victoria's website annually or at intervals set by the Emergency Management Commissioner.".

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 41, 42 and 43

No. 41 — Tuesday, 31 October 2023

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

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

On 20 October 2023 —

Summary Offences Amendment (Nazi Salute Prohibition) Act 2023.

On 24 October 2023 —

Bail Amendment Act 2023

Education and Training Reform Amendment (Land Powers) Act 2023.

3 **TRIPLE ZERO VICTORIA BILL 2023** — Pursuant to Standing Order 14.34, the President announced receipt of a report from the Clerk notifying that he had made the following correction in the schedule of amendments made by the Council to this Bill:

In Amendment 5, "subjection" has been changed to "subsection".

4 **QUESTION TIME** —

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

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of Georgie Crozier, the answers given by Ingrid Stitt to questions relating to the North Richmond Safe Injecting Room (QwN 326) were ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Grass by roadsides (QwN 323)** — substantive and supplementary questions asked by Rikkie-Lee Tyrrell — response from Harriet Shing due Thursday, 2 November 2023.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

5 PAPERS —

PAPER PRESENTED BY ORDER OF THE COUNCIL — Jaclyn Symes, by leave, presented the Government response and progress report to Parliament about the implementation of the Independent Broad-Based Anti-corruption Commission's Operation Daintree recommendations, October 2023 *(Ordered to be tabled).*

* * * * *

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled Alert Digest No. 13 of 2023 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

* * * * *

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

Advancing the Treaty Process with Aboriginal Victorians Act 2018 — under section 43 of the Act —

Advancing the Victorian Treaty Process — Report, 2022-23.

First Peoples' Assembly of Victoria — Report, 2023.

Auditor-General's Office — Report, 2022-23.

Crown Land (Reserves) Act 1978 — Order of 20 September 2023 giving approval to the granting of a lease at St Kilda Botanical Gardens Reserve.

Environment Protection Authority (EPA) — Report, 2022-23.

Financial Management Act 1994 — Minister for Environment's reports that 2022-23 Reports have not been received, together with an explanation for the delay, under section 46(3)(a) of the Act —

Caulfield Racecourse Reserve Trust.

Dhelkunya Dja Land Management Board.

Gunaikurnai Traditional Owner Land Management Board.

Phillip Island Nature Parks.

Yorta Yorta Traditional Owner Land Management Board.

Zoos Victoria.

Independent Broad-based Anti-corruption Commission — Report, 2022-23 *(Ordered to be published).*

Inquiries Act 2014 — Royal Commission into Violence, Abuse, Neglect and Exploitation of People with Disability, Final Report (13 documents) *(released on 30 October 2023 – a non-sitting day) (Ordered to be published).*

Land Acquisition and Compensation Act 1986 — Minister's certificate of 23 October 2023 to not require the service of a notice of intention to acquire land, under section 7 of the Act.

LanguageLoop — Report, 2022-23.

Mental Health Tribunal — Report, 2022-23.

Ombudsman — Watchdog for the people: 50 years of the Victorian Ombudsman 1973-2023 *(Ordered to be published)*.

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

Darebin Planning Scheme — Amendment C217.

Frankston Planning Scheme — Amendment C164.

Glen Eira Planning Scheme — Amendments C231 and C243.

Kingston Planning Scheme — Amendment C219.

Yarra Ranges Planning Scheme — Amendment C219.

Regional Development Victoria — Report, 2022-23.

Statutory Rules under the following Acts —

Circular Economy (Waste Reduction and Recycling) Act 2021 — No. 107.

Mutual Recognition (Victoria) Act 1998 — No. 109.

Trans-Tasman Mutual Recognition (Victoria) Act 1998 — No. 108.

Water Act 1989 — Nos. 110 and 111.

Subordinate Legislation Act 1994 — Documents under section 15 in respect of Statutory Rule Nos. 108 and 109.

Sustainability Victoria — Report, 2022-23.

Queen Victoria Women's Centre Trust — Minister's report of receipt of the 2022-23 Report.

Victorian Electoral Commission — Report to Parliament on the 2022 Victorian State election and 2023 Narracan District supplementary election, October 2023.

Victorian Environmental Assessment Council Act 2001 — Notice of request to the Victorian Environmental Assessment Council for an Assessment of the values of the Immediate Protection Areas in the Central Highlands and East Gippsland, under section 26C of the Act.

Victorian Multicultural Commission — Report, 2022-23.

* * * * *

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

Response from the Minister for Roads and Road Safety to petition titled Road conditions in northeast Victoria (Petition No. 493) (presented by Rikkie-Lee Tyrrell on 3 October 2023) *(released on 30 October 2023 – a non-sitting day).*

* * * * *

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

Circular Economy (Waste Reduction and Recycling) Act 2021 — Remaining provisions of Part 6 — 1 November 2023 *(Gazette S563, 24 October 2023)*.

Water and Catchment Legislation Amendment Act 2021 — Remaining provisions (other than sections 23 and 30) — 20 November 2023 *(Gazette S564, 24 October 2023)*.

6 BUSINESS OF THE COUNCIL — Georgie Crozier moved, by leave, That the following general business take precedence on Wednesday, 1 November 2023 —

(1) order of the day No. 14, second reading of the Drugs, Poisons and Controlled Substances Amendment (Regulation of Personal Adult Use of Cannabis) Bill 2023;

(2) order of the day No. 9, second reading of the Charter of Human Rights and Responsibilities Amendment (Protection from Torture and Slavery) Bill 2023;

(3) order of the day No. 3, resumption of debate on the second reading of the Residential Tenancies Amendment (Rent Freeze and Caps) Bill 2023;

(4) order of the day No. 13, resumption of debate on the second reading of the Energy and Resources Legislation Amendment (Transition Away from Coal) Bill 2023;
(5) order of the day No. 41, resumption of debate on a motion moved by David Davis on Sessional Orders relating to short form documents motions;
(6) notice of motion No. 224 standing in Evan Mulholland's name on Labor's electric vehicle tax; and
(7) order of the day No. 2, resumption of debate on the second reading of the Planning and Environment Amendment (Soil Protection) (Solar Power Generation Facilities) Bill 2023.

Question — put and agreed to.

7 MEMBERS' STATEMENTS — Members made statements.

8 TRIPLE ZERO VICTORIA BILL 2023 — The President read a Message from the Assembly informing the Council that they have agreed to the amendments made by the Council in this Bill.

9 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 171 to 225, be postponed until later this day.

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

Evan Mulholland *(EM02C)* and Katherine Copsey *(KC15C)* 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 without amendment, the Report was adopted, and the Bill was read a third time and passed.

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

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

Debate ensued.

The Council adjourned at 5.53 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 42 — Wednesday, 1 November 2023

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

2 PETITION — STOP THE HYDROGEN ENERGY SUPPLY CHAIN PROJECT — Sarah Mansfield presented a petition bearing 2,473 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to stop the Hydrogen Energy Supply Chain project in the Latrobe Valley and begin the urgent phase out of all existing coal projects with appropriate support for workers and communities *(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 DIRECTION OF THE GOVERNOR — Jaclyn Symes presented, by direction of the Governor, the Magistrates' Court of Victoria Report, 2022-23 *(Ordered to be tabled)*.

* * * * *

PAPERS PRESENTED BY ORDER OF THE COUNCIL —

Jaclyn Symes, by leave, presented the:

Judicial College of Victoria Report, 2022-23 *(Ordered to be tabled).*

Victoria Law Foundation Report, 2022-23 *(Ordered to be tabled).*

* * * * *

Enver Erdogan, by leave, presented the Victorian Veterans Council Report, 2022-23 *(Ordered to be tabled).*

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Gayle Tierney, by leave, presented the:

2022-23 Sustainability Fund Activities Report *(Ordered to be tabled).*

Visit Victoria Report, 2022-23 *(Ordered to be tabled)*.

* * * * *

Wendy Lovell, by leave, presented the:

Department of the Legislative Council Report, 2022-23 *(Ordered to be tabled)*.

Department of Parliamentary Services Report, 2022-23 *(Ordered to be tabled)*.

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT —

Pursuant to section 28 of the *Parliamentary Budget Officer Act 2017*, on behalf of the Public Accounts and Estimates Committee, Michael Galea tabled the Parliamentary Budget Office Report, 2022-23.

* * * * *

The Clerk tabled the following papers:

Accident Compensation Conciliation Service (Workplace Injury Commission) — Report, 2022-23.

Adult, Community and Further Education Board — Report, 2022-23.

Adult Parole Board of Victoria — Report, 2022-23.

Agriculture Victoria Services Pty Ltd — Report, 2022-23.

Alexandra District Health — Report, 2022-23.

Alfred Health — Report, 2022-23.

Alpine Health — Report, 2022-23.

AMES Australia — Report, 2022-23.

Auditor-General — Domestic Building Oversight Part 1: Regulation, November 2023 *(Ordered to be published)*.

Austin Health — Report, 2022-23.

Australian Centre for the Moving Image (ACMI) — Report, 2022-23.

Australian Health Practitioner Regulation Agency (AHPRA) — Report, 2022-23.

Bairnsdale Regional Health Service — Report, 2022-23.

Ballarat General Cemeteries Trust — Report, 2022-23.

Barwon Health — Report, 2022-23.

Barwon Region Water Corporation — Report, 2022-23.
Bass Coast Health — Report, 2022-23.
Beaufort and Skipton Health Service — Report, 2022-23.
Beechworth Health Service — Report, 2022-23.
Benalla Health — Report, 2022-23.
Bendigo Health — Report, 2022-23.
Boort District Health — Report, 2022-23.
Breakthrough Victoria Pty Ltd — Report, 2022-23.
Calvary Health Care Bethlehem Ltd — Report, 2022-23.
Casterton Memorial Hospital — Report, 2022-23.
Cenitex — Report, 2022-23.
Central Gippsland Region Water Corporation — Report, 2022-23.
Central Highlands Region Water Corporation — Report, 2022-23.
Central Highlands Rural Health — Report, 2022-23.
Cohuna District Hospital — Report, 2022-23.
Colac Area Health — Report, 2022-23.
Coliban Region Water Corporation — Report, 2022-23.
Commission for Children and Young People — Report, 2022-23 *(Ordered to be published)*.
Confiscation Act 1997 — Asset Confiscation Operations Report, 2022-23.
Consumer Affairs Victoria — Report, 2022-23 *(Ordered to be published)*.
Corangamite Catchment Management Authority — Report, 2022-23.
Coroners Court of Victoria — Report, 2022-23.
Coronial Council of Victoria — Report, 2022-23.
Corryong Health — Report, 2022-23.
Court Services Victoria — Report, 2022-23.
Criminal Organisations Control Act 2012 — Report, 2022-23, under section 133 by Victoria Police.
Dairy Food Safety Victoria — Report, 2022-23.
Dental Health Services Victoria — Report, 2022-23.
Development Victoria — Report, 2022-23.
Dhelkaya Health — Report, 2022-23.
Disability Services Commissioner — Report, 2022-23.
Docklands Studios Melbourne Pty Ltd — Report, 2022-23.
East Gippsland Catchment Management Authority — Report, 2022-23.
East Gippsland Region Water Corporation — Report, 2022-23.
East Grampians Health Service — Report, 2022-23.
East Wimmera Health Service — Report, 2022-23.
Eastern Health — Report, 2022-23.
Echuca Regional Health — Report, 2022-23.
Education Department — Report, 2022-23.
Emergency Services Superannuation Scheme (ESSSuper) — Report, 2022-23.
Emergency Services Telecommunications Authority (ESTA) — Report, 2022-23.
Energy, Environment and Climate Action Department (DECCA) — Report, 2022-23.
Energy Safe Victoria (ESV) — Report, 2022-23.
Essential Services Commission (ESC) — Report, 2022-23.

Evidence (Miscellaneous Provisions) Act 1958 — Report, 2022-23, under section 42BI by the Australian Criminal Intelligence Commission.

Families, Fairness and Housing Department (DFFH) — Report, 2022-23.

Film Victoria (VicScreen) — Report, 2022-23.

Financial Management Act 1994 — Assistant Treasurer's report that 2022-23 Reports have not been received, together with an explanation for the delay, under section 46(3)(a) of the Act —

Albury Wodonga Health.
Ambulance Services Victoria.
Architect Registration Board of Victoria.
Australian Grand Prix Corporation.
Central Gippsland Health Service.
Cladding Safety Victoria.
Commissioner for Environmental Sustainability.
Country Fire Authority.
Fire Rescue Victoria.
Fire Services Implementation Monitor.
Gippsland Southern Health Service.
Great Ocean Road Coast and Parks Authority.
Great Ocean Road Health.
Harness Racing Victoria.
Heritage Council.
Kerang District Health.
Mental Health Complaints Commissioner.
Northeast Health Wangaratta.
Omeo District Health.
Portland District Health.
Remembrance Parks Central Victoria.
Robinvale District Health Service.
Rural Northwest Health.
State Electricity Commission.
Surveyors Registration Board of Victoria.
Swan Hill District Health.
Trust for Nature.
VicForests.
Victorian Aboriginal Heritage Council.
Victorian Building Authority.
Victorian Collaborative Centre.
Victorian Curriculum and Assessment Authority.
Victorian Equal Opportunity and Human Rights Commission.
Victorian Fisheries Authority.
Victorian Institute of Forensic Medicine.
Victorian Institute of Forensic Mental Health.
Victorian Legal Services Board.
Victorian Planning Authority.
Victorian Professional Standards Council.
Victorian Responsible Gambling Foundation.

Forensic Leave Panel — Report, 2022.
Game Management Authority (GMA) — Report, 2022-23.
Geelong Cemeteries Trust — Report, 2022-23.
Geelong Performing Arts Centre Trust — Report, 2022-23.
Geoffrey Gardiner Dairy Foundation — Report, 2022-23.
Gippsland and Southern Rural Water Corporation — Report, 2022-23.
Glenelg Hopkins Catchment Management Authority — Report, 2022-23.
Goulbourn Broken Catchment Management Authority — Report, 2022-23.
Goulburn-Murray Rural Water Corporation — Report, 2022-23.
Goulburn Valley Health — Report, 2022-23.
Goulburn Valley Region Water Corporation — Report, 2022-23.
Government Services Department (DGS) — Report, 2022-23.
Grampians Health — Report, 2022-23.
Grampians Wimmera Mallee Water Corporation (GWMWater) — Report, 2022-23.
Greater Metropolitan Cemeteries Trust — Report, 2022-23.
Greater Western Water Corporation — Report, 2022-23.
Greyhound Racing Victoria (GRV) — Report, 2022-23.
Health Department — Report, 2022-23.
Health Purchasing Victoria (HealthShare) — Report, 2022-23.
Heathcote Health — Report, 2022-23.
Hesse Rural Health Service — Report, 2022-23.
Heywood Rural Health — Report, 2022-23.
Infrastructure Victoria — Report, 2022-23.
Inglewood and Districts Health Service — Report, 2022-23.
Jobs, Skills, Industry and Regions Department (DJSIR) — Report, 2022-23.
Judicial Commission of Victoria — Report, 2022-23.
Justice and Community Safety Department (DJCS) — Report, 2022-23.
Kardinia Park Stadium Trust — Report, 2022-23.
Kilmore District Health — Report, 2022-23.
Kooweerup Regional Health Service — Report, 2022-23.
Kyabram District Health Service — Report, 2022-23.
Labour Hire Licensing Authority — Report, 2022-23.
Latrobe Regional Health — Report, 2022-23.
Legal Practitioners' Liability Committee — Report, 2022-23.
Legal Services Council and Commissioner for Uniform Legal Services Regulation — Report, 2022-23.
Library Board of Victoria — Report, 2022-23.
Lower Murray Urban and Rural Water Corporation — Report, 2022-23.
Mallee Catchment Management Authority — Report, 2022-23.
Mallee Track Health and Community Service — Report, 2022-23.
Mansfield District Hospital — Report, 2022-23.
Maryborough District Health Service — Report, 2022-23.
Melbourne and Olympic Parks Trust — Report, 2022-23.
Melbourne Arts Precinct Corporation — Report, 2022-23.
Melbourne Convention and Exhibition Trust — Report, 2022-23.
Melbourne Health — Report, 2022-23.
Melbourne Market Authority — Report, 2022-23.

Melbourne Port Lessor Pty Ltd — Report, 2022-23.
Melbourne Recital Centre — Report, 2022-23.
Melbourne Water Corporation — Report, 2022-23.
Mercy Hospitals Victoria Ltd — Report, 2022-23.
Mildura Base Public Hospital — Report, 2022-23.
Mildura Cemeteries Trust — Minister's report of receipt of the 2022-23 Report.
Monash Health — Report, 2022-23.
Moyne Health Services — Report, 2022-23.
Murray-Darling Basin Authority — Report, 2021-22.
Murray Valley Wine Grape Industry Development Committee — Minister's report of receipt of the 2022-23 Report.
Museums Board of Victoria — Report, 2022-23.
National Gallery of Victoria (NGV) — Report, 2022-23.
National Health Funding Pool — Report, 2022-23.
National Health Practitioner Ombudsman and Privacy Commissioner — Report, 2022-23.
NCN Health — Report, 2022-23.
North Central Catchment Management Authority — Report, 2022-23.
North East Catchment Management Authority — Report, 2022-23.
North East Link State Tolling Corporation — Report, 2022-23.
North East Region Water Corporation — Report, 2022-23.
Northern Health — Report, 2022-23.
Office of the National Rail Safety Regulator — Report, 2022-23.
Office of the Public Advocate — Report, 2022-23 *(Ordered to be published)*.
Orbost Regional Health — Report, 2022-23.
Parks Victoria — Report, 2022-23.
Peninsula Health — Report, 2022-23.
Peter MacCallum Cancer Centre — Report, 2022-23.
Phytogene Pty Ltd — Minister's report of receipt of the 2022-23 Report.
Police Registration and Services Board — Report, 2022-23.
Port of Hastings Corporation — Report, 2022-23.
Ports Victoria — Report, 2022-23.
Post Sentence Authority — Report, 2022-23.
Premier and Cabinet Department (DPC) — Report, 2022-23.
PrimeSafe — Report, 2022-23.
Public Interest Monitor — Report, 2022-23.
Public Record Office Victoria (PROV) — Report, 2022-23.
Queen Elizabeth Centre — Report, 2022-23.
Racing Integrity Commissioner — Report, 2022-23.
Radiation Advisory Committee — Report, 2022-23.
Respect Victoria — Report, 2022-23.
Road Safety Camera Commissioner — Report, 2022-23.
Rochester and Elmore District Health Service — Report, 2022-23.
Rolling Stock Holdings (Victoria) Pty Limited — Report, 2022-23.
Rolling Stock Holdings (Victoria-VL) Pty Limited — Report, 2022-23.
Rolling Stock (VL-1) Pty Limited — Report, 2022-23.
Rolling Stock (VL-2) Pty Limited — Report, 2022-23.

Rolling Stock (VL-3) Pty Limited — Report, 2022-23.
Royal Botanic Gardens Board — Report, 2022-23.
Royal Children's Hospital — Report, 2022-23.
Royal Victorian Eye and Ear Hospital — Report, 2022-23.
Royal Women's Hospital — Report, 2022-23.
Safe Transport Victoria — Report, 2022-23.
Serious Offenders Act 2018 — Review of the *Serious Offenders Act 2018*, under section 348 of the Act.
Seymour Health — Report, 2022-23.
Shrine of Remembrance Trustees — Report, 2022-23.
South East Water Corporation — Report, 2022-23.
South Gippsland Hospital — Report, 2022-23.
South Gippsland Region Water Corporation — Report, 2022-23.
South West Healthcare — Report, 2022-23.
Southern Metropolitan Cemeteries Trust — Report, 2022-23.
St Vincent's Hospital (Melbourne) Limited — Report, 2022-23.
State Sport Centres Trust — Report, 2022-23.
State Trustees Limited — Report, 2022-23.
Suburban Rail Loop Authority (SRL) — Report, 2022-23.
Surveillance Devices Act 1999 — Reports, 2022-23, under section 30L, by the —
Australian Criminal Intelligence Commission.
Department of Energy, Environment and Climate Action.
Environment Protection Authority.
Game Management Authority.
Victorian Fisheries Authority.
Victoria Police.
Tallangatta Health Service — Report, 2022-23.
Terang and Mortlake Health Service — Report, 2022-23.
Timboon and District Healthcare Service — Report, 2022-23.
Transport Accident Commission (TAC) — Report, 2022-23.
Transport and Planning Department (DTP) — Report, 2022-23.
Treasury and Finance Department (DTF) — Report, 2022-23.
Treasury Corporation of Victoria — Report, 2022-23.
Tweddle Child and Family Health Service — Report, 2022-23.
Veterinary Practitioners Registration Board of Victoria — Minister's report of receipt of the 2022-23 Report.
Victims of Crime Assistance Tribunal — Report, 2022-23.
Victoria 2026 Pty Ltd — Report, 2022-23.
Victoria Legal Aid — Report, 2022-23
Victoria Police — Report, 2022-23.
Victoria State Emergency Service Authority (SES) — Report, 2022-23.
Victorian Academy of Teaching and Leadership — Report, 2022-23.
Victorian Arts Centre Trust — Report, 2022-23.
Victorian Assisted Reproductive Treatment Authority — Minister's report of receipt of the 2022-23 Report.
Victorian Assisted Reproductive Treatment Authority — Report, 2022-23, under section 114 of the Assisted Reproductive Treatment Act 2008.

Victorian Civil and Administrative Tribunal (VCAT) — Report, 2022-23.
Victorian Disability Worker Commission and Disability Worker Registration Board of Victoria — Report, 2022-23.
Victorian Environmental Assessment Council (VEAC) — Report, 2022-23.
Victorian Environmental Water Holder — Report, 2022-23.
Victorian Funds Management Corporation (VFMC) — Report, 2022-23.
Victorian Gambling and Casino Control Commission — Report, 2022-23.
Victorian Government Purchasing Board (VGPB) — Report, 2022-23.
Victorian Health Promotion Foundation (VicHealth) — Report, 2022-23.
Victorian Institute of Sport Trust — Report, 2022-23.
Victorian Institute of Teaching — Report, 2022-23.
Victorian Law Reform Commission — Report, 2022-23 *(Ordered to be published)*.
Victorian Managed Insurance Authority (VMIA) — Report, 2022-23.
Victorian Marine and Coastal Council — Report, 2022-23.
Victorian Pharmacy Authority — Minister's report of receipt of the 2022-23 Report.
Victorian Plantations Corporation — Report, 2022-23.
Victorian Public Sector Commission — Report, 2022-23.
Victorian Racing Integrity Board — Report, 2022-23.
Victorian Rail Track (VicTrack) — Report, 2022-23.
Victorian Registration and Qualifications Authority — Report, 2022-23.
Victorian Small Business Commission — Report, 2022-23 *(Ordered to be published)*.
Victorian Strawberry Industry Development Committee — Minister's report of receipt of the 2022-23 Report.
Victorian Veterans Council — Minister's report of receipt of the 2022-23 Report.
Victorian WorkCover Authority (WorkSafe Victoria) — Report, 2022-23.
V/Line Corporation — Report, 2022-23.
Wannon Region Water Corporation — Report, 2022-23.
West Gippsland Catchment Management Authority — Report, 2022-23.
West Gippsland Healthcare Group — Report, 2022-23.
West Wimmera Health Service — Report, 2022-23.
Western District Health Service — Report, 2022-23.
Western Health — Report, 2022-23.
Westernport Region Water Corporation — Report, 2022-23.
Wimmera Catchment Management Authority — Report, 2022-23.
Witness Protection Act 1991 — Report, 2022-23, under section 20R of the Act by Victoria Police.
Yarra Valley Water Corporation — Report, 2022-23.
Yarram and District Health Service — Report, 2022-23.
Yarrawonga Health — Report, 2022-23.
Yea and District Memorial Hospital — Report, 2022-23.
Youth Parole Board — Report, 2022-23.
Zoological Parks and Gardens Board (Zoos Victoria) — Report, 2022-23.

4 MEMBERS' STATEMENTS — Members made statements.

5 DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (REGULATION OF PERSONAL ADULT USE OF CANNABIS) BILL 2023 — 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 CHARTER OF HUMAN RIGHTS AND RESPONSIBILITIES AMENDMENT (PROTECTION FROM TORTURE AND SLAVERY) BILL 2023 — David Limbrick laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

David Limbrick moved, That the Bill be now read a second time.

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

7 RESIDENTIAL TENANCIES AMENDMENT (RENT FREEZE AND CAPS) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

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

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

8 QUESTION TIME —

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

* * * * *

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:

- **Greyhound racing animal welfare (QwN 328)** — substantive and supplementary questions asked by Georgie Purcell — response from Enver Erdogan due Friday, 3 November 2023.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 BUSINESS POSTPONED — Ordered — That the consideration of order of the day, general business, No. 4, be postponed until later this day.

10 SESSIONAL ORDERS — SHORT FORM DOCUMENTS MOTIONS — Debate resumed on the question, That, until the end of the Session, unless otherwise ordered by the Council, the following Sessional Order be adopted, to come into operation on the next sitting week:

X. Production of documents – short form documents motions with debate

After Standing Order 10.01(3) insert:

(4) A motion under this Standing Order (other than a motion that imposes a sanction) may be treated by the Council as a short form documents motion with debate. The following short form documents motion with debate procedures will apply —

(a) a member must advise of the intention for the motion to be treated by the Council as a short form documents motion with debate at the time of giving notice under Standing Order 6.01;

(b) a maximum of two motions under this Sessional Order may be debated each day that general business is scheduled to occur;

(c) if additional notices above the number permitted for debate each sitting day are given for short form documents motions with debate, they will be listed on subsequent sitting days in the order that notice was given;

(d) a motion proposed to be debated under this Sessional Order will take precedence at the time prescribed for general business, as follows —

(i) where the House has resolved that certain general business take precedence, no short form documents motions with debate will be called until a member has moved the second reading of any bills for which precedence has been ordered and it has been adjourned pursuant to Standing Order 14.06;

(ii) where the House has not resolved any general business that will take precedence, any short form documents motions with debate will be listed as the first item/s in general business;

(e) the following time limits will apply to a short form documents motion with debate —

(i) the mover of the motion may speak only once for up to six minutes;

(ii) any other member may speak for up to five minutes;

(iii) the total time for consideration of the motion will be up to 20 minutes; and

(f) at the conclusion of debate or after 20 minutes of debate (whichever occurs first), the President will put all questions necessary to dispose of the motion and any amendments.

Harriet Shing moved, as an amendment, That all words and expressions in the preamble be **omitted** and **replaced** with —

"That this House requires the Procedure Committee to inquire into, consider and report on the following proposed Sessional Order and in particular examine the implications of creating this new procedural process and how this new process may impact the running of the House:".

Debate ensued.

Question — That the amendment moved by Harriet Shing be agreed to — put.

The Council divided — The President in the Chair.

AYES, 17

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

NOES, 19

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

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

Question negatived.

Original question — put.

The Council divided — The President in the Chair.

AYES, 22

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

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

NOES, 14

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

11 ELECTRIC VEHICLE TAX — Evan Mulholland moved, That this House notes —

(1) on 18 October 2023 the High Court of Australia determined that Labor's electric vehicle (EV) tax was unlawful;

(2) Labor's EV tax was widely criticised at the time as a disincentive to electric vehicle take up, effectively punishing Victorians who make the switch;

(3) prior to the November 2022 State Election, the Liberals and Nationals committed to pausing Labor's EV tax, in line with the position of New South Wales;

(4) Labor's EV tax was a bad tax from the very beginning and was only introduced because the Labor Government was desperate to find new ways to pay for their record debt, waste and mismanagement;

(5) Labor's EV tax was always just a tax grab that crushed take up of electric vehicles by Victorians;

and calls on the Allan Government to immediately commit to returning every cent raised from Victorians by this botched and unlawful tax and now come clean on how much money was spent fighting the case in the High Court.

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

12 PLANNING AND ENVIRONMENT AMENDMENT (SOIL PROTECTION) (SOLAR POWER GENERATION FACILITIES) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

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

13 RESIDENTIAL TENANCIES AMENDMENT (RENT FREEZE AND CAPS) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Business interrupted at 5.15 pm, pursuant to Sessional Orders, the debate stood adjourned in the name of Samantha Ratnam.

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

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

Debate ensued.

The Council adjourned at 6.31 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 43 — Thursday, 2 November 2023

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

2 PETITION — RE-EVALUATE REGULATIONS FOR OWNER-OCCUPIED PROPERTY PLANNING PERMITS — Matthew Bach presented a petition bearing 24 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to re-evaluate the planning permit process for owner-occupied construction projects, revise the existing regulations, balance applicant and objector rights, and expedite planning permit acquisition *(Ordered to be tabled)*.

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

Harness Racing Victoria — Report, 2022-23.

Subordinate Legislation Act 1994 — Documents under section 15 in respect of Statutory Rule No. 107.

4 SITTING OF THE COUNCIL — Jaclyn Symes moved, That the Council, at its rising, adjourn until Tuesday, 14 November 2023.

Question — put and agreed to.

5 MEMBERS' STATEMENTS — Members made statements.

6 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 171 to 235, be postponed until later this day.

7 SPECIAL INVESTIGATOR REPEAL BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Evan Mulholland moved, as a reasoned amendment, That all the words after "That" be omitted and replaced with the words "this Bill be withdrawn and instead the Government puts in place measures to ensure that those responsible for the Lawyer X scandal are held to account".

Debate ensued.

Question — That the reasoned amendment moved by Evan Mulholland be agreed to — put.

The Council divided — The President in the Chair.

AYES, 16

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

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

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; 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.

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

The Council divided — The President in the Chair.

AYES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; 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

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

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

Question agreed to.

Bill read a second time.

Business interrupted at 12.11 pm.

8 QUESTION TIME —

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

* * * * *

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

- **Native timber hardwood supply for housing (QwN 339)** — supplementary question asked by Melina Bath — response from Harriet Shing due Monday, 6 November 2023.
- **Murray-Darling Basin Plan (QwN 340)** — substantive question asked by Sarah Mansfield — response from Harriet Shing due Friday, 3 November 2023.
- **Duck hunting 2024 season (QwN 342)** — substantive and supplementary questions asked by Jeff Bourman — response from Jaclyn Symes due Monday, 6 November 2023.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 SPECIAL INVESTIGATOR REPEAL BILL 2023 — Bill committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted.

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

Question — put.

The Council divided — The President in the Chair.

AYES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

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

NOES, 13

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

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

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.

10 STATE TAXATION ACTS AND OTHER ACTS AMENDMENT BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Evan Mulholland moved, as a reasoned amendment, That all the words after "That" be omitted and replaced with the words "this Bill be withdrawn and redrafted to —

(a) take into account consultation with key housing industry stakeholders on the impact of this Bill; and

(b) ease cost-of-living pressures to ensure every Victorian has the best opportunity to enjoy the social and economic benefits home ownership provides".

Debate ensued.

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

11 PLANNING SYSTEM AND HOUSING — Ryan Batchelor moved, That this House recognises the Allan Labor Government is getting on with a package of reforms to the planning system to clear the backlog of approvals and build more, good quality homes, faster, including —

(1) clearing the backlog of 1,400 housing permit applications that have been stuck with councils for more than six months;

(2) making sure big planning decisions are made faster by expanding Victoria's Development Facilitation Program;

(3) introducing clear planning controls to deliver an additional 60,000 homes around an initial 10 activity centres across Melbourne;

(4) making it easier to build a second small home on your property;

(5) streamlining assessment pathways with a range of new Deemed to Comply residential standards for different types of homes;

(6) introducing legislative reforms to strengthen our planning system;
(7) expanding Future Homes provisions so that it now applies in well located places across the whole of Victoria and working with industry and universities to develop new designs; and
(8) bolstering the Department of Transport and Planning by bringing on 90 new planners to help with a range of priorities like clearing the backlog, making good decisions faster and increasing housing choice in activity centres.

Debate ensued.

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

12 EARLY CHILDHOOD LEGISLATION AMENDMENT (PREMISES APPROVAL IN PRINCIPLE) BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Education and Care Services National Law Act 2010 and the Education and Care Services National Law set out in the Schedule to that Act to provide for the approval in principle of certain types of education and care service premises, to amend the Children's Services Act 1996 to make certain offences infringement offences and to provide for the approval in principle of certain types of children's service premises, and for other purposes* and requesting the agreement of the Council.

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

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

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

Lizzie Blandthorn incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland (for Georgie Crozier), the debate was adjourned for one week.

13 ENVIRONMENT LEGISLATION AMENDMENT (CIRCULAR ECONOMY AND OTHER MATTERS) BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Circular Economy (Waste Reduction and Recycling) Act 2021 to further provide for matters relating to the container deposit scheme, the waste to energy scheme and the recovery of regulatory costs for those schemes and to amend the Environment Protection Act 2017 to improve the operation of that Act and for other purposes* and requesting the agreement of the Council.

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

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

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

Lizzie Blandthorn incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland (for David Davis), the debate was adjourned for one week.

14 TRANSPORT LEGISLATION AMENDMENT BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Bus Safety Act 2009, the Commercial Passenger Vehicle Industry Act 2017, the Marine (Domestic Commercial Vessel National Law Application) Act 2013, the Road Management Act 2004, the Road*

Safety Act 1986, the Sentencing Act 1991, the Transport Accident Act 1986, the Transport (Compliance and Miscellaneous) Act 1983, the Transport Integration Act 2010 and other Acts and for other purposes and requesting the agreement of the Council.

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

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

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

Lizzie Blandthorn incorporated the second reading speech in Hansard.

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

15 ADJOURNMENT — Lizzie Blandthorn moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 5.52 pm until Tuesday, 14 November 2023.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 41, 42 and 43

GAMBLING LEGISLATION AMENDMENT BILL 2023

Committed Tuesday, 31 October 2023

Amendments circulated: Katherine Copsey (KC15C) (p. 329) and Evan Mulholland (EM02C) (p. 329)

Clauses 1 to 25 — put and agreed to.

Clause 26 — Katherine Copsey moved amendment Nos. 1 and 2 *(KC15C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 7

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

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

NOES, 28

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

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

Question negatived.

Evan Mulholland moved amendment No. 1 *(EM02C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 14

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

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

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

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

Question negatived.

Clause 26 — put and agreed to.

Clauses 27 and 28 — put and agreed to.

Bill reported without amendment.

* * * * *

SPECIAL INVESTIGATOR REPEAL BILL 2023
Committed Thursday, 2 November 2023

Clauses 1 to 72 — put and agreed to.

Bill reported without amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. GAMBLING LEGISLATION AMENDMENT BILL 2023

Amendments circulated by Katherine Copsey (KC15C)

1. Clause 26, line 5, omit "**4:00 a.m.**" and insert "**midnight**".

2. Clause 26, lines 10 and 11, omit "4:00 a.m. and 10:00 a.m. on any day" and insert "midnight on any day and 10:00 a.m. on the following day".

Amendments circulated Evan Mulholland (EM02C)

Clause 26, line 14, after "casino operator" insert "or in relation to an approved venue that is within 3 km of a casino".

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 44, 45 and 46

No. 44 — Tuesday, 14 November 2023

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

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

Gambling Legislation Amendment Act 2023
Special Investigator Repeal Act 2023
Triple Zero Victoria Act 2023.

3 **QUESTION TIME** —

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

* * * * *

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

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

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

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

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

5 PAPERS —

COMMITTEE REPORT — SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled Alert Digest No. 14 of 2023 (including Appendices and Extracts of Proceedings) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

* * * * *

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

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

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

Financial Management Act 1994 —

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

Minister for Education — Victorian Curriculum and Assessment Authority.

Minister for Energy and Resources — Mine Land Rehabilitation Authority.

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

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

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

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

Bass Coast Planning Scheme — Amendment C162.

Corangamite Planning Scheme — Amendment C59.

French Island and Sandstone Island Planning Scheme — Amendment C12.

Greater Geelong Planning Scheme — Amendment C454.

Horsham Planning Scheme — Amendment C82.

Melton Planning Scheme — Amendment C239.

Mitchell Planning Scheme — Amendment C166.

Moyne Planning Scheme — Amendment C70.

Surf Coast Planning Scheme — Amendment C144.

Warrnambool Planning Scheme — Amendment C215.

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

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

Subordinate Legislation Act 1994 —

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

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

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

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

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

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

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

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

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

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

(1) notice of motion No. 239 standing in Jeff Bourman's name on harvesting wild caught venison for donation to food charities;

(2) notice of motion given this day by Evan Mulholland on the Suburban Rail Loop;

(3) notice of motion given this day by Georgie Crozier on anti-Israel protestors in Caulfield South; and

(4) order of the day No. 9, resumption of debate on the second reading of the Nuclear Activities (Prohibitions) Repeal Bill 2023.

Question — put and agreed to.

7 MEMBERS' STATEMENTS — Members made statements.

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

9 EARLY CHILDHOOD LEGISLATION AMENDMENT (PREMISES APPROVAL IN PRINCIPLE) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

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

House in Committee.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

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

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

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

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

Debate ensued.

The Council adjourned at 5.56 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 45 — Wednesday, 15 November 2023

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

2 PETITION — REJECT THE DECISION TO STOP NATURAL GAS CONNECTION — David Limbrick presented a petition bearing 3,808 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to reject the decision made to stop natural gas connection to new dwellings from 1 January 2024, conduct a parliamentary debate on the matter and reject any regulations created to enact this change *(Ordered to be tabled)*.

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

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

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

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

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

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

Ballarat Planning Scheme — Amendment C235.
Campaspe Planning Scheme — Amendment C120.
Casey Planning Scheme — Amendment C288.
Greater Geelong Planning Scheme — Amendment C427.
Macedon Ranges Planning Scheme — Amendment C156.
Maroondah Planning Scheme — Amendment C144.
Melton Planning Scheme — Amendment C240.

Statutory Rules under the following Acts —

Environment Protection Act 2017 — No. 115.
Social Services Regulation Act 2021 — Nos. 113 and 114.

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

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

4 MEMBERS' STATEMENTS — Members made statements.

5 PRODUCTION OF DOCUMENTS — GAS AND ELECTRICITY SUPPLIES — David Davis moved, That this House —

(1) notes —

(a) recent announcements by the Government in the Victorian energy sector, including the new contractual arrangements entered into or announced with Latrobe Valley based electricity generators since 2021 and the gas industry supply changes announced by the Labor Government;
(b) the agreements reached by the Andrews Labor Government with coal-fired electricity generators in the Latrobe Valley, the details and costs of which have never been publicly revealed;
(c) Victoria's Gas Substitution Roadmap;

(2) requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council, within three weeks of the House agreeing to this resolution, copies of —
(a) agreements reached with the owners of coal-fired electricity generators in the Latrobe Valley, Loy Yang A, Loy Yang B and Yallourn, to continue generating electricity, including details of the payments made to each generator and details of payments to be made until the scheduled closure of the generators;
(b) documents relating to Victoria's Gas Substitution Roadmap, specifically any modelling, assessments or examinations, including consultancies, on —
(i) the impact of Victoria's Gas Substitution Roadmap, including any modelling or assessment of its transitional impacts on current electrical and gas infrastructure;
(ii) the impacts on greenhouse gas emissions and energy affordability for consumers and businesses; and
(iii) gas supply reform advice provided to the Minister for Energy, including any modelling or assessments, including consultation, on the impact of implementation of the Roadmap on current electrical and gas infrastructure.

Debate ensued.

Question — put and agreed to.

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

(1) notes that the Government's recent Housing Statement outlines an intention to demolish and redevelop all of Melbourne's 44 high-rise public housing buildings by 2051, including a plan to build a majority of private homes on these publicly owned sites;

(2) requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council, within four weeks of the House agreeing to this resolution, all documents relating to the redevelopment of the public housing across any of the 44 high-rise public housing sites, including but not limited to —
(a) those that provide a rationale for the decision to demolish and redevelop the 44 high-rise public housing buildings and associated sites, including documents exploring alternatives to demolition, including refurbishment and renovation;
(b) assessments of the condition of current public housing buildings;
(c) feasibility studies on the cost and options for refurbishment and renovation;
(d) assessments and modelling of the maximum number of public homes that can be rebuilt on each public housing building site;

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

Debate ensued.

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

Question — put and agreed to.

7 HARVESTING WILD SHOT VENISON FOR DONATION TO FOOD CHARITIES — Jeff Bourman moved, That this House —

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

Debate ensued.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

8 QUESTION TIME —

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

* * * * *

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

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

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

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

(1) notes that —

(a) around 150,000 game deer are shot by recreational hunters every year;

(b) an impediment to Victora's 51,000 licenced deer hunters taking more deer is finding a use for the extra venison;

(c) many food charities are struggling with increased demand and many families are approaching some of these charities to keep food on their plates;

(d) there are existing programs in Victoria and other states that allow meat sourced from wild animals to be procured for human consumption;

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

(a) the training of accredited volunteers; and

(b) the necessary infrastructure, such as racks on vehicles and cool rooms.

Question — put.

The Council divided — The President in the Chair.

AYES, 32

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

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

NOES, 5

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

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

Question agreed to.

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

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

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

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

Debate ensued.

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

Question — put.

The Council divided — The President in the Chair.

AYES, 15

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

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

NOES, 22

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

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

Question negatived.

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

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

Question — put.

The Council divided — The President in the Chair.

AYES, 16

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

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

NOES, 22

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

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

Question negatived.

Business interrupted at 5.16 pm, pursuant to Sessional Orders.

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

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

Debate ensued.

15 ADJOURNMENT — The President adjourned the House due to disorder.

The Council adjourned at 6.10 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 46 — Thursday, 16 November 2023

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

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

Albury Wodonga Health — Report, 2022-23.

Architects Registration Board of Victoria — Minister's report of receipt of the 2022-23 Report.

Auditor-General — Reducing the Illegal Disposal of Asbestos, November 2023 *(Ordered to be published)*.

Australian Grand Prix Corporation — Report, 2022-23.

Central Gippsland Health Service — Report, 2022-23.

Cladding Safety Victoria — Report, 2022-23.

Climate Change Act 2017 — Victorian Greenhouse Gas Emissions Report 2021, under section 52 of the Act.

Commission for Children and Young People — Let us learn: Systemic inquiry into the educational experiences of children and young people in out-of-home care, November 2023 *(Ordered to be published)*.

Commissioner for Environmental Sustainability — Minister's report of receipt of the 2022-23 Report.
Country Fire Authority (CFA) — Report, 2022-23.
Education and Care Services National Law Act 2010 — Education and Care Services National Further Amendment Regulations 2023, under section 303 of the Act.
Gippsland Southern Health Service — Report, 2022-23.
Great Ocean Road Coast and Parks Authority — Report, 2022-23.
Great Ocean Road Health — Report, 2022-23.
Kerang District Health — Report, 2022-23.
Northeast Health Wangaratta — Report, 2022-23.
Occupational Health and Safety Act 2004 — Workplace Incidents Consultative Committee — Report 2022-23, under section 126B of the Act.
Omeo District Health — Report, 2022-23.
Portland District Health — Report, 2022-23.
Robinvale District Health Services (RDHS) — Report, 2022-23.
Rural Northwest Health — Report, 2022-23.
Subordinate Legislation Act 1994 — Documents under section 15 in respect of Statutory Rule No. 117.
Swan Hill District Health — Report, 2022-23.
VicForests — Report, 2022-23.
Victorian Building Authority — Report, 2022-23.
Victorian Institute of Forensic Mental Health (Forensicare) — Report, 2022-23.
Victorian Planning Authority — Report, 2022-23.
Victorian Responsible Gambling Foundation — Report, 2022-23.

3 SITTING OF THE COUNCIL — Jaclyn Symes moved, That the Council, at its rising, adjourn until Tuesday, 28 November 2023.

Question — put and agreed to.

4 STANDING AND TEMPORARY ORDERS — ADJOURNMENT MATTERS — Georgie Crozier moved, by leave, That so much of Standing and Temporary Orders be suspended to the extent necessary to allow —

(1) up to 20 members to submit adjournment matters today for incorporation under the Temporary Orders agreed to by the House on 7 September 2021 in addition to the 20 members that may raise adjournment matters in the House; and

(2) members that raise an adjournment matter in the House today to also be permitted to submit a matter for incorporation.

Question — put and agreed to.

5 MEMBERS' STATEMENTS — Members made statements.

6 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 171 to 255, be postponed until later this day.

7 TRANSPORT LEGISLATION AMENDMENT BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Business interrupted at 12.00 noon.

8 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed a minister to provide a written response to questions without notice pursuant to Standing Order 8.07 as follows:

- **Animal care and protection legislation (QwN 363)** — substantive and supplementary questions asked by Georgie Purcell — response from Jaclyn Symes due Monday, 20 November 2023.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 TRANSPORT LEGISLATION AMENDMENT BILL 2023 — Bill further considered in Committee of the whole.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

10 MESSAGE FROM ASSEMBLY — INVITATION TO LEGISLATIVE COUNCIL MEMBERS — APOLOGY — The Deputy President read a Message from the Assembly inviting members of the Legislative Council to attend a sitting of the Assembly in the Legislative Assembly Chamber on Wednesday 29 November 2023 at 10.00 am for the consideration of a motion for a parliamentary apology for past care leavers.

11 BUSINESS OF THE HOUSE — Jaclyn Symes moved, by leave, That so much of Standing and Sessional Orders be suspended to the extent necessary to allow —

(1) the sitting of the Council on Wednesday, 29 November 2023 to commence at 9.30 am and the following order of business to apply —

Messages
Formal business
Members' statements (up to 15 members)
General business
At 12.00 noon Questions
General business (continues)
At 6.15 pm Statements on tabled papers and petitions (30 minutes)
Petitions (qualifying for debate) (30 minutes)
At 7.15 pm Adjournment (up to 20 members);

(2) the President to suspend the sitting of the Council to allow members to attend the Assembly Chamber at 10.00 am for a special sitting to consider a motion for a parliamentary apology for past care leavers and resume the sitting of the Council five minutes after the conclusion of the special sitting; and

(3) any business under discussion at the time the President suspends the sitting to be resumed at the resumption of the sitting.

Question — put and agreed to.

12 ENVIRONMENT LEGISLATION AMENDMENT (CIRCULAR ECONOMY AND OTHER MATTERS) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and, by leave, read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

13 BUDGET PAPERS, 2023-24 — Debate resumed on the question, That the Council take note of the Budget Papers, 2023-24.

On the motion of Harriet Shing, the debate was adjourned until the next day of meeting.

14 CORRECTIONS AMENDMENT (PAROLE REFORM) BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Corrections Act 1986 in relation to parole and for other purposes* and requesting the agreement of the Council.

On the motion of Lizzie Blandthorn (for Enver Erdogan), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Lizzie Blandthorn laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Lizzie Blandthorn moved, That the Bill be now read a second time.

Lizzie Blandthorn incorporated the second reading speech in Hansard (except for the statement under section 31(1) of the *Charter of Human Rights and Responsibilities Act 2006*).

Lizzie Blandthorn made a statement pursuant to section 31 of the *Charter of Human Rights and Responsibilities Act 2006* explaining the exceptional circumstances that justify the inclusion of an override declaration.

On the motion of Evan Mulholland, the debate was adjourned for one week.

15 CRIMES AMENDMENT (NON-FATAL STRANGULATION) BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Crimes Act 1958 to provide for 2 non-fatal strangulation offences and to make a consequential amendment to the Family Violence Protection Act 2008 and for other purposes* and requesting the agreement of the Council.

On the motion of Lizzie Blandthorn (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Lizzie Blandthorn laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Lizzie Blandthorn moved, That the Bill be now read a second time.

Lizzie Blandthorn incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned for one week.

16 WORKPLACE INJURY REHABILITATION AND COMPENSATION AMENDMENT (WORKCOVER SCHEME MODERNISATION) BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Workplace Injury Rehabilitation and Compensation Act 2013, the Accident Compensation Act 1985 and the Occupational Health and Safety Act 2004 and for other purposes* and requesting the agreement of the Council.

On the motion of Lizzie Blandthorn (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Lizzie Blandthorn laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Lizzie Blandthorn moved, That the Bill be now read a second time.

Lizzie Blandthorn incorporated the second reading speech in Hansard (except for the statement under section 85(5) of the *Constitution Act 1975*).

Lizzie Blandthorn made a statement pursuant to section 85(5) of the *Constitution Act 1975* on the reasons for altering or varying this section.

David Davis moved, That the debate be adjourned until 5 March 2024.

Question — put.

The Council divided — The President in the Chair.

AYES, 20

Matthew Bach; Melina Bath; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Aiv Puglielli; Samantha Ratnam; Adem Somyurek; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 19

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Tom McIntosh; Rachel Payne; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

17 ADJOURNMENT — Harriet Shing moved, That the House do now adjourn.

Debate ensued and members incorporated further adjournment matters in Hansard pursuant to orders of the Council on 7 September 2021 and earlier this day.

The Council adjourned at 6.28 pm until Tuesday, 28 November 2023.

ROBERT McDONALD
Clerk of the Legislative Council

Published under the authority of the Legislative Council, Parliament of Victoria

COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 44, 45 and 46

EARLY CHILDHOOD LEGISLATION AMENDMENT (PREMISES APPROVAL IN PRINCIPLE) BILL 2023

Committed Tuesday, 14 November 2023

Clauses 1 to 20 — put and agreed to.

Bill reported without amendment.

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TRANSPORT LEGISLATION AMENDMENT BILL 2023

Committed Thursday, 16 November 2023

Clauses 1 to 55 — put and agreed to.

Clause 56 — Question — That clause 56 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 35

Matthew Bach; Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Katherine Copsey; David Davis; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 2

Jeff Bourman; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clauses 57 to 129 — put and agreed to.

Schedule 1 — put and agreed to.

Bill reported without amendment.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 47, 48 and 49

No. 47 — Tuesday, 28 November 2023

1 The President took the Chair at 12.03 pm, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACTS** — The President read Messages from the Governor informing the Council that she had —

On 21 November 2023, given the Royal Assent to the following Acts presented to her by the Clerk of the Legislative Council:

Early Childhood Legislation Amendment (Premises Approval in Principle) Act 2023

Transport Legislation Amendment Act 2023.

On 28 November 2023, given the Royal Assent to the following Act presented to her by the Clerk of the Parliaments:

Environment Legislation Amendment (Circular Economy and Other Matters) Act 2023.

3 **QUESTION TIME** —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Drug detection dogs and medicinal cannabis (QwN 369)** — substantive and supplementary questions asked by Rachel Payne — response from Enver Erdogan due Thursday, 30 November 2023.
- **Game Management Authority (QwN 372)** — substantive and supplementary questions asked by Jeff Bourman — response from Gayle Tierney due Thursday, 30 November 2023.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

4 PETITIONS —

FUNDING FOR MOUNT ELIZA SECONDARY COLLEGE — Matthew Bach presented a petition bearing 843 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to provide funding for Mount Eliza Secondary College to create a science, technology, engineering and mathematics centre and a dedicated welfare facility, and to redevelop the senior learning and drama centres *(Ordered to be tabled).*

On the motion of Matthew Bach, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

ABANDON LETHAL MANAGEMENT OF BRUMBIES — Wendy Lovell presented a petition bearing 1,087 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to immediately abandon the lethal management of wild-living brumbies, commission a population count of horses in the Alpine National Park, recognise the heritage value of wild-living brumbies, undertake research into the benefits that brumbies bring to the Alpine National Park and develop new management plans *(Ordered to be tabled).*

On the motion of Wendy Lovell, the petition was ordered to be taken into consideration on the next day of meeting.

5 PAPERS —

PAPER PRESENTED BY ORDER OF THE COUNCIL — Enver Erdogan, by leave, presented the Consumer Policy Research Centre Report, 2022-23 *(Ordered to be tabled).*

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COMMITTEE REPORTS —

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled Alert Digest No. 15 of 2023 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

* * * * *

LEGAL AND SOCIAL ISSUES COMMITTEE — Pursuant to Standing Order 23.22, Trung Luu tabled a Report on the Inquiry into the rental and housing affordability crisis in Victoria (including an Appendix, 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).*

Trung Luu moved, That the Council take note of the Report.

Debate ensued.

Question — put and agreed to.

* * * * *

PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Nick McGowan tabled a Report on Gambling and liquor regulation in Victoria: a follow up of three Auditor-General reports (including Appendices, Extracts of Proceedings and a Minority Report) from the Public Accounts and Estimates Committee, and presented Transcripts of Evidence *(Transcripts of Evidence ordered to be tabled and the Report published).*

Nick McGowan moved, That the Council take note of the Report.

Debate ensued.

Question — put and agreed to.

6 MESSAGE FROM ASSEMBLY — AMENDMENT TO INVITATION TO LEGISLATIVE COUNCIL MEMBERS — APOLOGY — The President read a Message from the Assembly informing the Council that they had agreed to amend the resolution of the Assembly on 16 November 2023 inviting Legislative Council members to attend the special sitting for the parliamentary apology for past care leavers as follows:

(1) omit 'Wednesday 29 November 2023' and insert 'Thursday 8 February 2024';

(2) omit '10.00 am' and insert '11.30 am'.

7 BUSINESS OF THE HOUSE — Jaclyn Symes moved, by leave, That —

(1) the resolution on 16 November 2023 altering the order of business for Wednesday, 29 November 2023 be rescinded;

(2) so much of Standing and Sessional Orders be suspended to the extent necessary to allow the following to apply to the sitting of the Council on Thursday, 8 February 2024 —

(a) the order of business to be —

Messages
Formal business
Members' statements (up to 15 members)
Government business
At 2.00 pm Questions
Government business (continues)
At 10.00 pm Adjournment (up to 20 members);

(b) the President to suspend the sitting of the Council to allow members to attend the Assembly Chamber at 11.30 am for a special sitting to consider a motion for a parliamentary apology for past care leavers and resume the sitting of the Council at 2.00 pm; and

(c) any business under discussion at the time the President suspends the sitting will be resumed at the resumption of the sitting of the Council following 'Questions'.

Question — put and agreed to.

8 PAPERS —

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General — Auditor-General's Report on the Annual Financial Report of the State of Victoria: 2022-23 *(released on 24 November 2023 – a non-sitting day) (Ordered to be published).*

Health Complaints Commissioner — Report, 2022-23.

Independent Broad-based Anti-corruption Commission — Firearm Prohibition Order Biennial Ministerial Report, 8 May 2018 to 31 December 2020, under section 174D of the Firearms Act 1996.

Planning and Environment Act 1987 — Notices of approval of the —

Bayside Planning Scheme — Amendments C187 and C200.
Cardinia Planning Scheme — Amendment C268.
Greater Bendigo Planning Scheme — Amendment C269.
Kingston Planning Scheme — Amendment C205.

Melbourne Planning Scheme — Amendment C454.
Mildura Planning Scheme — Amendment C118.
Wangaratta Planning Scheme — Amendment C79 (Part 1).
Yarra Ranges Planning Scheme — Amendment C198.
Residential Tenancies Bond Authority — Report, 2022-23.
Statutory Rules under the following Acts —
Associations Incorporation Reform Act 2012 — No. 116.
Heavy Vehicle National Law Application Act 2013 — No. 118.
Public Records Act 1973 — No. 117.
Subordinate Legislation Act 1994 — Documents under section 15 in respect of Statutory Rule Nos. 115, 118 and 120.

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PAPER PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following paper:

Response from the Minister for Planning to petition titled Withdraw the overlay on Nepean Highway properties in Frankston (Petition No. 494) (presented by David Limbrick on 4 October 2023) *(released on 21 November 2023 – a non-sitting day)*.

9 BUSINESS OF THE COUNCIL — Georgie Crozier moved, by leave, That the following general business take precedence on Wednesday, 29 November 2023 —

(1) notice of motion given this day by David Davis referring the Workplace Injury Rehabilitation and Compensation Amendment (WorkCover Scheme Modernisation) Bill 2023 to the Economy and Infrastructure Committee;
(2) notice of motion given this day by Trung Luu on transport infrastructure for the western suburbs;
(3) order of the day No. 2, resumption of debate on the second reading of the Drugs, Poisons and Controlled Substances Amendment (Regulation of Personal Adult Use of Cannabis) Bill 2023;
(4) notice of motion No. 242, standing in Sarah Mansfield's name referring matters relating to food affordability to the Legal and Social Issues Committee; and
(5) notice of motion given this day by Samantha Ratnam referring matters relating to cost-of-living pressures to the Legal and Social Issues Committee.

Question — put and agreed to.

10 COMMITTEE MEMBERSHIP —

Lizzie Blandthorn moved, by leave, That —

(1) Sonja Terpstra be discharged as a member of the Environment and Planning Standing Committee;
(2) Jacinta Ermacora be a member of the Environment and Planning Standing Committee;
(3) Jacinta Ermacora be discharged as a member of the Economy and Infrastructure Standing Committee; and
(4) Sonja Terpstra be a member of the Economy and Infrastructure Standing Committee.

Question — put and agreed to.

Georgie Crozier moved, by leave, That —

(1) Matthew Bach be discharged as a member of the Procedure Committee, the Privileges Committee and the Legal and Social Issues Standing Committee;

(2) Evan Mulholland be a member of the Procedure Committee;
(3) Evan Mulholland be a member of the Privileges Committee; and
(4) Georgie Crozier be a member of the Legal and Social Issues 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. 171 to 255, be postponed until later this day.

13 CORRECTIONS AMENDMENT (PAROLE REFORM) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and, by leave, read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

14 CRIMES AMENDMENT (NON-FATAL STRANGULATION) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Georgie Crozier (for Evan Mulholland) *(EM07C)* 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.

15 ADJOURNMENT — Lizzie Blandthorn moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.45 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 48 — Wednesday, 29 November 2023

1 The President took the Chair at 9.33 am, read the Prayer and made an Acknowledgement of Country.

2 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General — Contractors and Consultants in the Victorian Public Service: Spending, November 2023 *(Ordered to be published)*.

Confiscation Act 1997 — Reports under section 139A of the Act, by Victoria Police —

Report, 2021-22.
Report, 2022-23.

Crimes (Assumed Identities) Act 2004 — Reports, 2022-23, under section 31 of the Act, by —

Australian Criminal Intelligence Commission.
Victoria Police.

Evidence (Miscellaneous Provisions) Act 1958 — Report, 2022-23, under section 42BI of the Act, by Victoria Police.

Fire Services Implementation Monitor — Report, 2022-23.

Planning and Environment Act 1987 — Notices of approval of the —

Casey Planning Scheme — Amendment C275.

Manningham, South Gippsland and Southern Grampians Planning Schemes — Amendment GC231.

Subordinate Legislation Act 1994 — Documents under section 15 in respect of Statutory Rule Nos. 113, 114 and 122.

Surveillance Devices Act 1999 — Report, 2022-23, under section 30L of the Act, by the Office of the Special Investigator.

Terrorism (Community Protection) Act 2003 — Report, 2022-23, under section 37F of the Act, by Victoria Police.

Yarra River Protection (Wilip-gin Birrarung murron) Act 2017 —

Birrarung Council Report on the implementation of Burndap Birrarung Burndap Umarkoo — Yarra Strategic Plan 2023.

Burndap Birrarung Burndap Umarkoo — Yarra Strategic Plan, Report 2022-23 — Reporting on implementation from 1 July 2022 to 30 June 2023.

3 MEMBERS' STATEMENTS — Members made statements.

4 PRODUCTION OF DOCUMENTS — KANGAROO HARVEST MANAGEMENT PLAN — Georgie Purcell moved, That this House —

(1) notes that the Government commenced the commercial killing of kangaroos on 1 October 2019, under the Victorian Kangaroo Harvest Management Plan, and has consistently increased the shooting quota each year since;

(2) requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council, within ten weeks of the House agreeing to this resolution, all documents relating to the Kangaroo Harvest Management Plan, including but not limited to —

(a) population modelling and counts for the development of the commercial quotas each year, including all information and data that informed the counts;

(b) assessment of the impact of floods, fires, road strike, development and urban sprawl and any other matters or events that may affect kangaroo populations;

(c) the number of joeys killed as a result of the Kangaroo Harvest Management Plan each year and the effect on short and long term population projections;

(d) the development and expansion of approved shooting zones across Victoria, including the consideration and reasons to expand zones onto public land;

(e) the reasoning for the decision to increase the quota by 30 per cent, as announced on 31 December 2022;

(f) any consultation, including the current federal consultation, on the 2024-2028 Kangaroo Harvest Management Plan;

(g) professional shooter compliance and regulation processes, including the number of reports and investigations of alleged illegal kangaroo shooting; and

(h) the cost to the Government to operate the program.

Debate ensued.

The President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

5 PRODUCTION OF DOCUMENTS — COMMONWEALTH INFRASTRUCTURE REVIEW — David Davis moved, That this House —

(1) notes the Commonwealth Government's review of national infrastructure projects and notes that this included a review of the Melbourne Airport Rail Link (MARL) and other Victorian infrastructure projects;

(2) requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council, within three weeks of the House agreeing to this resolution, copies of —

(a) all documents submitted to the Commonwealth infrastructure review by the Victorian Government or its agencies;

(b) all studies and assessments on the MARL undertaken by or commissioned by the Victorian Government or its agencies, including options considered, assessments of costs and benefits, any route analysis conducted and details of assessment of market-led proposals; and

(c) options for the location and model of the proposed airport railway station, including assessments of advantages and disadvantages of different models.

Debate ensued.

The President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

6 ECONOMY AND INFRASTRUCTURE COMMITTEE — INQUIRY INTO THE WORKPLACE INJURY REHABILITATION AND COMPENSATION AMENDMENT (WORKCOVER SCHEME MODERNISATION) BILL 2023 — David Davis moved, That this House requires the Economy and Infrastructure Committee to inquire into, consider and report, by 5 March 2024, on the Workplace Injury Rehabilitation and Compensation Amendment (WorkCover Scheme Modernisation) Bill 2023 and in undertaking this inquiry the Committee is required to hold public hearings and is empowered, under the Standing Orders, to utilise a sub-committee.

Debate ensued.

Ryan Batchelor moved, as an amendment, That the words "by 5 March 2024" be **omitted** and **replaced** with "by 6 February 2024".

Debate ensued.

Bev McArthur moved, as an amendment to the amendment moved by Ryan Batchelor, That the words "by 6 February 2024" be **omitted** and **replaced** with "by 22 February 2024".

Debate ensued.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

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 ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Recreational duck hunting (QwN 376)** — substantive and supplementary questions asked by Georgie Purcell — response from Gayle Tierney due Friday, 1 December 2023.
- **Murray-Darling Basin Plan (QwN 379)** — supplementary question asked by Sarah Mansfield — response from Harriet Shing due Thursday, 30 November 2023.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

8 ECONOMY AND INFRASTRUCTURE COMMITTEE — INQUIRY INTO THE WORKPLACE INJURY REHABILITATION AND COMPENSATION AMENDMENT (WORKCOVER SCHEME MODERNISATION) BILL 2023 — Debate continued on the question, That this House requires the Economy and Infrastructure Committee to inquire into, consider and report, by 5 March 2024, on the Workplace Injury Rehabilitation and Compensation Amendment (WorkCover Scheme Modernisation) Bill 2023 and in undertaking this inquiry the Committee is required to hold public hearings and is empowered, under the Standing Orders, to utilise a sub-committee — and on the amendment moved by Ryan Batchelor, That the words "by 5 March 2024" be **omitted** and **replaced** with "by 6 February 2024" — and on the amendment moved by Bev McArthur to the amendment moved by Ryan Batchelor, That the words "by 6 February 2024" be **omitted** and **replaced** with "by 22 February 2024".

The Deputy President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — That the amendment moved by Bev McArthur to the amendment moved by Ryan Batchelor be agreed to — put.

The Council divided — The President in the Chair.

AYES, 19

Matthew Bach; Melina Bath; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Aiv Puglielli; Samantha Ratnam; Adem Somyurek; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Moira Deeming; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Tom McIntosh; Rachel Payne; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Question — That the amendment moved by Ryan Batchelor be agreed to — put and agreed to.

Question — That the motion, amended as follows, be agreed to — That this House requires the Economy and Infrastructure Committee to inquire into, consider and report, by 6 February 2024, on the Workplace Injury Rehabilitation and Compensation

Amendment (WorkCover Scheme Modernisation) Bill 2023 and in undertaking this inquiry the Committee is required to hold public hearings and is empowered, under the Standing Orders, to utilise a sub-committee — put.

The Council divided — The President in the Chair.

AYES, 23

Matthew Bach; Melina Bath; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; David Ettershank; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Adem Somyurek; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 17

Ryan Batchelor; John Berger; Lizzie Blandthorn; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; David Limbrick; Tom McIntosh; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

9 BUSINESS POSTPONED — Ordered — That the consideration of notice of motion, general business, No. 268, be postponed until later this day.

10 DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (REGULATION OF PERSONAL ADULT USE OF CANNABIS) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned until the next day of meeting.

11 LEGAL AND SOCIAL ISSUES COMMITTEE — FOOD SECURITY — Sarah Mansfield moved, That this House requires the Legal and Social Issues Committee to inquire into, consider and report, by 14 November 2024, on the impacts and drivers of, and solutions for, food security in Victoria, including but not limited to —

(1) the impact of food insecurity in Victoria, on —
    (a) physical and mental health;
    (b) poverty and hardship; and
(2) options available to lower the cost of food and improve access to affordable, nutritious and culturally appropriate food.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; 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

Matthew Bach; Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Business interrupted at 5.17 pm, pursuant to Sessional Orders.

12 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

13 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.29 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 49 — Thursday, 30 November 2023

1 The President took the Chair at 9.33 am, read the Prayer and made an Acknowledgement of Country.

2 PETITION — STOP THE NORTH EAST LINK SPLITTING WATSONIA — Nick McGowan presented a petition bearing 712 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to change its current design of the Northern Package of North East Link to put a cover on the Watsonia section *(Ordered to be tabled)*.

On the motion of Nick McGowan, the petition was ordered to be taken into consideration on the next day of meeting.

3 DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (PILL TESTING PILOT FOR DRUG HARM REDUCTION) BILL 2023 — Aiv Puglielli, and also on behalf of Rachel Payne and Georgie Purcell, introduced *A Bill for an Act to amend the Drugs, Poisons and Controlled Substances Act 1981 to provide for a pilot of pill-testing services for the purposes of drug harm reduction and to make consequential amendments and for other purposes*.

On the motion of Aiv Puglielli, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

4 PAPERS —

PAPERS PRESENTED BY DIRECTION OF THE GOVERNOR — Jaclyn Symes presented, by direction of the Governor, the:

Children's Court of Victoria Report, 2022-23 *(Ordered to be tabled).*
County Court of Victoria Report, 2022-23 *(Ordered to be tabled).*
Supreme Court of Victoria Report, 2022-23 *(Ordered to be tabled)*.

COMMITTEE REPORTS —

ECONOMY AND INFRASTRUCTURE COMMITTEE — Pursuant to Standing Order 23.22, Georgie Purcell tabled a Report on the Inquiry into the industrial hemp industry in Victoria (including an Appendix and Extracts of Proceedings) from the Economy and Infrastructure Committee, and presented Transcripts of Evidence *(Transcripts of Evidence ordered to be tabled and the Report published).*

Georgie Purcell moved, That the Council take note of the Report.

Debate ensued.

Question — put and agreed to.

* * * * *

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 audit of the Victorian Ombudsman (including an Appendix) from the Integrity and Oversight Committee *(Ordered to be published).*

Ryan Batchelor moved, That the Council take note of the Report.

Question — put and agreed to.

* * * * *

Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Ryan Batchelor tabled a Report on the Performance of the Victorian integrity agencies 2021/22 (including an Appendix) 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:

Ambulance Victoria — Report, 2022-23.

Auditor-General —

Fair Presentation of Service Delivery Performance 2023, November 2023 *(Ordered to be published)*.

Major Projects Performance Reporting 2023, November 2023 *(Ordered to be published).*

Commissioner for Environmental Sustainability Victoria — Victorian State of the Environment 2023 Report (3 documents).

Dhelkunya Dja Land Management Board — Minister's report of receipt of the 2022-23 Report.

Emerald Tourist Railway Board (Puffing Billy Railway) — Report, 2022-23.

Falls Creek Alpine Resort Management Board — Report, 2022.

Families, Fairness and Housing Department (DFFH) — Report, 2022-23 *(replacement for copy tabled on Wednesday, 1 November 2023).*

Gunaikurnai Traditional Owner Land Management Board — Minister's report of receipt of the 2022-23 Report.

Heritage Council of Victoria — Minister's report of receipt of the 2022-23 Report.

Local Jobs First — Report, 2022-23.

Mental Health Complaints Commissioner — Report, 2022-23.
Mine Land Rehabilitation Authority — Report, 2022-23.
Mount Buller and Mount Stirling Alpine Resort Management Board — Report, 2022.
Mount Hotham Alpine Resort Management Board — Report, 2022.
Police Informants Royal Commission Implementation Monitor Act 2021 — Royal Commission into the Management of Police Informants: Progress Report, 2022-23, under section 28 of the Act.
Portland District Health — Report, 2022-23 *(replacement for copy tabled on Thursday, 16 November 2023).*
Professional Standards Council of Victoria — Report, 2022-23.
Sentencing Advisory Council — Report, 2022-23.
Southern Alpine Resort Management Board — Report, 2022.
Spent Convictions Act 2021 — Review of the *Spent Convictions Act 2021*, November 2023, under section 25 of the Act.
Statutory Rules under the following Acts —
Building Act 1993 — No. 122.
Gambling Regulation Act 2003 — No. 121.
Subordinate Legislation Act 1994 — Legislative Instruments and related documents under section 16B in respect of the Water Act 1989 —
Declaration of Rationing Areas in Declared Water Systems 2023.
Ministerial Prohibition Determination Applicable to Particular Place of Take Approvals that are Tagged – November 2023.
Ministerial Rules for Managing General Place of Take Approvals.
Water Trading Rules for Declared Water Systems 2023.
Surveyors Registration Board — Minister's report of receipt of the 2022-23 Report.
Victims of Crime Commissioner — Report, 2022-23.
Victorian Equal Opportunity and Human Rights Commission — Report, 2022-23 *(Ordered to be published)*.
Victorian Fisheries Authority — Report, 2022-23.
Victorian Institute of Forensic Medicine — Report, 2022-23.
Victorian Legal Services Board and Legal Services Commissioner — Report, 2022-23 *(Ordered to be published)*.
Victoria's Mental Health and Wellbeing Services — Report, 2022-23.

5 MESSAGE FROM ASSEMBLY — PERFORMANCE AUDIT OF VICTORIAN OMBUDSMAN —

The President read a Message from the Assembly informing the Council that they have agreed to the following resolution:

In accordance with s 24D(1) of the *Ombudsman Act 1973*, the Legislative Council and Legislative Assembly appoint O'Connor Marsden & Associates Pty Ltd ('O'Connor Marsden'):

(1) to conduct the performance audit of the Victorian Ombudsman;
(2) in accordance with the Agreement for the provision of services for the performance audit of the Victorian Ombudsman;
(3) at the fixed-fee level of remuneration of $231,000 (including GST) to be paid upon completion of the following:
(a) $46,200 (including GST) upon Parliament's acceptance of O'Connor Marsden's audit plan, representing 20 per cent of the total fee;

(b) $69,300 (including GST) upon Parliament's acceptance of O'Connor Marsden's progress report, representing 30 per cent of the total fee;

(c) $115,500 (including GST) upon Parliament's acceptance of the final draft report, representing 50 per cent of the total fee;

and requesting the agreement of the Council.

On the motion of Jaclyn Symes, by leave, the Assembly's Message was ordered to be taken into consideration forthwith.

Jaclyn Symes moved, That the Council agree with the Assembly in the appointment of O'Connor Marsden & Associates Pty Ltd ('O'Connor Marsden') to conduct the performance audit of the Victorian Ombudsman and a Message be sent to the Assembly informing them that the Council have agreed with the Assembly's resolution.

Question — put and agreed to.

Message sent to the Assembly informing them accordingly.

6 SITTING OF THE COUNCIL — Jaclyn Symes moved, That the Council, at its rising, adjourn until Tuesday, 6 February 2024.

Question — put and agreed to.

7 COMMITTEE MEMBERSHIP — Georgie Purcell moved, by leave, That David Ettershank be a member of the Economy and Infrastructure Standing Committee.

Question — put and agreed to.

8 MEMBERS' STATEMENTS — Members made statements.

9 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 171 to 263, be postponed until later this day.

10 CRIMES AMENDMENT (NON-FATAL STRANGULATION) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported 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.

11 STATE TAXATION ACTS AND OTHER ACTS AMENDMENT BILL 2023 — Debate resumed on the question, That the Bill be now read a second time — and on the reasoned amendment moved by Evan Mulholland — That all the words after "That" be omitted and replaced with "this Bill be withdrawn and redrafted to —

(a) take into account consultation with key housing industry stakeholders on the impact of this Bill; and

(b) ease cost-of-living pressures to ensure every Victorian has the best opportunity to enjoy the social and economic benefits home ownership provides.".

Business interrupted at 12.00 noon.

12 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Melbourne Airport Rail Link (QwN 382)** — substantive and supplementary questions asked by David Ettershank — response from Harriet Shing due Monday, 4 December 2023.
- **Public and social housing with gas appliances (QwN 385)** — substantive question asked by David Davis — response from Harriet Shing due Friday, 1 December 2023.
- **State debt (QwN 387)** — substantive and supplementary questions asked by David Limbrick — response from Jaclyn Symes due Monday, 4 December 2023.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

13 STATE TAXATION ACTS AND OTHER ACTS AMENDMENT BILL 2023 — Debate continued on the question, That the Bill be now read a second time — and on the reasoned amendment moved by Evan Mulholland — That all the words after "That" be omitted and replaced with "this Bill be withdrawn and redrafted to —

(a) take into account consultation with key housing industry stakeholders on the impact of this Bill; and

(b) ease cost-of-living pressures to ensure every Victorian has the best opportunity to enjoy the social and economic benefits home ownership provides.".

Jaclyn Symes *(JS36C)* circulated amendments proposed to be moved during Committee of the whole.

Question — That the reasoned amendment moved by Evan Mulholland be agreed to — put.

The Council divided — The President in the Chair.

AYES, 16

Matthew Bach; Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Question — That the Bill be now read a second time — put.

The Council divided — The President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 16

Matthew Bach; Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a second time.

On the motion of Lee Tarlamis, further consideration of the Bill was adjourned until later this day.

14 CRIMES AMENDMENT (NON-FATAL STRANGULATION) BILL 2023 — The President read a Message from the Assembly informing the Council that they have agreed to the amendments made by the Council in this Bill.

15 STATE TAXATION ACTS AND OTHER ACTS AMENDMENT BILL 2023 — The order of the day was read for the resumption of the consideration of the Bill.

The President ruled that certain amendments proposed to be moved during Committee of the whole by Jaclyn Symes *(JS36C)* are outside the scope of the Bill.

Jaclyn Symes moved, That it be an instruction to the Committee that they have power to consider amendments and a New Clause to amend the *Fire Services Property Levy Act 2012* in relation to the Australian Valuation Property Classification Code for certain land uses.

Question — put and agreed to.

Bill committed to a Committee of the whole.

House in Committee.

Bill reported with amendments, the Report was adopted.

Jaclyn Symes moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 16

Matthew Bach; Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill with amendments and requesting their agreement.

16 BUDGET PAPERS, 2023-24 — Debate resumed on the question, That the Council take note of the Budget Papers, 2023-24.

Question — put and agreed to.

17 COMMITTEE MEMBERSHIP — Harriet Shing moved, by leave, That Michael Galea be a participating member of the Economy and Infrastructure Standing Committee.

Question — put and agreed to.

18 BEST START, BEST LIFE REFORMS — Sheena Watt moved, That this House notes that the Allan Labor Government leads the nation in early childhood through its Best Start, Best Life reforms by —

(1) delivering 50 government owned and operated early learning centres;

(2) establishing Free Kinder, saving families $2,500 for each child every year; and

(3) introducing Pre-Prep, a play-based learning program for every four-year-old child.

On the motion of Lee Tarlamis, the debate was adjourned until later this day.

19 BIOSECURITY LEGISLATION AMENDMENT (INCIDENT RESPONSE) BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Livestock Disease Control Act 1994, the Plant Biosecurity Act 2010 and the Livestock Management Act 2010 and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Harriet Shing laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Harriet Shing moved, That the Bill be now read a second time.

Harriet Shing incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier, the debate was adjourned for one week.

20 JUSTICE LEGISLATION AMENDMENT (POLICE AND OTHER MATTERS) BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Child Employment Act 2003, the Fire Rescue Victoria Act 1958, the Firearms Act 1996, the Road Safety Act 1986, the Terrorism (Community Protection) Act 2003, the Victoria Police Act 2013, the Victorian Civil and Administrative Tribunal Act 1998 and the Worker Screening Act 2020 and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Enver Erdogan), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Harriet Shing laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Harriet Shing moved, That the Bill be now read a second time.

Harriet Shing incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier (for David Davis), the debate was adjourned for one week.

21 LAND (REVOCATION OF RESERVATIONS) BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to provide for the revocation of certain permanent reservations of Crown land at Shepparton, Toolangi, Seaspray, Haunted Stream, Narracan South, Darlimurla, Mirboo, Wombelano, Geelong, Clunes, Melbourne and Walhalla, to revoke related Crown grants and to re-reserve certain land and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Gayle Tierney), 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 Georgie Crozier (for David Davis), the debate was adjourned for one week.

22 BEST START, BEST LIFE REFORMS — Debate resumed on the question, That this House notes that the Allan Labor Government leads the nation in early childhood through its Best Start, Best Life reforms by —

(1) delivering 50 government owned and operated early learning centres;

(2) establishing Free Kinder, saving families $2,500 for each child every year; and

(3) introducing Pre-Prep, a play-based learning program for every four-year-old child.

On the motion of Lee Tarlamis, the debate was adjourned until later this day.

23 STATE TAXATION ACTS AND OTHER ACTS AMENDMENT BILL 2023 — The President read a Message from the Assembly informing the Council that, in relation to '*A Bill for an Act to amend the Duties Act 2000, the Fire Services Property Levy Act 2012, the First Home Owner Grant and Home Buyer Schemes Act 2000, the Land Tax Act 2005, the Local Government Act 1989, the Property Law Act 1958, the Sale of Land Act 1962, the Treasury Corporation of Victoria Act 1992, the Valuation of Land Act 1960 and the Windfall Gains Tax Act 2021 and for other purposes'* the Assembly have:

(1) agreed to the amendments made by the Council; and

(2) made further amendments with which agreement is requested.

On the motion of Lizzie Blandthorn, the Assembly's Message was ordered to be taken into consideration forthwith.

The further amendments for consideration by the Council were circulated and are as follows:

FURTHER AMENDMENT No. 1

1. Insert the following New Clauses to follow Clause 27—

'**27A What is the rate of land tax?**

For section 35(3) of the **Land Tax Act 2005 substitute**—

"(3) Subject to section 88EB, the rate of vacant residential land tax is—

(a) if the land was not liable for vacant residential land tax in the preceding tax year—1%; or

(b) if the land was liable for vacant residential land tax in the preceding tax year but not the tax year preceding that tax year—2%; or

(c) if the land was liable for vacant residential land tax in the last 2 preceding tax years—3%.

Note

For the purposes of the vacant residential land tax, the taxable value of the land is the capital improved value of the land as at the relevant date—see section 19(1A).".

27B Holiday home exemption

For section 88A(1)(a) of the **Land Tax Act 2005 substitute**—

"(a) in the year preceding the tax year—

(i) the owner of the land or a vested beneficiary of a trust to which the land is subject used and occupied other land in Australia as a principal place of residence; and

(ii) the owner of the land or a vested beneficiary of a trust to which the land is subject, or a relative of the owner or vested beneficiary, used and occupied the land as a holiday home for a period of at least 4 weeks (whether continuous or aggregate); and".'.

FURTHER AMENDMENT No. 2

2. Insert the following New Clause to follow Clause 28—

'**28A New sections 88EA to 88EC inserted**

After section 88E of the **Land Tax Act 2005 insert**—

"**88EA Land becomes residential land during third year preceding tax year and has not been used or occupied or changed ownership**

(1) Land is exempt from vacant residential land tax for a tax year if—

(a) at the commencement of the third year preceding the tax year the land was not residential land within the meaning of section 34B(1); and

(b) during the third year preceding the tax year the land becomes residential land within the meaning of section 34B(1); and

(c) during the second year preceding the tax year the land is exempt from vacant residential land tax under section 88D; and

(d) during the year immediately preceding the tax year the land is exempt from vacant residential land tax under section 88E; and

(e) for the period from which the land becomes residential land within the meaning of section 34B(1) up to the tax year—

(i) the land has not been used or occupied; and

(ii) the land has not changed ownership; and

(f) the Commissioner is satisfied that during the period referred to in paragraph (e) the owner of the land made genuine attempts to sell the land at or below the price that they expected to receive when construction commenced on the land.

(2) To obtain an exemption from vacant residential land tax under this section, the owner of the land must—

(a) apply to the Commissioner for the exemption on or before 15 January of the tax year; and

(b) give the Commissioner any information the Commissioner requests for the purpose of enabling the Commissioner to determine whether the land is exempt from vacant residential land tax under this section.

88EB Residential land that has not been used or occupied or changed ownership for more than 3 years

(1) Land is eligible for a concessional rate of vacant residential land tax of 1% for a tax year if—

(a) in a preceding tax year, the land becomes residential land within the meaning of section 34B(1); and

(b) in a tax year after the tax year referred to in paragraph (a) but preceding the tax year, the land is exempt from land tax under section 88EA; and

(c) for the period from which the land becomes residential land within the meaning of section 34B(1) up to the tax year—

(i) the land has not been used or occupied; and

(ii) the land has not changed ownership.

88EC Publication of report on exemptions and concession

(1) The Commissioner must publish on the Commissioner's website an annual report of the following information for the 12 month period to which the report relates—

(a) for each postcode in Victoria, the number of—

(i) exemptions granted under each of sections 88D, 88E and 88EA; and

(ii) concessions granted under section 88EB;

(b) the total amount of vacant residential land tax that was not payable because of the grant of the exemptions and the concessions referred to in paragraph (a).".'.

FURTHER AMENDMENT No. 3

3. Clause 30, line 15, omit "the commencement day, the land is" and insert "31 December 2023 the land was".

FURTHER AMENDMENT No. 4

4. Clause 30, line 27, omit "the commencement day, the land is" and insert "31 December 2023 the land was".

FURTHER AMENDMENT No. 5

5. Clause 30, line 33, omit "**2023**;" and insert '**2023**.".'.

FURTHER AMENDMENT No. 6

6. Clause 30, page 24, lines 1 to 3, omit all words and expressions on those lines.

FURTHER AMENDMENT No. 7

7. Insert the following New Clause to follow Clause 34—

'**34A What is the rate of land tax?**

For section 35(3)(a), (b) and (c) of the **Land Tax Act 2005 substitute**—

"(a) for residential land within the meaning of section 34B(2B)—1%; or

(b) for any other land—

(i) if the land was not liable for vacant residential land tax in the preceding tax year—1%; or

(ii) if the land was liable for vacant residential land tax in the preceding tax year but not the tax year preceding that tax year—2%; or

(iii) if the land was liable for vacant residential land tax in the last 2 preceding tax years—3%.".'.

Lizzie Blandthorn moved, That the further amendments made by the Assembly be agreed to.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Matthew Bach; Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Evan Mulholland; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Message sent to the Assembly informing them that the Council have agreed to the further amendments made by the Assembly in this Bill.

24 ADJOURNMENT — Gayle Tierney moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.50 pm until Tuesday, 6 February 2024.

ROBERT McDONALD
Clerk of the Legislative Council

Published under the authority of the Legislative Council, Parliament of Victoria

COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 47, 48 and 49

CRIMES AMENDMENT (NON-FATAL STRANGULATION) BILL 2023

Committed Thursday, 30 November 2023

Amendments circulated: Jeff Bourman (JB68C) (pp. 370-1) and Evan Mulholland (EM07C) (p. 371)

Clause 1 — Jeff Bourman *(JB68C)* circulated amendments proposed to be moved during Committee of the whole.

Jeff Bourman moved amendment No. 1 *(JB68C).*

Question — That the amendment be agreed to — put and negatived.

Clause 1 — put and agreed to.

Clause 2 — put and agreed to.

Clause 3 — Evan Mulholland moved amendment Nos. 1 and 2 *(EM07C)*.

Question — That the amendments be agreed to — put and agreed to.

Clause 3, as amended — put and agreed to.

Clauses 4 to 6 — put and agreed to.

Bill reported with amendments.

* * * * *

STATE TAXATION ACTS AND OTHER ACTS AMENDMENT BILL 2023

Committed Thursday, 30 November 2023

Amendments circulated: Jaclyn Symes (JS36C) (pp. 371-4)

Clause 1 — Jaclyn Symes moved amendment No. 1 *(JS36C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 1, as amended — put and agreed to.

Clauses 2 and 3 — put and agreed to.

Clauses 4 to 7 — no question put pursuant to Standing Order 14.16(2).

Clauses 8 to 10 — put and agreed to.

Clauses 11 and 12 — no question put pursuant to Standing Order 14.16(2).

New Clause 12A — Jaclyn Symes moved amendment No. 2 *(JS36C).*
Question — That New Clause 12A stand part of the Bill — put and agreed to.

Clauses 13 to 15 — put and agreed to.

Clause 16 — Jaclyn Symes moved amendment Nos. 3 to 7 *(JS36C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 16, as amended — put and agreed to.

New Clause 16A — Jaclyn Symes moved amendment No. 8 *(JS36C)*.
Question — That New Clause 16A stand part of the Bill — put and agreed to.

Clauses 17 to 20 — put and agreed to.

Clause 21 — no question put pursuant to Standing Order 14.16(2).

Clauses 22 to 26 — put and agreed to.

Clause 27 — no question put pursuant to Standing Order 14.16(2).

Clauses 28 to 31 — put and agreed to.

Clause 32 — no question put pursuant to Standing Order 14.16(2).

Clause 33 — put and agreed to.

Clause 34 — Jaclyn Symes moved amendment Nos. 9 and 10 *(JS36C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 34, as amended — put and agreed to.

Clause 35 — no question put pursuant to Standing Order 14.16(2).

Clause 36 — put and agreed to.

Clauses 37 to 46 — no question put pursuant to Standing Order 14.16(2).

Clause 47 — put and agreed to.

Clause 48 — no question put pursuant to Standing Order 14.16(2).

Clause 49 — put and agreed to.

Long Title — Jaclyn Symes moved amendment No. 11 *(JS36C)*.
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 (NON-FATAL STRANGULATION) BILL 2023

Amendments circulated by Jeff Bourman (JB68C)

1. Clause 1, line 6, omit "2".

2. Clause 3, lines 24 and 25, omit "conduct constituting an offence against section 34AE(1)" and insert "choking, strangling or suffocation".

3. Clause 3, line 27, omit "conduct" and insert "choking, strangling or suffocation".

4. Clause 3, page 5, after line 9 insert—

"(1A) A person (A) commits an offence if—

(a) A intentionally and without lawful excuse chokes, strangles or suffocates another person (B); and

(b) A intends the choking, strangling or suffocation to cause an injury to B; and

(c) the choking, strangling or suffocation causes an injury to B; and

(d) the choking, strangling or suffocation is a sexual activity.

Penalty: Level 5 imprisonment (10 years maximum).".

5. Clause 3, page 5, line 10, omit "subsection (1)" and insert "subsections (1) and (1A)".

6. Clause 3, page 5, line 14, after "subsection (1)" insert "or (1A)".

7. Clause 3, page 5, after line 32 insert—

"(1A) A person (A) commits an offence if—

(a) A intentionally and without lawful excuse chokes, strangles or suffocates another person (B); and

(b) the choking, strangling or suffocation is a sexual activity.

Penalty: Level 6 imprisonment (5 years maximum).".

8. Clause 3, page 6, line 5, omit "34AF" and insert "34AF(1)".

9. Clause 3, page 6, line 6, omit "34AF" and insert "34AF(1)".

10. Clause 3, page 6, after line 14 insert—

"(5) For the purposes of subsection (1A), that B consented to the conduct constituting the offence is not a lawful excuse except to the extent provided for by section 34AF(1A).".

11. Clause 3, page 6, after line 24 insert—

"(1A) It is a defence to a charge for an offence against section 34AE(1A) if—

(a) B consented to the conduct constituting the offence; or

(b) A reasonably believed that B consented to that conduct.".

12. Clause 3, page 7, line 3, after "section 34AF(1)(b)" insert "and (1A)".

13. Clause 3, page 7, line 25, after "section 34AF(1)(b)" insert "and (1A)".

14. Clause 3, page 9, line 16, after "section 34AF(1)(b)(ii)" insert "and (1A)(b)".

15. Long title, omit "2".

Amendments circulated by Evan Mulholland (EM07C)

1. Clause 3, page 11, line 27, omit '34AE.".' and insert "34AE.".

2. Clause 3, page 11, after line 27 insert—

'**34AL Review of amendments made by Crimes Amendment (Non-fatal Strangulation) Act 2023**

(1) The Attorney-General must cause a review to be conducted of the operation of—

(a) this Subdivision; and

(b) section 5(2)(ba) of the **Family Violence Protection Act 2008**.

(2) The review must be commenced no later than 2 years after the commencement of the **Crimes Amendment (Non-fatal Strangulation) Act 2023**.

(3) The review must be completed no later than 6 months after it commences.

(4) The Attorney-General must cause a copy of the review to be laid before each House of the Parliament no later than 14 sitting days after receiving it.".'.

2. STATE TAXATION ACTS AND OTHER ACTS AMENDMENT BILL 2023

Amendments circulated by Jaclyn Symes (JS36C)

1. Clause 1, page 2, after line 6 insert—

"(ab) to amend the **Fire Services Property Levy Act 2012** in relation to the Australian Valuation Property Classification Code for certain land uses; and".

NEW CLAUSE

2. Insert the following New Part to follow Part 2—

'Part 2A—Amendment of Fire Services Property Levy Act 2012

12A Amendment of Schedule

(1) In item 3 of the Table in the Schedule to the **Fire Services Property Levy Act 2012**, for "615–623, 626–637," **substitute** "615–620, 623, 628–637,".

(2) In item 5 of the Table in the Schedule to the **Fire Services Property Levy Act 2012**, for "640–642," **substitute** "621, 622, 626, 627, 640–642,".'.

3. Clause 16, line 8, after "land" insert "for a sale price less than the threshold amount".

4. Clause 16, line 16, after "land" insert "for a sale price less than the threshold amount".

5. Clause 16, after line 24 insert—

"(3) In this section—

sale price, in relation to a contract, means the price of the land that is specified in the contract, however expressed, less any discount or rebate that is specified in the contract, whether or not the discount or rebate is contingent;

threshold amount has the meaning given in section 10I.".

6. Clause 16, page 16, line 9, omit '**1997**.".' and insert "**1997**.".

7. Clause 16, page 16, after line 9 insert—

'**10I CPI adjusted threshold amount**

(1) The ***threshold amount*** for a calendar year is to be determined in accordance with the following formula—

(a) for a contract entered into on or after 1 January 2024 and on or before 31 December 2024, $10 000 000;

(b) for each subsequent calendar year, the amount determined in accordance with the following formula—

$$TA = \frac{A \times B}{C}$$

where—

TA is the threshold amount being determined for a calendar year;

A is the amount of the threshold amount for the previous calendar year, as rounded up or down in accordance with subsection (2);

B is the sum of—

(a) the consumer price index number for the last reference period in the calendar year preceding the previous calendar year; and

(b) the total of the consumer price index numbers for each of the reference periods (other than the last) in the previous calendar year;

C is the sum of—

(a) the consumer price index number for the last reference period in the calendar year one year earlier than the calendar year referred to in paragraph (a) of B; and

(b) the total of the consumer price index numbers for each of the reference periods (other than the last) in the calendar year one year earlier than the calendar year referred to in paragraph (b) of B.

Example

In the case of a determination of the threshold amount for 2025, "A" is the threshold amount for 2024, "B" is the sum of the consumer price index numbers for December 2023, March 2024, June 2024 and September 2024 and "C" is the sum of the consumer price index numbers for December 2022, March 2023, June 2023 and September 2023.

(2) The threshold amount determined under subsection (1)(b) is to be rounded up or down to the nearest $100 000 and, if the amount of the CPI to be adjusted is an exact multiple of $50 000, is to be rounded up.

(3) The Director of Consumer Affairs must publish the threshold amount for a calendar year on an appropriate website on or before 1 December in the calendar year preceding the relevant calendar year.

(4) A failure to comply with subsection (3) in respect of a calendar year does not affect the operation of section 10G in respect of the threshold amount for that year.

(5) In this section—

consumer price index means the all groups consumer price index weighted average of eight capital cities in original terms published by the Australian Bureau of Statistics as at 15 November immediately preceding the date on which the Director of Consumer Affairs publishes the threshold amount under subsection (3)."'.

NEW CLAUSE

8. Insert the following New Clause to follow clause 16—

'**16A New section 58 inserted**

After section 57 of the **Sale of Land Act 1962 insert**—

"**58 Apportionment of amounts under contracts of sale of land**

(1) Section 10G does not apply to a contract of sale of land entered into before 1 January 2024.

(2) Section 10H does not apply to any of the following—

(a) a contract of sale of land entered into before 1 January 2024;

(b) an option to enter into a contract of sale of land granted before 1 January 2024;

(c) a contract of sale of land entered into on or after 1 January 2024 under the exercise of an option that was granted before 1 January 2024."'.

9. Clause 34, page 28, line 20, omit 'tax."' and insert "tax.".

10. Clause 34, page 28, after line 20 insert—

'(4D) In making a determination under subsection (4B), the Commissioner must have regard to guidelines issued by the Treasurer under this section.

(4E) The Treasurer must issue guidelines for the exercise of the Commissioner's discretion under subsection (4B) and cause those guidelines to be published in the Government Gazette.

(4F) Guidelines issued under subsection (4E) are not a legislative instrument within the meaning of the **Subordinate Legislation Act 1994**."'.

11. Long title, after "**Duties Act 2000**," insert "the **Fire Services Property Levy Act 2012**,".

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 50, 51 and 52

No. 50 — Tuesday, 6 February 2024

1 The President took the Chair at 12.02 pm, read the Prayer and made an Acknowledgement of Country.

2 CONDOLENCE STATEMENTS —

THE LATE RONALD WELLS — The President advised the House of the death, on 2 January 2024, of Ronald James Herbert Wells, Member of the Legislative Assembly for the Electoral District of Dromana from 1985 to 1992 and the Legislative Council for the Electoral Province of Eumemmerring from 1992 to 1999.

THE LATE JOAN COXSEDGE — The President advised the House of the death, on 14 January 2024, of Joan Marjorie Coxsedge, Member of the Legislative Council for the Electoral Province of Melbourne West from 1979 to 1992.

THE LATE REG MACEY — The President advised the House of the death, on 30 January 2024, of Reg Macey, Member of the Legislative Council for the Electoral Province of Monash from 1985 to 1992.

Members rose in their place for one minute's silence as a mark of respect.

3 ASSENT TO ACTS — The President read Messages from the —

Administrator of Victoria informing the Council that she had, on 5 December 2023, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

Corrections Amendment (Parole Reform) Act 2023

Crimes Amendment (Non-fatal Strangulation) Act 2023.

Lieutenant-Governor informing the Council that he had, on 12 December 2023, given the Royal Assent to the following Act presented to him by the Clerk of the Parliaments:

State Taxation Acts and Other Acts Amendment Act 2023.

4 ACTING PRESIDENTS — The President tabled the following Warrant nominating Acting Presidents and discharging an Acting President:

LEGISLATIVE COUNCIL
VICTORIA

Pursuant to the provisions of Standing Order 2.12 of the Legislative Council, I —

(1) nominate —

Mr Jeff Bourman

Ms Jacinta Ermacora

to be an Acting President whenever requested to do so by the President or Deputy President; and

(2) discharge Ms Sonja Terpstra as an Acting President.

Given under my hand on 6 February 2024.

SHAUN LEANE
President of the Legislative Council

5 RESIGNATION OF MEMBER — The President announced the receipt of a letter from the Lieutenant-Governor advising of the receipt of the written resignation of Matthew Bach as a Member of the Victorian Legislative Council on 7 December 2023.

6 JOINT SITTING — CASUAL COUNCIL VACANCY — Jaclyn Symes moved, by leave, That this House meets the Legislative Assembly for the purpose of sitting and voting together to choose a person to hold the seat in the Legislative Council rendered vacant by the resignation of Matthew Bach and proposes that the place and time of such a meeting be the Legislative Assembly Chamber on Wednesday, 7 February 2024 at 6.15 pm.

Question — put and agreed to.

Message sent to the Assembly informing them of the resolution and requesting their agreement.

7 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of Joe McCracken, the answers given by Gayle Tierney to questions relating to TAFE fees (QwN 394) were ordered to be taken into consideration on the next day of meeting.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

8 MESSAGE FROM ASSEMBLY — AMENDMENT TO INVITATION TO LEGISLATIVE COUNCIL MEMBERS — APOLOGY — The President read a Message from the Assembly informing the Council that they had agreed to the following resolution —

That paragraph (2) of the resolution of the House on 16 November 2023, as amended on 28 November 2023, to invite Legislative Council members to attend the special sitting for the parliamentary apology for past care leavers be further amended to omit the words 'lower public gallery on the Opposition side of the House be deemed part of the Legislative Assembly Chamber and the'.

9 MESSAGE FROM ASSEMBLY — JOINT SITTING — CASUAL COUNCIL VACANCY — The President read a Message from the Assembly informing the Council that they had agreed to the Council's proposal for a joint sitting on Wednesday, 7 February 2024 at 6.15 pm in the Legislative Assembly Chamber.

10 PETITIONS —

GIPPSLAND RENEWABLE ENERGY ZONE PROJECT — Melina Bath presented a petition bearing 55 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to ensure that all new transmission infrastructure for the Gippsland Renewable Energy Zone project use world class underground construction to connect to the existing infrastructure *(Ordered to be tabled).*

* * * * *

REINSTATE THE ROAD SAFETY COMMITTEE — Georgie Crozier presented a petition bearing 559 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to reinstate the parliamentary Road Safety Committee and commit the Victorian Parliament to join the Federal Parliament and all states in a national conversation to reduce the national road toll *(Ordered to be tabled).*

* * * * *

STOP INTRODUCTION OF PAYROLL TAX ON CONTRACTORS INCLUDING DOCTORS — Georgie Crozier presented a petition bearing 5,675 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to stop the introduction of a payroll tax on contractor doctors and contractors in other health businesses needing deployed services *(Ordered to be tabled).*

* * * * *

SUPPORT THE NUCLEAR ENERGY (PROHIBITIONS) REPEAL BILL 2023 — David Limbrick presented a petition bearing 240 signatures from certain citizens of Victoria requesting that the Legislative Council vote in support of the Nuclear Energy (Prohibitions) Repeal Bill 2023 *(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.

* * * * *

RETAIN TRAM STOP NUMBER 9 ON LA TROBE/VICTORIA STREET — Wendy Lovell presented a petition bearing 157 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to retain tram stop number 9, both eastbound and westbound, on La Trobe/Victoria Street, Melbourne *(Ordered to be tabled).*

On the motion of Wendy Lovell, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

STOP THE HYDROGEN ENERGY SUPPLY CHAIN PROJECT — Sarah Mansfield presented a petition bearing 3,845 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to stop the Hydrogen Energy Supply Chain project in the Latrobe Valley and begin the urgent phase out of all existing coal projects with appropriate support for workers and communities *(Ordered to be tabled).*

On the motion of Sarah Mansfield, the petition was ordered to be taken into consideration on the next day of meeting.

REVERSE CUTS TO THE MELBOURNE YOUTH ORCHESTRAS — David Davis presented a petition bearing 192 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to reverse its cuts to the Melbourne Youth Orchestras and fully restore its government funding *(Ordered to be tabled).*

On the motion of David Davis, the petition was ordered to be taken into consideration on the next day of meeting.

11 PAPERS —

PAPER PRESENTED BY ORDER OF THE COUNCIL — Lizzie Blandthorn, by leave, presented the Municipal Monitor appointed to Strathbogie Shire Council: Report to the Minister for Local Government *(Ordered to be tabled).*

* * * * *

COMMITTEE REPORTS —

ECONOMY AND INFRASTRUCTURE COMMITTEE — Pursuant to Standing Order 23.22, Georgie Purcell tabled a Report on the Inquiry into the Workplace Injury Rehabilitation and Compensation Amendment (WorkCover Scheme Modernisation) Bill 2023 (including an Appendix, Extracts of Proceedings and Minority Reports) from the Economy and Infrastructure Committee, and presented Transcripts of Evidence *(Transcripts of Evidence ordered to be tabled and the Report published).*

Georgie Purcell moved, That the Council take note of the Report.

Debate ensued.

Question — put and agreed to.

* * * * *

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled Alert Digest No. 1 of 2024 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General — Reducing the Harm Caused by Drugs on Victorian Roads, December 2023 *(released on 6 December 2023 – a non-sitting day) (Ordered to be published).*

Caulfield Racecourse Reserve Trust — Report, 2022-23.

Crown Land (Reserves) Act 1978 — Order of 14 December 2023 giving approval for the granting of a lease at Albert Park.

Duties Act 2000 — Treasurer's Report of Foreign Purchaser Additional Duty Exemptions for 1 January 2023 to 30 June 2023, under section 3E(2) of the Act.

Financial Management Act 1994 — 2023-24 Budget Update *(released on 15 December 2023 – a non-sitting day).*

Gambling Regulation Act 2003 —

Wagering and Betting Licence issued to Tabcorp VIC Pty Ltd on 18 December 2023, under section 4.3A.14(1) of the Act.

Wagering and Betting Licence Related Agreement entered into with Tabcorp VIC Pty Ltd on 18 December 2023, under section 4.3A.14(1) of the Act.

Independent Broad-based Anti-corruption Commission — Special report on Victoria Police's responses to IBAC's recommendations, December 2023 *(released on 12 December 2023 – a non-sitting day) (Ordered to be published).*

Interpretation of Legislation Act 1984 — Notices under section 32(3)(a)(iii) in relation to —

Statutory Rule No. 115/2023 *(Gazette G50, 14 December 2023)*.

Statutory Rule No. 122/2023 *(Gazette G50, 14 December 2023)*.

Land Acquisition and Compensation Act 1986 — Minister's certificate of 20 December 2023 to not require the service of a notice of intention to acquire land, under section 7 of the Act.

Legal Profession Uniform Law Application Act 2014 — Practitioner Remuneration Order 2024.

Liquor Control Reform Act 1998 — Report, 2022-23 by the Chief Commissioner of Victoria Police, under section 148R of the Act.

Local Government Act 2020 — Order in Council for the suspension of all of the councillors of the Strathbogie Shire Council and appointment of an administrator for the Council of 5 December 2023, under section 230(7) of the Act *(Gazette S648, 5 December 2023)*.

Major Events Act 2009 — Major Sporting Event Orders, of 19 December 2023, under section 22 of the Act, for the following cricket matches played at the Melbourne Cricket Ground —

2023 Boxing Day Test between Australia and Pakistan from 26 December to 30 December 2023.

All 2023/2024 Big Bash League Twenty20 matches (including Finals).

One Day International between Australia and West Indies on 2 February 2024.

Ombudsman — Alleged politicisation of the public sector: Investigation of a matter referred from the Legislative Council on 9 February 2022 – Part 2, December 2023 *(released on 6 December 2023 – a non-sitting day) (Ordered to be published).*

Planning and Environment Act 1987 —

Infrastructure Contributions and Development Contribution Levies — Report, 2022-23, under section 46GZJ of the Act.

Notices of approval of the —

Bass Coast Planning Scheme — Amendment C152.

Baw Baw, Cardinia, Greater Dandenong, Greater Geelong, Hepburn, Latrobe, Melbourne, Melton, Merri-bek, Moira, Monash, Stonnington, Strathbogie and Wyndham Planning Schemes — Amendment GC230.

Brimbank Planning Scheme — Amendment C238.

Campaspe Planning Scheme — Amendment C124.

Central Goldfields Planning Scheme — Amendment C39.

Colac Otway Planning Scheme — Amendment C127.

Darebin Planning Scheme — Amendments C199 and C209.

East Gippsland Planning Scheme — Amendment C166.

Golden Plains Planning Scheme — Amendment C103.

Greater Bendigo Planning Scheme — Amendment C247.

Greater Dandenong Planning Scheme — Amendments C224, C240, C246 and C247.
Greater Geelong Planning Scheme — Amendments C339 (Part 2) and C455.
Greater Shepparton Planning Scheme — Amendments C239 and C242.
Hepburn Planning Scheme — Amendment C78.
Hobsons Bay Planning Scheme — Amendment C134.
Hume Planning Scheme — Amendment C269.
Latrobe Planning Scheme — Amendment C121.
Mansfield Planning Scheme — Amendment C59.
Maribyrnong Planning Scheme — Amendments C178 and C183.
Maroondah Planning Scheme — Amendment C146.
Melbourne Planning Scheme — Amendment C457 and C461.
Melton Planning Scheme — Amendment C242.
Mitchell Planning Scheme — Amendment C157.
Moonee Valley Planning Scheme — Amendment C233.
Mornington Peninsula Planning Scheme — Amendment C303.
Murrindindi Planning Scheme — Amendment C75.
Surf Coast Planning Scheme — Amendment C141.
Victoria Planning Provisions — Amendments VC249 and VC250.
Whitehorse Planning Scheme — Amendment C241.
Yarra Planning Scheme — Amendment C269.
Yarra Ranges Planning Scheme — Amendments C211 and C222.
Yarriambiack Planning Scheme — Amendment C33.

Project Development and Construction Management Act 1994 — Nomination Order and Application Order of 5 December 2023, under sections 6 and 8 of the Act, and a statement of reasons for making a Nomination Order of 5 December 2023, under section 9 of the Act.

Statutory Rules under the following Acts —

Agricultural and Veterinary Chemicals (Control of Use) Act 1992 — No. 126/2023.
Architects Act 1991 — No. 135/2023.
Building Act 1993 — Nos. 132/2023 and 2/2024.
Casino Control Act 1991 — No. 119/2023.
Circular Economy (Waste Reduction and Recycling) Act 2021 — No. 134/2023.
Cladding Safety Victoria Act 2020 — No. 1/2024.
County Court Act 1958 — Nos. 120/2023 and 130/2023.
Health Practitioner Regulation National Law Act 2009 — No. 127/2023.
Heritage Act 2017 — No. 3/2024.
Magistrates' Court Act 1989 — No. 128/2023.
Magistrates' Court Act 1989 — Criminal Procedure Act 2009 — No. 129/2023.
Occupational Health and Safety Act 2004 — No. 4/2024.
Subordinate Legislation Act 1994 — No. 133/2023.
Supreme Court Act 1986 — Nos. 123/2023 and 124/2023.
Supreme Court Act 1986 — Administration and Probate Act 1958 — No. 125/2023.
Victorian Independent Remuneration Tribunal and Improving Parliamentary Standards Act 2019 — No. 131/2023.

Subordinate Legislation Act 1994 —

Documents under section 15 in relation to —

Orders under the Occupational Health and Safety Act 2004 relating to the Workplace amenities and work environment compliance code.

Statutory Rule Nos. 119/2023, 121/2023, 123/2023, 124/2023, 125/2023, 126/2023, 128/2023, 129/2023, 130/2023, 131/2023, 132/2023, 133/2023, 134/2023, 1/2024, 2/2024, 3/2024 and 4/2024.

Legislative Instruments and related documents under section 16B in respect of —

Environment Protection Act 2017 —

EPA Designation – Classification of digestate for composting or other secondary processing or use.

EPA Determination – Specifications acceptable to the Authority for receiving digestate.

Essential Services Commission Act 2001 — Land Access Code of Practice 2023.

Water Efficiency Labelling and Standards Act 2005 — Water Efficiency Labelling and Standards scheme, Report, 2022-23.

* * * * *

PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Response from the Minister for Planning to petition titled stop the North East Link splitting Watsonia (Petition No. 516) (presented by Nick McGowan on 30 November 2023) *(released on 18 December 2023 – a non-sitting day)*.

Response from the Minister for Planning to petition titled Re-evaluate regulations for owner-occupied property planning permits (Petition No. 488) (presented by Matthew Bach on 2 November 2023) *(released on 18 December 2023 – a non-sitting day)*.

Response from the Minister for Energy and Resources to petition titled Reject the decision to stop natural gas connection (Petition No. 497) (presented by David Limbrick on 15 November 2023) *(released on 3 January 2024 – a non-sitting day)*.

Response from the Minister for Education to petition titled Funding for Mount Eliza Secondary College (Petition No. 492) (presented by Matthew Bach on 28 November 2023) *(released on 11 January 2024 – a non-sitting day).*

* * * * *

PROCLAMATIONS — The Clerk tabled proclamations of the Governor in Council fixing operative dates for the following Acts:

Environment Legislation Amendment (Circular Economy and Other Matters) Act 2023 — Remaining provisions — 20 December 2023 *(Gazette S686, 19 December 2023)*.

Special Investigator Repeal Act 2023 — 2 February 2024 *(Gazette S687, 19 December 2023).*

The Clerk tabled a proclamation of the Lieutenant-Governor in Council fixing an operative date for the following Act:

Triple Zero Victoria Act 2023 — Whole Act, other than Part 11 — 15 December 2023 *(Gazette S670, 12 December 2023).*

12 PRODUCTION OF DOCUMENTS —

REDEVELOPMENT OF HIGH-RISE PUBLIC HOUSING SITES — The Clerk tabled a letter from the Attorney-General, dated 6 December 2023, in response to a resolution of the Council on 15 November 2023 (on the motion of Samantha Ratnam), relating to the redevelopment of high-rise public housing sites, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

* * * * *

GAS AND ELECTRICITY SUPPLIES — The Clerk tabled a letter from the Attorney-General, dated 6 December 2023, in response to a resolution of the Council on 15 November 2023 (on the motion of David Davis), relating to gas and electricity supplies, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

* * * * *

COMMONWEALTH INFRASTRUCTURE REVIEW — The Clerk tabled a letter from the Attorney-General, dated 18 December 2023, in response to a resolution of the Council on 29 November 2023 (on the motion of David Davis), relating to the Commonwealth infrastructure review, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

* * * * *

SEASONAL CHANGES TO THE 2023 DUCK HUNTING SEASON — The Clerk tabled 55 documents provided in full and seven documents provided in part, together with schedules of the 66 identified documents in response to a resolution of the Council on 3 May 2023 (on the motion of Jeff Bourman), relating to Seasonal changes to the 2023 duck hunting season.

The Clerk further tabled a letter from the Attorney-General, dated 1 February 2024, making a claim of executive privilege in relation to four documents in full and seven documents in part.

* * * * *

KANGAROO HARVEST MANAGEMENT PLAN — The Clerk tabled a letter from the Attorney-General, dated 6 February 2024, in response to a resolution of the Council on 29 November 2023 (on the motion of Georgie Purcell), relating to the Kangaroo Harvest Management Plan, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

13 BUSINESS OF THE COUNCIL — Georgie Crozier moved, by leave, That the following general business take precedence on Wednesday, 7 February 2024 —

(1) order of the day No. 1, second reading of the Drugs, Poisons and Controlled Substances Amendment (Pill Testing Pilot for Drug Harm Reduction) Bill 2023;
(2) notice of motion given this day by Georgie Crozier on youth justice and youth crime;
(3) notice of motion given this day by Georgie Crozier on ambulance services;
(4) notice of motion given this day by David Davis on the Melbourne Youth Orchestras funding; and
(5) notice of motion given this day by Jeff Bourman on firewood collection.

Question — put and agreed to.

14 COMMITTEE MEMBERSHIP — Georgie Crozier moved, by leave, That —

(1) Georgie Crozier be discharged as a member of the Legal and Social Issues Standing Committee;

(2) Renee Heath be a member of the Legal and Social Issues Standing Committee; and

(3) Georgie Crozier be a participating member of the Legal and Social Issues Standing Committee.

Question — put and agreed to.

15 MEMBERS' STATEMENTS — Members made statements.

16 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 171 to 278, be postponed until later this day.

17 BIOSECURITY LEGISLATION AMENDMENT (INCIDENT RESPONSE) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Rikkie-Lee Tyrrell *(RT10C),* Sarah Mansfield *(SMA05C)* and David Limbrick *(DL61C)* circulated amendments proposed to be moved during Committee of the whole.

Georgie Purcell 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 sets out a new approach to animal welfare in Victoria.".

Debate ensued.

Question — That the reasoned amendment moved by Georgie Purcell be agreed to — put.

The Council divided — The President in the Chair.

AYES, 5

Katherine Copsey; Sarah Mansfield; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 32

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; Moira Deeming; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Harriet Shing; Adem Somyurek; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Question — That the Bill be now read a second time — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted.

Jaclyn Symes moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 31

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; 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.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 6

Katherine Copsey; Moira Deeming; Sarah Mansfield; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

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.

18 JUSTICE LEGISLATION AMENDMENT (POLICE AND OTHER MATTERS) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned until the next day of meeting.

19 ADJOURNMENT — Lizzie Blandthorn moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.15 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 51 — Wednesday, 7 February 2024

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Municipal Association of Victoria — Report, 2022-23.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule No. 6.

3 ECONOMY AND INFRASTRUCTURE COMMITTEE — EXTENSION TO REPORTING DATE — INQUIRY INTO LOCAL GOVERNMENT FUNDING AND SERVICES — Georgie Purcell moved, by leave, That the reporting date for the Economy and Infrastructure Committee's Inquiry into Local Government funding be extended to no later than 28 November 2024.

Question — put and agreed to.

4 MEMBERS' STATEMENTS — Members made statements.

5 DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (PILL TESTING PILOT FOR DRUG HARM REDUCTION) BILL 2023 — Aiv Puglielli laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Aiv Puglielli moved, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned for two weeks.

6 PRODUCTION OF DOCUMENTS — PORT OF HASTINGS' APPLICATION FOR OFFSHORE WIND TURBINE FACILITIES — David Davis moved, That this House —

(1) notes the Victorian Government's announcements concerning offshore wind energy and, in particular, its announced targets for offshore wind energy generation;

(2) notes the 18 December 2023 decision of the Hon. Tanya Plibersek MP, the Federal Minister for the Environment and Water, to reject the Port of Hastings Corporation submission, on behalf of the Victorian Government, applying for approval for a construction and assembly facility for offshore wind turbines at Hastings;

(3) requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council, within three weeks of the House agreeing to this resolution, copies of —

(a) all materials submitted to the Federal Government as part of the Port of Hastings' application;

(b) all materials relied upon by the Port of Hastings and the Victorian Government in preparing its submission to the Federal minister;

(c) details of consultation/s undertaken by the Port of Hastings and the Victorian Government with stakeholders in relation to the proposed construction and assembly facility;

(d) any consultancy report/s relating to offshore wind energy generation or the Hastings proposal;

(e) any environmental impact assessments of the Port of Hastings proposal or alternate proposals undertaken or relied upon by the Victorian Government, including assessments relating to the internationally recognised RAMSAR wetlands adjacent to the Port of Hastings site and assessments in relation to the internationally recognised and declared Western Port Biosphere; and

(f) briefings provided to the Victorian Minister for Environment, Minister for Energy and Resources, and/or Minister for Climate Action on the Port of Hastings proposal, alternative proposals or offshore wind energy.

Debate ensued.

Question — put and agreed to.

7 PRODUCTION OF DOCUMENTS — BETTER REGULATION VICTORIA'S REVIEW OF VICTORIA'S APPROACH TO ILLICIT TOBACCO REGULATION — David Limbrick moved, That this House —

(1) notes that —

(a) since March 2023 there has been over 30 tobacconists firebombed in what Victoria Police Lunar Taskforce investigators believe is a result of criminal syndicates in conflict due to competition for profit derived from the illicit tobacco market;

(b) Australian Border Force Deputy Commissioner, Tim Fitzgerald, recently stated that "we can confidently say organised crime are involved in the illicit vape market";
(c) in October 2021 the Minister for Regulatory Reform, the Hon. Danny Pearson MP, requested that the Commissioner for Better Regulation conduct a review and provide advice on Victoria's approach to illicit tobacco regulation;
(d) in March 2023 the *Herald Sun* reported that the Government had received the report from Better Regulation Victoria which recommended a licensing scheme for tobacco and vapes;

(2) requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council, within four weeks of the House agreeing to this resolution, the final report, *Review of Victoria's approach to illicit tobacco regulation,* produced by Better Regulation Victoria and all relevant documents related to the production of this report, including but not limited to —
(a) consultation reports and correspondence;
(b) ministerial correspondence;
(c) briefing notes; and
(d) draft documents.

Debate ensued.

Question — put and agreed to.

8 YOUTH JUSTICE SYSTEM — Evan Mulholland (for Georgie Crozier) moved, That this House —

(1) notes that —
(a) out-of-control youth crime is jeopardising the safety of Victorian homes and families;
(b) youth crime rates are at their highest in ten years;
(c) there have been four Ministers for Youth Justice since 2018 overseeing cost blowouts and worsening youth crime outcomes;

(2) expresses concern at Labor's waste and mismanagement of the youth justice system, notably —
(a) spending more than double New South Wales on detention-based supervision for young people per day;
(b) overseeing more than 70 per cent of young people leaving detention or community-based supervision returning to sentenced supervision within 12 months;

(3) further expresses concern that despite exorbitant funding, Victoria's youth justice system fails to set young people on the path to rehabilitation;

(4) calls on the Allan Labor Government to —
(a) conduct an immediate audit of expenditure on youth crime in Victoria; and
(b) overhaul the youth justice system to improve its capacity to rehabilitate young Victorians and keep our community safe.

Debate ensued.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

9 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

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:

- **Duck shooting reforms (QwN 400)** — substantive and supplementary questions asked by Georgie Purcell — response from Gayle Tierney due Friday, 9 February 2024.
- **Israel Defence Ministry MOU (QwN 404)** — substantive and supplementary questions asked by David Ettershank — response from Jaclyn Symes due Friday, 9 February 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

10 YOUTH JUSTICE SYSTEM — Debate continued on the question, That this House —

(1) notes that —
  (a) out-of-control youth crime is jeopardising the safety of Victorian homes and families;
  (b) youth crime rates are at their highest in ten years;
  (c) there have been four Ministers for Youth Justice since 2018 overseeing cost blowouts and worsening youth crime outcomes;

(2) expresses concern at Labor's waste and mismanagement of the youth justice system, notably —
  (a) spending more than double New South Wales on detention-based supervision for young people per day;
  (b) overseeing more than 70 per cent of young people leaving detention or community-based supervision returning to sentenced supervision within 12 months;

(3) further expresses concern that despite exorbitant funding, Victoria's youth justice system fails to set young people on the path to rehabilitation;

(4) calls on the Allan Labor Government to —
  (a) conduct an immediate audit of expenditure on youth crime in Victoria; and
  (b) overhaul the youth justice system to improve its capacity to rehabilitate young Victorians and keep our community safe.

The Deputy 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, 14

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

11 AMBULANCE SERVICES — Georgie Crozier moved, That this House —

(1) notes that Victorian lives are being put at risk by the ongoing crisis within Ambulance Victoria that has seen —

(a) a reduction in mobile intensive care ambulance (MICA) services, including —

(i) a drop in the number of MICA paramedics;

(ii) large parts of the Victorian community being regularly left without MICA coverage;

(iii) a system that is dangerous and badly organised;

(iv) low morale and burnout amongst MICA paramedics;

(v) a disastrous rostering system;

(vi) insufficient funding to pay for shifts;

(b) an ageing fixed-wing aircraft fleet and issues that include —

(i) shortages in available aircraft due to maintenance;

(ii) an overworked and understaffed pilot workforce;

(iii) several pressurisation incidents;

(2) expresses concern at the proposal by Ambulance Victoria to cut —

(a) MICA units from regional communities, including —

(i) Bairnsdale;

(ii) Sale;

(iii) Shepparton;

(iv) Swan Hill;

(v) Wangaratta;

(vi) Warrnambool;

(vii) Wodonga;

(viii) Wonthaggi;

(b) single-responder MICA units from regional communities, including —

(i) Ballarat;

(ii) Bendigo;

(iii) Horsham;

(iv) Morwell;

(3) calls on the Allan Labor Government to —

(a) properly resource Ambulance Victoria;

(b) immediately release publicly —

(i) the review into MICA by Ambulance Victoria's quality and safety committee, including their recommendations; and

(ii) the independent aviation safety audit into Ambulance Victoria's fixed-wing aircraft pressurisation incidents.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Evan Mulholland; Georgie Purcell; Adem Somyurek; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 19

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

12 BUSINESS POSTPONED — Ordered — That the consideration of notice of motion, general business, No. 292, be postponed until later this day.

13 FIREWOOD COLLECTION — Jeff Bourman moved, That this House —

(1) notes that —

(a) the Supreme Court's decision to place injunctions on rural firewood collection by licenced community foresters has resulted in a surge in illegal firewood collection on public land;

(b) the collection of illegal firewood is in direct response to the need for people to use fires for cooking and heating, especially those who cannot afford alternative means;

(c) dead wood is the easiest wood to collect and is most likely to be a habitat tree for native animals;

(2) calls on the Government to —

(a) explore solutions to the current lack of available firewood for collection to satisfy the need for cheap and efficient fuel whilst not placing habitats at undue risk;

(b) extend the current commercial firewood collection permits until an alternate system is made available to ensure continued firewood supply to older Victorians and people who are unable to collect their own firewood; and

(c) remove the domestic firewood collection seasonal restrictions.

Debate ensued.

On the motion of Lee Tarlamis, the debate was adjourned until the next day of meeting.

14 BUSINESS POSTPONED — Ordered — That the consideration of the remaining notices of motion and orders of the day, general business, be postponed until the next day of meeting.

15 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

16 ADJOURNMENT — Harriet Shing moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 5.58 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 52 — Thursday, 8 February 2024

1 The President took the Chair at 9.33 am, read the Prayer and made an Acknowledgement of Country.

2 JOINT SITTING — CASUAL COUNCIL VACANCY — The President reported that the House met with the Legislative Assembly on Wednesday, 7 February 2024 to choose a person to hold the seat in the Legislative Council rendered vacant by the resignation of Matthew Bach and the joint sitting elected Richard Welch to hold the vacant seat in the Legislative Council.

3 RICHARD WELCH — DECLARATION OF ALLEGIANCE — Richard Welch approached the Table and took and subscribed the oath required by law.

4 COMMITTEE MEMBERSHIP — The President advised the House that Jackson Taylor, Member for Bayswater, resigned from the Integrity and Oversight Committee, effective from today.

5 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Community Visitors — Report, 2022-23 *(Ordered to be published).*
Fire Rescue Victoria — Report, 2022-23.
Fisheries Act 1995 — Report on the disbursement of Recreational Fishing Licence Revenue from the Recreational Fishing Licence Trust Account, 2022-23.
Office of Public Prosecutions Victoria — Report, 2022-23.
State Electricity Commission of Victoria — Report, 2022-23.
Statutory Rules under the following Acts —
Australian Crime Commission (State Provisions) Act 2003 — No. 6.
Livestock Disease Control Act 1994 — No. 5.
Victorian Collaborative Centre for Mental Health and Wellbeing — Report, 2022-23.

6 SITTING OF THE COUNCIL — Lizzie Blandthorn moved, That the Council, at its rising, adjourn until Tuesday, 20 February 2024.

Question — put and agreed to.

7 MEMBERS' STATEMENTS — Members made statements.

8 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 202 to 298, be postponed until later this day.

9 JUSTICE LEGISLATION AMENDMENT (POLICE AND OTHER MATTERS) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Samantha Ratnam (for Katherine Copsey) *(KC18C)* circulated amendments proposed to be moved during Committee of the whole.

Business interrupted for members to attend a special sitting to consider a motion for a parliamentary apology for past care leavers, pursuant to a resolution of the Council on 28 November 2023.

[Sitting suspended from 11.28 am to 2.02 pm]

10 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of David Davis, the answers given by Harriet Shing to questions relating to the Thomson River cultural partnership (QwN 412) were ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Review of Wildlife Act (QwN 407)** — substantive and supplementary questions asked by Georgie Purcell — response from Gayle Tierney due Monday, 12 February 2024.
- **PFAS/PFOA contamination in water supply (QwN 411)** — substantive and supplementary questions asked by Moira Deeming — response from Gayle Tierney due Monday, 12 February 2024.
- **Red imported fire ants (QwN 413)** — substantive and supplementary questions asked by Jeff Bourman — response from Jaclyn Symes due Monday, 12 February 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

11 JUSTICE LEGISLATION AMENDMENT (POLICE AND OTHER MATTERS) BILL 2023 — Debate continued on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported 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 LAND (REVOCATION OF RESERVATIONS) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and, by leave, read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

13 JUSTICE LEGISLATION AMENDMENT (POLICE AND OTHER MATTERS) BILL 2023 — The President read a Message from the Assembly informing the Council that they have agreed to the amendments made by the Council in this Bill.

14 BUILDING LEGISLATION AMENDMENT (DOMESTIC BUILDING INSURANCE NEW OFFENCES) BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Domestic Building Contracts Act 1995 and the Building Act 1993 and for other purposes* and requesting the agreement of the Council.

On the motion of Lizzie Blandthorn (for Harriet Shing), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Lizzie Blandthorn laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Lizzie Blandthorn moved, That the Bill be now read a second time.

Lizzie Blandthorn incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier (for Evan Mulholland), the debate was adjourned for one week.

15 REGULATORY LEGISLATION AMENDMENT (REFORM) BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Monetary Units Act 2004 in relation to the use of fee units, to amend the Essential Services Commission Act 2001 in relation to various administrative and enforcement matters, to amend the Meat Industry Act 1993 in relation to the application of that Act, to amend the Seafood Safety Act 2003 in relation to transport, to amend the Food Act 1984 to modernise certain requirements, to amend the Drugs, Poisons and Controlled Substances Act 1981 in relation to permit exemptions, to amend the Regional Development Victoria Act 2002 in relation to advisory committee membership and other miscellaneous matters, to amend the Environment Protection Act 2017 in relation to the emergency transportation of waste, to make miscellaneous amendments to the Casino Control Act 1991 and the Gambling Regulation Act 2003, to make miscellaneous amendments to the Children, Youth and Families Act 2005, the Social Services Regulation Act 2021 and the Child Wellbeing and Safety Act 2005, to amend the Education and Training Reform Act 2006 in relation to various enforcement powers, to consequentially amend various Acts to reflect changes relating to Homes Victoria and for other purposes* and requesting the agreement of the Council.

On the motion of Lizzie Blandthorn (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Lizzie Blandthorn laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Lizzie Blandthorn moved, That the Bill be now read a second time.

Lizzie Blandthorn incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier (for Evan Mulholland), the debate was adjourned for one week.

16 SERVICE VICTORIA AMENDMENT BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Service Victoria Act 2018 to provide for further powers of the Service Victoria CEO and to provide for the delivery of services by or with non-government entities and for other purposes* and requesting the agreement of the Council.

On the motion of Lizzie Blandthorn (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Lizzie Blandthorn laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Lizzie Blandthorn moved, That the Bill be now read a second time.

Lizzie Blandthorn incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier, the debate was adjourned for one week.

17 ADJOURNMENT — Lizzie Blandthorn moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.01 pm until Tuesday, 20 February 2024.

ROBERT McDONALD
Clerk of the Legislative Council

Published under the authority of the Legislative Council, Parliament of Victoria

COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 50, 51 and 52

BIOSECURITY LEGISLATION AMENDMENT (INCIDENT RESPONSE) BILL 2023

Committed Tuesday, 6 February 2024

Amendments circulated: David Limbrick (DL61C) (pp. 399-402), Sarah Mansfield (SMA05C) (p. 402) and Rikkie-Lee Tyrrell (RT10C) (p. 402)

Clauses 1 to 7 — put and agreed to.

Clause 8 — David Limbrick moved amendment Nos. 1 to 5 *(DL61C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 5

Jeff Bourman; Moira Deeming; David Limbrick; Georgie Purcell; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 32

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Katherine Copsey; Georgie Crozier; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Samantha Ratnam; Harriet Shing; Adem Somyurek; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 8 — put and agreed to.

Clauses 9 and 10 — put and agreed to.

Clause 11 — Rikkie-Lee Tyrrell moved amendment No. 1 *(RT10C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 5

Jeff Bourman; Moira Deeming; David Limbrick; Adem Somyurek; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 33

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 11 — put and agreed to.

Clauses 12 to 23 — put and agreed to.

Clause 24 — David Limbrick moved amendment Nos. 6 and 7 *(DL61C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 16

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Evan Mulholland; Georgie Purcell; Adem Somyurek; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Samantha Ratnam; 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 negatived.

Clause 24 — put and agreed to.

Clauses 25 and 26 — put and agreed to.

New Clause 26A — David Limbrick moved amendment No. 9 *(DL61C)*.

Question — That New Clause 26A stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Evan Mulholland; Georgie Purcell; Adem Somyurek; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Samantha Ratnam; 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 negatived.

Clauses 27 to 95 — put and agreed to.

Clauses 96 to 98 — Question — That clauses 96 to 98 stand part of the Bill — put.

The Committee divided — The Deputy 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; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 8

Katherine Copsey; David Ettershank; David Limbrick; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clauses 99 and 100 — put and agreed to.

Bill reported without amendment.

* * * * *

JUSTICE LEGISLATION AMENDMENT (POLICE AND OTHER MATTERS) BILL 2023

Committed Thursday, 8 February 2024

Amendments circulated: Jeff Bourman (JB76C) (p. 402), Katherine Copsey (KC18C) (p. 403) and Enver Erdogan (EE01C) (p. 403)

Clause 1 — Enver Erdogan *(EE01C)* and Jeff Bourman *(JB76C)* circulated amendments proposed to be moved during Committee of the whole.

Jeff Bourman moved amendment No. 1 *(JB76C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 16

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; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Enver Erdogan moved amendment No. 1 *(EE01C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 1, as amended — put and agreed to.

Clauses 2 to 57 — put and agreed to.

New Clause 57A — Enver Erdogan moved amendment No. 2 *(EE01C)*.

Question — That New Clause 57A stand part of the bill — put and agreed to.

Clauses 58 to 63 — put and agreed to.

Bill reported with amendments.

AMENDMENTS CIRCULATED IN RELATION TO —

1. BIOSECURITY LEGISLATION AMENDMENT (INCIDENT RESPONSE) BILL 2023

Amendments circulated by David Limbrick (DL61C)

1. Clause 8, page 14, lines 9 to 15, omit all words and expressions on these lines.

2. Clause 8, page 14, line 16, omit "(c)" and insert "(b)".

3. Clause 8, page 14, line 20, omit "(d)" and insert "(c)".

4. Clause 8, page 14, line 27, omit "(e)" and insert "(d)".

5. Clause 8, page 14, line 30, omit "(f)" and insert "(e)".

6. Clause 24, lines 21 to 23, omit all words and expressions on these lines and insert—

'(1) In section 26(1) of the **Livestock Disease Control Act 1994**, after "is a" **insert** "reasonable".

(2) In section 26(1)(a) of the **Livestock Disease Control Act 1994**, after "area" (where first occurring) **insert** "likely to be impacted by an exotic disease".'.

7. Clause 24, line 24, omit "(2)" and insert "(3)".

8. Clause 26, lines 16 to 18, omit all words and expressions on these lines and insert—

'(1) In section 29(1)(a) of the **Livestock Disease Control Act 1994**, after "area" (where first occurring) **insert** "likely to be impacted by an exotic disease".'.

NEW CLAUSE

9. Insert the following New Clause to follow clause 26—

'**26A New section 31A inserted**

After section 31 of the **Livestock Disease Control Act 1994 insert**—

"**31A Reporting to Parliament in relation to an order declaring a restricted area or a control area**

(1) If an order declaring a restricted area or a control area is made, varied, continued or revoked, as the case may be, the Minister must prepare a report in accordance with this section on the making, variation, continuation or revocation of that order, which must include the following—

(a) a statement of the reasons for the making, variation, continuation or revocation of the order;

(b) a copy of the advice of the chief veterinary officer of the Department (or chief plant health officer of the Department to the extent that the order relates to bees) in respect of the making, variation, continuation or revocation of the order;

(c) a summary of the matters in subsection (4), if applicable.

(2) Subject to subsection (3), if a House of the Parliament is sitting on the day after the coming into force of an order declaring a restricted area or a control area or the variation, continuation or revocation of that order, as the case may be, the Minister must cause the report to be laid before that House on that day.

(3) If—

(a) a House of the Parliament is not sitting on the day after the coming into force of an order declaring a restricted area or a control area or the variation, continuation or revocation of that order, as the case may be; or

(b) for another reason it is not reasonably practicable for the report under subsection (1) to be laid before that House on that day—

the Minister must, within 5 business days of the coming into force of the order, give a copy of the report to the Clerk of that House.

(4) A report under subsection (1) in relation to a variation, continuation or revocation, as the case may be, of an order declaring a restricted area or a control area must also include a summary of any proceeding commenced for a contravention of any prohibition, restriction or requirement specified in the order during the period—

(a) beginning when the order that is varied, continued or revoked first came into force; and

(b) ending when the variation, continuation or revocation of the order came into force.

(5) If the Clerk of either House is given a copy of a report under subsection (3), the Clerk must—

(a) give a copy of the report to each member of the House as soon as practicable after receiving it; and

(b) cause a copy of the report to be laid before the House on the next sitting day of the House.

(6) A failure to comply with the requirements of this section in relation to a report under subsection (1) in respect of the making, variation, continuation or revocation of an order, as the case may be, declaring a restricted area or a control area does not affect the validity of the making of the order or the variation, continuation or revocation of that order."."

10. Clause 60, lines 5 to 11, omit all words and expressions on these lines and insert—

'(1) In section 19(1) of the **Plant Biosecurity Act 2010,** for "Governor in Council may, by order" **substitute** "Minister may, by order published in the Government Gazette"."

11. Clause 65, lines 12 to 14, omit all words and expressions on these lines.

12. Clause 65, line 15, omit "(2)".

NEW CLAUSE

13. Insert the following New Clause to follow clause 68—

'**68A New section 59E inserted**

After section 59D of the **Plant Biosecurity Act 2010 insert**—

"**59E Reporting to Parliament in relation to an order declaring a control area or a restricted area**

(1) If an order declaring a control area or a restricted area is made, varied, extended or revoked, as the case may be, the Minister must prepare a report in accordance with this section on the making, variation, extension or revocation of that order, which must include the following—

(a) a statement of the reasons for the making, variation, extension or revocation of the order;

(b) a copy of the advice of the chief plant health officer of the Department in respect of the making, variation, extension or revocation of the order;

(c) a summary of the matters in subsection (4), if applicable.

(2) Subject to subsection (3), if a House of the Parliament is sitting on the day after the coming into force of an order declaring a control area or a restricted area or the variation, extension or revocation of that order, as the case may be, the Minister must cause the report to be laid before that House on that day.

(3) If—

(a) a House of the Parliament is not sitting on the day after the coming into force of an order declaring a control area or a restricted area or the variation, extension or revocation of that order, as the case may be; or

(b) for another reason it is not reasonably practicable for the report to be laid before that House on that day—

the Minister must, within 5 business days of the coming into force of the order, give a copy of the report to the Clerk of that House.

(4) A report under subsection (1) in relation to a variation, extension or revocation of an order, as the case may be, declaring a control area or a restricted area must include a summary of any proceeding commenced for a contravention of any prohibition, restriction or requirement specified in the order during the period—

(a) beginning when the order declaring a control area or a restricted area that is varied, extended or revoked first came into force; and

(b) ending when the variation, extension or revocation came into force.

(5) If the Clerk of either House is given a copy of a report under subsection (3), the Clerk must—

(a) give a copy of the report to each member of the House as soon as practicable after receiving it; and

(b) cause a copy of the report to be laid before the House on the next sitting day of the House.

(6) A failure to comply with the requirements of this section in relation to a report under subsection (1) in respect of the making, variation, extension or revocation of an order, as the case may be, declaring a control area or a restricted area does not affect the validity of the order or the variation, extension or revocation of that order.".'.

Amendments circulated by Sarah Mansfield (SMA05C)

1. Clause 96, omit this clause.

2. Clause 97, omit this clause.

3. Clause 98, omit this clause.

Amendments circulated by Rikkie-Lee Tyrrell (RT10C)

1. Clause 11, line 21, omit "The" and insert "After consulting with relevant industry representatives, the".

2. JUSTICE LEGISLATION AMENDMENT (POLICE AND OTHER MATTERS) BILL 2023

Amendments circulated by Jeff Bourman (JB76C)

1. Clause 1, page 2, lines 10 to 11, omit all words and expressions on those lines.

2. Clause 2, line 16, omit "Part 5," and insert "Part 5 and".

3. Clause 2, lines 16 to 17, omit "and section 14".

4. Clause 2, line 19, omit "Part 5," and insert "Part 5 and".

5. Clause 2, line 20, omit "and section 14".

6. Clause 14, omit this clause.

Amendments circulated by Katherine Copsey (KC18C)

1. Clause 1, page 3, line 5, omit "unauthorised".

NEW CLAUSE

2. Insert the following New Clause to follow clause 57—

'**57A Other authorised access to, use of or disclosure of police information**

In section 231(1) of the **Victoria Police Act 2013**—

(a) in paragraph (d), for "**1986**." **substitute** "**1986**;";

(b) after paragraph (d) **insert**—

"(e) the disclosure to the IBAC of police information that relates to—

(i) the conduct of a member of Victoria Police personnel; or

(ii) a systemic issue within Victoria Police.".'.

Amendments circulated by Enver Erdogan (EE01C)

1. Clause 1, page 3, line 5, omit "unauthorised".

NEW CLAUSE

2. Insert the following New Clause to follow clause 57—

'**57A Other authorised access to, use of or disclosure of police information**

After section 231(1)(a) of the **Victoria Police Act 2013 insert**—

"(ab) the disclosure to the IBAC of police information that relates to the conduct of a member of Victoria Police personnel or a systemic issue within Victoria Police;".'.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 53, 54 and 55

No. 53 — Tuesday, 20 February 2024

1 The President took the Chair at 12.02 pm, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACTS** — The President read Messages from the Governor informing the Council that she had, on the following dates, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

On 13 February 2024 —

Biosecurity Legislation Amendment (Incident Response) Act 2024.

On 20 February 2024 —

Justice Legislation Amendment (Police and Other Matters) Act 2024

Land (Revocation of Reservations) Act 2024.

3 **QUESTION TIME** —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Supermarket funding** – **Regional Infrastructure Fund, Investment Fast Track Fund (QwN 415)** — substantive question asked by Aiv Puglielli — response from Gayle Tierney due Wednesday, 21 February 2024.
- **Shepparton to Melbourne train line (QwN 419)** — substantive and supplementary questions asked by Rikkie-Lee Tyrrell — response from Harriet Shing due Thursday, 22 February 2024.
- **Review of social housing sector Victoria (QwN 421)** — supplementary question asked by Samantha Ratnam — response from Harriet Shing due Thursday, 22 February 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

4 PETITION — REJECT PROPOSAL TO CONSTRUCT A WASTE-TO-ENERGY PLANT IN LARA, GEELONG — Sarah Mansfield presented a petition bearing 2,389 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to not impose an oversized, unsafe and unnecessary waste incinerator in the region and reject planning permit PA2001035 and development licence APP1004200 *(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).

5 BAIL AMENDMENT (INDICTABLE OFFENCES WHILST ON BAIL) BILL 2024 — Evan Mulholland introduced *A Bill for an Act to amend the Bail Amendment Act 2023 so that the offence of committing an indictable offence whilst on bail is not repealed, or to amend the Bail Act 1977 to re-enact that offence if it is repealed, and to make consequential amendments to other Acts and for other purposes*.

On the motion of Evan Mulholland, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

6 PAPERS —

PAPER PRESENTED BY ORDER OF THE COUNCIL — Lizzie Blandthorn, by leave, presented the Parliamentary apology to Victorians who experienced historical abuse and neglect as children in institutional care *(Ordered to be tabled).*

Lizzie Blandthorn moved, by leave, That the paper be taken into consideration later this day.

Question — put and agreed to.

* * * * *

COMMITTEE REPORT — SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sheena Watt tabled Alert Digest No. 2 of 2024 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Gambling Regulation Act 2003 — Electronic gaming machine tax review, under section 3.6.6D of the Act *(released on 12 February 2024 – a non-sitting day) (Ordered to be published).*

Planning and Environment Act 1987 — Notices of approval of the —

Boroondara Planning Scheme — Amendment C406.

Greater Geelong Planning Scheme — Amendment C464.

Hobsons Bay and Wyndham Planning Schemes — Amendment GC214.

Strathbogie Planning Scheme — Amendment C80.

Victoria Planning Provisions — Amendments VC244 and VC254.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule Nos. 5, 7, 8, 9, 10 and 11.

PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Government response to the Legal and Social Issues Committee's Report on the Inquiry into homelessness in Victoria.

Government response to the Report from the Select Committee on Victoria's Recreational Native Bird Hunting Arrangements.

7 BUSINESS OF THE COUNCIL — Sarah Mansfield moved, by leave, That the following general business take precedence on Wednesday, 21 February 2024 —

(1) order of the day made this day, second reading of the Bail Amendment (Indictable Offences Whilst on Bail) Bill 2024;

(2) notice of motion No. 307, standing in Aiv Puglielli's name on the high cost of food and other essentials set by supermarkets;

(3) order of the day No. 1, listed for a future day, resumption of debate on the second reading of the Drugs, Poisons and Controlled Substances Amendment (Pill Testing Pilot for Drug Harm Reduction) Bill 2023;

(4) notice of motion given this day by David Davis establishing a Select Committee to inquire into Victoria's energy transmission; and

(5) notice of motion given this day by David Davis referring the appointment of Jeroen Weimar as Deputy Secretary of Housing Implementation to the Ombudsman for investigation and report.

Question — put and agreed to.

8 MEMBERS' STATEMENTS — Members made statements.

9 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 202 to 298, be postponed until later this day.

10 SERVICE VICTORIA AMENDMENT BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and, by leave, read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

11 PARLIAMENTARY APOLOGY TO VICTORIANS WHO EXPERIENCED HISTORICAL ABUSE AND NEGLECT AS CHILDREN IN INSTITUTIONAL CARE — Lizzie Blandthorn moved, That the Council take note of the Parliamentary apology to Victorians who experienced historical abuse and neglect as children in institutional care.

Debate ensued.

Question — put and agreed to.

12 REGULATORY LEGISLATION AMENDMENT (REFORM) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

On the motion of Melina Bath, the debate was adjourned until the next day of meeting.

13 BUSINESS OF THE COUNCIL — ORDER OF BUSINESS — Gayle Tierney moved, by leave, That so much of Standing and Sessional Orders be suspended to the extent necessary to allow Richard Welch to make his inaugural speech.

Question — put and agreed to.

14 INAUGURAL SPEECH — RICHARD WELCH — Richard Welch made his inaugural speech.

15 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.13 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 54 — Wednesday, 21 February 2024

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Statutory Rules under the following Acts of Parliament —

Bail Act 1977 — No. 8.
Co-operatives National Law Application Act 2013 — No. 9.
Public Health and Wellbeing Act 2008 — No. 10.
Rail Safety National Law Application Act 2013 — No. 11.
Victorian Civil and Administrative Tribunal Act 1998 — No. 7.

3 MEMBERS' STATEMENTS — Members made statements.

4 BAIL AMENDMENT (INDICTABLE OFFENCES WHILST ON BAIL) BILL 2024 — Evan Mulholland laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Evan Mulholland moved, That the Bill be now read a second time.

On the motion of Jaclyn Symes, the debate was adjourned for two weeks.

5 PRODUCTION OF DOCUMENTS — MEDICALLY SUPERVISED INJECTING ROOM IN MELBOURNE'S CBD — David Ettershank moved, That this House —

(1) notes the failure of the Victorian Government to release any report of the Expert Advisory Panel led by former Police Commissioner, Mr Ken Lay, into a second Medically Supervised Injecting Room in Melbourne's CBD;

(2) requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council —

(a) by Wednesday, 6 March 2024, a copy of Mr Lay's final report into a second Medically Supervised Injecting Room handed to the office of the former Minister for Mental Health in the week beginning 29 May 2023;

(b) by Monday, 18 March 2024, copies of —

(i) all drafts of Mr Lay's report into a second Medically Supervised Injecting Room handed to the office of the current and each former Minister for Mental Health and Minister for Health since October 2020;

(ii) all communications between the Department of Health and Mr Lay regarding the report and any related documents between January and September 2023; and

(iii) all briefings to the Minister for Mental Health and the Minister for Health regarding options for a second Medically Supervised Injecting Room in Melbourne's CBD, since May 2020.

Debate ensued.

The President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

6 PRICE REGULATION FOR SUPERMARKET GROCERIES — Aiv Puglielli moved, That this House notes that —

(1) Victorians are struggling to afford food and other essentials due to the high prices set by supermarkets;

(2) the supermarket duopoly of Coles and Woolworths are increasing their profits;

(3) section 4 of the *Essential Services Commission Act 2001* gives the Government the power to declare an industry to be a regulated industry;

and calls on the Victorian Government to declare groceries a regulated industry to prevent supermarkets from price gouging.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put.

The Council divided — The President in the Chair.

AYES, 5

Katherine Copsey; Sarah Mansfield; Aiv Puglielli; Georgie Purcell, Samantha Ratnam.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 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; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Business interrupted at 12.01 pm, pursuant to Sessional Orders.

7 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of David Davis, the answers given by Jaclyn Symes to questions relating to the Wimmera region – aerial firefighting capacity (QwN 425) were ordered to be taken into consideration on the next day of meeting.

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:

- **Psychosocial safety regulations (QwN 422)** — substantive and supplementary questions asked by David Ettershank — response from Jaclyn Symes due Friday, 23 February 2024.
- **Greyhound racing deaths (QwN 424)** — substantive and supplementary questions asked by Georgie Purcell — response from Enver Erdogan due Friday, 23 February 2024.
- **Births, Deaths and Marriages Office (QwN 426)** — substantive and supplementary questions asked by David Limbrick — response from Jaclyn Symes due Friday, 23 February 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

8 DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (PILL TESTING PILOT FOR DRUG HARM REDUCTION) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

On the motion of Katherine Copsey, the debate was adjourned until later this day.

9 SELECT COMMITTEE — VICTORIA'S ENERGY TRANSMISSION AND DISTRIBUTION NETWORKS — David Davis moved, That —

(1) a Select Committee of six members be appointed to inquire into, consider and report on Victoria's energy transmission, including but not limited to —
  (a) the reliability and stability of Victoria's energy transmission and distribution networks;
  (b) the electricity supply outages that occurred on Tuesday, 13 February 2024 and subsequent days and their impact on Victorian households and businesses;
  (c) the cost of developing, maintaining and enhancing the reliable distribution networks necessary to support Victoria's increasing reliance on renewable energy and the affordability of such networks;
  (d) the role of local energy generation and networks and storage, including batteries, in supporting the reliability and stability of Victoria's energy distribution networks;

(2) the Committee may provide an interim report and will provide a final report by 30 June 2025;

(3) the Committee will consist of two members from the Government nominated by the Leader of the Government in the Council, two members from the Opposition nominated by the Leader of the Opposition in the Council and two members from among the remaining members in the Council;

(4) the members will be appointed by lodgement of the names with the President within seven calendar days of the Council agreeing to this resolution;

(5) a member of the Committee may appoint a substitute to act in their place (for nominated meetings or for a defined period of time) by that member, or the leader of that member's party, writing to the Chair advising of the member who will act as their substitute;

(6) a member who has been substituted off the Committee must not participate in any proceedings of the Committee for the nominated meetings or defined period of time that they have been substituted off for;
(7) substitute members will have all the rights of a member of the Committee and shall be taken to be a member of the Committee for the purpose of forming a quorum;
(8) the first meeting of the Committee will be held within one week of members' names being lodged with the President; and
(9) the Committee may proceed to the despatch of business notwithstanding that all members have not been appointed and notwithstanding any vacancy.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put.

The Council divided — The President in the Chair.

AYES, 17

Melina Bath; Gaelle Broad; Jeff Bourman; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Evan Mulholland; Georgie Purcell; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; 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.

10 DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (PILL TESTING PILOT FOR DRUG HARM REDUCTION) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Business interrupted at 5.15 pm, pursuant to Sessional Orders, the debate stood adjourned in the name of Trung Luu.

11 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

12 ADJOURNMENT — Lizzie Blandthorn moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.20 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 55 — Thursday, 22 February 2024

1 The President took the Chair at 9.34 am, read the Prayer and made an Acknowledgement of Country.

2 **PAPERS PRESENTED UNDER ACTS OF PARLIAMENT** — The Clerk tabled the following papers:

Family Violence Protection Act 2008 — Report on the implementation of the Family Violence Multi-Agency Risk Assessment and Management Framework, 2022-23.

Victorian Curriculum and Assessment Authority — Report, 2022-23.

3 **SITTING OF THE COUNCIL** — Jaclyn Symes moved, That the Council, at its rising, adjourn until Tuesday, 5 March 2024.

Question — put and agreed to.

4 **COMMITTEE MEMBERSHIP** — Georgie Crozier moved, by leave, That Richard Welch be a participating member of the Environment and Planning Standing Committee.

Question — put and agreed to.

5 **MEMBERS' STATEMENTS** — Members made statements.

6 **BUSINESS POSTPONED** — Ordered — That the consideration of notices of motion, government business, Nos. 202 to 325, be postponed until later this day.

7 **REGULATORY LEGISLATION AMENDMENT (REFORM) BILL 2023** — Debate resumed on the question, That the Bill be now read a second time.

Samantha Ratnam *(SR136C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put and agreed to.

Bill read a second time.

The President ruled that certain amendments proposed to be moved during Committee of the whole by Samantha Ratnam *(SR136C)* are outside the scope of the Bill.

Samantha Ratnam moved, That it be an instruction to the Committee that they have power to consider amendments and New Clauses to amend the *Essential Services Commission Act 2001* to provide for a new function in relation to the operation of supermarkets.

Question — put.

The Council divided — The President in the Chair.

AYES, 22

Melina Bath; Jeff Bourman; Gaelle Broad; Katherine Copsey; David Davis; Moira Deeming; David Ettershank; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Sarah Mansfield; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 13

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Michael Galea; Shaun Leane; Tom McIntosh; 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 agreed to.

Business interrupted at 11.54 am.

8 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Contaminated waste disposal (QwN 433)** — substantive and supplementary questions asked by Moira Deeming — response from Gayle Tierney due Monday, 26 February 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 REGULATORY LEGISLATION AMENDMENT (REFORM) BILL 2023 — 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.

10 BUILDING LEGISLATION AMENDMENT (DOMESTIC BUILDING INSURANCE NEW OFFENCES) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Evan Mulholland 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 commits to comprehensively protect victims and their families from rogue behaviour from a small minority of dodgy builders and the potential loss of their deposit if a building company collapses.".

Debate ensued.

Question — That the reasoned amendment moved by Evan Mulholland be agreed to — put.

The Council divided — The President in the Chair.

AYES, 11

Melina Bath; Gaelle Broad; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Moira Deeming; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Lee Tarlamis; Sonja Terpstra; Gayle Tierney.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Question — That the Bill be now read a second time — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

11 CLIMATE CHANGE AND ENERGY LEGISLATION AMENDMENT (RENEWABLE ENERGY AND STORAGE TARGETS) BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Climate Change Act 2017 to change its title and to amend and bring forward emissions reduction targets, to amend the Renewable Energy (Jobs and Investment) Act 2017 to increase the renewable energy target for 2030, to introduce a new renewable energy target for 2035 and to introduce energy storage targets and offshore wind energy targets and to amend the Planning and Environment Act 1987 to expressly require consideration of climate change when making certain decisions under that Act and for other purposes* and requesting the agreement of the Council.

On the motion of Ingrid Stitt, the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Ingrid Stitt laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Ingrid Stitt moved, That the Bill be now read a second time.

Ingrid Stitt incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland (for David Davis), the debate was adjourned for one week.

12 EDUCATION AND TRAINING REFORM AMENDMENT (EARLY CHILDHOOD EMPLOYMENT POWERS) BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Education and Training Reform Act 2006 to provide for the employment of persons at, or for the purposes of operating, government early learning centres and to consequentially amend the Long Service Leave Act 2018 and for other purposes* and requesting the agreement of the Council.

On the motion of Ingrid Stitt (for Lizzie Blandthorn), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Ingrid Stitt laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Ingrid Stitt moved, That the Bill be now read a second time.

Ingrid Stitt incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland (for Georgie Crozier), the debate was adjourned for one week.

13 FIREARMS AND CONTROL OF WEAPONS (MACHETES) AMENDMENT BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Firearms Act 1996 to further provide for the service of firearm prohibition orders and for related and minor matters, to amend the Control of Weapons Act 1990 to clarify that a machete is a type of knife and for other purposes* and requesting the agreement of the Council.

On the motion of Ingrid Stitt (for Enver Erdogan), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Ingrid Stitt laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Ingrid Stitt moved, That the Bill be now read a second time.

Ingrid Stitt incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland (for David Davis), the debate was adjourned for one week.

14 ADJOURNMENT — Ingrid Stitt moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.44 pm until Tuesday, 5 March 2024.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 53, 54 and 55

REGULATORY LEGISLATION AMENDMENT (REFORM) BILL 2023

Committed Thursday, 22 February 2024

Amendments circulated: Samantha Ratnam (SR136C) (pp. 418-19)

Clause 1 — Samantha Ratnam moved amendment No. 1 *(SR136C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 5

Katherine Copsey; Sarah Mansfield; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 30

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Harriet Shing; Ingrid Stitt; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 1 — put and agreed to.

Clauses 2 to 108 — put and agreed to.

Bill reported without amendment.

* * * * *

BUILDING LEGISLATION AMENDMENT (DOMESTIC BUILDING INSURANCE NEW OFFENCES) BILL 2023

Committed Thursday, 22 February 2024

Clauses 1 to 19 — put and agreed to.

Bill reported without amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. REGULATORY LEGISLATION AMENDMENT (REFORM) BILL 2023

Amendments circulated by Samantha Ratnam (SR136C)

1. Clause 1, line 8, after "matters" insert ", to provide for a new function in relation to the operation of supermarkets".

2. Clause 23, after line 11 insert—

'(ab) after paragraph (fc) of the definition of ***essential service*** **insert**—

"(fd) the retail grocery industry in relation to the operation of supermarkets;";'.

NEW CLAUSES

3. After clause 23 insert the following new clauses—

'**23A Interpretation and application of Act**

After section 5(4) of the **Essential Services Commission Act 2001 insert**—

"(5) Despite subsection (4), this Act applies to an essential service which is the retail grocery industry in relation to the operation of supermarkets despite not being provided by a regulated industry.".

23B Functions of the Commission

After section 10(l) of the **Essential Services Commission Act 2001 insert**—

"(la) to perform the functions conferred on the Commission under section 10F;".

23C New section 10F inserted

After section 10E of the **Essential Services Commission Act 2001 insert**—

"**10F Commission's functions in relation to retail grocery industry (supermarkets)**

(1) The objectives of the Commission in carrying out its functions under this section in relation to the retail grocery industry involving the operation of supermarkets is to deter excessive price increases in supermarkets.

(2) Without limiting subsection (1) and section 10, the functions of the Commission under this Act in relation to the retail grocery industry involving the operation of supermarkets include the following—

(a) to monitor and report on prices in supermarkets, including but not limited to—

(i) retail prices; and

(ii) supply chain prices, including producer, manufacturer and wholesale prices;

(b) to monitor and report on the competitiveness of the Victorian retail grocery industry involving the operation of supermarkets."'.'.

LONG TITLE

4. In the Long Title, after "enforcement matters" insert "and to provide for a new function in relation to the operation of supermarkets".

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 56, 57 and 58

No. 56 — Tuesday, 5 March 2024

1 The President took the Chair at 12.02 pm, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACTS** — The President read Messages from the Governor informing the Council that she had, on the following dates, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

On 27 February 2024 —

Building Legislation Amendment (Domestic Building Insurance New Offences) Act 2024

Service Victoria Amendment Act 2024.

On 5 March 2024 —

Regulatory Legislation Amendment (Reform) Act 2024.

3 **SENATE VACANCY** — The President announced the receipt of a Message from the Governor transmitting a letter from the President of the Senate notifying that a vacancy had occurred in the Senate following the death of Senator Linda White.

4 **QUESTION TIME** —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

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QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed a minister to provide a written response to questions without notice pursuant to Standing Order 8.07 as follows:

- **Tobacco and vaping arson incidents (QwN 442)** — substantive and supplementary questions asked by David Limbrick — response from Enver Erdogan due Thursday, 7 March 2024.

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CONSTITUENCY QUESTIONS — Members asked constituency questions.

5 PETITIONS —

EXTEND FINANCIAL SUPPORT TO CUSTOMERS OF MONTEGO HOMES AND CHATHAM HOMES — Evan Mulholland presented a petition bearing 1,168 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to provide the customers of Montego Homes and Chatham Homes with the same financial support that was provided to Porter Davis customers under the Liquidated Builders Customer Support Payment Scheme *(Ordered to be tabled).*

On the motion of Evan Mulholland, the petition was ordered to be taken into consideration on the next day of meeting.

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BAN ALL FIREWORKS DISPLAYS — Georgie Purcell presented a petition bearing 1,103 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to move towards a total ban of fireworks in Victoria, seek safer and more environmentally friendly options, such as drone and water projection shows and roll out education programs that highlight the dangers and risk of personal injury through the use of illegal fireworks and legislate harsher penalties for their use *(Ordered to be tabled).*

On the motion of Georgie Purcell, the petition was ordered to be taken into consideration on the next day of meeting.

6 PAPERS —

COMMITTEE REPORT — SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled Alert Digest No. 3 of 2024 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Electoral Act 2002 — Electoral Review Expert Panel's Report on Victoria's laws on political finance and electronic assisted voting, November 2023, under section 222DB(5) of the Act.

Interpretation of Legislation Act 1984 — Notices under section 32(3)(a)(iii) in relation to —

Statutory Rule No. 102/2023 *(Gazette G9, 29 February 2024).*

Statutory Rule No. 106/2023 *(Gazette G9, 29 February 2024).*

Land Acquisition and Compensation Act 1986 — Minister's certificate of 22 February 2024 to not require the service of a notice of intention to acquire land, under section 7 of the Act.

Planning and Environment Act 1987 — Notices of approval of the —

Central Goldfields Planning Scheme — Amendment C38.

Macedon Ranges Planning Scheme — Amendment C145.

Maribyrnong Planning Scheme — Amendments C162 and C186.

Melbourne Planning Scheme — Amendment C379.

Moonee Valley Planning Scheme — Amendment C232.

Murrindindi Planning Scheme — Amendment C76.

Whitehorse Planning Scheme — Amendment C220.

Wyndham Planning Scheme — Amendment C262.

Yarra Ranges Planning Scheme — Amendment C217.

Statutory Rule under the Children's Services Act 1996 — No. 12.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule No. 12.

Terrorism (Community Protection) Act 2003 — Inspection Report by the Victorian Inspectorate on Victoria Police records inspected in February 2023, under section 37D of the Act.

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PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

President's Report on overdue government responses to standing committee reports, as at 29 February 2024.

Response from the Minister for Roads and Road Safety to petition titled Reinstate the Road Safety Committee (Petition No. 521) (presented by Georgie Crozier on 6 February 2024) *(released on 28 February 2024 — a non-sitting day).*

Response from the Minister for Energy and Resources to petition titled Support the Nuclear Energy (Prohibitions) Repeal Bill 2023 (Petition No. 503) (presented by David Limbrick on 6 February 2024) *(released on 4 March 2024 — a non-sitting day).*

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PROCLAMATION — The Clerk tabled a proclamation of the Governor in Council fixing an operative date for the following Act:

Building Legislation Amendment (Domestic Building Insurance New Offences) Act 2024 — 28 February 2024 *(Gazette S88, 27 February 2024).*

7 PRODUCTION OF DOCUMENTS —

PORT OF HASTINGS' APPLICATION FOR OFFSHORE WIND TURBINE FACILITIES — The Clerk tabled a letter from the Attorney-General, dated 26 February 2024, in response to a resolution of the Council on 7 February 2024 (on the motion of David Davis), relating to Port of Hastings' application for offshore wind turbine facilities, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

On the motion of David Davis, the Attorney-General's letter was ordered to be taken into consideration on the next day of meeting.

* * * * *

BETTER REGULATION VICTORIA'S REVIEW OF VICTORIA'S APPROACH TO ILLICIT TOBACCO REGULATION — The Clerk tabled a letter from the Attorney-General, dated 26 February 2024, in response to a resolution of the Council on 7 February 2024 (on the motion of David Limbrick), relating to Better Regulation Victoria's review of Victoria's approach to illicit tobacco regulation, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

8 COMMITTEE MEMBERSHIP — Rachel Payne moved, by leave, That —

(1) David Ettershank be discharged as a member of the Economy and Infrastructure Standing Committee; and

(2) David Ettershank be a participating member of the Economy and Infrastructure Standing Committee.

Question — put and agreed to.

9 MEMBERS' STATEMENTS — Members made statements.

10 BUSINESS OF THE COUNCIL — Evan Mulholland moved, by leave, That —

(1) the following general business take precedence on Wednesday, 6 March 2024 —

(a) order of the day No. 24, second reading of the Offshore Petroleum and Greenhouse Gas Storage Amendment (No New Oil or Gas Activities) Bill 2022;

(b) notice of motion given this day by Adem Somyurek on ASIO and their finding that a foreign spy unit had recruited a former member of Parliament;

(c) order of the day No. 1, listed for a future day, resumption of debate on the second reading of the Bail Amendment (Indictable Offences Whilst on Bail) Bill 2024;

(d) notice of motion No. 313, standing in David Davis' name referring the appointment of Jeroen Weimar as Deputy Secretary of Housing Implementation to the Ombudsman for investigation and report;

(e) notice of motion No. 292, standing in David Davis' name on the Melbourne Youth Orchestras funding; and

(2) Standing Order 7.06 be suspended to the extent necessary to allow debate on the second reading of the Bail Amendment (Indictable Offences Whilst on Bail) Bill 2024 to occur.

Question — put and agreed to.

11 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion government business, Nos. 202 to 325, be postponed until later this day.

12 WORKPLACE INJURY REHABILITATION AND COMPENSATION AMENDMENT (WORKCOVER SCHEME MODERNISATION) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Jeff Bourman *(JB74C)* circulated amendments proposed to be moved during Committee of the whole.

Samantha Ratnam moved, as a reasoned amendment, That all the words after "That" be omitted and replaced with "the Bill be withdrawn and not reintroduced until the Government has publicly released all modelling undertaken on the financial and human impacts of the Bill.".

Debate ensued.

Jaclyn Symes *(JS40C)* circulated amendments proposed to be moved during Committee of the whole.

Question — That the reasoned amendment moved by Samantha Ratnam be agreed to — put.

The Council divided — The President in the Chair.

AYES, 8

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 26

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Question — That the Bill be now read a second time — put.

The Council divided — The President in the Chair.

AYES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 8

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

[Sitting suspended from 6.29 pm to 7.32 pm]

Bill further considered in Committee of the whole.

Business interrupted at 10.00 pm.

Jaclyn Symes declared, That the sitting be extended by up to one hour pursuant to Standing Order 4.08.

Bill further considered in Committee of the whole.

Business interrupted at the conclusion of the declared extension.

Jaclyn Symes declared, That the sitting be extended by up to one further hour pursuant to Standing Order 4.08.

Bill further considered in Committee of the whole.

Business interrupted at the conclusion of the declared extension.

The Council continued to sit after 12.00 midnight.

WEDNESDAY, 6 MARCH 2024

Jaclyn Symes moved, That the sitting be extended.

Question — put.

The Council divided — The Deputy President in the Chair.

AYES, 25

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Joe McCracken; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 9

Katherine Copsey; David Ettershank; David Limbrick; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill further considered in Committee of the whole.

Bill reported with amendments, the Report was adopted.

Jaclyn Symes moved, That the Bill be now read a third time and do pass.

Question — That the Bill be now read a third time — put.

The Council divided — The President in the Chair.

AYES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 8

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time with the concurrence of an absolute majority of the whole number of the members of the Legislative Council.

Question — That the Bill do pass — put and agreed to.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill with amendments and requesting their agreement.

13 CONSTITUTION AMENDMENT (SEC) BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Constitution Act 1975 and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Ingrid Stitt), the Bill was read a first time.

On the motion of Harriet Shing, the second reading was made an order of the day for the next day of meeting.

14 ADJOURNMENT — Gayle Tierney moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 2.29 am until later this day.

ROBERT McDONALD
Clerk of the Legislative Council

No. 57 — Wednesday, 6 March 2024

1 The President took the Chair at 9.33 am, read the Prayer and made an Acknowledgement of Country.

2 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Inquiries Act 2014 — Report of the Board of Inquiry into historical child sexual abuse in Beaumaris Primary School and certain other government schools *(Ordered to be published).*

Ombudsman — Investigation into healthcare provision for Aboriginal people in Victorian prisons, March 2024 *(Ordered to be published).*

3 PRODUCTION OF DOCUMENTS — MEDICALLY SUPERVISED INJECTING ROOM IN MELBOURNE'S CBD — The Clerk tabled a letter from the Attorney-General, dated 6 March 2024, in response to a resolution of the Council on 21 February 2024 (on the motion of David Ettershank), relating to a Medically Supervised Injecting Room in Melbourne's CBD, advising that executive privilege was claimed at this time in relation to the report identified in paragraph (a) of the resolution, and that there was insufficient time to respond in relation to the documents identified in paragraph (b) of the resolution, and that a final response to the Order would be provided as soon as possible.

4 MEMBERS' STATEMENTS — Members made statements.

5 OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE AMENDMENT (NO NEW OIL OR GAS ACTIVITIES) BILL 2022 — Samantha Ratnam laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Samantha Ratnam moved, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned for two weeks.

6 PRODUCTION OF DOCUMENTS — ALBURY WODONGA HEALTH — Wendy Lovell moved, That this House —

(1) notes —

(a) the Government's refusal to provide the Albury Wodonga Health Clinical Services Plan and Master Plan;

(b) the Government was informed of challenges and safety concerns of the existing Albury site and did not investigate before committing to a brownfield redevelopment;

(c) in 2023 the NSW Government released service planning and the 2021 Master Plan, recommending a greenfield single-site hospital;

(2) requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council, within three weeks of the House agreeing to this resolution, copies of —

(a) all documents created since January 2019 relating to the Albury Wodonga Regional Deal Health Reference Group, the Executive Board of the Regional Deal, and the Joint Ministerial Council and Albury and Wodonga Councils, including —

(i) minutes and resolutions;

(ii) consultations, submissions, and reports;

(iii) correspondence or briefs;

(b) all documents from January 2020 relating to the clinical service and master planning of Albury Wodonga Health, Albury and Wodonga campuses, and the redevelopment of the Albury Hospital, including —

(i) Clinical Service Plans or reviews;

(ii) master planning documentation;

(iii) consultations with clinicians;

(iv) capital investment analyses and proposals;

(v) geotechnical assessments;

(vi) point of care projections;

(vii) value management studies;

(viii) transport planning;

(ix) correspondence or briefs;

(c) all documents from January 2022 relating to the entity planning of Wodonga Hospital, including —

(i) correspondence or briefs;

(ii) capital investment analyses and proposals;

(iii) value management studies;

(iv) site planning; and

(v) consultations, investigations, and reports.

Debate ensued.

Question — put and agreed to.

7 PRODUCTION OF DOCUMENTS — VICTORIA'S BUS NETWORK PLAN REVIEW — Trung Luu moved, That this House —

(1) notes the failure of the Allan Labor Government to release, in full, Victoria's Bus Network Plan Review announced in 2021;

(2) requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council, within three weeks of the House agreeing to this resolution, copies of —

(a) Victoria's Bus Network Plan Review and Bus Reform Implementation Plan;

(b) all submissions to the Bus Network Plan Review process;

(c) all supporting documents from Victoria's Bus Network Plan Review; and

(d) all briefings to the current Minister for Public and Active Transport and each former Minister for Public Transport regarding Victoria's Bus Network Plan Review.

Debate ensued.

Question — put and agreed to.

8 BUSINESS POSTPONED — Ordered — That the consideration of notice of motion, general business, No. 332, be postponed until later this day.

9 BAIL AMENDMENT (INDICTABLE OFFENCES WHILST ON BAIL) BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Question — put.

The Council divided — The President in the Chair.

AYES, 12

Melina Bath; Gaelle Broad; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; David Ettershank; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Business interrupted at 12.07 pm, pursuant to Sessional Orders.

10 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

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QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Animal welfare in abattoirs (QwN 445)** — substantive and supplementary questions asked by Georgie Purcell — response from Jaclyn Symes due Friday, 8 March 2024.
- **Free TAFE course completions (QwN 448)** — substantive question asked by Joe McCracken — response from Gayle Tierney due Thursday, 7 March 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

11 WORKPLACE INJURY REHABILITATION AND COMPENSATION AMENDMENT (WORKCOVER SCHEME MODERNISATION) BILL 2023 — The President read a Message from the Assembly informing the Council that they have agreed to the amendments made by the Council in this Bill.

12 ASIO FINDING RELATING TO A FOREIGN SPY UNIT RECRUITING A FORMER MEMBER OF PARLIAMENT — Adem Somyurek moved, That this House —

(1) notes the comments made by Mr Mike Burgess, Director-General of ASIO, that a foreign spy unit had successfully cultivated and recruited a former Australian politician;

(2) expresses its unequivocal support and gratitude to the brave officers of ASIO working to ensure Australians are kept safe from threats to Australia's national security;

(3) invites ASIO to provide a briefing to members of the Victorian Parliament on the advanced tactics, referenced by Mr Burgess, which are used by foreign agents to enlist and undermine members of parliament;

(4) recognises the importance of protecting the confidentiality and integrity of ongoing investigations while also understanding the potential implications of not publicly identifying a former member of parliament threatening Australia's national security; and

(5) notes that the stability and integrity of parliamentary democracy are fundamental to national security, as they underpin the legitimacy of the government and the trust of the public in Parliament, and our other democratic institutions.

Debate ensued.

On the motion of Lee Tarlamis, the debate was adjourned until later this day.

13 OMBUDSMAN REFERRAL — APPOINTMENT OF JEROEN WEIMAR AS DEPUTY SECRETARY OF HOUSING IMPLEMENTATION — David Davis moved, That this House —

(1) notes the appointment of Mr Jeroen Weimar as Deputy Secretary of Housing Implementation in the Department of Premier and Cabinet and that —

(a) it follows an admission by Premier Jacinta Allan MP, that she had conversations with the head of the Department, Mr Jeremi Moule, about Mr Weimar's appointment and there were no other candidates for the position;

(b) Mr Weimar has no experience in housing and, until a few months ago, was the head of the Commonwealth Games organising committee;

(c) the Commonwealth Games debacle has cost Victorian taxpayers at least $600 million and trashed the state's reputation;

(d) in her report on the alleged politicisation of the public sector last December, the Ombudsman, Ms Deborah Glass, found "frequent side-stepping of merit-based recruitment…";

(e) the Ombudsman also found candidates were "often hand-picked without an open and advertised process";

(2) pursuant to section 16 of the *Ombudsman Act 1973*, refers the following matter to the Ombudsman for investigation and report —

(a) the appointment of Mr Weimar as Deputy Secretary of Housing Implementation in the Department of Premier and Cabinet, as it raises the same concerns that the Ombudsman's report warned against in terms of public perception of the politicisation of the public service; and

(b) any other breach of applicable policies, laws or codes in relation to this appointment.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put.

The Council divided — The President in the Chair.

AYES, 15

Melina Bath; Gaelle Broad; David Davis; David Ettershank; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 18

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Lee Tarlamis; Sonja Terpstra; Gayle Tierney.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

14 BUSINESS POSTPONED — Ordered — That the consideration of the remaining notices of motion and orders of the day, general business, be postponed until the next day of meeting.

15 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

16 PETITIONS (QUALIFYING FOR DEBATE) — REJECT PROPOSAL TO CONSTRUCT A WASTE-TO-ENERGY PLANT IN LARA, GEELONG — Sarah Mansfield moved, That the petition be taken into consideration.

Debate ensued.

The Acting President advised that the time allocated for debate had concluded.

Question — put and agreed to.

17 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 202 to 325, be postponed until later this day.

18 CONSTITUTION AMENDMENT (SEC) BILL 2023 — Harriet Shing laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Harriet Shing moved, That the Bill be now read a second time.

Harriet Shing incorporated the second reading speech in Hansard.

On the motion of David Davis, the debate was adjourned for one week.

19 EDUCATION AND TRAINING REFORM AMENDMENT (EARLY CHILDHOOD EMPLOYMENT POWERS) BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Wendy Lovell moved, as a reasoned amendment, That all the words after "That" be omitted and replaced with "the Bill be withdrawn and not reintroduced until the Government —

(1) provides a preliminary or draft fee structure for the early learning centres (ELCs) scheduled to open in 2025 and 2026;

(2) seeks written feedback from any childcare centre, kindergarten or preschool within a 15 kilometre radius of the proposed government ELC sites regarding the likely impact of a government ELC on their workforce capacity and enrolments, and provides their feedback to the House;

(3) conducts an analysis on the childcare workforce implications of the new government ELC sites, including —

(a) establishing the workforce vacancy rates around the locations of the new sites;

(b) providing the House with a comprehensive plan on how the Government will ensure existing childcare centres and kindergartens are not disadvantaged in their ability to recruit and retain staff in their existing programs; and

(4) provides an estimate of the budget impact of the operating costs for the government ELCs scheduled to open in 2025 and 2026.".

Debate ensued.

Business interrupted at 6.03 pm, pursuant to Sessional Orders.

20 ADJOURNMENT — The President proposed the question, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.41 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 58 — Thursday, 7 March 2024

1 The President took the Chair at 9.33 am, read the Prayer and made an Acknowledgement of Country.

2 COMMITTEE MEMBERSHIP — The President advised the House that Kim O'Keeffe, Member for Shepparton, resigned from the Scrutiny of Acts and Regulations Committee, effective from 6 March 2024.

The President advised the House that Ellen Sandell, Member for Melbourne, resigned from the Public Accounts and Estimates Committee, effective from 6 March 2024.

3 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General — Results of 2022-23 Audits: Local Government, March 2024 *(Ordered to be published).*

Building Act 1993 — Cladding Rectification Levy Review Report, December 2023, under section 205LO of the Act.

Cladding Safety Victoria Act 2020 — Cladding Safety Victoria Act 2020 Review Report, December 2023, under section 45 of the Act.

Members of Parliament (Standards) Act 1978 — Register of Interests — Return submitted by a Member of the Legislative Council — Primary Return, 4 March 2024 *(Ordered to be published).*

4 SITTING OF THE COUNCIL — Lizzie Blandthorn moved, That the Council, at its rising, adjourn until Tuesday, 19 March 2024.

Question — put and agreed to.

5 COMMITTEE MEMBERSHIP — Lizzie Blandthorn moved, by leave, That Aiv Puglielli be a member of the Public Accounts and Estimates Committee.

Question — put and agreed to.

Evan Mulholland moved, by leave, That Gaelle Broad be a member of the Scrutiny of Acts and Regulations Committee.

Question — put and agreed to.

6 MEMBERS' STATEMENTS — Members made statements.

7 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 221 to 325, be postponed until later this day.

8 EDUCATION AND TRAINING REFORM AMENDMENT (EARLY CHILDHOOD EMPLOYMENT POWERS) BILL 2024 — Debate resumed on the question, That the Bill be now read a second time — and on the reasoned amendment moved by Wendy Lovell — That all the words after "That" be omitted and replaced with "the Bill be withdrawn and not reintroduced until the Government —

(1) provides a preliminary or draft fee structure for the early learning centres (ELCs) scheduled to open in 2025 and 2026;

(2) seeks written feedback from any childcare centre, kindergarten or preschool within a 15 kilometre radius of the proposed government ELC sites regarding the likely impact of a government ELC on their workforce capacity and enrolments, and provides their feedback to the House;

(3) conducts an analysis on the childcare workforce implications of the new government ELC sites, including —

(a) establishing the workforce vacancy rates around the locations of the new sites;

(b) providing the House with a comprehensive plan on how the Government will ensure existing childcare centres and kindergartens are not disadvantaged in their ability to recruit and retain staff in their existing programs; and

(4) provides an estimate of the budget impact of the operating costs for the government ELCs scheduled to open in 2025 and 2026.".

Question — That the reasoned amendment moved by Wendy Lovell be agreed to — put.

The Council divided — The President in the Chair.

AYES, 11

Melina Bath; Gaelle Broad; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Question — That the Bill be now read a second time — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Business interrupted at 12.00 noon.

9 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed a minister to provide a written response to questions without notice pursuant to Standing Order 8.07 as follows:

- **PFAS contamination (QwN 453)** — substantive and supplementary questions asked by Moira Deeming — response from Harriet Shing due Tuesday, 12 March 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

10 EDUCATION AND TRAINING REFORM AMENDMENT (EARLY CHILDHOOD EMPLOYMENT POWERS) BILL 2024 — Bill further considered in Committee of the whole.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

11 FIREARMS AND CONTROL OF WEAPONS (MACHETES) AMENDMENT BILL 2024 — The order of the day having been read for the resumption of debate on the question, That the Bill be now read a second time —

On the motion of Lee Tarlamis, the debate was adjourned until later this day.

12 CLIMATE CHANGE AND ENERGY LEGISLATION AMENDMENT (RENEWABLE ENERGY AND STORAGE TARGETS) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

David Davis moved, as a reasoned amendment, That all the words after "That" be omitted and replaced with "the Bill be withdrawn and not reintroduced until the Government —

(1) guarantees secure and reliable energy for every Victorian, noting the recent system collapse which led to 530,000 people without power;

(2) commits to energy being affordable, noting the 25 per cent price increase over the last year;

(3) details how Victoria will have adequate baseload power, noting the State Government's ban on gas;
(4) sets out a plan to upgrade 57-year-old transmission infrastructure, noting that almost one in seven of Victoria's 13,000 electricity transmission towers is damaged and experts warned the Government in 2020 of the risks in extreme weather events;
(5) reveals to Victorians exactly how the new planning powers, and ministerial directions, will operate, and why the Government is stripping communities from planning decisions;
(6) explains what the impact will be on agricultural land, when analysis from the Government's offshore wind policy directions paper of March 2020 shows that to meet net zero targets, up to 70 per cent of Victoria's land will need to host wind and solar farms;
(7) provides an update on how Victoria will reach the 2032 wind target, noting the collapse of the flagship project in Hastings; and
(8) provides public transparency on climate measures through a website with live measures covering emissions, renewable energy, battery storage, and wind energy.".

Debate ensued.

Sarah Mansfield *(SMA07C and SMA08C)* circulated amendments proposed to be moved during Committee of the whole.

Question — That the reasoned amendment moved by David Davis be agreed to — put.

The Council divided — The President in the Chair.

AYES, 13

Melina Bath; Gaelle Broad; David Davis; Moira Deeming; Renee Heath; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 19

Ryan Batchelor; John Berger; Katherine Copsey; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Question — That the Bill be now read a second time — put.

The Council divided — The President in the Chair.

AYES, 28

Ryan Batchelor; Melina Bath; John Berger; Gaelle Broad; Katherine Copsey; David Davis; David Ettershank; Michael Galea; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 3

Moira Deeming; David Limbrick; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported with an amendment, the Report was adopted.

Ingrid Stitt moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 28

Ryan Batchelor; Melina Bath; John Berger; Gaelle Broad; Katherine Copsey; David Davis; David Ettershank; Michael Galea; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 2

David Limbrick; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill with an amendment and requesting their agreement.

13 STATE ELECTRICITY COMMISSION AMENDMENT BILL 2023 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the State Electricity Commission Act 1958 to abolish the State Electricity Commission of Victoria established by that Act, to make related amendments to that Act and other Acts and for other purposes* and requesting the agreement of the Council.

On the motion of Ingrid Stitt, the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Ingrid Stitt laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Ingrid Stitt moved, That the Bill be now read a second time.

Ingrid Stitt incorporated the second reading speech in Hansard.

On the motion of David Davis, the debate was adjourned for one week.

14 COGNATE DEBATE — Ingrid Stitt moved, by leave, That this House authorises the President to permit the second reading debates of the Constitution Amendment (SEC) Bill 2023 and the State Electricity Commission Amendment Bill 2023 to be taken concurrently.

Question — put and agreed to.

15 STATUTE LAW REVISION BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to revise the statute law of Victoria* and requesting the agreement of the Council.

On the motion of Ingrid Stitt (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Ingrid Stitt laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Ingrid Stitt moved, That the Bill be now read a second time.

Ingrid Stitt incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned for one week.

16 PRIVATE SECURITY AND COUNTY COURT AMENDMENT BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Private Security Act 2004 to provide for a new licensing system for the private security industry and to amend the County Court Act 1958 and the Sentencing Act 1991 to extend the operation of the Drug Court Division of the County Court and for other purposes* and requesting the agreement of the Council.

On the motion of Ingrid Stitt (for Enver Erdogan), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Ingrid Stitt laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Ingrid Stitt moved, That the Bill be now read a second time.

Ingrid Stitt incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned for one week.

17 ADJOURNMENT — Ingrid Stitt moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.07 pm until Tuesday, 19 March 2024.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 56, 57 and 58

WORKPLACE INJURY REHABILITATION AND COMPENSATION AMENDMENT (WORKCOVER SCHEME MODERNISATION) BILL 2023

Committed Tuesday, 5 March 2024

Amendments circulated: Jeff Bourman (JB74C) (pp. 449-450) and Jaclyn Symes (JS40C) (pp. 450-1)

Clause 1 — Question — That clause 1 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 8

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clauses 2 and 3 — put and agreed to.

Clause 4 — Samantha Ratnam (for Jeff Bourman) moved amendment No. 1 *(JB74C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 8

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 26

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Question — That clause 4 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 26

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 8

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clause 5 — Samantha Ratnam (for Jeff Bourman) moved amendment No. 2 *(JB74C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 8

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Jaclyn Symes moved amendment No. 1 *(JS40C)*.

Question — That the amendment be agreed to — put and agreed to.

Samantha Ratnam (for Jeff Bourman) moved amendment No. 3 *(JB74C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 8

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Question — That clause 5, as amended stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 8

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clause 6 — Question — That clause 6 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 8

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clauses 7 and 8 — Question — That clauses 7 and 8 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 8

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clause 9 — Samantha Ratnam (for Jeff Bourman) moved amendment No. 5 *(JB74C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 8

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Question — That clause 9 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 8

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clauses 10 and 11 — Question — That clauses 10 and 11 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 8

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clause 12 — Jaclyn Symes moved amendment No. 2 *(JS40C)*.

Question — That the amendment be agreed to — put and agreed to.

Question — That clause 12, as amended stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 8

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clause 13 — Question — That clause 13 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 8

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clauses 14 and 15 — Question — That clauses 14 and 15 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 8

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clause 16 — Samantha Ratnam (for Jeff Bourman) moved amendment Nos. 7 to 11 *(JB74C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 8

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Question — That clause 16 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 8

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clauses 17 to 21 — Question — That clauses 17 to 21 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 8

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

New Division Heading and New Clause 21A — Jaclyn Symes moved amendment No. 3 *(JS40C)*.

Question — That New Division Heading and New Clause 21A stand part of the Bill — put and agreed to.

Clause 22 — Question — That clause 22 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 8

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clauses 23 and 24 — Samantha Ratnam (for Jeff Bourman) moved amendment Nos. 26 to 28 *(JB74C)*.

Question — That the Division heading preceding clause 23 and clauses 23 and 24 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 8

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clauses 25 to 32 — Question — That clauses 25 to 32 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 8

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill reported with amendments.

EDUCATION AND TRAINING REFORM AMENDMENT (EARLY CHILDHOOD EMPLOYMENT POWERS) BILL 2024

Committed Thursday, 7 March 2024

Clauses 1 to 19 — put and agreed to.

Bill reported without amendment.

* * * * *

CLIMATE CHANGE AND ENERGY LEGISLATION AMENDMENT (RENEWABLE ENERGY AND STORAGE TARGETS) BILL 2023

Committed Thursday, 7 March 2024

Amendments circulated: Sarah Mansfield (SMA07C and SMA08C) (pp. 451-2)

Clause 1 — Sarah Mansfield moved amendment Nos. 1 and 2 *(SMA08C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 7

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 24

Ryan Batchelor; Melina Bath; John Berger; Gaelle Broad; David Davis; Michael Galea; Renee Heath; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Sarah Mansfield moved amendment Nos. 1 and 2 *(SMA07C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 7

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 24

Ryan Batchelor; Melina Bath; John Berger; Gaelle Broad; David Davis; Michael Galea; Renee Heath; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 1 — put and agreed to.

Clauses 2 to 5 — put and agreed to.

New Clause 5A — Sarah Mansfield moved amendment No. 3 *(SM08C)*.

Question — That New Clause 5A stand part of the Bill — put and agreed to.

Clauses 6 to 31 — put and agreed to.

Bill reported with an amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. WORKPLACE INJURY REHABILITATION AND COMPENSATION AMENDMENT (WORKCOVER SCHEME MODERNISATION) BILL 2023

Amendments circulated by Jeff Bourman (JB74C)

1. Clause 4, line 8, omit "significant".

2. Clause 5, line 20, omit "predominantly".

3. Clause 5, lines 27 to 31, omit all words and expressions on those lines and insert—

'a worker a mental injury predominantly caused by—

(a) traumatic events experienced by the worker or to which the worker has been exposed that may be considered usual or typical and reasonably expected to occur in the course of the worker's duties; or

(b) usual or typical work engaged in by the worker that may be considered unreasonable in respect of volume.'.

4. Clause 6, lines 10 to 21, omit all words and expressions on these lines.

5. Clause 9, line 6, omit "may" and insert "will".

6. Clause 12, lines 26 and 27, omit all words and expressions on those lines.

7. Clause 16, line 30, omit "greater" and insert "total".

8. Clause 16, line 33, omit "or" and insert "and".

9. Clause 16, page 11, line 5, omit "must not" and insert "may".

10. Clause 16, page 11, line 6, omit "unless" and insert "even if".

11. Clause 16, page 11, line 7, after "injuries" insert "do not".

12. Clause 16, page 12, lines 1 to 32, omit all words and expressions on those lines.

13. Clause 16, page 13, lines 1 to 34, omit all words and expressions on those lines.

14. Clause 16, page 14, lines 1 to 34, omit all words and expressions on those lines.

15. Clause 16, page 15, lines 1 to 17, omit all words and expressions on those lines.

16. Clause 16, page 15, line 18, omit "**167F**" and insert "**167C**".

17. Clause 16, page 15, lines 29 to 34, omit all words and expressions on those lines.

18. Clause 16, page 16, lines 1 to 35, omit all words and expressions on those lines.

19. Clause 16, page 17, line 1, omit "**167H**" and insert "**167D**".

20. Clause 16, page 18, line 6, omit "**167I**" and insert "**167E**".

21. Clause 16, page 18, line 13, omit "**167J**" and insert "**167F**".

22. Clause 16, page 18, line 20, omit "**167K**" and insert "**167G**".

23. Clause 16, page 18, lines 24 to 28, omit "any of the following—

(a) an impairment determination;

(b) an interim determination;

(c) an ongoing eligibility determination."

and insert "an impairment determination or an ongoing eligibility determination.".

24. Clause 19, line 20, omit "167F(1)" and insert "167C(1)".

25. Clause 21, line 8, omit "167J" and insert "167F".

26. Division heading preceding clause 23, omit this heading.

27. Clause 23, omit this clause.

28. Clause 24, omit this clause.

29. Clause 25, page 26, lines 10 to 13, omit all words and expressions on those lines.

30. Clause 25, page 26, line 14, omit "(f)" and insert "(e)".

Amendments circulated by Jaclyn Symes (JS40C)

1. Clause 5, line 24, omit "of the Principal Act".

2. Clause 12, lines 30 to 32, omit "the **Workplace Injury Rehabilitation and Compensation Act 2013**" and insert "this Act".

NEW CLAUSE

3. Insert the following New Division after Division 2 of Part 2—

'Division 2A—Return to Work Advisory Subcommittee

21A WorkCover Advisory Committee

After section 512(5) of the Principal Act **insert**—

"(6) The WorkCover Advisory Committee must establish a Return to Work Advisory Subcommittee.

(7) The Return to Work Advisory Subcommittee must be chaired by the Chairperson of the Board.

(8) The function of the Return to Work Advisory Subcommittee is to advise the Board in relation to the following—

(a) ways to promote the occupational rehabilitation and early return to work of injured workers;

(b) the establishment, administration and operation of occupational rehabilitation services, vocational re-education facilities and return to work programs available to injured workers.

(9) In this section—

Chairperson of the Board means the Chairperson appointed under section 509.".'.

2. CLIMATE CHANGE AND ENERGY LEGISLATION AMENDMENT (RENEWABLE ENERGY AND STORAGE TARGETS) BILL 2023

Amendments circulated by Sarah Mansfield (SMA07C)

1. Clause 1, page 2, line 12, omit "65%" and insert "82%".

2. Clause 1, page 2, line 14, omit "95%" and insert "100%".

3. Clause 23, line 4, omit "65%" and insert "82%".

4. Clause 23, line 9, omit "95%" and insert "100%".

Amendments circulated by Sarah Mansfield (SMA08C)

1. Clause 1, page 2, line 12, omit "65%" and insert "100%".

2. Clause 1, lines 13 and 14, omit all word and expressions on these lines.

NEW CLAUSE

3. Insert the following New Clause after clause 5—

'**5A New section 7A inserted**

After section 7 of the **Climate Change Act 2017 insert**—

"**7A Independent expert advice in relation to determination for net zero greenhouse gas emissions**

(1) In determining the amount of total greenhouse gas emissions attributable to the State, the Minister must obtain advice from one or more persons who are appropriately qualified, in the Minister's opinion, to act as an independent expert.

(2) The advice obtained under subsection (1) must include an independent assessment of the amount of total greenhouse gas emissions attributable to the State.

(3) In forming the advice, an independent expert must consider—

(a) the demonstrated effectiveness of any proposed activities for the removal of greenhouse gas emissions from the atmosphere; and

(b) the likely effectiveness of any eligible offsets.

(4) The Minister must publish any independent expert advice obtained under this section on the Internet site of the Department as soon as practicable after the advice is received by the Minister."'.

4. Clause 23, line 4, omit "65%" and insert "100%".

5. Clause 23, lines 7 to 13, omit all words and expressions on these lines.

6. Clause 26, omit this clause.

AMENDMENT OF LONG TITLE

7. Long title, omit ", to introduce a new renewable energy target for 2035".

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 59, 60 and 61

No. 59 — Tuesday, 19 March 2024

1 The President took the Chair at 12.03 pm, read the Prayer and made an Acknowledgement of Country.

2 **THE LATE HONOURABLE DIGBY GLEN CROZIER** — Georgie Crozier moved, That this House expresses its sincere sorrow at the death, on 26 February 2024, of the Honourable Digby Glen Crozier, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Council for the Electoral Province of Western from 1973 to 1985 and member of the Legislative Assembly for the Electoral District of Portland from 1985 to 1988, and as Minister for Tourism, and Minister for State Development and of Decentralisation from 1976 to 1978, Minister for State Development, Decentralisation and Tourism from 1978 to 1979, Minister for Local Government from 1979 to 1981 and Minister of Mines, and Minister for Minerals and Energy from 1981 to 1982.

Other members addressed the House.

Members rose in their places for one minute's silence as a mark of respect and the question was agreed to unanimously.

As a further mark of respect, the sitting was suspended for one hour.

[Sitting suspended from 12.31 pm to 1.33 pm]

3 **ASSENT TO ACTS** — The President read a Message from the Governor informing the Council that she had, on 13 March 2024, given the Royal Assent to the following Acts presented to her by the Deputy Clerk of the Legislative Council:

Education and Training Reform Amendment (Early Childhood Employment Powers) Act 2024

Workplace Injury Rehabilitation and Compensation Amendment (WorkCover Scheme Modernisation) Act 2024.

4 **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:

- **Use of medicinal cannabis for endometriosis pain management (QwN 464)** — substantive and supplementary questions asked by Rachel Payne — response from Ingrid Stitt due Thursday, 21 March 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

5 PAPERS —

PAPER PRESENTED BY ORDER OF THE COUNCIL — Harriet Shing, by leave, presented the Homes Victoria Project Summary Ground Lease Model: South Yarra, Prahran, Hampton East and Port Melbourne *(Ordered to be tabled).*

* * * * *

COMMITTEE REPORT — SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled Alert Digest No. 4 of 2024 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Financial Management Act 1994 — 2023-24 Mid-Year Financial Report (incorporating Quarterly Financial Report No. 2), March 2024 *(Ordered to be published) (released on 8 March 2024 – a non-sitting day).*

Interpretation of Legislation Act 1984 — Notice under section 32(3)(a)(iii) in relation to Statutory Rule No. 5 *(Gazette S122, 14 March 2024).*

Murray-Darling Basin Authority — Report, 2022-23.

Parliamentary Budget Office — Operational Plan 2024-25: Priorities and protocols.

Planning and Environment Act 1987 — Notices of approval of the —

Bass Coast Planning Scheme — Amendment C164.

Kingston Planning Scheme — Amendment C206.

Latrobe Planning Scheme — Amendment C147.

Queenscliffe Planning Scheme — Amendment C39.

Stonnington Planning Scheme — Amendments C332 and C337.

Victoria Planning Provisions — Amendment VC256.

Wyndham Planning Scheme — Amendment C268.

Yarra Planning Scheme — Amendment C323.

Subordinate Legislation Act 1994 — Legislative Instruments and related documents under section 16B in respect of Waterways Protection Model By-Law 2024 under section 287ZB of the Water Act 1989.

* * * * *

PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Response from the Minister for Economic Growth to petition titled Stop the Hydrogen Energy Supply Chain project (Petition No. 517) (presented by Sarah Mansfield on 1 November 2023) *(released on 15 March 2024 — a non-sitting day)*.

Response from the Minister for Economic Growth to petition titled Stop the Hydrogen Energy Supply Chain project (Petition No. 491) (presented by Sarah Mansfield on 6 February 2024) *(released on 15 March 2024 — a non-sitting day)*.

Response from the Minister for Housing to petition titled Stop the demolition of the Barak Beacon public housing estate to save $88 million (Petition No. 470.1) (presented by Katherine Copsey on 3 October 2023).

Response from the Treasurer to petition titled Stop introduction of payroll tax on contractors including doctors (Petition No. 508) (presented by Georgie Crozier on 6 February 2024) *(released on 18 March 2024 — a non-sitting day)*.

* * * * *

PROCLAMATION — The Clerk tabled a proclamation of the Governor in Council fixing an operative date for the following Act:

Disability and Social Services Regulation Amendment Act 2023 — Subdivision 3 of Division 2 of Part 2 and sections 265 and 266 — 27 March 2024 *(Gazette S118, 13 March 2024).*

6 PRODUCTION OF DOCUMENTS — VICTORIA'S BUS NETWORK PLAN REVIEW — The Clerk tabled a letter from the Attorney-General, dated 15 March 2024, in response to a resolution of the Council on 6 March 2024 (on the motion of Trung Luu), relating to Victoria's Bus Network Plan Review, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

7 BUSINESS OF THE COUNCIL — Samantha Ratnam moved, by leave, That the following general business take precedence on Wednesday, 20 March 2024 —

(1) notice of motion given this day by Georgie Purcell on wildlife rescue;
(2) notice of motion No. 340, in an amended form, standing in Samantha Ratnam's name referring matters relating to public housing to the Legal and Social Issues Committee;
(3) order of the day No. 8, resumption of debate on the second reading of the Human Rights and Housing Legislation Amendment (Ending Homelessness) Bill 2023;
(4) notice of motion No. 339, standing in David Davis' name relating to overdue production of documents orders;
(5) notice of motion given this day by Georgie Crozier on budget management; and
(6) notice of motion No. 268, standing in Trung Luu's name on new rail lines to Melton and Wyndham Vale.

Question — put and agreed to.

8 MEMBERS' STATEMENTS — Members made statements.

9 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 221 to 325, be postponed until later this day.

10 CONSTITUTION AMENDMENT (SEC) BILL 2023 — STATE ELECTRICITY COMMISSION AMENDMENT BILL 2023 — The concurrent debate commenced on the questions, That these Bills be now read a second time.

Evan Mulholland (for David Davis) *(DD129C)* and Sarah Mansfield *(SMA13C and SMA14C)* circulated amendments to the Constitution Amendment (SEC) Bill 2023 proposed to be moved during Committee of the whole.

Richard Welch moved as a reasoned amendment to the question, That the State Electricity Commission Amendment Bill 2023 be now read a second time, That all the words after "That" be omitted and replaced with "the Bill be withdrawn and not reintroduced until the Government includes annual reporting on property, rights and liabilities of the former SEC into the Bill that requires the Treasurer to ensure that every report of operations and financial statements of the Department of Treasury and Finance under Part 7 of the *Financial Management Act 1994* separately accounts for the property, rights and liabilities of the former SEC that became property, rights and liabilities of the State under that Part of the Act.".

Debate ensued.

The concurrent debate having concluded —

11 CONSTITUTION AMENDMENT (SEC) BILL 2023 — On the motion of Lee Tarlamis, the debate on the question, That the Bill be now read a second time, was adjourned until the next day of meeting.

12 STATE ELECTRICITY COMMISSION AMENDMENT BILL 2023 — Question — That the reasoned amendment moved by Richard Welch be agreed to — put.

The Council divided — The President in the Chair.

AYES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; 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; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Question — That the Bill be now read a second time — put.

The Council divided — The President in the Chair.

AYES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Samantha Ratnam; Harriet Shing; Adem Somyurek; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a second time and, by leave, read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

13 CLIMATE CHANGE AND ENERGY LEGISLATION AMENDMENT (RENEWABLE ENERGY AND STORAGE TARGETS) BILL 2023 — The President read a Message from the Assembly informing the Council that they have agreed to the amendment made by the Council in this Bill.

14 ADJOURNMENT — Gayle Tierney moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.57 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 60 — Wednesday, 20 March 2024

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PETITION — REJECT NEW TAXES — David Limbrick presented a petition bearing 125 signatures from certain citizens of Victoria requesting that the Legislative Council reject the new taxes added in the State Budget *(Ordered to be tabled)*.

On the motion of David Limbrick, the petition was ordered to be taken into consideration on the next day of meeting.

3 HEMP INDUSTRY BILL 2024 — Rachel Payne introduced *A Bill for an Act to re-enact, with amendments, the law relating to the cultivation and processing of industrial hemp for certain authorised purposes, to make consequential amendments to the Drugs, Poisons and Controlled Substances Act 1981 and for other purposes*.

On the motion of Rachel Payne, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

4 PAPERS —

COMMITTEE REPORT — PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Michael Galea tabled a Report on 2021-22 and 2022-23 financial and performance outcomes from the Public Accounts and Estimates Committee, and presented Transcripts of Evidence *(Transcripts of Evidence ordered to be tabled and the Report published).*

Michael Galea moved, That the Council take note of the Report.

Question — put and agreed to.

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General — Withdrawal from 2026 Commonwealth Games, March 2024 *(Ordered to be published)*.

Commissioner for Environmental Sustainability Victoria — Strategic Audit 2022-23: Implementation of environmental management systems by agencies and public authorities.

Members of Parliament (Standards) Act 1978 — Register of Interests — Returns submitted by Members of the Legislative Council — Ordinary Returns, 1 July 2023 to 31 January 2024 *(Ordered to be published)*.

Ombudsman — Social housing complaint handling – progress report, March 2024 *(Ordered to be published)*.

Wildlife Act 1975 — Wildlife (Prohibition of Game Hunting) Notice No. 1/2024 *(Gazette S113, 8 March 2024)*.

* * * * *

PAPER PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following paper:

Response from the Minister for Planning to petition titled Reject proposal to construct a waste-to-energy plant in Lara, Geelong (Petition No. 534) (presented by Sarah Mansfield on 20 February 2024) *(released on 19 March 2024)*.

5 MEMBERS' STATEMENTS — Members made statements.

6 PRODUCTION OF DOCUMENTS — RECREATIONAL NATIVE BIRD HUNTING ARRANGEMENTS — Georgie Purcell moved, That this House requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council, within four weeks of the House agreeing to this resolution, all documents relating to Victoria's native bird hunting arrangements, pertaining to —

(1) the decision making for the Government response to the Legislative Council Select Committee's Inquiry into Victoria's recreational native bird hunting arrangements; and

(2) the 2024 season arrangements including all communication between the Department of Energy, Environment and Climate Action and the Game Management Authority with the Minister for Outdoor Recreation, the Minister for Environment and the Premier.

Debate ensued.

The President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

7 WILDLIFE RESCUE — Georgie Purcell moved, That this House —

(1) notes that —

(a) wildlife rescue is a legitimate emergency service that fulfills the government's responsibility to protect native animals;

(b) rehabilitating wildlife often constitutes more than a full-time job but is largely volunteer led;

(c) rescues have increased 40 per cent since this time last year unaccompanied by any additional funding;

(d) industry and government rely on the work of rescue teams to tranquilize injured and displaced kangaroos, costing $70 for a single Zoletil capsule;

(e) volunteer rescue team, Vets for Compassion, spend upwards of $20,000 annually to dart and relocate kangaroos;

(f) Bravecto has proven to be successful in the treatment of mange in wombats but is inaccessible to carers costing $80 to $100 per animal;

(g) there are few vaccinated wildlife carers in Victoria equipped to care for threatened grey headed flying foxes, in part due to the excessive cost of pre-exposure prophylaxis (PrEP) injections;

(h) rescuers are without financial and resource supports and resort to savings and superannuation funds;

(i) animal rescuers are struggling to balance paid work with volunteer hours resulting in many leaving the field;

(j) professionalisation of wildlife rescue will reduce the burden on highly skilled volunteers;

(2) calls on the Government to —

(a) investigate a reimbursement program for commonly used but self-funded medicines;

(b) assess the feasibility of trialling paid full-time positions for wildlife rescuers; and

(c) facilitate a roundtable to provide recommendations on how to further improve and better support the rescue and rehabilitation of wildlife in Victoria.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 13

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

8 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of Georgie Crozier, the answers given by Gayle Tierney to questions relating to Free TAFE completion rates (QwN 473) were ordered to be taken into consideration on the next day of meeting.

QUESTION DIRECTED FOR WRITTEN RESPONSE — The President directed a minister to provide a written response to a question without notice pursuant to Standing Order 8.07 as follows:

- **Review of conversion practices legislation (QwN 470)** — substantive question asked by David Limbrick — response from Jaclyn Symes due Thursday, 21 March 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 LEGAL AND SOCIAL ISSUES COMMITTEE — PUBLIC HOUSING — Samantha Ratnam moved, That this House —

(1) notes the Government's Housing Statement outlines an intention to demolish and redevelop Melbourne's 44 public housing high-rise buildings by 2051, including a plan to build a majority of private homes on these publicly owned sites;

(2) requires the Legal and Social Issues Committee to inquire into, consider and report by December 2025, on —

(a) the rationale and cost modelling for the decision to demolish and redevelop the 44 high-rise public housing buildings and associated sites ('the plan'), including alternatives to demolition, such as refurbishment and renovation;

(b) the impact of the plan, including the compulsory relocation and displacement of public housing residents on the future net availability of public community housing, and the existing decanting plans and the department estimates on the number of people who will permanently leave the area being developed;

(c) the findings and adequacy of consultations with —

(i) public housing tower residents and their representatives;

(ii) relevant local stakeholders such as health, community and education service providers, residents and Councils;

(iii) State and Federal Government departments and agencies;

(d) the efficacy of the proposed financial, legal and project delivery models (including the Ground Lease Model) to be used for the plan, versus alternative models to improve and increase the number of public and community homes on the sites in question and in Victoria;

(e) building standards for the developments including whether there will be the same standards for public, community and private housing;

(f) how different development and ownership models will be integrated within each site to enhance community integration and achieve a diversity of tenants;

(g) the likely impacts of the plan on —

(i) the number of bedrooms currently at each location versus the proposed number of new bedrooms per site;

(ii) the number of public and community housing homes at each location and how remaining public land will be used;

(iii) the Victorian Housing Register, and homelessness while the plan is being delivered;

(iv) the future of public housing in Victoria; and

(h) any other related matters.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 19

Melina Bath; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; David Ettershank; Renee Heath; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 16

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; David Limbrick; Tom McIntosh; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

10 BUSINESS POSTPONED — Ordered — That the consideration of order of the day, general business, No. 1, be postponed until later this day.

11 PRODUCTION OF DOCUMENTS — OVERDUE PRODUCTION OF DOCUMENTS ORDERS — David Davis moved, That this House —

(1) notes the failure of the Leader of the Government to comply with a number of resolutions of the Council requiring the Leader of the Government to table specified documents in the Legislative Council by particular dates, and further notes that orders for the following have not been complied with —
   (a) Hydrogen Energy Supply Chain Project on 22 March 2023;
   (b) Gas and electricity supplies on 15 November 2023;
   (c) Redevelopment of high-rise public housing sites on 15 November 2023;
   (d) Kangaroo Harvest Management Plan on 29 November 2023;
   (e) Commonwealth infrastructure review on 29 November 2023;
   (f) Port of Hastings' application for offshore wind turbine facilities on 7 February 2024;
   (g) Better Regulation Victoria's Review of Victoria's approach to illicit tobacco regulation on 7 February 2024;

(2) affirms the privileges, immunities and powers conferred on the Council pursuant to section 19 of the *Constitution Act 1975*, and the power to make Standing Orders under section 43 of that Act;

(3) affirms the right of the Council to require the production of documents;

(4) requires the Leader of the Government to table in the Council, by 1.00 pm on 30 April 2024, the documents ordered by the Council in the motions identified in paragraphs (1)(a) to (g);

(5) further notes that on 6 March 2024 the Government claimed executive privilege with respect to Ken Lay's final report into a second medically supervised injecting room handed to the office of the former Minister for Mental Health in the week beginning 29 May 2023, which was required to be produced by the Council's resolution on 21 February 2024;

(6) requires the Leader of the Government to comply with Standing Order 10.03, which would include delivery of Ken Lay's final report into a second medically

supervised injecting room to the Clerk and may involve assessment by an independent legal arbiter, to be appointed by the President; and

(7) permits that if the Leader of the Government has not complied with Standing Orders 10.01 to 10.03 in relation to all the documents listed in paragraphs (1) and (5) within the timeframe specified in paragraph (4), the Council will, at the conclusion of formal business on Tuesday, 30 April 2024 (or if formal business does not occur that day, at the conclusion of formal business on the next sitting day) give precedence for a non-government member to move, without leave, "That this House suspends the Leader of the Government from the service of the Council for the remainder of today and for the next two subsequent sitting days.".

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 22

Melina Bath; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Renee Heath; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Adem Somyurek; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 14

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; Tom McIntosh; 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 agreed to.

Business interrupted at 5.20 pm, pursuant to Sessional Orders.

12 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

13 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.11 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 61 — Thursday, 21 March 2024

1 The President took the Chair at 9.33 am, read the Prayer and made an Acknowledgement of Country.

2 PAPERS —

PAPER PRESENTED BY ORDER OF THE COUNCIL — Lizzie Blandthorn, by leave, presented the Government Response to the 5-Year Legislative Review of the Child Information Sharing Scheme *(Ordered to be tabled).*

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Child Wellbeing and Safety Act 2005 — 5-Year Legislative Review of the Child Information Sharing Scheme, Final Report, under section 41ZO of the Act.

Safe Drinking Water Act 2003 — Drinking water quality in Victoria — Report, 2022-23.

Victorian Electoral Commission — Report to Parliament on the 2023 Warrandyte District by-election, March 2024.

Victorian Inspectorate — Special Report: A compliance case study on the use and oversight of coercive powers, March 2024 *(Ordered to be published)*.

* * * * *

PAPER PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following paper:

Government response to the Economy and Infrastructure Committee's Inquiry into land transfer duty fees.

3 SITTING OF THE COUNCIL — Harriet Shing moved, That the Council, at its rising, adjourn until Thursday, 18 April 2024.

Question — put and agreed to.

4 REGIONAL SITTING — ORDER OF BUSINESS — Harriet Shing moved, by leave, That so much of Standing and Sessional Orders be suspended to the extent necessary to enable the sitting of the Council on Thursday, 18 April 2024, to commence at 9.30 am at the Echuca Library, Echuca, and that the order of business on that day will be —

(1) Lord's Prayer and Acknowledgement of Country;
(2) the Proclamation to be read by the Clerk;
(3) two community members, authorised by the President, to attend on the floor of the House to address the Council;
(4) Messages;
(5) Formal business;
(6) Members' statements (up to 15 members);
(7) Government business;
(8) **At 11.30 am** Questions;
(9) Lunch break (90 minutes);
(10) Government business (continues); and
(11) **At 5.00 pm** Adjournment (up to 20 members).

Question — put and agreed to.

5 MEMBERS' STATEMENTS — Members made statements.

6 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 230 to 325, be postponed until later this day.

7 FIREARMS AND CONTROL OF WEAPONS (MACHETES) AMENDMENT BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Evan Mulholland *(EM08C)* and Katherine Copsey *(KC19C)* circulated amendments proposed to be moved during Committee of the whole.

Business interrupted at 12.00 noon.

8 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Free fishing rod program (QwN 480)** — substantive and supplementary questions asked by Jeff Bourman — response from Gayle Tierney due Monday, 25 March 2024.
- **Isolation of children at Cherry Creek Youth Justice Centre (QwN 484)** — supplementary question asked by Katherine Copsey — response from Enver Erdogan due Monday, 25 March 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 FIREARMS AND CONTROL OF WEAPONS (MACHETES) AMENDMENT BILL 2024 — Debate continued on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted.

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, 36

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Adem Somyurek; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 1

David Limbrick.

(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.

10 PRIVATE SECURITY AND COUNTY COURT AMENDMENT BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

David Davis *(DD130C)* 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 without amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

11 ENERGY AND PUBLIC LAND LEGISLATION AMENDMENT (ENABLING OFFSHORE WIND ENERGY) BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Land Act 1958, the Crown Land (Reserves) Act 1978 and the Forests Act 1958 to enable licences over public land to be granted for up to 21 years for purposes relating to offshore wind energy generation, to include offshore wind energy generation companies within the scope of certain provisions in the National Parks Act 1975 and to amend the Electricity Industry Act 2000 to enable the Minister to declare persons to be offshore wind energy generation companies 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 Georgie Crozier (for David Davis), the debate was adjourned for one week.

12 ESTATE AGENTS, RESIDENTIAL TENANCIES AND OTHER ACTS AMENDMENT (FUNDING) BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Residential Tenancies Act 1997 in relation to funding dispute resolution and advocacy services, to amend the Estate Agents Act 1980 in relation to funding dispute resolution and advocacy services and to abolish the Estate Agents Council, to amend the Business Licensing Authority Act 1998 to facilitate closure of the Sex Work Regulation Fund, to amend the Public Records Act 1973 to abolish the Public Records Advisory Council 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.

13 NATIONAL ELECTRICITY (VICTORIA) AMENDMENT (VICGRID) BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the National Electricity (Victoria) Act 2005 in relation to VicGrid 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 Georgie Crozier (for David Davis), the debate was adjourned for one week.

14 ADJOURNMENT — Harriet Shing moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.25 pm until Thursday, 18 April 2024.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 59, 60 and 61

FIREARMS AND CONTROL OF WEAPONS (MACHETES) AMENDMENT BILL 2024

Committed Thursday, 21 March 2024

Amendments circulated: Evan Mulholland (EM08C) (p. 472) and Katherine Copsey (KC19C) (pp. 472-75)

Clause 1 — Evan Mulholland moved amendment No. 1 *(EM08C)*.

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; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Evan Mulholland; Adem Somyurek; 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; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 1 — put and agreed to.

Clauses 2 to 13 — put and agreed to.

Clause 14 — Katherine Copsey moved amendment Nos. 1 to 3 *(KC19C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 8

Katherine Copsey; David Ettershank; David Limbrick; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 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; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; Adem Somyurek; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Katherine Copsey moved amendment No. 4 *(KC19C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 8

Katherine Copsey; David Ettershank; David Limbrick; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 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; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; Adem Somyurek; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Katherine Copsey moved amendment No. 12 *(KC19C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 8

Katherine Copsey; David Ettershank; David Limbrick; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 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; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; Adem Somyurek; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Katherine Copsey moved amendment No. 16 *(KC19C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 8

Katherine Copsey; David Ettershank; David Limbrick; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 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; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; Adem Somyurek; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Katherine Copsey moved amendment No. 17 *(KC19C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 7

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 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; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; Adem Somyurek; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Katherine Copsey moved amendment No. 18 *(KC19C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 8

Katherine Copsey; David Ettershank; David Limbrick; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 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; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; Adem Somyurek; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Katherine Copsey moved amendment Nos. 21 to 24 *(KC19C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 8

Katherine Copsey; David Ettershank; David Limbrick; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 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; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; Adem Somyurek; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 14 — put and agreed to.

Clause 15 — Katherine Copsey moved amendment No. 53 *(KC19C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 7

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 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; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; Adem Somyurek; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 15 — put and agreed to.

Clauses 16 to 25 — put and agreed to.

Bill reported without amendment.

* * * * *

PRIVATE SECURITY AND COUNTY COURT AMENDMENT BILL 2024

Committed Thursday, 21 March 2024

Amendments circulated: David Davis (DD130C) (p. 476)

Clauses 1 to 52 — put and agreed to.

Clause 53 — David Davis moved amendment No. 1 *(DD130C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Evan Mulholland; Adem Somyurek; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 53 — put and agreed to.

Clauses 54 to 65 — put and agreed to.

Bill reported without amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. FIREARMS AND CONTROL OF WEAPONS (MACHETES) AMENDMENT BILL 2024

Amendments circulated by Evan Mulholland (EM08C)

1. Clause 1, line 10, omit "to clarify that a machete is a type of knife" and insert "in relation to the classification of machetes".

2. Clause 24, lines 5 to 8, omit all words and expressions after "in the definition of" and insert '***prohibited weapon***, after "firearm" **insert** ", a machete".'.

AMENDMENT OF LONG TITLE

3. Long title, omit "to clarify that a machete is a type of knife" and insert "in relation to the classification of machetes".

Amendments circulated by Katherine Copsey (KC19C)

1. Clause 14, line 11, omit "**Power of Chief Commissioner to**" and insert "**Magistrate may**".

2. Clause 14, line 13, omit "a police officer" and insert "the Chief Commissioner".

3. Clause 14, line 14, omit "the Chief Commissioner" and insert "a magistrate".

4. Clause 14, line 18, after "individual" insert "who is of or over the age of 18 years and".

5. Clause 14, line 23, omit "the police officer making the application" and insert "a police officer".

6. Clause 14, lines 27 to 28, omit "the Chief Commissioner" and insert "a magistrate".

7. Clause 14, page 9, line 2, omit "individual; and" and insert "individual.".

8. Clause 14, page 9, lines 3 to 5, omit all words and expressions on those lines.

9. Clause 14, page 9, line 6, omit "The Chief Commissioner" and insert "A magistrate".

10. Clause 14, page 9, lines 8 to 9, omit "and, where the case so requires, subsection (1)(c),".

11. Clause 14, page 9, lines 22 to 29, omit all words and expressions on those lines.

12. Clause 14, page 10, line 11, omit "90 days" and insert "28 days".

13. Clause 14, page 10, lines 11 to 12, omit "the Chief Commissioner" and insert "a magistrate".

14. Clause 14, page 10, lines 18 to 19, omit "the Chief Commissioner" and insert "a magistrate".

15. Clause 14, page 10, line 24, omit "the Chief Commissioner" and insert "a magistrate".

16. Clause 14, page 10, lines 28 to 29, omit "is reasonably satisfied" and insert "believes on reasonable grounds".

17. Clause 14, page 11, after line 20 insert—

"(aa) must inform the individual of the grounds on which the police officer has formed the belief required under section 112ZA(1)(a) in sufficient detail to allow the individual to understand the reason why the police officer has stopped and directed the individual; and

(ab) must state orally the officer's name, rank and place of duty; and

(ac) must give to the individual a written document that sets out—

(i) the fact that the police officer has stopped and directed the individual under section 112ZA(1); and

(ii) the detail of the grounds for the police officer's belief and the reason why the police officer stopped the individual; and

(iii) the officer's name, rank, place of duty and operational type; and".

18. Clause 14, page 11, lines 25 to 33, omit all words and expressions on those lines and insert—

"(b) must warn the individual of the effect of section 112ZA(2), if the individual refuses or fails to comply with a direction under section 112ZA.".

19. Clause 14, page 12, lines 1 to 3, omit all words and expressions on those lines.

20. Clause 14, page 12, before line 4 insert—

"**112ZBA Offence for police officer to give incorrect information**

A police officer who, under section 112ZB(ab)—

(a) states a name or rank that is false in a material particular; or

(b) states as the officer's place of duty an address other than the name of the police station that is the officer's ordinary place of duty—

is guilty of an offence and liable to a penalty of not more than 5 penalty units.".

21. Clause 14, page 12, lines 5 to 6, omit "**or go to police station or other safe place**".

22. Clause 14, page 12, lines 7 to 21, omit all words and expressions on those lines and insert—

"(1) If the police officer is reasonably satisfied that a service direction determination applies to the individual on the basis of the information given under section 112ZA(1)(b), for the purpose of serving the firearm prohibition order, the police officer may direct the individual to remain at the place where the individual has been stopped.".

23. Clause 14, page 12, line 23, omit "subsection (1)(a) or (b)" and insert "subsection (1)".

24. Clause 14, page 12, lines 25 to 26, omit "or to which the individual has gone (as the case requires)".

25. Clause 14, page 13, lines 5 to 33, omit all words and expressions on those lines.

26. Clause 14, page 14, lines 1 to 33, omit all words and expressions on those lines.

27. Clause 14, page 15, lines 1 to 31, omit all words and expressions on those lines.

28. Clause 14, page 17, line 20, omit "circumstances; and" and insert "circumstances.".

29. Clause 14, page 17, lines 21 to 23, omit all words and expressions on those lines.

30. Clause 14, page 20, lines 1 to 5, omit all words and expressions on those lines and insert—

"(2) The individual to whom the firearm prohibition order applies must be of or over the age of 18 years.".

31. Clause 14, page 23, line 18, omit "112ZX; and" and insert "112ZX.".

32. Clause 14, page 23, lines 19 to 21, omit all words and expressions on those lines.

33. Clause 14, page 23, lines 29 to 33, omit all words and expressions on those lines.

34. Clause 14, page 24, lines 1 to 33, omit all words and expressions on those lines.

35. Clause 14, page 25, lines 1 to 7, omit all words and expressions on those lines.

36. Clause 14, page 25, line 13, omit "Division 6 or 7" and insert "Division 7".

37. Clause 14, page 25, line 25, omit "Division 6 or 7" and insert "Division 7".

38. Clause 14, page 26, line 12, omit "Division 6 or 7" and insert "Division 7".

39. Clause 14, page 26, line 29, omit "Division 6 or 7" and insert "Division 7".

40. Clause 14, page 27, line 2, omit "Division 6 or 7" and insert "Division 7".

41. Clause 14, page 27, lines 30 to 31, omit "the giving of the direction,".

42. Clause 14, page 28, line 3, omit "**Division 6 or 7**" and insert "**Division 7**".

43. Clause 14, page 28, lines 4 to 5, omit "Division 6 or 7" and insert Division 7".

44. Clause 14, page 28, line 18, omit "Division 6 or 7" and insert "Division 7".

45. Clause 14, page 28, line 22, omit "Division 6 or 7" and insert "Division 7".

46. Clause 14, page 28, line 23, omit "Division 6 or 7" and insert "Division 7".

47. Clause 14, page 29, lines 16 to 17, omit "**service direction determinations**" and insert "**holding in custody**".

48. Clause 14, page 29, lines 18 to 22, omit all words and expressions on those lines.

49. Clause 14, page 29, lines 23 to 28, omit all words and expressions on those lines and insert—

"(2) A police officer who, for the purpose of serving a firearm prohibition order, holds an individual in custody under Division 7 must make a written record of that holding in custody.".

50. Clause 14, page 31, lines 29 to 34 and page 32, lines 1 to 4, omit all words and expressions on those lines and insert—

"(1) The Chief Commissioner, on request and without charge, must provide a copy of a record made under section 112ZZA(2) to the individual who was held in custody.".

51. Clause 14, page 32, lines 12 to 15, omit all words and expressions on those lines.

52. Clause 14, page 32, line 29, omit "the detention,".

53. Clause 15, line 20, after "112ZA(1)" insert "and the ethnic appearance of each individual to whom such a direction was given".

54. Clause 15, lines 24 to 26, omit "detained under Division 6 of Part 4A and the number".

55. Clause 15, page 34, lines 13 to 21, omit all words and expressions on those lines.

56. Clause 16, line 33, omit "detention" and insert "custody".

57. Clause 19, page 37, lines 29 to 32, omit all words and expressions on those lines.

58. Clause 19, page 38, lines 7 to 9, omit "detained under Division 6 of Part 4A and the number".

59. Clause 20, lines 3 to 4, omit "**matters under Part 4A and this Part**" and insert "**the making of firearm prohibition orders**".

60. Clause 20, lines 5 to 31 and page 40, lines 1 to 19, omit all words and expressions on those lines and insert—

'(1) The IBAC, in accordance with this section, must review the making of firearm prohibition orders.

(2) A review under subsection (1) must be conducted for each 3 month period of every year, with the first period commencing on 1 January of that year.

(3) Subject to subsection (4), in each 3 month review the IBAC must review the making of a proportion of the firearm prohibition orders made during the period under review.

(4) In a 3 month review the IBAC may review every firearm prohibition order if the IBAC so determines.

(5) A 3 month review may have regard to—

(a) a matter arising in a previous 3 month period if that matter is connected with a matter being reviewed for the period under review; or

(b) a firearm prohibition order made during a previous 3 month period if that order is connected with a matter being monitored under section 173.

(6) The IBAC must determine the proportion of the orders to be reviewed having regard to the number of orders made during the period, the need to have a representative sample of orders made and any other relevant issues.".'.

61. Clause 21, lines 25 to 31, omit all words and expressions on those lines and insert—

"(1) Once the IBAC has made a determination under section 174F(6), the IBAC must give the Chief Commissioner written notice of the firearm prohibition orders to be reviewed.".

62. Clause 21, page 41, lines 2 to 3, omit "or service direction determination".

63. Clause 22, omit this clause.

2. PRIVATE SECURITY AND COUNTY COURT AMENDMENT BILL 2024

Amendments circulated by David Davis (DD130C)

1. Clause 53, page 29, after line 20 insert—

'(7) After section 180(3) of the Principal Act **insert**—

"(4) Regulations made under this section may be disallowed in whole or in part by either House of the Parliament.".'.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

No. 62

No. 62 — Thursday, 18 April 2024

1 The Council met in Echuca pursuant to the Proclamation of the Governor on 9 April 2024, and to the terms of the resolution of the Council on 21 March 2024.

The President took the Chair at 9.31 am, read the Prayer and made an Acknowledgement of Country.

2 **PROCLAMATION** — The Clerk read the Proclamation of the Governor varying and altering the place for holding the First Session of the Sixtieth Parliament as follows:

CONSTITUTION ACT 1975
PROCLAMATION

I, Margaret Gardner, Governor of Victoria, acting under section 8 of the **Constitution Act 1975** and all other powers vested in me:

(i) vary and alter the place for the despatch of business of the Legislative Council on 18 April 2024 and fix the Echuca Library, Echuca, situated at 310 Hare Street, Echuca, as the place for the despatch of business of the Legislative Council on 18 April 2024 until the completion of business agreed to occur at the Echuca Library, by the resolution of the Legislative Council on 21 March 2024; and

(ii) confirm that once the Legislative Council has completed the business agreed to occur at the Echuca Library by the resolution of the Legislative Council on 21 March 2024, the despatch of business of the Legislative Council shall thereafter revert to Parliament House, Melbourne.

Given under my hand and the seal of Victoria at Melbourne, this 9th day of April 2024.

(L.S.)

MARGARET GARDNER
Professor the Honourable
Margaret Gardner AC
Governor
By Her Excellency's Command
JACINTA ALLAN
Premier of Victoria

3 ADDRESS BY TARA ATLEY — The President invited Tara Atley to attend on the floor of the Chamber and address the House. Accordingly, Tara Atley was escorted into the Chamber by the Usher of the Black Rod and addressed the House.

4 ADDRESS BY CAMERON BARNES — The President invited Cameron Barnes to attend on the floor of the Chamber and address the House. Accordingly, Cameron Barnes was escorted into the Chamber by the Usher of the Black Rod and addressed the House.

5 ASSENT TO ACTS — The President read Messages from the Governor informing the Council that she had, on the following dates, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

On 26 March 2024 —

Climate Change and Energy Legislation Amendment (Renewable Energy and Storage Targets) Act 2024

Firearms and Control of Weapons (Machetes) Amendment Act 2024

State Electricity Commission Amendment Act 2024.

On 9 April 2024 —

Private Security and County Court Amendment Act 2024.

6 PETITIONS —

BUILD A SECONDARY SCHOOL IN HEATHCOTE — Gaelle Broad presented a petition bearing 313 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to conduct a feasibility study on building a state run secondary school in Heathcote and, should it be feasible, begin the process of having a secondary school built *(Ordered to be tabled).*

* * * * *

UPGRADE THE DAYLESFORD SPEEDWAY — Wendy Lovell presented a petition bearing 74 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to upgrade Daylesford Speedway and install a safety wall, fencing, drainage, mobile tower and solar farm *(Ordered to be tabled).*

On the motion of Wendy Lovell, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

REJECT PROPOSAL TO CONSTRUCT A WASTE-TO-ENERGY PLANT IN LARA, GEELONG — Sarah Mansfield presented a petition bearing 1,107 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to not impose an oversized, unsafe and unnecessary waste incinerator in the region and reject planning permit PA2001035 and development licence APP1004200 *(Ordered to be tabled).*

* * * * *

PERMANENT ACCESSIBLE TRAM STOPS ON SYDNEY ROAD — Samantha Ratnam presented a petition bearing 2,407 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to make the tram stops on Sydney Road in Brunswick and Coburg permanent and accessible before construction on the Upfield train line starts to guarantee the safety of transport users and not waste taxpayers' money with temporary stops *(Ordered to be tabled).*

The petition having received the required number of signatures, Samantha Ratnam listed the petition for future debate during Petitions (qualifying for debate).

7 PAPERS —

COMMITTEE REPORT — ENVIRONMENT AND PLANNING COMMITTEE — Pursuant to Standing Order 23.22, Ryan Batchelor tabled an Interim Report on the Inquiry into the 2022 flood event in Victoria (including an Appendix) from the Environment and Planning Committee.

Ryan Batchelor moved, That the Council take note of the Report.

Debate ensued.

Question — put and agreed to.

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Border Groundwaters Agreement Review Committee — Report, 2022-23.

Crown Land (Reserves) Act 1978 —

Order of 12 March 2024 giving approval to the granting of a licence at Spencer and Dryburgh Street Reserve and Miller Street West Melbourne Reserve.

Orders of 12 March 2024 giving approval to the granting of a lease and a licence at Point Leo Foreshore Reserve.

Orders of 27 March 2024 giving approval to the granting of a lease and a licence at Albert Park.

Order of 8 April 2024 giving approval to the granting of a licence at The Pines Flora and Fauna Reserve.

Ombudsman — Reflections on 10 years, March 2024 *(released on 25 March 2024 – a non-sitting day) (Ordered to be published).*

Planning and Environment Act 1987 — Notices of approval of the —

Alpine, Ballarat, Benalla, Buloke, Campaspe, Central Goldfields, Gannawarra, Greater Bendigo, Greater Shepparton, Hepburn, Indigo, Loddon, Macedon Ranges, Mansfield, Mildura, Mitchell, Moira, Moorabool, Mount Alexander, Murrindindi, Pyrenees, Strathbogie, Swan Hill, Towong, Wangaratta and Wodonga Planning Schemes — Amendment GC222.

Bass Coast Planning Scheme — Amendment C165.

Bayside Planning Scheme — Amendment C201.

Boroondara Planning Scheme — Amendment C409.

Glenelg Planning Scheme — Amendment C109.

Glen Eira Planning Scheme — Amendment C259.

Greater Geelong Planning Scheme — Amendment C467.

Horsham Planning Scheme — Amendment C81.

Hume Planning Scheme — Amendment C266.

Kingston Planning Scheme — Amendment C215.

Maroondah Planning Scheme — Amendment C156.

Mornington Peninsula Planning Scheme — Amendment C293.

Moyne Planning Scheme — Amendment C79.

Victoria Planning Provisions — Amendments VC259 and VC261.

Warrnambool Planning Scheme — Amendment C212.

Whitehorse Planning Scheme — Amendment C230.

Statutory Rules under the following Acts of Parliament —

Child Wellbeing and Safety Act 2005 — No. 16.

Children, Youth and Families Act 2005 — No. 20.
Land Conservation (Vehicle Control) Act 1972 — No. 19.
Social Services Regulation Act 2021 — No. 17.
Supported Residential Services (Private Proprietors) Act 2010 — No. 18.
Supreme Court Act 1986 — No. 15.
Supreme Court Act 1986 — Vexatious Proceedings Act 2014 — No. 14.
Victorian Civil and Administrative Tribunal Act 1998 — Guardianship and Administration Act 2019 — No. 13.

Subordinate Legislation Act 1994 —
Documents under section 15 in relation to Statutory Rule Nos. 13, 14, 15, 19, 20, 22, 23 and 25.
Legislative Instruments and related documents under section 16B in respect of an Order declaring the dingo to be unprotected wildlife under the Wildlife Act 1975.

Wildlife Act 1975 — Notices under section 86 of the Act —
Wildlife (Closure of Moodie Swamp State Game Reserve and Lake Modewarre Reserve) Notice *(Gazette S177, 12 April 2024).*
Wildlife (Indigenous Game Birds (Quail) Hunting) Notice *(Gazette S155, 2 April 2024).*
Wildlife (Prohibition of Game Hunting) Notice No. 2/2024 *(Gazette S162, 7 April 2024).*

* * * * *

PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Response from the Minister for Energy and Resources to petition titled Gippsland Renewable Energy Zone Project (Petition No. 478) (presented by Melina Bath on 6 February 2024) *(released on 16 April 2024 – a non-sitting day)*.

Response from the Treasurer to petition titled Reject new taxes (Petition No. 485) (presented by David Limbrick on 20 March 2024) *(released on 12 April 2024 – a non-sitting day)*.

8 PRODUCTION OF DOCUMENTS — ALBURY WODONGA HEALTH — The Clerk tabled a letter from the Attorney-General, dated 16 April 2024, in response to a resolution of the Council on 6 March 2024 (on the motion of Wendy Lovell), relating to Albury Wodonga Health, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

9 SITTING OF THE COUNCIL — Jaclyn Symes moved, That the Council, at its rising, adjourn until Tuesday, 30 April 2024.

Question — put and agreed to.

10 COMMITTEE MEMBERSHIP — Georgie Crozier moved, by leave, That Richard Welch be a participating member of the Legal and Social Issues 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. 230 to 370, be postponed until later this day.

13 OCTOBER 2022 FLOOD EVENT — Jaclyn Symes (for Harriet Shing) moved, That this House acknowledges the October 2022 flood event and the devastating impact it had on communities in Victoria.

Debate ensued.

Business interrupted at 11.30 am pursuant to an order of the Council on 21 March 2024.

14 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:

- **Barmah Forest brumby population management (QwN 490)** — substantive and supplementary questions asked by Georgie Purcell — response from Gayle Tierney due Monday, 22 April 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

15 OCTOBER 2022 FLOOD EVENT — Debate continued on the question, That this House acknowledges the October 2022 flood event and the devastating impact it had on communities in Victoria.

On the motion of Lee Tarlamis, the debate was adjourned until later this day.

16 BUSINESS POSTPONED — Ordered — That the consideration of notice of motion, government business, No. 372, be postponed until later this day.

17 STATUTE LAW REVISION BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and, by leave, read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

18 OCTOBER 2022 FLOOD EVENT — Debate resumed on the question, That this House acknowledges the October 2022 flood event and the devastating impact it had on communities in Victoria.

Question — put and agreed to.

19 ADJOURNMENT — Gayle Tierney moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 5.48 pm until Tuesday, 30 April 2024.

ROBERT McDONALD
Clerk of the Legislative Council

Published under the authority of the Legislative Council, Parliament of Victoria

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 63, 64 and 65

No. 63 — Tuesday, 30 April 2024

1 The President took the Chair at 12.03 pm, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACT** — The President read a Message from the Governor informing the Council that she had, on 23 April 2024, given the Royal Assent to the following Act presented to her by the Clerk of the Parliaments:

Statute Law Revision Act 2024.

3 **SENATE VACANCY** — The President announced the receipt of a Message from the Governor transmitting a letter from the President of the Senate notifying that a vacancy had occurred in the Senate through the resignation of Senator Janet Rice.

4 **QUESTION TIME** —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of David Davis, the answers given by Enver Erdogan to questions relating to Western Plains Correctional Centre (QwN 499) were ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Proficiency testing for existing native bird hunters (QwN 496)** — substantive and supplementary questions asked by Georgie Purcell — response from Gayle Tierney due Thursday, 2 May 2024.
- **Western Plains Correctional Centre (QwN 499)** — substantive question asked by David Davis — response from Enver Erdogan due Wednesday, 1 May 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

5 SENTENCING AMENDMENT (SENTENCING PRACTICES FOR CHILD SEXUAL OFFENCES) BILL 2024 — Evan Mulholland introduced *A Bill for an Act to amend the Sentencing Act 1991 in relation to the sentencing of an offender for a child sexual offence and for other purposes*.

On the motion of Evan Mulholland, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

6 PAPERS —

COMMITTEE REPORTS —

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sheena Watt tabled Alert Digest No. 5 of 2024 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

Sheena Watt moved, That the Council take note of the Report.

Debate ensued.

Question — put and agreed to.

* * * * *

SELECT COMMITTEE ON THE 2026 COMMONWEALTH GAMES BID — Pursuant to Standing Order 23.22, David Limbrick tabled the Select Committee's Interim Report on the Inquiry into the 2026 Commonwealth Games bid (including Appendices and Extracts of Proceedings), and presented Transcripts of Evidence *(Transcripts of Evidence ordered to be tabled and the Report published).*

David Limbrick moved, That the Council take note of the Report.

Debate ensued.

Question — put and agreed to.

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Commissioner for Environmental Sustainability Victoria — State of the Birrarung (Yarra) and Its Parklands 2023 Report.

Parliamentary Salaries, Allowances and Superannuation Act 1968 — Compliance Officer — Statement of Findings: Appeal of a decision to reject a claim under the international travel allowance, under section 9H of the Act *(Ordered to be published)*.

Planning and Environment Act 1987 — Notices of approval of the —

Darebin Planning Scheme — Amendment C219.

Glenelg Planning Scheme — Amendment C112.

Greater Geelong Planning Scheme — Amendment C383.

Stonnington Planning Scheme — Amendment C333.

Victoria Planning Provisions — Amendment VC252.

Yarra Planning Scheme — Amendments C307 and C324.

Statutory Rules under the following Acts of Parliament —

Drugs, Poisons and Controlled Substances Act 1981 — No. 21.

Equipment (Public Safety) Act 1994 — No. 22.

National Gas (Victoria) Act 2008 — No. 25.

Occupational Health and Safety Act 2004 — No. 23.

Prisoners (Interstate Transfer) Act 1983 — No. 24.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule Nos. 16, 17, 18, 21, 24 and 26.

Victorian Electoral Commission — Report to Parliament on the 2023 Mulgrave District by-election, April 2024.

* * * * *

PAPER PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following paper:

Response from the Minister for Community Sport to petition titled Upgrade the Daylesford Speedway (Petition No. 509) (presented by Wendy Lovell on 18 April 2024) *(released on 26 April 2024 – a non-sitting day)*.

* * * * *

PROCLAMATION — The Clerk tabled a proclamation of the Governor in Council fixing an operative date for the following Act:

Biosecurity Legislation Amendment (Incident Response) Act 2024 — Whole Act (except Divisions 1 and 4 of Part 2 and sections 50, 90, 91, 92, 93, 94, 95 and 99) — 22 April 2024 *(Gazette S182, 16 April 2024)*.

7 PRODUCTION OF DOCUMENTS —

RECREATIONAL NATIVE BIRD HUNTING ARRANGEMENTS — The Clerk tabled a letter from the Attorney-General, dated 23 April 2024, in response to a resolution of the Council on 20 March 2024 (on the motion of Georgie Purcell), relating to recreational native bird hunting arrangements, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

* * * * *

BETTER REGULATION VICTORIA'S REVIEW OF VICTORIA'S APPROACH TO ILLICIT TOBACCO REGULATION — In response to a resolution of the Council on 7 February 2024 (on the motion of David Limbrick), relating to Better Regulation Victoria's Review of Victoria's approach to illicit tobacco regulation, the Clerk tabled —

- Better Regulation Victoria's Report on Addressing Illicit Tobacco: Review into Victoria's Approach to Illicit Tobacco Regulation (one document); and
- a letter from the Attorney-General, dated 29 April 2024, advising that the Government is continuing work to identify and process any further documents that may be relevant to and come within scope of the Order and will endeavour to provide a final response to the Order as soon as possible.

* * * * *

MEDICALLY SUPERVISED INJECTING ROOM IN MELBOURNE'S CBD — In response to a resolution of the Council on 21 February 2024 (on the motion of David Ettershank), relating to a Medically Supervised Injecting Room in Melbourne's CBD, the Clerk tabled —

- Ken Lay's Final Report into a Proposed Medically Supervised Injecting Service trial consultation: City of Melbourne (one document); and
- a letter from the Attorney-General, dated 29 April 2024, advising that a claim of executive privilege is no longer made in respect to Mr Lay's report, and the Government is continuing work to identify and process any further documents that may be relevant to and come within scope of the Order and will endeavour to provide a final response to the Order as soon as possible.

REDEVELOPMENT OF HIGH-RISE PUBLIC HOUSING SITES — The Clerk tabled a letter from the Attorney-General, dated 29 April 2024, in response to a resolution of the Council on 15 November 2023 (on the motion of Samantha Ratnam), relating to the redevelopment of high-rise public housing sites —

- advising that following consultation with the responsible Departments, the current scope of the Order would capture approximately 200,000 pages of documents, cost approximately $2 million in legal fees to review, and take up to four years to produce;
- inviting the Council to pass a revised Order that excludes email correspondence and specifies a confined time-period for documents dated earlier than 15 November 2023 to allow the Government to respond in a timely and cost-effective manner that will still capture the intention of the original Order;
- raising a range of general issues with orders for production of documents and suggesting that the scope of any orders be drafted to —
  - precisely identify the documents sought;
  - not require production of "all documents"; and
  - set a reasonable timeframe in which these documents can be located, assessed and tabled with the Council.

8 BUSINESS OF THE COUNCIL — Georgie Crozier moved, by leave, That the following general business take precedence on Wednesday, 1 May 2024 —

(1) order of the day No. 1, second reading of the Hemp Industry Bill 2024;

(2) order of the day made this day, second reading of the Sentencing Amendment (Sentencing Practices for Child Sexual Offences) Bill 2024;

(3) notice of motion given this day by David Limbrick on the production of documents relating to the 2026 Commonwealth Games bid;

(4) notice of motion given this day by David Limbrick on the Cass Review and services and care for children experiencing gender-related distress;

(5) notice of motion given this day by Georgie Crozier on the North Richmond Medically Supervised Injecting Room;

(6) notice of motion No. 381, standing in David Davis' name revoking Planning Scheme Amendment VC261 to the Victoria Planning Provisions; and

(7) notice of motion No. 374, standing in Georgie Crozier's name on health services.

Question — put and agreed to.

9 PRODUCTION OF DOCUMENTS — SUSPENSION OF LEADER OF THE GOVERNMENT — Pursuant to a resolution of the Council on 20 March 2024, David Davis moved, That this House suspends the Leader of the Government from the service of the Council for the remainder of today and for the next two subsequent sitting days.

Debate ensued.

Georgie Crozier moved, as an amendment, That all the words after "That" be **omitted** and **replaced** with —

"this House —

(1) notes the failure of the Leader of the Government to comply with a number of resolutions of the Council requiring the Leader of the Government to table

specified documents in the Legislative Council by particular dates, and further notes that orders for the following have not been complied with —

(a) Hydrogen Energy Supply Chain Project on 22 March 2023;

(b) Gas and electricity supplies on 15 November 2023;

(c) Redevelopment of high-rise public housing sites on 15 November 2023;

(d) Kangaroo Harvest Management Plan on 29 November 2023;

(e) Commonwealth infrastructure review on 29 November 2023;

(f) Port of Hastings' application for offshore wind turbine facilities on 7 February 2024;

(g) Better Regulation Victoria's Review of Victoria's approach to illicit tobacco regulation on 7 February 2024;

(h) Medically Supervised Injecting Room in Melbourne's CBD on 21 February 2024, paragraph 2(b);

(2) affirms the privileges, immunities and powers conferred on the Council pursuant to section 19 of the *Constitution Act 1975*, and the power to make Standing Orders under section 43 of that Act;

(3) affirms the right of the Council to require the production of documents;

(4) believes that the Leader of the Government's failure to comply with the orders in paragraph (1) is unacceptable and disrespectful of the Legislative Council;

(5) requires the Leader of the Government to table in the Council, by 12.00 noon on 14 May 2024, the documents ordered by the Council in the motions identified in paragraphs (1)(a) to (h); and

(6) permits that if the Leader of the Government has not complied with Standing Order 10.01 in relation to all the documents listed in paragraph (1) within the timeframe specified in paragraph (5), the Council will, at the conclusion of formal business on Tuesday, 14 May 2024 (or if formal business does not occur that day, at the conclusion of formal business on the next sitting day) give precedence for a non-government member to move, without leave, "That this House suspends the Leader of the Government from the service of the Council for the remainder of today and for the next two subsequent sitting days.".".

Debate ensued.

Question — That the amendment moved by Georgie Crozier be agreed to — put.

The Council divided — The President in the Chair.

AYES, 24

Melina Bath; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Georgie Purcell; Samantha Ratnam; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; Tom McIntosh; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Question — That the motion, amended as follows, be agreed to — That this House —

(1) notes the failure of the Leader of the Government to comply with a number of resolutions of the Council requiring the Leader of the Government to table specified documents in the Legislative Council by particular dates, and further notes that orders for the following have not been complied with —
   (a) Hydrogen Energy Supply Chain Project on 22 March 2023;
   (b) Gas and electricity supplies on 15 November 2023;
   (c) Redevelopment of high-rise public housing sites on 15 November 2023;
   (d) Kangaroo Harvest Management Plan on 29 November 2023;
   (e) Commonwealth infrastructure review on 29 November 2023;
   (f) Port of Hastings' application for offshore wind turbine facilities on 7 February 2024;
   (g) Better Regulation Victoria's Review of Victoria's approach to illicit tobacco regulation on 7 February 2024;
   (h) Medically Supervised Injecting Room in Melbourne's CBD on 21 February 2024, paragraph 2(b);
(2) affirms the privileges, immunities and powers conferred on the Council pursuant to section 19 of the *Constitution Act 1975*, and the power to make Standing Orders under section 43 of that Act;
(3) affirms the right of the Council to require the production of documents;
(4) believes that the Leader of the Government's failure to comply with the orders in paragraph (1) is unacceptable and disrespectful of the Legislative Council;
(5) requires the Leader of the Government to table in the Council, by 12.00 noon on 14 May 2024, the documents ordered by the Council in the motions identified in paragraphs (1)(a) to (h); and
(6) permits that if the Leader of the Government has not complied with Standing Order 10.01 in relation to all the documents listed in paragraph (1) within the timeframe specified in paragraph (5), the Council will, at the conclusion of formal business on Tuesday, 14 May 2024 (or if formal business does not occur that day, at the conclusion of formal business on the next sitting day) give precedence for a non-government member to move, without leave, "That this House suspends the Leader of the Government from the service of the Council for the remainder of today and for the next two subsequent sitting days." — put.

The Council divided — The President in the Chair.

AYES, 24

Melina Bath; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Georgie Purcell; Samantha Ratnam; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; Tom McIntosh; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

10 MEMBERS' STATEMENTS — Members made statements.

11 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 241 to 372, be postponed until later this day.

12 ENERGY AND PUBLIC LAND LEGISLATION AMENDMENT (ENABLING OFFSHORE WIND ENERGY) BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

David Davis *(DD135C)* 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.

Business interrupted at 6.30 pm.

On the motion of Lee Tarlamis, the meal break scheduled for this day was suspended.

Bill further considered in Committee of the whole.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

13 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.24 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 64 — Wednesday, 1 May 2024

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PAPERS —

PAPER PRESENTED BY ORDER OF THE COUNCIL — Gayle Tierney, by leave, presented the University of Divinity Report, 2023 *(Ordered to be tabled).*

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General —

Follow-up of Management of the Student Resource Package, May 2024 *(Ordered to be published)*.

Literacy and Numeracy Achievement Outcomes for Victorian Students, May 2024 *(Ordered to be published)*.

Bendigo Kangan Institute — Report, 2023.

Box Hill Institute — Report, 2023.

Chisholm Institute — Report, 2023.

Deakin University — Report, 2023.

Federation University Australia — Report, 2023.

Financial Management Act 1994 — Minister for Environment's report that the Alpine Resorts Victoria Report, 2023 has not been received, together with an explanation for the delay, under section 46(3)(a) of the Act.

Gordon Institute of TAFE (The Gordon) — Report, 2023.

Goulburn Ovens Institute of TAFE (GOTAFE) — Report, 2023.

Holmesglen Institute — Report, 2023.

La Trobe University — Report, 2023.

Melbourne Polytechnic — Report, 2023.

Monash University — Report, 2023.

Professional Standards Act 2003 —

Bar Association of Queensland Professional Standards Scheme *(Gazette G17, 24 April 2024)*.

Law Society of Western Australia Professional Standards Scheme *(Gazette G17, 24 April 2024)*.

Royal Melbourne Institute of Technology (RMIT University) — Report, 2023.

South West Institute of TAFE — Report, 2023.

Statutory Rules under the following Acts of Parliament —

Victorian Civil and Administrative Tribunal Act 1998 — No. 27.

Victorian Energy Efficiency Target Act 2007 — No. 26.

Sunraysia Institute of TAFE (SuniTAFE) — Report, 2023.

Swinburne University of Technology — Report, 2023.

TAFE Gippsland — Report, 2023.

The University of Melbourne — Report, 2023.

Victoria University — Report, 2023.

William Angliss Institute of TAFE — Report, 2023.

Wodonga Institute of TAFE — Report, 2023.

Yorta Yorta Traditional Owner Land Management Board — Minister's report of receipt of the 2022-23 Report.

3 MEMBERS' STATEMENTS — Members made statements.

4 HEMP INDUSTRY BILL 2024 — 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.

5 SENTENCING AMENDMENT (SENTENCING PRACTICES FOR CHILD SEXUAL OFFENCES) BILL 2024 — Evan Mulholland laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Evan Mulholland moved, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned for two weeks.

6 PRODUCTION OF DOCUMENTS — NATIONAL ENERGY BODIES — David Davis moved, That this House requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council, within three weeks of the House agreeing to this resolution, the agendas and minutes, and any attachments thereto, of every meeting of the boards of the Australian Energy Market Commission, the Australian Energy Regulator and the Australian Energy Market Operator since 1 January 2022.

Debate ensued.

Question — put and agreed to.

7 BUSINESS POSTPONED — Ordered — That the consideration of notice of motion, No. 390, be postponed until the next day of meeting.

8 PRODUCTION OF DOCUMENTS — 2026 COMMONWEALTH GAMES BID — David Limbrick moved, That this House —

(1) notes that the Government has claimed executive privilege regarding certain documents outlined in Appendix D of the Interim Report into the 2026 Commonwealth Games bid;

(2) affirms the privileges, immunities and powers conferred on the Council pursuant to section 19 of the *Constitution Act 1975*, and the power to make Standing Orders under section 43 of that Act;

(3) affirms the right of the Council to require the production of documents;

(4) requires the Leader of the Government to table in the Council, in accordance with Standing Order 10.01, within 30 days of the House agreeing to this resolution, copies of documents over which executive privilege was claimed, as per Appendix D of the Interim Report into the 2026 Commonwealth Games bid, in response to —

(a) questions on notice 1.2, 6, 7, 9, 15, 16, and additional questions 6 and 8, asked on Wednesday, 9 October 2023 to the Department of Jobs, Skills, Industry and Regions (DJSIR);

(b) question on notice 7 asked on Monday, 9 October 2023 to the Office of the Commonwealth Games;

(c) question on notice 1 asked on Monday, 9 October 2023 to the Department of Premier and Cabinet (DPC);

(d) question on notice 7 asked on Friday, 13 October 2023 to the Department of Treasury and Finance (DTF);
(e) question on notice 4 asked on Tuesday, 5 December 2023 to DJSIR;
(f) documents summoned on Thursday, 8 November 2023 from DPC, including three briefing notes and the table containing information about claims of executive privilege; and
(g) documents summoned on Thursday, 8 November 2023 from DTF, including six briefing notes and three extra pieces of correspondence.

Debate ensued.

Question — put and agreed to.

9 BUSINESS POSTPONED — Ordered — That the consideration of notice of motion, general business, No. 386, be postponed until later this day.

10 NORTH RICHMOND MEDICALLY SUPERVISED INJECTING ROOM — Georgie Crozier moved, That this House —

(1) notes the Allan Government's decision to back down on its commitment to construct a second Medically Supervised Injecting Room (MSIR) within Melbourne's CBD;
(2) expresses concern at the Government's conflicting positions on the location of MSIRs, noting —
  (a) the Lay Report, in which he states he was merely asked to "talk to key stakeholders about the proposed siting and implementation of an injecting service in the City";
  (b) since 2020, when Mr Lay was first commissioned to consult on a second MSIR, the waitlist for drug and alcohol services in Victoria has increased by 40 per cent;
  (c) the Labor Government wasted four years by under-delivering much needed services;
  (d) the Premier's 23 April 2024 comments that "we have been unable to find a right location that strikes the right balance with supporting people who use drugs with the needs of the broader community" are inconsistent with the decision to set up an injecting facility next to a primary school;
(3) further notes that despite several reviews into the efficacy of the existing North Richmond MSIR, a February 2023 review by Mr John Ryan noted that "determining the suitability of the current location of the MSIR was not within the scope of the Review Panel"; and
(4) calls on the Government to immediately review the North Richmond MSIR site in light of the Premier's comments regarding feedback from the broader community within the CBD.

Debate ensued.

On the motion of Lee Tarlamis, the debate was adjourned until later this day.

11 JOINT SITTING — SENATE VACANCY — The President read a Message from the Assembly informing the Council that they have agreed to meet the Legislative Council for the purpose of sitting and voting together to choose a person to hold the place in the Senate rendered vacant by the resignation of Senator Janet Rice, and proposes that the place and time of such meeting be the Legislative Assembly Chamber on 1 May 2024 at 6.00 pm, and requesting the agreement of the Council.

On the motion of Lizzie Blandthorn, by leave, the Assembly's Message was ordered to be taken into consideration forthwith.

Lizzie Blandthorn moved, That this House meets the Legislative Assembly for the purpose of sitting and voting together to choose a person to hold the place in the Senate rendered vacant by the resignation of Senator Janet Rice, and as proposed by the Assembly, the place and time of such meeting be the Legislative Assembly Chamber on Wednesday, 1 May 2024 at 6.00 pm.

Question — put and agreed to.

Message sent to the Assembly informing them of the resolution.

Business interrupted at 12.02 pm, pursuant to Sessional Orders.

12 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of Georgie Crozier, the answers given by Lizzie Blandthorn to questions relating to the Joint child sexual exploitation program (QwN 504) were ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Violence against women (QwN 501)** — substantive and supplementary questions asked by Rikkie-Lee Tyrrell — response from Lizzie Blandthorn due Friday, 3 May 2024.
- **Joint child sexual exploitation program (QwN 504)** — supplementary question asked by Georgie Crozier — response from Lizzie Blandthorn due Friday, 3 May 2024.
- **Impact of protests on police resources (QwN 505)** — substantive and supplementary questions asked by Jeff Bourman — response from Enver Erdogan due Friday, 3 May 2024.
- **Violence against prison staff (QwN 506)** — supplementary question asked by David Davis — response from Enver Erdogan due Thursday, 2 May 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

13 NORTH RICHMOND MEDICALLY SUPERVISED INJECTING ROOM — Debate resumed on the question, That this House —

(1) notes the Allan Government's decision to back down on its commitment to construct a second Medically Supervised Injecting Room (MSIR) within Melbourne's CBD;

(2) expresses concern at the Government's conflicting positions on the location of MSIRs, noting —

(a) the Lay Report, in which he states he was merely asked to "talk to key stakeholders about the proposed siting and implementation of an injecting service in the City";

(b) since 2020, when Mr Lay was first commissioned to consult on a second MSIR, the waitlist for drug and alcohol services in Victoria has increased by 40 per cent;

(c) the Labor Government wasted four years by under-delivering much needed services;

(d) the Premier's 23 April 2024 comments that "we have been unable to find a right location that strikes the right balance with supporting people who use drugs with the needs of the broader community" are inconsistent with the decision to set up an injecting facility next to a primary school;

(3) further notes that despite several reviews into the efficacy of the existing North Richmond MSIR, a February 2023 review by Mr John Ryan noted that "determining the suitability of the current location of the MSIR was not within the scope of the Review Panel"; and

(4) calls on the Government to immediately review the North Richmond MSIR site in light of the Premier's comments regarding feedback from the broader community within the CBD.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put.

The Council divided — The President in the Chair.

AYES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Georgie Purcell; Samantha Ratnam; 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.

14 REVOCATION OF PLANNING SCHEME AMENDMENT VC261 TO VICTORIA PLANNING PROVISIONS — David Davis moved, That this House —

(1) notes that —

(a) Planning Scheme Amendment VC261 changes the Victoria Planning Provisions and all planning schemes in Victoria with respect to renewable energy facilities and associated utility installation, including removing the right of impacted Victorians to appeal such planning approvals at VCAT;

(b) Planning Scheme Amendment VC261 was gazetted on 4 April 2024 and tabled in this House on 18 April 2024; and

(2) pursuant to section 38(2) of the *Planning and Environment Act 1987,* revokes Amendment VC261 to the Victoria Planning Provisions.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Georgie Purcell; Samantha Ratnam; 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.

15 BUSINESS POSTPONED — Ordered — That the consideration of the remaining notices of motion and orders of the day, general business, be postponed until the next day of meeting.

16 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

17 PETITIONS (QUALIFYING FOR DEBATE) — PERMANENT ACCESSIBLE TRAM STOPS ON SYDNEY ROAD — Samantha Ratnam moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

18 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 5.42 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 65 — Thursday, 2 May 2024

1 The President took the Chair at 9.31 am, read the Prayer and made an Acknowledgement of Country.

2 JOINT SITTING — SENATE VACANCY — The President reported that the House met with the Legislative Assembly on Wednesday, 1 May 2024 to choose a person to hold the place in the Senate rendered vacant by the resignation of Senator Janet Rice and the joint sitting elected Stephanie Hodgins-May.

3 PETITIONS —

INTRODUCE MEDICALLY SUPERVISED INJECTING ROOMS AND NEEDLE SYRINGE PROGRAMS — Sarah Mansfield presented a petition bearing 24 signatures from certain citizens of Victoria requesting that the Legislative Council review the current

harm reduction strategies and introduce overdose prevention rooms (also known as medically supervised injecting rooms) alongside community Needle Syringe Programs in the Geelong region and/or any other location where drug use is affecting communities, noting that these facilities need to be wrap-around services that act as a gateway to health and social services for people with addiction *(Ordered to be tabled).*

* * * * *

END PARTNERSHIP WITH ELBIT SYSTEMS — Samantha Ratnam presented a petition bearing 2,079 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to end its partnership with Elbit Systems and its memorandum of understanding with Israel's Ministry of Defense, and support an immediate embargo on military trade from Victoria to Israel *(Ordered to be tabled).*

The petition having received the required number of signatures, Samantha Ratnam listed the petition for future debate during Petitions (qualifying for debate).

* * * * *

INCLUDE TOILET FACILITIES AT THE NEW RINGWOOD EAST STATION — Sonja Terpstra presented a petition bearing 1,382 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to change the design of the development of the new Ringwood East Station to follow its own urban design principles and objectives, include toilet facilities and ensure that the design reflects the needs and aspirations of the community that it will serve for many years to come *(Ordered to be tabled).*

4 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Child Wellbeing and Safety Act 2005 — Final Report on the Review of Victoria's Reportable Conduct Scheme, March 2024, under section 16ZN of the Act.

Parliamentary Committees Act 2003 — Government response to the Public Accounts and Estimates Committee's Report on the 2023-24 Budget Estimates.

Subordinate Legislation Act 1994 —

Documents under section 15 in relation to Statutory Rule Nos. 27 and 28.

Legislative instruments and related documents under section 16B in respect of —

PrimeSafe meat industry licensing and fees determination 2024 for 1 July 2024 – 30 June 2025, under the Meat Industry Act 1993.

PrimeSafe seafood safety licensing and fees determination 2024 for 1 July 2024 – 30 June 2025, under the Seafood Safety Act 2003.

5 SITTING OF THE COUNCIL — Lizzie Blandthorn moved, That the Council, at its rising, adjourn until Tuesday, 14 May 2024.

Question — put and agreed to.

6 COMMITTEE MEMBERSHIP — David Limbrick moved, by leave, That Moira Deeming be a member of the Economy and Infrastructure Standing Committee.

Question — put and agreed to.

7 MEMBERS' STATEMENTS — Members made statements.

8 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 251 to 399, be postponed until later this day.

9 NATIONAL ELECTRICITY (VICTORIA) AMENDMENT (VICGRID) BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

David Davis *(DD137C)* circulated amendments proposed to be moved during Committee of the whole.

Business interrupted at 12.00 noon.

10 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Local government planning (QwN 510)** — substantive and supplementary questions asked by Moira Deeming — response from Harriet Shing due Monday, 6 May 2024.
- **Support for survivors of child sexual abuse (QwN 514)** — substantive and supplementary questions asked by Rachel Payne — response from Ingrid Stitt due Monday, 6 May 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

11 NATIONAL ELECTRICITY (VICTORIA) AMENDMENT (VICGRID) BILL 2024 — Debate continued on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted.

Ingrid Stitt moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Georgie Purcell; Samantha Ratnam; 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)

NOES, 12

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

12 NATIONAL ENERGY RETAIL LAW (VICTORIA) BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to apply as laws of Victoria, and subject to any necessary modifications prescribed under regulations, the provisions of the National Energy Retail Law providing for retailer of last resort arrangements and the other provisions of that Law that support the effective operation of those provisions, to make related amendments to the Electricity Industry Act 2000 and the Gas Industry Act 2001 and to make other minor technical amendments to the Electricity Industry Act 2000 and the Gas Industry Act 2001 to improve their operation 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 David Davis, the debate was adjourned for one week.

13 COMMERCIAL AND INDUSTRIAL PROPERTY TAX REFORM BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to reform the taxation of commercial and industrial property, to amend the Duties Act 2000, the Taxation Administration Act 1997, the Treasury Corporation of Victoria Act 1992 and other Acts and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Harriet Shing laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Harriet Shing moved, That the Bill be now read a second time.

Harriet Shing incorporated the second reading speech in Hansard (except for the statement under section 85(5) of the *Constitution Act 1975*).

Harriet Shing made a statement pursuant to section 85(5) of the *Constitution Act 1975* on the reasons for altering or varying this section.

On the motion of Evan Mulholland, the debate was adjourned for one week.

14 ESTATE AGENTS, RESIDENTIAL TENANCIES AND OTHER ACTS AMENDMENT (FUNDING) BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

David Davis moved, as a reasoned amendment, That all the words after "That" be omitted and replaced with "the Bill be withdrawn and not reintroduced until the Government provides —

(1) proof that tenants and rental providers will not be disadvantaged by the Bill;
(2) more information about how the Rental Dispute Resolution Victoria (RDRV) will work;
(3) a breakdown of costings and how the RDRV will be funded;
(4) advice on the timeline of when each stage of establishing the RDRV will be reached and for full operations;
(5) details on how the Minister intends to seek advice in the absence of the Estate Agents Council (EAC) and Public Records Advisory Council (PRAC); and

(6) details on what bodies will replace the EAC and PRAC, including plans for appointments, remuneration, and public information about those bodies.".

Debate ensued.

David Davis *(DD136C)* and Katherine Copsey (for Aiv Puglielli) *(AP03C)* circulated amendments proposed to be moved during Committee of the whole.

Question — That the reasoned amendment moved by David Davis be agreed to — put.

The Council divided — The President in the Chair.

AYES, 13

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; 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, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Georgie Purcell; Samantha Ratnam; 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.

Question — That the Bill be now read a second time — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Business interrupted at 6.30 pm.

On the motion of Lee Tarlamis, the meal break scheduled for this day was suspended.

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.

15 ADJOURNMENT — Harriet Shing moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.19 pm until Tuesday, 14 May 2024.

ROBERT McDONALD
Clerk of the Legislative Council

Published under the authority of the Legislative Council, Parliament of Victoria

COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 63, 64 and 65

ENERGY AND PUBLIC LAND LEGISLATION AMENDMENT (ENABLING OFFSHORE WIND ENERGY) BILL 2024

Committed Tuesday, 30 April 2024

Amendments circulated: David Davis (DD135C) (p. 506)

Clauses 1 to 7 — put and agreed to.

Clause 8 — David Davis moved amendment No. 1 *(DD135C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 16

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Georgie Purcell; Samantha Ratnam; 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.

Clause 8 — put and agreed to.

Clauses 9 to 11 — put and agreed to.

Clause 12 — David Davis moved amendment No. 2 *(DD135C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 16

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Georgie Purcell; Samantha Ratnam; 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.

Clause 12 — put and agreed to.

Clauses 13 and 14 — put and agreed to.

Clause 15 — David Davis moved amendment No. 3 *(DD135C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 16

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Georgie Purcell; Samantha Ratnam; 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.

Clause 15 — put and agreed to.

Clauses 16 to 19 — put and agreed to.

Clause 20 — David Davis moved amendment Nos. 4 to 6 *(DD135C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 16

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Georgie Purcell; Samantha Ratnam; 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.
Clause 20 — put and agreed to.

Clause 21 — put and agreed to.

Bill reported without amendment.

* * * * *

NATIONAL ELECTRICITY (VICTORIA) AMENDMENT (VICGRID) BILL 2024

Committed Thursday, 2 May 2024
Amendments circulated: David Davis (DD137C) (pp. 507-8)

Clauses 1 to 3 — put and agreed to.

Clause 4 — David Davis moved amendment Nos. 1 to 3 *(DD137C)*.
Question — That the amendments be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 16

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Georgie Purcell; Samantha Ratnam; 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.
Clause 4 — put and agreed to.

Clauses 5 to 7 — put and agreed to.

Clause 8 — Question — That clause 8 stand as part of the Bill — put.
The Committee divided — The Deputy President in the Chair.

AYES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Georgie Purcell; Samantha Ratnam; 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)

NOES, 16

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clause 9 — David Davis moved amendment Nos. 4 and 5 *(DD137C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 12

Georgie Crozier; David Davis; Renee Heath; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Georgie Purcell; Samantha Ratnam; 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.

Clause 9 — put and agreed to.

Clauses 10 and 11 — put and agreed to.

Bill reported without amendment.

* * * * *

ESTATE AGENTS, RESIDENTIAL TENANCIES AND OTHER ACTS AMENDMENT (FUNDING) BILL 2024

Committed Thursday, 2 May 2024

Amendments circulated: David Davis (DD136C) (p. 508) and Aiv Puglielli (AP03C) (pp. 508-9)

Clause 1 — David Davis moved amendment Nos. 1 and 2 *(DD136C)*.

Question — That the amendments be agreed to — put and agreed to.

Clause 1, as amended — put and agreed to.

Clauses 2 to 19 — put and agreed to.

Clause 20 — David Davis moved amendment Nos. 3 to 5 *(DD136C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 20, as amended — put and agreed to.

Clauses 21 and 22 — Question — That clauses 21 and 22 stand part of the Bill — put and negatived.

Clauses 23 and 24 — put and agreed to.

Long Title — David Davis moved amendment No. 8 *(DD136)*.
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. ENERGY AND PUBLIC LAND LEGISLATION AMENDMENT (ENABLING OFFSHORE WIND ENERGY) BILL 2024

Amendments circulated by David Davis (DD135C)

1. Clause 8, page 6, after line 31 insert—

"(3A) Before granting a licence under subsection (1), the person who grants the licence must be satisfied that adequate consultation has been undertaken with the local community regarding the proposed licence.

(3B) On granting a licence under subsection (1), the person who grants the licence must publish, on a website administered by the Department, a statement setting out details of the consultation undertaken with the local community regarding the licence.".

2. Clause 12, page 10, after line 34 insert—

"(3A) Before granting a licence under subsection (1), the Minister must be satisfied that adequate consultation has been undertaken with the local community regarding the proposed licence.

(3B) On granting a licence under subsection (1), the Minister must publish, on a website administered by the Department of Energy, Environment and Climate Action, a statement setting out details of the consultation undertaken with the local community regarding the licence.".

3. Clause 15, page 14, after line 11 insert—

"(4A) Before granting a licence or permit under this section, the Minister must be satisfied that adequate consultation has been undertaken with the local community regarding the proposed licence or permit.

(4B) On granting a licence or permit under this section, the Minister must publish, on a website administered by the Department, a statement setting out details of the consultation undertaken with the local community regarding the licence or permit.".

4. Clause 20, line 17, before "The Minister" insert "(1)".

5. Clause 20, line 20, omit 'company."' and insert "company.".

6. Clause 20, after line 20 insert—

'(2) The Minister must not declare a person to be an offshore wind energy generation company under subsection (1) unless the Minister is satisfied that the person is a fit and proper person to be declared an offshore wind energy generation company."'.

2. NATIONAL ELECTRICITY (VICTORIA) AMENDMENT (VICGRID) BILL 2024

Amendments circulated by David Davis (DD137C)

1. Clause 4, line 4, omit "definition" and insert "definitions".

2. Clause 4, line 6, omit '52;".' and insert "52;".

3. Clause 4, after line 6 insert—

'***Community Advisory Committee*** means the Community Advisory Committee established under section 88;".'.

4. Clause 9, line 3, before "Before section" insert "(1)".

5. Clause 9, after line 12 insert—

'(2) After section 12A(4) of the Principal Act **insert**—

"(4A) Regulations made for the purposes of section 75(1) must not provide that a traditional owner right within the meaning of the **Traditional Owner Settlement Act 2010** is a prescribed interest in public land.".'.

6. Clause 10, line 13, omit "**Part 7**" and insert "**Parts 7 and 8**".

7. Clause 10, page 41, line 15, omit 'delegation.".' and insert "delegation.".

8. Clause 10, page 41, after line 15 insert—

'**Part 8—Community Advisory Committee**

88 Minister must establish Community Advisory Committee

The Minister must—

(a) establish a Community Advisory Committee; and

(b) determine the procedure of the Committee; and

(c) determine the Committee's terms of reference.

89 Function of Community Advisory Committee

The function of the Community Advisory Committee is to provide advice to the Minister so that decisions made under this Act are consistent with community interests.

90 Appointment of Community Advisory Committee members

(1) The Minister must appoint the following persons to be members of the Community Advisory Committee—

(a) after consulting the Victorian Farmers Federation, 2 persons to represent the interests of Victorian farmers;

(b) after consulting the Australian Industry Group, one person to represent the interests of the Victorian manufacturing industry;

(c) after consulting the Municipal Association of Victoria, one person to represent the interests of Victorian rural councils;

(d) after consulting the Victorian Chamber of Commerce and Industry, 2 persons to represent the interests of Victorian small business owners;

(e) after consulting Seafood Industry Victoria, one person to represent the interests of the Victorian seafood industry;

(f) 2 persons to represent the interests of electricity consumers in Victoria.

(2) A member of the Community Advisory Committee is appointed on the terms and conditions that are specified in the instrument of appointment.

91 Minister and CEO VicGrid must consult Community Advisory Committee

Before making a decision under this Act, other than a decision under section 55 or 87, the Minister or the CEO VicGrid must consult the Community Advisory Committee.".'.

3. ESTATE AGENTS, RESIDENTIAL TENANCIES AND OTHER ACTS AMENDMENT (FUNDING) BILL 2024

Amendments circulated by David Davis (DD136C)

1. Clause 1, page 2, lines 7 to 9, omit all words and expressions on these lines.

2. Clause 1, page 2, line 10, omit "(e)" and insert "(d)".

3. Clause 20, lines 11 and 12, omit all words and expressions on these lines.

4. Clause 20, line 13, omit "(b)" and insert "(a)".

5. Clause 20, line 15, omit "(c)" and insert "(b)".

6. Clause 21, omit this clause.

7. Clause 22, omit this clause.

AMENDMENT OF LONG TITLE

8. Long title, after "**Public Records Act 1973**" omit "to abolish the Public Records Advisory Council".

Amendments circulated by Aiv Puglielli (AP03C)

1. Clause 1, page 2, lines 7 to 9, omit all words and expressions on these lines.

2. Clause 1, page 2, line 10, omit "(e)" and insert "(d)".

3. Clause 20, lines 11 and 12, omit all words and expressions on these lines.

4. Clause 20, line 13, omit "(b)" and insert "(a)".

5. Clause 20, line 15, omit "(c)" and insert "(b)".

6. Clause 21, omit this clause.

7. Clause 22, omit this clause.

AMENDMENT OF LONG TITLE

8. Long title, omit "to abolish the Public Records Advisory Council".

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 66 and 67

No. 66 — Tuesday, 14 May 2024

1 The President took the Chair at 12.02 pm, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACTS** — The President read Messages from the Lieutenant-Governor informing the Council that he had, on the following dates, given the Royal Assent to the following Acts presented to him by the Clerk of the Parliaments:

On 7 May 2024 —

Energy and Public Land Legislation Amendment (Enabling Offshore Wind Energy) Act 2024.

On 14 May 2024 —

National Electricity (Victoria) Amendment (VicGrid) Act 2024.

3 **ESTATE AGENTS, RESIDENTIAL TENANCIES AND OTHER ACTS AMENDMENT (FUNDING) BILL 2024** — The President read a Message from the Assembly informing the Council that, in relation to *'A Bill for an Act to amend the Residential Tenancies Act 1997 in relation to funding dispute resolution and advocacy services, to amend the Estate Agents Act 1980 in relation to funding dispute resolution and advocacy services and to abolish the Estate Agents Council, to amend the Business Licensing Authority Act 1998 to facilitate closure of the Sex Work Regulation Fund, to amend the Public Records Act 1973 and for other purposes'* the Assembly have:

(1) agreed with the amendments made by the Council; and

(2) made a further amendment with which agreement is requested.

On the motion of Jaclyn Symes, the Assembly's Message was ordered to be taken into consideration forthwith.

The further amendment for consideration by the Council was circulated and is as follows:

FURTHER AMENDMENT No. 1

1. Clause 19, omit this clause.

Jaclyn Symes moved, That the Council agree to the further amendment made by the Assembly.

Debate ensued.

Question — put and agreed to.

Message sent to the Assembly informing them that the Council have agreed to the further amendment made by the Assembly in this Bill.

4 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of David Davis, the answers given by Gayle Tierney to questions relating to antisemitism at university campuses (QwN 523) were ordered to be taken into consideration on the next day of meeting.

* * * * *

QUESTION DIRECTED FOR WRITTEN RESPONSE — The President directed a minister to provide a written response to a question without notice pursuant to Standing Order 8.07 as follows:

- **Violence against educators (QwN 522)** — substantive question asked by Jeff Bourman — response from Lizzie Blandthorn due Thursday, 16 May 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

5 PETITIONS —

GIVE OWNERS CORPORATIONS MORE CONTROL OVER SHORT-TERM ACCOMMODATION — Georgie Crozier presented a petition bearing 598 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to amend the *Owners Corporations Act 2006* to allow owners corporations to have the option to decide whether short-term accommodation is allowed in their building, including but not limited to all past, present and future short-term accommodation, made effective by a 75 per cent democratic vote by owners *(Ordered to be tabled).*

* * * * *

INQUIRY INTO GENDER IDENTITY SERVICES FOR YOUNG PEOPLE — Bev McArthur presented a petition bearing 1,437 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to implement an urgent, impartial, transparent, ethical, independent inquiry into gender identity services for children and adolescents, and consult with medical professionals and young people and their families who have lived experiences about the current end to end treatment process *(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.

6 PAPERS —

COMMITTEE REPORT — SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled Alert Digest No. 6 of 2024 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

* * * * *

BUDGET PAPERS, 2024-25 — Pursuant to sections 27E and 40 of the *Financial Management Act 1994*, the Clerk tabled the 2024-25 —

(a) Budget Paper No. 2 – Strategy and Outlook;
(b) Budget Paper No. 3 – Service Delivery;
(c) Budget Paper No. 5 – Statement of Finances (incorporating Quarterly Financial Report No. 3); and
(d) Department Performance Statement.

Lizzie Blandthorn, by leave, presented the 2024-25 —

(a) Budget Paper No. 1 – Treasurer's Speech;
(b) Budget Paper No. 4 – State Capital Program;
(c) Budget Overview; and
(d) Budget Information Paper – Gender Equality Budget Statement *(Ordered to be tabled)*.

On the motion of Lizzie Blandthorn, the Budget Papers, 2024-25 were ordered to be taken into consideration on the next day of meeting.

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Crown Land (Reserves) Act 1978 — Order of 10 May 2024 giving approval to the granting of a licence at Lower Maribyrnong Riverlands.

Independent Broad-based Anti-corruption Commission — Report to the Attorney-General, 1 July 2019 to 31 December 2022, under section 464ZP of the Crimes Act 1958.

Interpretation of Legislation Act 1984 — Notice under section 32(3)(a)(iii) in relation to Obligations of managers of land or infrastructure (Urban stormwater management and On-site wastewater management) *(Gazette S230, 9 May 2024)*.

Planning and Environment Act 1987 — Notices of approval of the —

Ballarat Planning Scheme — Amendment C246.
Boroondara Planning Scheme — Amendment C387.
Hume Planning Scheme — Amendment C267.
Kingston Planning Scheme — Amendment C203.
Melbourne Planning Scheme — Amendment C440.
Strathbogie Planning Scheme — Amendment C89.
Victoria Planning Provisions — Amendment VC255.
Yarra Planning Scheme — Amendment C308.

Statutory Rules under the following Acts of Parliament —

Crimes Act 1958 — No. 29.
Financial Management Act 1994 — No. 28.
Transport (Safety Schemes Compliance and Enforcement) Act 2014 — No. 30.

Subordinate Legislation Act 1994 —

Documents under section 15 in relation to Statutory Rule Nos. 29 and 30.

Legislative instruments and related documents under section 16B in respect of —

Order for Obligations of managers of land or infrastructure (Urban stormwater management and On-site wastewater management) under the Environment Protection Act 2017.

Revised Health Complaint Handling Standards 2023 under the Health Complaints Act 2016.

Surveillance Devices Act 1999 — Report, 1 July 2023 – 1 February 2024, under section 30L of the Act, by the Office of the Special Investigator.

* * * * *

PAPER PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following paper:

Response from the Minister for Public and Active Transport to petition titled Retain Tram Stop Number 9 on La Trobe/Victoria Street (Petition No. 533) (presented by Wendy Lovell on 6 February 2024) *(released on 7 May 2024 – a non-sitting day)*.

7 BUSINESS OF THE COUNCIL — Aiv Puglielli moved, by leave, That the following general business take precedence on Wednesday, 15 May 2024 —

(1) order of the day No. 1, listed for a future day, resumption of debate on the second reading of the Hemp Industry Bill 2024;

(2) order of the day No. 6, resumption of debate on the Residential Tenancies Amendment (Rent Freeze and Caps) Bill 2023;

(3) notice of motion given this day by Georgie Crozier on the 2024-25 Budget; and

(4) notice of motion No. 369, standing in Evan Mulholland's name on the building and construction industry.

Question — put and agreed to.

8 LEGAL AND SOCIAL ISSUES COMMITTEE — EXTENSION TO REPORTING DATE — INQUIRY INTO THE STATE EDUCATION SYSTEM IN VICTORIA — Trung Luu moved, by leave, That the reporting date for the Legal and Social Issues Committee's Inquiry into the state education system in Victoria be extended to 15 October 2024.

Question — put and agreed to.

9 PRODUCTION OF DOCUMENTS — SUSPENSION OF LEADER OF THE GOVERNMENT — Pursuant to a resolution of the Council on 30 April 2024, David Davis moved, That this House suspends the Leader of the Government from the service of the Council for the remainder of today and for the next two subsequent sitting days.

Debate ensued.

Georgie Crozier moved, as an amendment, That all the words after "That" be **omitted** and **replaced** with —

"this House —

(1) notes the failure of the Leader of the Government to comply with a number of resolutions of the Council requiring the Leader of the Government to table specified documents in the Legislative Council by particular dates, and further notes that orders for the following have not been complied with —

(a) Hydrogen Energy Supply Chain Project on 22 March 2023;

(b) Gas and electricity supplies on 15 November 2023;

(c) Redevelopment of high-rise public housing sites on 15 November 2023;

(d) Kangaroo Harvest Management Plan on 29 November 2023;

(e) Commonwealth infrastructure review on 29 November 2023;

(f) Port of Hastings' application for offshore wind turbine facilities on 7 February 2024;

(g) Better Regulation Victoria's Review of Victoria's approach to illicit tobacco regulation on 7 February 2024;

(h) Medically Supervised Injecting Room in Melbourne's CBD on 21 February 2024, paragraph 2(b);

(i) Albury Wodonga Health on 6 March 2024;

(2) affirms the privileges, immunities and powers conferred on the Council pursuant to section 19 of the *Constitution Act 1975*, and the power to make Standing Orders under section 43 of that Act;

(3) affirms the right of the Council to require the production of documents;

(4) believes that the Leader of the Government's failure to comply with the orders in paragraph (1) is unacceptable and disrespectful of the Legislative Council;

(5) requires the Leader of the Government to table in the Council, by 12.00 noon on 18 June 2024, the documents ordered by the Council in the motions identified in paragraphs (1)(a) to (i); and

(6) permits that if the Leader of the Government has not complied with Standing Orders 10.01 in relation to all the documents listed in paragraph (1) within the timeframe specified in paragraph (5), the Council will, at the conclusion of formal business on Tuesday, 18 June 2024 (or if formal business does not occur that day, at the conclusion of formal business on the next sitting day) give precedence for a non-government member to move, without leave, "That this House notes the failure of the Government to comply with Standing Orders and produce documents for various outstanding production of documents orders.".".

Debate ensued.

Question — That the amendment moved by Georgie Crozier be agreed to — 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; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Adem Somyurek; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Original question — put and negatived.

10 MEMBERS' STATEMENTS — Members made statements.

11 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 399, be postponed until later this day.

12 NATIONAL ENERGY RETAIL LAW (VICTORIA) BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Ingrid Stitt *(IS04C)* 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.

13 COMMERCIAL AND INDUSTRIAL PROPERTY TAX REFORM BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Evan Mulholland *(EM10C)* circulated amendments proposed to be moved during Committee of the whole.

[Sitting suspended from 6.29 pm to 7.33 pm]

Debate continued.

Question — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time with the concurrence of an absolute majority of the whole number of the members of the Legislative Council and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

14 APPROPRIATION (PARLIAMENT 2024-2025) BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act for the appropriation of certain sums out of the Consolidated Fund for the Parliament in respect of the financial year 2024/2025 and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Harriet Shing laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Harriet Shing moved, That the Bill be now read a second time.

Harriet Shing incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier (for Evan Mulholland), the debate was adjourned for one week.

15 APPROPRIATION (2024-2025) BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act for the appropriation of certain sums out of the Consolidated Fund for the ordinary annual services of the Government for the financial year 2024/2025 and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Harriet Shing laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Harriet Shing moved, That the Bill be now read a second time.

Harriet Shing incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier (for Evan Mulholland), the debate was adjourned for one week.

16 COGNATE DEBATE — APPROPRIATION (2024-2025) BILL 2024 — BUDGET PAPERS, 2024-25 — Harriet Shing moved, by leave, That this House authorises the President to permit the second reading debate on the Appropriation (2024-2025) Bill 2024 to be taken concurrently with the debate on the motion to take note of the Budget Papers, 2024-25, contingent on such a motion being moved.

Question — put and agreed to.

17 CONFISCATION AMENDMENT (UNEXPLAINED WEALTH) BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Confiscation Act 1997 in relation to unexplained wealth and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Harriet Shing laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Harriet Shing moved, That the Bill be now read a second time.

Harriet Shing incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned for one week.

18 ADJOURNMENT — Harriet Shing moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 9.00 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 67 — Wednesday, 15 May 2024

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PAPER PRESENTED UNDER AN ACT OF PARLIAMENT — The Clerk tabled the following paper:

Crown Land (Reserves) Act 1978 — Order of 26 April 2024 giving approval to the granting of a lease at Murtoa Caravan Park Reserve.

3 SITTING OF THE COUNCIL — Jaclyn Symes moved, That the Council, at its rising, adjourn until Tuesday, 28 May 2024.

Question — put and agreed to.

4 MEMBERS' STATEMENTS — Members made statements.

5 PRODUCTION OF DOCUMENTS — MINISTERIAL ADVISORY COMMITTEE ON INFRASTRUCTURE CONTRIBUTIONS — David Davis moved, That this House —

(1) notes that it was reported in *The Age* on 30 April 2024, that when asked if infrastructure contributions would be widened to include all of Melbourne, the Minister for Planning, the Hon. Sonya Kilkenny MP, said the Government was

reviewing a related report from a ministerial advisory committee appointed in 2020 and that the final report was never publicly released;

(2) requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council, within three weeks of the House agreeing to this resolution —

(a) the final report referred to in paragraph (1); and

(b) submissions from departments, industry or the community made to, and/or accepted by the Government, informing the ministerial advisory committee, as referred to in paragraph (1).

Debate ensued.

Question — put and agreed to.

6 PRODUCTION OF DOCUMENTS — GOVERNMENT AGREEMENTS WITH ELBIT SYSTEMS AND THE ISRAELI MINISTRY OF DEFENSE — Sarah Mansfield moved, That this House requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council, within four weeks of the House agreeing to this resolution, all documents which comprise agreements that the Government has signed with —

(1) Elbit Systems and its subsidiaries; and

(2) the Israeli Ministry of Defense.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Melina Bath; 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)

Question agreed to.

7 HEMP INDUSTRY BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

8 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of Evan Mulholland, the answers given by Harriet Shing to questions relating to rooming housing (QwN 530) were ordered to be taken into consideration on the next day of meeting.

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:

- **Government partnerships with Elbit Systems (QwN 527)** — substantive and supplementary questions asked by Sarah Mansfield — response from Jaclyn Symes due Friday, 17 May 2024.
- **Student gender identity guidelines (QwN 529)** — substantive and supplementary questions asked by David Limbrick — response from Lizzie Blandthorn due Friday, 17 May 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 HEMP INDUSTRY BILL 2024 — Debate continued on the question, That the Bill be now read a second time.

On the motion of Aiv Puglielli, the debate was adjourned until later this day.

10 RESIDENTIAL TENANCIES AMENDMENT (RENT FREEZE AND CAPS) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

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.

11 2024-25 BUDGET — Georgie Crozier moved, That this House —

(1) acknowledges the Government's thriftless disregard for the needs and taxes paid by Victorian individuals, families and businesses in the 2024-25 State Budget, including —
   (a) blowing out net debt to $188 billion with interest payments to soar to $26 million per day by 2028;
   (b) hiking up the fire services levy and introducing higher taxes on homes during a housing affordability crisis;
   (c) cutting $286 million from tourism at a time when Victoria lags behind Queensland and New South Wales in visitor numbers;
   (d) increasing the public sector wages bill by $2.5 billion, while cutting vital frontline services across health, education, tourism, and crime prevention;
   (e) funding cuts to family violence and women's policy programs and to vital medical research;
   (f) funding cuts and backflipping on commitments made following the Royal Commission into the Mental Health system;
   (g) reneging on critical infrastructure commitments such as Airport Rail and Geelong Fast Rail while proceeding with the $216 billion Suburban Rail Loop;
   (h) charging Victorian families nearly triple to put bins out through an increase to the municipal waste levy;
   (i) increasing the industrial waste levy paid by Victorian businesses;

(2) calls on the Allan Labor Government to —

(a) reverse the funding cuts to critical jobs;
(b) reverse the tax increases introduced in the 2024-25 State Budget;
(c) immediately provide a clear plan to clear Victoria's debt; and
(d) commit to root and branch tax reform to reduce the burden on Victorian households and businesses.

Debate ensued.

Business interrupted at 5.15 pm, pursuant to Sessional Orders, the debate stood adjourned in the name of Melina Bath.

12 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

Business interrupted at 5.50 pm, pursuant to Sessional Orders.

13 PETITIONS (QUALIFYING FOR DEBATE) — END PARTNERSHIP WITH ELBIT SYSTEMS — Samantha Ratnam moved, That the petition be taken into consideration.

Debate ensued.

The President advised that the time allocated for debate had concluded.

Question — put.

The Council divided — The President in the Chair.

AYES, 7

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 29

Ryan Batchelor; 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)

Question negatived.

14 NATIONAL ENERGY RETAIL LAW (VICTORIA) BILL 2024 — The President read a Message from the Assembly informing the Council that they have agreed to the amendments made by the Council in this Bill.

15 STATE TAXATION AMENDMENT BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Duties Act 2000, the Environment Protection Act 2017, the Gambling Taxation Act 2023, the Land Tax Act 2005, the Payroll Tax Act 2007, the Planning and Environment Act 1987, the State Taxation Acts and Other Acts Amendment Act 2023, the Taxation Administration Act 1997 and the Victorian Conservation Trust Act 1972 and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Harriet Shing laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Harriet Shing moved, That the Bill be now read a second time.

Harriet Shing incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier (for Evan Mulholland), the debate was adjourned for one week.

16 FINANCIAL MANAGEMENT AMENDMENT (GENDER RESPONSIVE BUDGETING) BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Financial Management Act 1994 in relation to gender responsive budgeting and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Harriet Shing laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Harriet Shing moved, That the Bill be now read a second time.

Harriet Shing incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier (for Evan Mulholland), the debate was adjourned for one week.

17 ADJOURNMENT — Lizzie Blandthorn moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.10 pm until Tuesday, 28 May 2024.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 66 and 67

NATIONAL ENERGY RETAIL LAW (VICTORIA) BILL 2024
Committed Tuesday, 14 May 2024
Amendments circulated: Ingrid Stitt (IS04C) (p. 526)

Clauses 1 to 25 — put and agreed to.

Clause 26 — Ingrid Stitt moved amendment No. 1 *(IS04C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 26, as amended — put and agreed to.

Clauses 27 to 33 — put and agreed to.

Clause 34 — Ingrid Stitt moved amendment No. 2 *(IS04C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 34, as amended — put and agreed to.

Clauses 35 to 41 — put and agreed to.

Bill reported with amendments.

* * * * *

COMMERCIAL AND INDUSTRIAL PROPERTY TAX REFORM BILL 2024
Committed Tuesday, 14 May 2024
Amendments circulated: Evan Mulholland (EM10C) (p. 526)

Clauses 1 and 2 — put and agreed to.

Clause 3 — Evan Mulholland moved amendment No. 1 *(EM10C)*.
Question — That the amendment be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 16

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 3 — put and agreed to.

Clauses 4 to 16 — put and agreed to.

Clause 17 — no question put pursuant to Standing Order 14.16(2).

Clauses 18 to 56 — put and agreed to.

Clause 57 — Evan Mulholland moved amendment No. 6 *(EM10C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 16

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 57 — put and agreed to.

Clauses 58 to 67 — put and agreed to.

Bill reported without amendment.

RESIDENTIAL TENANCIES AMENDMENT (RENT FREEZE AND CAPS) BILL 2023

Committed Wednesday, 15 May 2024

Clause 1 — consideration of clause commenced.

Joe McCraken moved, That the Deputy President report progress and seek leave to sit again.
Question — put and agreed to.

Progress reported.

AMENDMENTS CIRCULATED IN RELATION TO —

1. NATIONAL ENERGY RETAIL LAW (VICTORIA) BILL 2024

Amendments circulated by Ingrid Stitt (IS04C)

1. Clause 26, lines 23 to 25, omit all words and expressions on these lines and insert—

"***retailer authorisation*** means a retailer authorisation within the meaning of the National Energy Retail Law (Victoria) that authorises the holder to sell electricity;".

2. Clause 34, lines 27 to 29, omit all words and expressions on these lines and insert—

"***retailer authorisation*** means a retailer authorisation within the meaning of the National Energy Retail Law (Victoria) that authorises the holder to sell gas;".

2. COMMERCIAL AND INDUSTRIAL PROPERTY TAX REFORM BILL 2024

Amendments circulated by Evan Mulholland (EM10C)

1. Clause 3, page 4, after line 13 insert—

"***regional Victoria*** has the same meaning as in section 18(8) of the **First Home Owner Grant and Home Buyer Schemes Act 2000**;".

2. Clause 19, line 19, omit "—1%" and insert "or land that is wholly in regional Victoria—0·8%".

3. Clause 19, line 21, after "land" insert "other than BTR land that is wholly in regional Victoria".

4. Clause 19, line 22, omit "land." and insert "land; or".

5. Clause 19, after line 22, insert—

"(c) for land that is wholly in regional Victoria—0·4% of the taxable value of the land.".

6. Clause 57, page 45, after line 13 insert—

"(7) The Treasurer must—

(a) determine the risk margin for the transition loan program; and

(b) update the risk margin at least once each financial year; and

(c) cause details of the rationale for the risk margin to be published in the Government Gazette—

(i) with the notice published under subsection (3)(a) or (b); and

(ii) as soon as practicable after each update of the risk margin."

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 68, 69 and 70

No. 68 — Tuesday, 28 May 2024

1 The President took the Chair at 12.02 pm, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACTS** — The President read a Message from the Lieutenant-Governor informing the Council that he had, on 21 May 2024, given the Royal Assent to the following Acts presented to him by the Clerk of the Parliaments:

Commercial and Industrial Property Tax Reform Act 2024

Estate Agents, Residential Tenancies and Other Acts Amendment (Funding) Act 2024

National Energy Retail Law (Victoria) Act 2024.

3 **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:

- **Greyhound racing deaths (QwN 538)** — substantive and supplementary questions asked by Georgie Purcell — response from Enver Erdogan due Thursday, 30 May 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

4 **JOINT SITTING — SENATE VACANCY** — The President read a Message from the Assembly informing the Council that they have agreed to meet the Legislative Council for the purpose of sitting and voting together to choose a person to hold the place in the Senate rendered vacant by the death of Senator Linda White, and propose that the place and time of such meeting be the Legislative Assembly Chamber on 29 May 2024 at 6.30 pm, and requesting the agreement of the Council.

On the motion of Jaclyn Symes, by leave, the Assembly's Message was ordered to be taken into consideration forthwith.

Jaclyn Symes moved, That this House meets with the Legislative Assembly for the purpose of sitting and voting together to choose a person to hold the place in the Senate rendered vacant by the death of Senator Linda White, and as proposed by the Assembly, the place and time of such meeting be the Legislative Assembly Chamber on Wednesday, 29 May 2024 at 6.30 pm.

Question — put and agreed to.

Message sent to the Assembly informing them of the resolution.

5 PETITION — ALLOW CONSUMPTION AND POSSESSION OF SMALL QUANTITIES OF CANNABIS — Rachel Payne presented a petition bearing 2,785 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to change the laws so that Victorian adults can responsibly consume and possess small quantities of cannabis without fear of persecution *(Ordered to be tabled)*.

The petition having received the required number of signatures, Rachel Payne listed the petition for future debate during Petitions (qualifying for debate).

6 PAPERS —

COMMITTEE REPORT — SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled Alert Digest No. 7 of 2024 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Education and Care Services National Law Act 2010 — Documents under section 303 of the Act in relation to —

Education and Care Services National Amendment Regulations 2024.

Education and Care Services National Further Amendment Regulations 2024.

Land Acquisition and Compensation Act 1986 — Minister's certificate of 22 May 2024 to not require the service of a notice of intention to acquire land, under section 7 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 2021/22.

Planning and Environment Act 1987 — Notices of approval of the —

Baw Baw Planning Scheme — Amendment C150.

Golden Plains, Latrobe and Mount Alexander Planning Schemes — Amendment GC239.

Mildura Planning Scheme — Amendment C124.

Monash Planning Scheme — Amendment C166.

Stonnington Planning Scheme — Amendment C314.

Warrnambool Planning Scheme — Amendment C214.

Whitehorse Planning Scheme — Amendment C250.

Yarra Planning Scheme — Amendments C326 and C327.

Statutory Rules under the following Acts of Parliament —

Child Employment Act 2003 — No. 33.

Drugs, Poisons and Controlled Substances Act 1981 — No. 34.
Survey Co-ordination Act 1958 — No. 31.
Water Act 1989 — No. 32.
Workplace Injury Rehabilitation and Compensation Act 2013 — No. 35.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule Nos. 31, 34 and 35.

Victorian Law Reform Commission — Report on Recklessness, February 2024 *(Ordered to be published)*.

Wildlife Act 1975 — Notices under section 86 of the Act —
Wildlife (Closure of Lake Lonsdale) Notice *(Gazette S239, 16 May 2024)*.
Wildlife (Prohibition of Game Hunting) Notice No. 3/2024 *(Gazette S241, 16 May 2024)*.

* * * * *

PAPER PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following paper:

Response from the Minister for Planning to petition titled Reject proposal to construct a waste-to-energy plant in Lara, Geelong (Petition No. 499) (presented by Sarah Mansfield on 18 April 2024) *(released on 17 May 2024 – a non-sitting day)*.

7 PRODUCTION OF DOCUMENTS — NATIONAL ENERGY BODIES — The Clerk tabled a letter from the Attorney-General, dated 17 May 2024, in response to a resolution of the Council on 1 May 2024 (on the motion of David Davis), relating to national energy bodies, advising that the Government has undertaken thorough and diligent searches and does not hold a copy of the documents sought.

On the motion of David Davis, the Attorney-General's letter was ordered to be taken into consideration on the next day of meeting.

8 BUSINESS OF THE COUNCIL — Georgie Crozier moved, by leave, That the following general business take precedence on Wednesday, 29 May 2024 —

(1) order of the day No. 11, second reading of the Payroll Tax Amendment (Protecting Victorians' Access to GPs, Dentists and Other Allied Health Practitioners) Bill 2023;
(2) notice of motion given this day by David Davis on Victoria's gas strategy;
(3) notice of motion No. 422, standing in Evan Mulholland's name on the Suburban Rail Loop; and
(4) notice of motion given this day by Moira Deeming on disclosure of information relating to government spending.

Question — put and agreed to.

9 LEGAL AND SOCIAL ISSUES COMMITTEE — EXTENSION TO REPORTING DATE — INQUIRY INTO WORKPLACE DRUG TESTING IN VICTORIA — Trung Luu moved, by leave, That the reporting date for the Legal and Social Issues Committee's Inquiry into workplace drug testing in Victoria be extended to 27 August 2024.

Question — put and agreed to.

10 MEMBERS' STATEMENTS — Members made statements.

11 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 427, be postponed until later this day.

12 COGNATE DEBATE — APPROPRIATION (2024-2025) BILL 2024 — BUDGET PAPERS, 2024-25 — Jaclyn Symes moved, That the Budget Papers, 2024-25 be taken into consideration.

Pursuant to an order of the Council on 14 May 2024, the second reading debate on the Appropriation (2024-2025) Bill 2024 was taken concurrently with the debate on the motion to take the Budget Papers, 2024-25 into consideration.

Debate resumed on the questions, That the Appropriation (2024-2025) Bill 2024 be now read a second time, and That the Budget Papers, 2024-25 be taken into consideration.

David Davis, by leave, incorporated material in Hansard, pursuant to Standing Order 12.15.

Lee Tarlamis moved, That the debate on the motion to take the Budget Papers, 2024-25 into consideration be adjourned until the next day of meeting.

Question — put and agreed to.

The concurrent debate having concluded —

13 APPROPRIATION (2024-2025) BILL 2024 — Question — That the Bill be now read a second time — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

14 STATE TAXATION AMENDMENT BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Evan Mulholland *(EM12C)* circulated amendments proposed to be moved during Committee of the whole.

[Sitting suspended from 6.25 pm to 7.33 pm]

Debate continued.

Question — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted.

Jaclyn Symes moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Adem Somyurek; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

15 ADJOURNMENT — Jaclyn Symes moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 9.13 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 69 — Wednesday, 29 May 2024

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 ECONOMY AND INFRASTRUCTURE COMMITTEE — EXTENSION TO REPORTING DATE — INQUIRY INTO PIG WELFARE IN VICTORIA — The President read a letter from the Chair of the Economy and Infrastructure Committee advising that the Committee agreed to extend the reporting date of its self-referred Inquiry into Pig Welfare in Victoria from 30 May 2024 to 20 June 2024.

3 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General — Guardianship and Decision-making for Vulnerable Adults, May 2024 *(Ordered to be published)*.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule No. 36.

4 MEMBERS' STATEMENTS — Members made statements.

5 PAYROLL TAX AMENDMENT (PROTECTING VICTORIANS' ACCESS TO GPs, DENTISTS AND OTHER ALLIED HEALTH PRACTITIONERS) BILL 2023 — 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.

On the motion of Lee Tarlamis, the debate was adjourned for two weeks.

6 PRODUCTION OF DOCUMENTS — FUTURE GAS STRATEGY — David Davis moved, That this House —

(1) notes that the Federal Government released its Future Gas Strategy on 9 May 2024;

(2) requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council, within three weeks of the House agreeing to this resolution —

(a) any materials or submissions provided to the Federal Government by the Victorian Minister for Energy and Resources or by the Department of Energy, Environment and Climate Action (DEECA) regarding the development of the Future Gas Strategy;

(b) any materials, including assessments and briefs, provided by DEECA to the Minister for Energy and Resources concerning the Future Gas Strategy; and
(c) any consultancies or work by contractors used to inform submissions to the Federal Future Gas Strategy process.

Debate ensued.

Question — put and agreed to.

7 PRODUCTION OF DOCUMENTS — AMALGAMATIONS OF VICTORIA'S HEALTH SERVICES — Georgie Crozier moved, That this House —

(1) notes that in relation to the proposed amalgamations of Victoria's health services —
(a) several media reports have confirmed that the Victorian Government commissioned a report to address the growing financial issues in Victoria's public hospitals and potential solutions;
(b) the Secretary of the Department of Health, Professor Euan Wallace, confirmed at a hearing of the Public Accounts and Estimates Committee on 22 May 2024, that a report was provided to the Victorian Government in early May 2024 around the issue of hospital consolidations; and
(2) requires the Leader of the Government, pursuant to Standing Order 10.01, to table in the Council by 19 June 2024, all briefs, advice, and reports provided to the Minister for Health and to the Department of Health around recommendations, practical implementation, and feasibility of amalgamating, consolidating, or merging, however described, Victoria's health services in both regional and metropolitan areas.

Debate ensued.

Question — put and agreed to.

8 VICTORIA'S GAS STRATEGY — David Davis moved, That this House —

(1) notes that the Federal Government's Future Gas Strategy, released on 9 May 2024, diverges significantly from the Victorian Government's Gas Substitution Roadmap, including in the importance it accords to the freedom of choice of consumers to use gas, as shown under guiding principle 4 which states that "households will continue to have a choice over how their energy needs are met", whereas the Gas Substitution Roadmap seeks to deny choice to consumers by having already banned gas connections to developments requiring a planning permit, including new estates, and banned rebates on gas appliances; and
(2) calls on the Victorian Government to urgently review its Gas Substitution Roadmap in light of the strategy released by the Federal Government.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 14

Melina Bath; Gaelle Broad; Jeff Bourman; Georgie Crozier; David Davis; Renee Heath; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; 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, 17

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Aiv Puglielli; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Business interrupted at 12.04 pm, pursuant to Sessional Orders.

9 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of Georgie Crozier, the answers given by Ingrid Stitt to questions relating to the sobering up service evaluation report (QwN 546) were ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Flemington Racecourse flood wall (QwN 543)** — supplementary question asked by Sarah Mansfield — response from Harriet Shing due Friday, 31 May 2024.
- **Treaty negotiation records (QwN 545)** — substantive and supplementary questions asked by Rikkie-Lee Tyrrell — response from Jaclyn Symes due Friday, 31 May 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

10 SUBURBAN RAIL LOOP — Evan Mulholland moved, That this House notes that —

(1) fresh doubts surround the future of the most expensive transport infrastructure project in Victoria's history following confirmation the Federal Budget contains no additional funding for the Suburban Rail Loop (SRL) East;

(2) in 2022, the Victorian Labor Government stated that the $34.5 billion SRL East would be funded through three equal $11.5 billion contributions from the Victorian State Government, the Federal Government and new taxes via 'value-capture' initiatives;

(3) to date, the Federal Labor Government has committed just $2.2 billion towards the project, with Federal Minister for Infrastructure, Catherine King, stating that no further money will be provided until the project has been assessed by Infrastructure Australia;

(4) with Federal Labor now walking away from the project, the Allan Labor Government faces a $20 billion funding shortfall for the SRL East as it boasts of preparing to sign all main works contracts by 2026;

(5) the independent Parliamentary Budget Office has costed stages 1 and 2 of the project at $216 billion;

(6) this wasteful spend means Victorians living in growth areas and regional Victoria will miss out on essential infrastructure projects;

(7) with a $20 billion funding shortfall, Premier Jacinta Allan must explain what new taxes will be raised and what other desperately needed infrastructure projects across Victoria will be cancelled to pay for the SRL East;

and calls on the Allan Labor Government to pause the SRL East and not enter into any further contracts.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put.

The Council divided — The President in the Chair.

AYES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; 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, 17

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Aiv Puglielli; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

11 DISCLOSURE OF INFORMATION RELATING TO GOVERNMENT SPENDING — Moira Deeming moved, That this House —

(1) affirms that the public have a right to know how their tax dollars are spent by the Victorian Government, Victorian government departments and local government councils;

(2) calls on the Government to establish, as a matter of principle and practice, that disclosure of specific information about government funded projects, programs and services be made publicly available, including —

(a) unredacted contracts, unless specific information can be objectively proven to necessitate redaction;

(b) conflict of interest disclosures;

(c) annual expenditure data;

(d) annual performance reviews; and

(e) statutes under which programs and services are authorised.

Debate ensued.

On the motion of Lee Tarlamis, the debate was adjourned until the next day of meeting.

12 BUSINESS POSTPONED — Ordered — That the consideration of the remaining notices of motion and orders of the day, general business, be postponed until the next day of meeting.

13 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

14 ADJOURNMENT — Ingrid Stitt moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.03 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 70 — Thursday, 30 May 2024

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 JOINT SITTING — SENATE VACANCY — The President reported that the House met with the Legislative Assembly on Wednesday, 29 May 2024 to choose a person to hold the place in the Senate rendered vacant by the death of Senator Linda White and the joint sitting elected Lisa Darmanin.

3 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Subordinate Legislation Act 1994 —

Documents under section 15 in relation to Statutory Rule No. 38.

Legislative instruments and related documents under section 16B in respect of Service Victoria Identity Verification Standards under the Service Victoria Act 2018.

4 SITTING OF THE COUNCIL — Jaclyn Symes moved, That the Council, at its rising, adjourn until Tuesday, 18 June 2024.

Question — put and agreed to.

5 COMMITTEE MEMBERSHIP — Georgie Crozier moved, by leave, That Richard Welch be a participating member of the Economy and Infrastructure Standing Committee.

Question — put and agreed to.

6 MEMBERS' STATEMENTS — Members made statements.

7 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 452, be postponed until later this day.

8 FINANCIAL MANAGEMENT AMENDMENT (GENDER RESPONSIVE BUDGETING) BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Question — put.

The Council divided — The President in the Chair.

AYES, 29

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Nick McGowan; Tom McIntosh; Evan Mulholland; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 3

Moira Deeming; David Limbrick; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Business interrupted at 12.00 noon.

9 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed a minister to provide a written response to questions without notice pursuant to Standing Order 8.07 as follows:

- **Native bird hunting compliance (QwN 550)** — substantive and supplementary questions asked by Georgie Purcell — response from Gayle Tierney due Monday, 3 June 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

10 FINANCIAL MANAGEMENT AMENDMENT (GENDER RESPONSIVE BUDGETING) BILL 2024 — Bill further considered in Committee of the whole.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

11 APPROPRIATION (PARLIAMENT 2024-2025) BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and, by leave, read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

12 BUDGET PAPERS, 2024-25 — Debate resumed on the question, That the Budget Papers, 2024-25 be taken into consideration.

On the motion of Lee Tarlamis, the debate was adjourned until the next day of meeting.

13 LOCAL GOVERNMENT AMENDMENT (GOVERNANCE AND INTEGRITY) BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Local Government Act 2020 in relation to governance and integrity matters and to make other miscellaneous amendments, to amend the Local Government Act 1989 to reflect machinery of government changes, to make consequential amendments to the Victorian Civil and Administrative Tribunal Act 1998 and for other purposes* and requesting the agreement of the Council.

On the motion of Lizzie Blandthorn, the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Lizzie Blandthorn laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Lizzie Blandthorn moved, That the Bill be now read a second time.

Lizzie Blandthorn incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier (for David Davis), the debate was adjourned for one week.

14 SUSTAINABLE FORESTS (TIMBER) REPEAL BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to repeal the Sustainable Forests (Timber) Act 2004, to abolish VicForests, to amend the Conservation, Forests and Lands Act 1987 and the Forests Act 1958 in relation to forest management and to consequentially amend other Acts and for other purposes* and requesting the agreement of the Council.

On the motion of Lizzie Blandthorn (for Gayle Tierney), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Lizzie Blandthorn laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Lizzie Blandthorn moved, That the Bill be now read a second time.

Lizzie Blandthorn incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier, the debate was adjourned for one week.

15 VICTORIAN RESPONSIBLE GAMBLING FOUNDATION REPEAL AND ADVISORY COUNCILS BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to repeal the Victorian Responsible Gambling Foundation Act 2011, to abolish the Victorian Responsible Gambling Foundation, to amend the Gambling Regulation Act 2003, the Victorian Gambling and Casino Control Commission Act 2011 and the Liquor Control Reform Act 1998 and for other purposes* and requesting the agreement of the Council.

On the motion of Lizzie Blandthorn, the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Lizzie Blandthorn laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Lizzie Blandthorn moved, That the Bill be now read a second time.

Lizzie Blandthorn incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier, the debate was adjourned for one week.

16 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.26 pm until Tuesday, 18 June 2024.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 68, 69 and 70

APPROPRIATION (2024-2025) BILL 2024

Committed Tuesday, 28 May 2024

Clauses 1 to 10 — put and agreed to.

Schedules 1 to 3 — put and agreed to.

Bill reported without amendment.

* * * * *

STATE TAXATION AMENDMENT BILL 2024

Committed Tuesday, 28 May 2024

Amendments circulated: Evan Mulholland (EM12C) (p. 541)

Clause 1 — Evan Mulholland moved amendment No. 1 *(EM12C)*.

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; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 19

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Adem Somyurek; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 1 — put and agreed to.

Clauses 2 to 5 — put and agreed to.

Clauses 6 to 17 — no question put pursuant to Standing Order 14.16(2).

Clauses 18 and 19 — put and agreed to.

Clauses 20 and 21 — no question put pursuant to Standing Order 14.16(2).

Clauses 22 and 23 — put and agreed to.

Clause 24 — no question put pursuant to Standing Order 14.16(2).

Clauses 25 to 27 — put and agreed to.

Bill reported without amendment.

* * * * *

FINANCIAL MANAGEMENT AMENDMENT (GENDER RESPONSIVE BUDGET) BILL 2024
Committed Thursday, 30 May 2024

Clauses 1 to 11 — put and agreed to.

Bill reported without amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. STATE TAXATION AMENDMENT BILL 2024

Amendments circulated by Evan Mulholland (EM12C)

1. Clause 1, page 2, lines 14 to 16, omit "and non-profit organisations providing educational services to those schools".

NEW CLAUSE

2. Insert the following New Clause before clause 15—

'**14A Schools and school councils**

(1) In clause 14(1) of Schedule 2 to the **Payroll Tax Act 2007 omit** "if the school is declared in accordance with this clause".

(2) Clause 14(3), (4) and (5) of Schedule 2 to the **Payroll Tax Act 2007** are **repealed**.'.

3. Clause 15, omit this clause.

4. Clause 16, omit this clause.

5. Clause 17, omit this clause.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 71, 72 and 73

No. 71 — Tuesday, 18 June 2024

1 The President took the Chair at 12.02 pm, read the Prayer and made an Acknowledgement of Country.

2 **THE LATE HONOURABLE LOUIS STUART LIEBERMAN AM** — Jaclyn Symes moved, That this House expresses its sincere sorrow at the death, on 17 May 2024, of the Honourable Louis Stuart Lieberman AM, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Assembly for the Electoral District of Benambra from 1976 to 1992, and as Minister for Planning from 1979 to 1982, Assistant Minister of Health from 1979 to 1981, Minister for Minerals and Energy and Minister of Mines in 1981, and Minister for Local Government from 1981 to 1982.

Other members addressed the House.

Members rose in their places for one minute's silence as a mark of respect and the question was agreed to unanimously.

As a further mark of respect, the sitting was suspended for one hour.

[Sitting suspended from 12.19 pm to 1.23 pm]

3 **ASSENT TO ACTS** — The President read Messages from the Lieutenant-Governor informing the Council that he had —

On 4 June 2024, given the Royal Assent to the following Acts presented to him by the Speaker:

Appropriation (2024-2025) Act 2024

Appropriation (Parliament 2024-2025) Act 2024.

On 4 June 2024, given the Royal Assent to the following Acts presented to him by the Clerk of the Legislative Council:

Financial Management Amendment (Gender Responsive Budgeting) Act 2024

State Taxation Amendment Act 2024.

4 **QUESTION TIME** —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

ANSWERS TAKEN INTO CONSIDERATION — Ordered that the following answers be taken into consideration on the next day of meeting —

- On the motion of David Davis, the answers given by Lizzie Blandthorn to questions relating to the impact of the Suburban Rail Loop East on early childhood centres (QwN 561).
- On the motion of Evan Mulholland, the answers given by Enver Erdogan to questions relating to defects in corrections centres (QwN 563).

* * * * *

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:

- **Offshore gas projects (QwN 558)** — substantive and supplementary questions asked by Sarah Mansfield — response from Jaclyn Symes due Thursday, 20 June 2024.
- **Pig welfare (QwN 562)** — substantive question asked by Georgie Purcell — response from Gayle Tierney due Thursday, 20 June 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

5 PETITIONS —

ALLOW SECURITY GUARDS ACCESS TO CERTAIN NON-LETHAL WEAPONS AND PROTECTIVE CLOTHING — Jeff Bourman presented a petition bearing 77 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to amend the *Private Security Act 2004*, *Control of Weapons Act 1990* and Control of Weapons Regulations 2021 to allow unarmed security and crowd controllers access to certain non-lethal weapons and protective clothing *(Ordered to be tabled).*

On the motion of Jeff Bourman, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

REDUCE PUBLIC TRANSPORT FEES FOR NON-DOMESTIC STUDENTS — Katherine Copsey presented a petition bearing 79 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to initiate a reduction of daily Public Transport Victoria fares for non-domestic students in order for students to be able to consistently pay fares with a higher level of compliance and reduce financial strain while studying in Victoria and extend the Free Tram Zone radius to the University of Melbourne CBD campus so that students can commute to their campus with ease *(Ordered to be tabled).*

* * * * *

REGULAR MAINTENANCE OF VICROADS ASSETS IN FRANKSTON CITY — Ann-Marie Hermans presented a petition bearing 517 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to reinstate regular maintenance of VicRoads assets across Frankston City, and ensure there is money in the State Budget for the VicRoads maintenance budget *(Ordered to be tabled).*

On the motion of Ann-Marie Hermans, the petition was ordered to be taken into consideration on the next day of meeting.

SPEED LIMITS ON THE PYRENEES HIGHWAY NEAR CASTLEMAINE — Wendy Lovell presented a petition bearing 144 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to immediately reinstate the previous speed limits in force on the Pyrenees Highway between the Calder Freeway and Castlemaine and introduce sensible safety measures for pedestrians in the short section of the Highway leading into Castlemaine *(Ordered to be tabled).*

On the motion of Wendy Lovell, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

ONE-PERSON POLICE STATIONS — Joe McCracken presented a petition bearing 1,982 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government and Victoria Police to guarantee that no amendments are made to the Victoria Police (Police Officers, Protective Services Officers, Police Reservists and Police Recruits) Enterprise Agreement 2019 to remove employees from one-person police stations which would put community safety at risk *(Ordered to be tabled).*

On the motion of Joe McCracken, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

END PARTNERSHIP WITH ELBIT SYSTEMS — Samantha Ratnam presented a petition bearing 242 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to end its partnership with Elbit Systems and its memorandum of understanding with Israel's Ministry of Defense, and support an immediate embargo on military trade from Victoria to Israel *(Ordered to be tabled).*

6 PAPERS —

PAPER PRESENTED BY ORDER OF THE COUNCIL — Harriet Shing, by leave, presented the Guidelines for the Classification of Computer Games 2023 *(Ordered to be tabled).*

* * * * *

COMMITTEE REPORTS —

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled Alert Digest No. 8 of 2024 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

* * * * *

PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Nick McGowan tabled a Report on the Independent performance audit of the Auditor-General and the Victorian Auditor-General's Office 2024: budget variation from the Public Accounts and Estimates Committee *(Ordered to be published).*

Nick McGowan 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:

Crown Land (Reserves) Act 1978 — Order of 13 June 2024 giving approval to the granting of a licence at Euroa I49 Bushland Reserve.

Interpretation of Legislation Act 1984 — Notice under section 32(3)(a)(iii) in relation to EPA Designation – Classification of black coal fly ash *(Gazette G23, 6 June 2024)*.

Planning and Environment Act 1987 — Notices of approval of the —

Bayside Planning Scheme — Amendments C186 and C198.

Brimbank Planning Scheme — Amendment C240.

Frankston Planning Scheme — Amendment C152.

Greater Bendigo Planning Scheme — Amendment C242.

Kingston Planning Scheme — Amendment C222.

Latrobe Planning Scheme — Amendment C136.

Macedon Ranges Planning Scheme — Amendment C153.

Melbourne Planning Scheme — Amendments C401 and C470.

Monash Planning Scheme — Amendment C167.

Moorabool Planning Scheme — Amendment C104.

Mornington Peninsula Planning Scheme — Amendment C300.

Stonnington Planning Scheme — Amendment C324.

Statutory Rules under the following Acts of Parliament —

Drugs, Poisons and Controlled Substances Act 1981 — No. 41.

Public Health and Wellbeing Act 2008 — No. 46.

Road Safety Act 1986 — No. 43.

Service Victoria Act 2018 — No. 38.

Subordinate Legislation Act 1994 — Nos. 37 and 40.

Transfer of Land Act 1958 — No. 39.

Victoria Police Act 2013 — No. 42.

Water Act 1989 — No. 44.

Wildlife Act 1975 — No. 45.

Subordinate Legislation Act 1994 —

Documents under section 15 in relation to Statutory Rule Nos. 32, 37, 39, 41, 42, 43, 44 and 46.

Legislative instruments and related documents under section 16B in respect of the Environment Protection Act 2017 —

EPA Designation – Classification of black coal fly ash.

EPA Determination – Development licence exemption for black coal fly ash.

EPA Determination – Permit exemption for black coal fly ash.

EPA Determination – Registration exemption for black coal fly ash.

Trust for Nature (Victoria) — Report, 2022-23.

* * * * *

PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Response from the Minister for Consumer Affairs to petition titled Give owners corporations more control over short-term accommodation (Petition No. 526) (presented by Georgie Crozier on 14 May 2024) *(released on 31 May 2024 – a non-sitting day)*.

Response from the Minister for Education to petition titled Build a secondary school in Heathcote (Petition No. 537) (presented by Gaelle Broad on 18 April 2024) *(released on 5 June 2024 – a non-sitting day).*

Response from the Minister for Environment to petition titled Financial support for brumby re-homers (Petition No. 495) (presented by Bev McArthur on 14 November 2023) *(released on 30 May 2024)*.

Response from the Minister for Health to petition titled Inquiry into gender identity services for young people (Petition No. 512) (presented by Bev McArthur on 14 May 2024) *(released on 11 June 2024 – a non-sitting day).*

* * * * *

PROCLAMATIONS — The Clerk tabled proclamations of the Governor in Council fixing operative dates for the following Acts:

Land (Revocation of Reservations) Act 2024 — Whole Act (other than Part 3) — 1 June 2024 *(Gazette S274, 28 May 2024)*.

Service Victoria Amendment Act 2024 — Whole Act — 29 May 2024 *(Gazette S275, 28 May 2024)*.

7 PRODUCTION OF DOCUMENTS —

2026 COMMONWEALTH GAMES BID — The Clerk tabled schedules of the 353 documents identified in response to a resolution of the Council on 1 May 2024 (on the motion of David Limbrick), relating to the 2026 Commonwealth Games bid.

The Clerk further tabled a letter from the Attorney-General, dated 30 May 2024, making a claim of executive privilege in relation to 350 documents in full and three documents in part.

* * * * *

FUTURE GAS STATEGY — The Clerk tabled a letter from the Attorney-General, dated 14 June 2024, in response to a resolution of the Council on 29 May 2024 (on the motion of David Davis), relating to the Future Gas Strategy, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

* * * * *

AMALGAMATIONS OF VICTORIA'S HEALTH SERVICES — The Clerk tabled a letter from the Attorney-General, dated 14 June 2024, in response to a resolution of the Council on 29 May 2024 (on the motion of Georgie Crozier), relating to the amalgamations of Victoria's health services, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

8 MESSAGE FROM ASSEMBLY — PERFORMANCE AUDIT OF THE AUDITOR-GENERAL AND THE VICTORIAN AUDITOR-GENERAL'S OFFICE — The President announced the receipt of a Message from the Assembly advising the Council that they have agreed to the following resolution:

That a budget variation of an additional $30,000 (excluding GST) be approved for MartinJenkins to deliver the performance audit of the Auditor-General and the Victorian Auditor-General's Office by the end of July 2024 —

and requesting the agreement of the Legislative Council.

On the motion of Harriet Shing, by leave, the Assembly's Message was ordered to be taken into consideration forthwith.

Harriet Shing moved, That the Council agrees with the Assembly and resolves, That a budget variation be approved for MartinJenkins to deliver the performance audit of the Auditor-General and the Victorian Auditor-General's Office by the end of July 2024.

Question — put and agreed to.

Message sent to the Assembly informing them accordingly.

9 BUSINESS OF THE COUNCIL — Georgie Crozier moved, by leave, That the following general business take precedence on Wednesday, 19 June 2024 —

(1) notice of motion given this day by Sarah Mansfield referring matters relating to the flood planning decisions at Kensington Banks and Rivervue estates to the Ombudsman;

(2) notice of motion given this day by Sarah Mansfield referring matters relating to Victoria's oil and gas infrastructure to the Environment and Planning Committee;

(3) notice of motion given this day by David Davis establishing a Select Committee on trade union intimidation;

(4) notice of motion given this day by Evan Mulholland referring the Victorian Managed Insurance Authority's management of domestic building insurance claims to the Ombudsman; and

(5) notice of motion given this day by David Davis on energy failures.

Question — put and agreed to.

10 MEMBERS' STATEMENTS — Members made statements.

11 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 452, be postponed until later this day.

12 LOCAL GOVERNMENT AMENDMENT (GOVERNANCE AND INTEGRITY) BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Sarah Mansfield *(SMA18C)* and Lizzie Blandthorn *(LB24C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put.

The Council divided — The President in the Chair.

AYES, 30

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; 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; Moira Deeming; David Limbrick; Sarah Mansfield; Aiv Puglielli; Samantha Ratnam; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a second time.

The President ruled certain amendments proposed to be moved during Committee of the whole by Sarah Mansfield *(SMA18C)* are outside the scope of the Bill.

Sarah Mansfield moved, That it be an instruction to the Committee that they have the power to consider New Clauses to amend the *Local Government Act 2020* to prohibit certain donors from making a gift to a candidate or a Councillor during the donation

period equal to or exceeding the gift disclosure threshold and to prohibit a person from making a gift to or for the benefit of a Councillor that exceeds the general cap for the election period.

Question — put.

The Council divided — The President in the Chair.

AYES, 22

Melina Bath; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; Tom McIntosh; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

[Sitting suspended from 6.26 pm to 7.28 pm]

Bill committed to a Committee of the whole.

House in Committee.

Bill reported with amendments, the Report was adopted.

Lizzie Blandthorn moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 29

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; 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; Moira Deeming; David Limbrick; Sarah Mansfield; Aiv Puglielli; Samantha Ratnam; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill with amendments and requesting their agreement.

13 ADJOURNMENT — Ingrid Stitt moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 10.26 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 72 — Wednesday, 19 June 2024

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PETITIONS —

RECONSIDER THE BARAK BEACON DEVELOPMENT HOUSING PROPOSAL — Georgie Crozier presented a petition bearing 143 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to reconsider the Barak Beacon development housing proposal and the available facilities, amenities, road infrastructure, community welfare and building by-laws and confine the development to its original target of three and four storey towers to reduce the dwellings from 408 to 250 public housing homes *(Ordered to be tabled).*

* * * * *

RETAIN THE LORD'S PRAYER IN LEGISLATIVE COUNCIL PROCEEDINGS — Evan Mulholland presented a petition bearing 10,912 signatures from certain citizens of Victoria requesting that the Legislative Council recognise the valuable role of the Lord's Prayer in Parliament and ensure its practice continues to play an integral part of our democratic tradition *(Ordered to be tabled).*

The petition having received the required number of signatures, Evan Mulholland listed the petition for future debate during Petitions (qualifying for debate).

3 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General —

Domestic Building Oversight Part 2: Dispute Resolution, June 2024 *(Ordered to be published)*.

Effectiveness of the Tutor Learning Initiative, June 2024 *(Ordered to be published)*.

Planning Social Housing, June 2024 *(Ordered to be published)*.

Crown Land (Reserves) Act 1978 —

Order of 13 March 2024 giving approval to the granting of a licence at St Kilda Botanical Gardens Reserve.

Order of 8 April 2024 giving approval to the granting of a lease at Sandringham Beach Park.

Order of 9 May 2024 giving approval to the granting of a licence at St Kilda Botanical Gardens.

Order of 13 May 2024 giving approval to the granting of a licence at St Kilda Botanical Gardens.

Order of 21 May 2024 giving approval to the granting of a licence at Sandringham Beach Park.

Order of 5 June 2024 giving approval to the granting of a lease at Flemington and Kensington Reserve.

Subordinate Legislation Act 1994 — Legislative instrument and related documents under section 16B in respect of a Ministerial Prohibition Determination Applicable to Particular Place of Take Approvals that are Tagged – June 2024 under the Water Act 1989.

4 MEMBERS' STATEMENTS — Members made statements.

5 PRODUCTION OF DOCUMENTS — MEMORANDUM OF UNDERSTANDING FOR IMPLEMENTATION OF THE FIRE MEDICAL RESPONSE BY CFA VOLUNTEERS — Georgie Crozier moved, That this House —

(1) notes that Ambulance Victoria has executed a memorandum of understanding (MOU) with the Country Fire Authority (CFA) regarding the implementation of the Fire Medical Response by CFA volunteers;

(2) requires the Leader of the Government, pursuant to Standing Order 10.01, to table in the Council by 18 July 2024 —

(a) the MOU between Ambulance Victoria and the CFA regarding the implementation of the Fire Medical Response by CFA volunteers; and

(b) a copy of all briefs, advice and correspondence provided to the Minister for Ambulance Services and the Minister for Emergency Services in relation to the MOU.

Debate ensued.

Question — put and agreed to.

6 OMBUDSMAN REFERRAL — FLOOD PLANNING DECISIONS AT KENSINGTON BANKS AND RIVERVUE ESTATES — Sarah Mansfield moved, That this House —

(1) notes that —

(a) Kensington Banks is a recent development advertised as being above the flood risk zone, and is not currently subject to a Land Subject to Inundation Overlay (LSIO);

(b) recent flood re-modelling by Melbourne Water re-classified over 900 homes in Kensington Banks as a flood risk in 2024, resulting in financial burden and risk for residents who purchased homes in good faith, based on government advice about flood risk;

(c) the Rivervue retirement development in Avondale Heights was inundated during the 2022 floods and the LSIO was moved during the development process;

(2) pursuant to section 16 of the *Ombudsman Act 1973*, refers the following matters to the Ombudsman for investigation and report —

(a) the development of Kensington Banks, including —

(i) the flood information relied on at the time of development;

(ii) whether promised flood mitigation measures were effectively undertaken at the time of development;

(iii) flood risk information provided to residents before they moved in;

(iv) losses incurred by residents as a result of changed flood modelling;

(v) the accuracy of historical and current Melbourne Water modelling and implications for residents;

(b) the relocation of the LSIO at Rivervue;

(c) policy changes needed in the future;
(d) compensation, support, and proposed measures and solutions for residents in the affected areas;
(e) any other related matters; and

(3) requires the Ombudsman investigation to include at least one day of public hearings.

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, 34

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Katherine Copsey; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; 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, 3

Jeff Bourman; Moira Deeming; David Limbrick.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

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 ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Public housing access (QwN 565)** — substantive question asked by Samantha Ratnam — response from Harriet Shing due Friday, 21 June 2024.
- **Emergency services budget (QwN 566)** — substantive and supplementary questions asked by Georgie Crozier — response from Jaclyn Symes due Thursday, 20 June 2024.
- **Native bird hunting compliance (QwN 567)** — substantive and supplementary questions asked by Jeff Bourman — response from Gayle Tierney due Friday, 21 June 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

8 LOCAL GOVERNMENT AMENDMENT (GOVERNANCE AND INTEGRITY) BILL 2024 — The President read a Message from the Assembly informing the Council that they have agreed to the amendments made by the Council in this Bill.

9 BUSINESS POSTPONED — Ordered — That the consideration of notice of motion, general business, No. 462, be postponed until later this day.

10 SELECT COMMITTEE — TRADE UNION INTIMIDATION — David Davis moved, That —

(1) a Select Committee of six members be appointed to inquire into, consider and report, by 30 June 2025, on trade union intimidation, including but not limited to —

(a) recent examples of union intimidation and threats including the recent comments by John Setka, Secretary of the CFMEU, and similar comments by other trade unions regarding the Australian Football League head of umpires, Steven McBurney, and other examples of union intimidation, threats and extortion;

(b) whether the criminal law, including the law as it relates to extortion, is sufficient and adequate to deal with Mr Setka's threats and intimidation;

(c) the involvement of, and comment by, Luke Hilakari, Victorian Trades Hall Council Secretary, and the apparent involvement of other Victorian unions;

(d) the impact on the construction industry, including construction costs, of similar threats and intimidation directed towards construction industry participants;

(e) whether union behaviour and culture has contributed to project cost blowouts and time delays in project completion, noting the massive cost blowouts on Victorian government construction projects and the significant time delays, including on the Big Build;

(f) whether the abolition of the Australian Building and Construction Commission on 6 February 2023 by the Albanese Labor Government has had a negative impact on construction costs;

(g) whether the abolition of the Code Compliance Unit on 18 January 2015 by the Andrews/Allan Labor Government has had a negative impact on construction costs;

(2) the Committee will consist of two members from the Government nominated by the Leader of the Government in the Council, two members from the Opposition nominated by the Leader of the Opposition in the Council and two members from among the remaining members in the Council;

(3) the members will be appointed by lodgement of the names with the President within seven calendar days of the Council agreeing to this resolution;

(4) the Chair of the Committee will be a non-Government member;

(5) a member of the Committee may appoint a substitute to act in their place (for nominated meetings or for a defined period of time) by that member, or the leader of that member's party, writing to the Chair advising of the member who will act as their substitute;

(6) a member who has been substituted off the Committee must not participate in any proceedings of the Committee for the nominated meetings or defined period of time that they have been substituted off for;

(7) substitute members will have all the rights of a member of the Committee and shall be taken to be a member of the Committee for the purpose of forming a quorum;
(8) the first meeting of the Committee will be held within one week of members' names being lodged with the President; and
(9) the Committee may proceed to the despatch of business notwithstanding that all members have not been appointed and notwithstanding any vacancy.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put.

The Council divided — The President in the Chair.

AYES, 13

Melina Bath; Georgie Crozier; David Davis; 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, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

11 OMBUDSMAN REFERRAL — VICTORIAN MANAGED INSURANCE AUTHORITY'S MANAGEMENT OF DOMESTIC BUILDING INSURANCE CLAIMS — Evan Mulholland moved, That this House —

(1) notes —
  (a) many aspirational Victorians have had their dreams of home ownership undermined by the unexpected insolvency of their builder;
  (b) the Victorian Managed Insurance Authority (VMIA) has unreasonably refused, reduced, or prolonged domestic building insurance (DBI) claims without transparency;
  (c) that as at April 2024, according to figures revealed under freedom of information requests, there were over 1,600 outstanding claims with the VMIA in the construction, property and DBI categories;
  (d) the VMIA has acknowledged there are 2,158 claims currently unresolved, including 661 cases where an offer has been made but not yet accepted;
  (e) a group of 30 families frustrated with the VMIA wrote to the Ombudsman in December asking for an investigation into how claims for DBI are handled;
(2) further notes that the VMIA has allegedly engaged in unhelpful practices in relation to DBI claims, including —
  (a) promising remedial action to claimants but either failing to follow through or undertaking other actions that may be detrimental to a just insurance outcome;
  (b) ignoring just and fair requests for transparency;

(c) breaching good faith by providing building quotes consistently below reasonable market rates;

(d) the use of non-disparagement agreements in order to pressure Victorians to settle their claims; and

(3) pursuant to section 16 of the *Ombudsman Act 1973*, requests that the Ombudsman investigate the VMIA's management of DBI claims.

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.

12 ENERGY FAILURES — David Davis moved, That this House notes that —

(1) the Redbridge EnergyShift tracking poll, conducted in May, shows 64 per cent of Victorians were supportive of the use of natural gas in the energy transition, significantly more than voters in any other state and compared with 56 and 54 per cent in Queensland and New South Wales respectively;

(2) the poll also shows that —

(a) 71 per cent of Victorians believed blackouts were very or somewhat likely, compared with 67 per cent nationally;

(b) Victorians overwhelmingly prioritise cost and reliability in the shift to lower-emissions energy generation;

(3) Victorians know Labor's energy policies are chaotic and ineffective and that Labor, by insufficiently firming inherently intermittent renewable energy generation with gas-fired generation capacity, has botched the transition to low emissions energy;

(4) the supply of natural gas from Bass Strait is likely to reduce over the next few years, yet the Victorian Labor Government has not issued a single conventional onshore natural gas exploration permit in its almost ten years in office;

(5) the St Vincent de Paul and Alviss Consulting report, titled *Observations from the Vinnies' Tariff-Tracker Project*, found the price of electricity to households had increased by 28 per cent in the year to January 2024, and the price of gas by 22 per cent;

and calls on the Premier, the Hon. Jacinta Allan MP, and the Minister for Energy and Resources, the Hon. Lily D'Ambrosio MP, to rethink their extreme ideological opposition to natural gas.

Business interrupted at 5.15 pm, pursuant to Sessional Orders.

13 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

14 PETITIONS (QUALIFYING FOR DEBATE) — ALLOW CONSUMPTION AND POSSESSION OF SMALL QUANTITIES OF CANNABIS — Rachel Payne moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

15 ADJOURNMENT — Lizzie Blandthorn moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.31 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 73 — Thursday, 20 June 2024

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PETITIONS —

RESCIND THE ENVIRONMENTAL AUDIT OVERLAY IN THE WONTHAGGI NORTH EAST PRECINCT STRUCTURE PLAN — Renee Heath presented an electronic petition bearing 2,264 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to, as a matter of urgency, immediately rescind the decision to retrospectively blight the properties of hundreds of owners in the Wonthaggi North East Precinct Structure Plan locality with the newly introduced Environmental Audit Overlay *(Ordered to be tabled).*

* * * * *

RESCIND THE ENVIRONMENTAL AUDIT OVERLAY IN THE WONTHAGGI NORTH EAST PRECINCT STRUCTURE PLAN — Renee Heath presented a paper petition bearing 2,050 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to, as a matter of urgency, immediately rescind the decision to retrospectively blight the properties of hundreds of owners in the Wonthaggi North East Precinct Structure Plan locality with the newly introduced Environmental Audit Overlay *(Ordered to be tabled).*

The petition having received the required number of signatures, Renee Heath listed the petition for future debate during Petitions (qualifying for debate).

3 PAPERS —

PAPERS PRESENTED BY ORDER OF THE COUNCIL —

Lizzie Blandthorn, by leave, presented the Victorian Government Response to the Community Visitors Report, 2022-23 *(Ordered to be tabled).*

* * * * *

Jaclyn Symes, by leave, presented the:

Victorian Government Aboriginal Affairs Report, 2023, and Domain 1 to 6 Data Tables and 2023 Closing the Gap Tables *(Ordered to be tabled).*

Nyaal Banyul Geelong Convention and Event Centre Project: Project Summary, March 2024 *(Ordered to be tabled).*

Government's Progress Report on the recommendations made by the Independent Broad-Based Anti-corruption Commission in its Operation Daintree Special Report *(Ordered to be tabled).*

Government and Victorian Public Sector Commissioner's Responses to the Victorian Ombudsman Report on the Alleged politicisation of the public sector: Investigation of a matter referred from the Legislative Council on 9 February 2022 – Part 2 *(Ordered to be tabled).*

ECONOMY AND INFRASTRUCTURE COMMITTEE — Pursuant to Standing Order 23.22, Georgie Purcell tabled a Report on the Inquiry into pig welfare in Victoria (including an Appendix, Extracts of Proceedings and a Minority Report) from the Economy and Infrastructure Committee, and presented Transcripts of Evidence *(Transcripts of Evidence ordered to be tabled and the Report published).*

Georgie Purcell 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 —

Annual Plan, 2024–25.

Assuring the Integrity of the Victorian Government's Procurement Activities, June 2024 *(Ordered to be published)*.

Effectiveness of Arterial Road Congestion Initiatives, June 2024 *(Ordered to be published).*

Metro Tunnel Project: Phase 3 – Systems Integration, Testing and Commissioning, June 2024 *(Ordered to be published).*

Education and Care Services National Law Act 2010 — National Education and Care Services Freedom of Information Commission, Privacy Commissioners and Ombudsman — Report, 2022-23.

Land Tax Act 2005 — Treasurer's Report for 1 July 2022 to 30 June 2023 of Land Tax Absentee Owner Surcharge Exemptions, under section 3BB of the Act.

Multicultural Victoria Act 2011 — Victorian Government Report on Multicultural Affairs, 2022-23.

Phillip Island Nature Parks — Report, 2022-23.

Road Safety Act 1986 — Documents in relation to the Order in Council declaring certain motor vehicles not to be motor vehicles — electric scooters.

State Owned Enterprises Act 1992 — Under section 75 of the Act —

Constitution of SEC Energy Pty Ltd.

Constitution of SEC Infrastructure Pty Ltd.

Constitution of SEC Victoria Pty Ltd.

4 PRODUCTION OF DOCUMENTS —

COMMONWEALTH INFRASTRUCTURE REVIEW — The Clerk tabled 11 documents in full, three documents in part and schedules of the 36 documents identified in response to a resolution of the Council on 29 November 2023 (on the motion of David Davis), relating to the Commonwealth infrastructure review.

The Clerk further tabled a letter from the Attorney-General, dated 18 June 2024, making a claim of executive privilege in relation to 22 documents in full and three documents in part.

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KANGAROO HARVEST MANAGEMENT PLAN — The Clerk tabled 122 documents in full, two documents in part and schedules of the 128 documents identified in response to a resolution of the Council on 29 November 2023 (on the motion of Georgie Purcell), relating to the Kangaroo Harvest Management Plan.

The Clerk further tabled a letter from the Attorney-General, dated 18 June 2024, making a claim of executive privilege in relation to four documents in full and two documents in part, and noting that the Government proposes to deliver responsive documents in two tranches, with the second tranche to be produced within approximately six weeks.

* * * * *

MEDICALLY SUPERVISED INJECTING ROOM IN MELBOURNE'S CBD — The Clerk tabled three documents in full, three documents in part and schedules of the 17 documents identified in response to a resolution of the Council on 21 February 2024 (on the motion of David Ettershank), and further to the Government's initial response on 30 April 2024, relating to a Medically Supervised Injecting Room in Melbourne's CBD.

The Clerk further tabled a letter from the Attorney-General, dated 19 June 2024, making a claim of executive privilege in relation to 11 documents in full.

* * * * *

REDEVELOPMENT OF HIGH-RISE PUBLIC HOUSING SITES — The Clerk tabled 12 documents in full and a schedule of the documents provided in response to a resolution of the Council on 15 November 2023 (on the motion of Samantha Ratnam), relating to the redevelopment of high-rise public housing sites.

The Clerk further tabled a letter from the Attorney-General, dated 19 June 2024, making a claim of executive privilege in relation to 146 documents in full.

5 SITTING OF THE COUNCIL — Lizzie Blandthorn moved, That the Council, at its rising, adjourn until Tuesday, 30 July 2024.

Question — put and agreed to.

6 MEMBERS' STATEMENTS — Members made statements.

7 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 474, be postponed until later this day.

8 VICTORIAN RESPONSIBLE GAMBLING FOUNDATION REPEAL AND ADVISORY COUNCILS BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Katherine Copsey *(KC21C)* circulated an amendment proposed to be moved during Committee of the whole.

Question — put.

The Council divided — The President in the Chair.

AYES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Moira Deeming; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 13

Melina Bath; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Business interrupted at 12.00 noon.

9 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Threatened species list** – **ducks (QwN 574)** — substantive and supplementary questions asked by Jeff Bourman — response from Gayle Tierney due Monday, 24 June 2024.
- **Social gender transition at schools** – **record keeping (QwN 578)** — substantive and supplementary questions asked by Moira Deeming — response from Lizzie Blandthorn due Monday, 24 June 2024.
- **Cost of renewable energy transition (QwN 580)** — substantive and supplementary questions asked by Rikkie-Lee Tyrrell — response from Ingrid Stitt due Monday, 24 June 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

10 VICTORIAN RESPONSIBLE GAMBLING FOUNDATION REPEAL AND ADVISORY COUNCILS BILL 2024 — Bill further considered in Committee of the whole.

Bill reported with an amendment, the Report was adopted.

Lizzie Blandthorn moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 13

Melina Bath; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill with an amendment and requesting their agreement.

11 SUSTAINABLE FORESTS (TIMBER) REPEAL BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Melina Bath moved, as a reasoned amendment, That all the words after "That" be omitted and replaced with "the Bill be withdrawn and not reintroduced until fair compensation for loss of income is received by all those impacted by the Labor Government's early closure of the sustainable native timber industry.".

Debate ensued.

Melina Bath *(MB12C)* and Sarah Mansfield *(SMA17C)* circulated amendments proposed to be moved during Committee of the whole.

Question — That the reasoned amendment moved by Melina Bath be agreed to — put.

The Council divided — The President in the Chair.

AYES, 14

Melina Bath; 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; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Question — That the Bill be now read a second time — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Business interrupted at 6.30 pm.

On the motion of Jaclyn Symes, the meal break scheduled for this day was suspended.

Bill further considered in Committee of the whole.

Bill reported without amendment, the Report was adopted.

Jaclyn Symes moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Ingrid Stitt; Jaclyn Symes; Sonja Terpstra; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 12

Melina Bath; Georgie Crozier; Moira Deeming; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

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.

12 VICTORIAN RESPONSIBLE GAMBLING FOUNDATION REPEAL AND ADVISORY COUNCILS BILL 2024 — The President read a Message from the Assembly informing the Council that they have agreed to the amendment made by the Council in this Bill.

13 JUSTICE LEGISLATION AMENDMENT (INTEGRITY, DEFAMATION AND OTHER MATTERS) BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Crime Statistics Act 2014, the Criminal Procedure Act 2009, the Defamation Act 2005, the Freedom of Information Act 1982, the Independent Broad-based Anti-corruption Commission Act 2011, the Judicial Commission of Victoria Act 2016, the Local Government Act 2020, the Ombudsman Act 1973, the Privacy and Data Protection Act 2014, the Public Interest Disclosures Act 2012, the Public Interest Monitor Act 2011, the Racing Act 1958, the Spent Convictions Act 2021, the Surveillance Devices Act 1999, the Telecommunications (Interception) (State Provisions) Act 1988 and the Victorian Inspectorate Act 2011, to make consequential amendments to various Acts following the establishment of the National Anti-Corruption Commission and for other purposes* and requesting the agreement of the Council.

On the motion of Jaclyn Symes, the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Jaclyn Symes laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Jaclyn Symes moved, That the Bill be now read a second time.

Jaclyn Symes incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned for one week.

14 PARLIAMENTARY WORKPLACE STANDARDS AND INTEGRITY BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to establish a Parliamentary Workplace Standards and Integrity Commission, Parliamentary Integrity Adviser and Parliamentary Ethics Committee, to make consequential and related amendments to Acts and for other purposes* and requesting the agreement of the Council.

On the motion of Jaclyn Symes, the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Jaclyn Symes laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Jaclyn Symes moved, That the Bill be now read a second time.

Jaclyn Symes incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier, the debate was adjourned for one week.

15 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.24 pm until Tuesday, 30 July 2024.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 71, 72 and 73

LOCAL GOVERNMENT AMENDMENT (GOVERNANCE AND INTEGRITY) BILL 2024

Committed Tuesday, 18 June 2024

Amendments circulated: Lizzie Blandthorn (LB24C) (pp. 570-3) and Sarah Mansfield (SMA18C) (pp. 573-82)

Clause 1 — Sarah Mansfield moved amendment Nos. 1 to 3 *(SMA18C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 8

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 29

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Georgie Crozier; David Davis; 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; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Lizzie Blandthorn moved amendment Nos. 1 and 2 *(LB24C)*.

Question — That the amendments be agreed to — put and agreed to.

Clause 1, as amended — put and agreed to.

Clause 2 — Lizzie Blandthorn moved amendment Nos. 3 and 4 *(LB24C)*.

Question — That the amendments be agreed to — put and agreed to.

Clause 2, as amended — put and agreed to.

Clause 3 — put and agreed to.

Clause 4 — Sarah Mansfield moved amendment No. 6 *(SMA18C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 8

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 29

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Georgie Crozier; David Davis; 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; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 4 — put and agreed to.

Clause 5 — put and agreed to.

Clause 6 — Lizzie Blandthorn moved amendment No. 5 *(LB24C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 6, as amended — put and agreed to.

Clause 7 — Lizzie Blandthorn moved amendment Nos. 6 and 7 *(LB24C)*.

Question — That the amendments be agreed to — put and agreed to.

Clause 7, as amended — put and agreed to.

Clauses 8 to 14 — put and agreed to.

Clause 15 — Lizzie Blandthorn moved amendment No. 8 *(LB24C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 15, as amended — put and agreed to.

Clauses 16 to 18 — put and agreed to.

Clause 19 — Lizzie Blandthorn moved amendment Nos. 9 to 12 *(LB24C)*.

Question — That the amendments be agreed to — put and agreed to.

Clause 19, as amended — put and agreed to.

Clauses 20 to 23 — put and agreed to.

Clause 24 — Lizzie Blandthorn moved amendment Nos. 13 to 15 *(LB24C)*.

Question — That the amendments be agreed to — put and agreed to.

Clause 24, as amended — put and agreed to.

Clauses 25 to 30 — put and agreed to.

Clause 31 — Lizzie Blandthorn moved amendment Nos. 16 and 17 *(LB24C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 31, as amended — put and agreed to.

Clauses 32 to 44 — put and agreed to.

Clauses 45 and 46 — Question — That clauses 45 and 46 stand part of the Bill — put.
The Committee divided — The Deputy President in the Chair.

AYES, 29

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Georgie Crozier; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; 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; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clauses 47 to 65 — put and agreed to.

Clause 66 — Question — That clause 66 stand part of the Bill — put and negatived.

Clauses 67 and 68 — put and agreed to.

Clause 69 — Lizzie Blandthorn moved amendment No. 19 *(LB24C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 69, as amended — put and agreed to.

Clause 70 — Question — That clause 70 stand part of the Bill — put and negatived.

Clause 71 — put and agreed to.

Clause 72 — Question — That clause 72 stand part of the Bill — put and negatived.

Clause 73 — put and agreed to.

Clauses 74 and 75 — Question — That the Part heading preceding clause 74, and clauses 74 and 75 stand part of the Bill — put and negatived.

Clause 76 — put and agreed to.

Long title — Lizzie Blandthorn moved amendment No. 25 *(LB24C)*.
Question — That the amendment be agreed to — put and agreed to.
Question — That the long title, as amended, be the long title of the Bill — put and agreed to.

Bill reported with amendments.

* * * * *

VICTORIAN RESPONSIBLE GAMBLING FOUNDATION REPEAL AND ADVISORY COUNCILS BILL 2024

Committed Thursday, 20 June 2024
Amendment circulated: Katherine Copsey (KC21C) (pp. 582-3)

Clauses 1 to 17 — put and agreed to.

New Clause 17A — Katherine Copsey moved amendment No. 1 *(KC21C)*.
Question — That New Clause 17A stand part of the Bill — put and agreed to.

Clauses 18 to 21 — put and agreed to.

Bill reported with an amendment.

* * * * *

SUSTAINABLE FORESTS (TIMBER) REPEAL BILL 2024

Committed Thursday, 20 June 2024
Amendments circulated: Melina Bath (MB12C) (pp. 583-8) and Sarah Mansfield (SMA17C) (pp. 588-90)

Clauses 1 to 15 — put and agreed to.

New Clause 15A — Sarah Mansfield moved amendment No. 1 *(SMA17C)*.
Question — That New Clause 15A stand part of the Bill — put.
The Committee divided — The Deputy President in the Chair.

AYES, 7

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 29

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Georgie Crozier; David Davis; 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; Rickie-Lee Tyrrell; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 16 — Sarah Mansfield moved amendment No. 3 *(SMA17C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 7

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; 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; Sonja Terpstra; Rickie-Lee Tyrrell; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 16 — put and agreed to.

Clauses 17 to 19 — put and agreed to.

Clause 20 — Melina Bath moved amendment Nos. 1 and 2 *(MB12C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 13

Melina Bath; Georgie Crozier; Moira Deeming; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 19

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Ingrid Stitt; Jaclyn Symes; Sonja Terpstra; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 20 — put and agreed to.

Clause 21 — Melina Bath moved amendment No. 3 *(MB12C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 13

Melina Bath; Georgie Crozier; Moira Deeming; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 19

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Ingrid Stitt; Jaclyn Symes; Sonja Terpstra; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 21 — put and agreed to.

New Clause 21A — Melina Bath moved amendment No. 4 *(MB12C)*.

Question — That New Clause 21A, moved by Melina Bath, stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 12

Melina Bath; Georgie Crozier; Moira Deeming; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Ingrid Stitt; Jaclyn Symes; Sonja Terpstra; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

New Clause 21A — Sarah Mansfield moved amendment No. 4 *(SMA17C)*.

Question — That New Clause 21A, moved by Sarah Mansfield, stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 5

Katherine Copsey; Sarah Mansfield; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Georgie Crozier; Moira Deeming; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Ingrid Stitt; Jaclyn Symes; Sonja Terpstra; 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 negatived.

Clauses 22 to 27 — put and agreed to.

New Clause 27A — Melina Bath moved amendment No. 5 *(MB12C)*.

Question — That New Clause 27A stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 12

Melina Bath; Georgie Crozier; Moira Deeming; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Ingrid Stitt; Jaclyn Symes; Sonja Terpstra; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clauses 28 to 69 — put and agreed to.

Bill reported without amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. LOCAL GOVERNMENT AMENDMENT (GOVERNANCE AND INTEGRITY) BILL 2024

Amendments circulated by Lizzie Blandthorn (LB24C)

1. Clause 1, page 2, line 13, omit "changes;" and insert "changes.".

2. Clause 1, page 2, lines 14 to 17, omit all words and expressions on these lines.

3. Clause 2, lines 19 to 20, omit "and Part 4".

4. Clause 2, line 22, omit "and Part 4 come" and insert "comes".

5. Clause 6, lines 11 to 28, omit all words and expressions on these lines and insert—

'(2) After section 34(2)(i) of the Principal Act **insert**—

"(ia) is the subject of an Order under section 34A that has not been disallowed by a resolution of either House of Parliament; or

(ib) has been subject to 2 or more Orders under section 229A in the preceding 8 years and the period during which the second of those Orders may be disallowed by a resolution of either House of Parliament has expired, for the period of 4 years following the expiry of that disallowance period; or".

(3) After section 34(2) of the Principal Act **insert**—

"(2A) A person is disqualified from being a Councillor for the period determined under subsection (2B) if—

(a) the person has been subject to a finding of serious misconduct by a Councillor Conduct Panel under section 167 in the preceding 8 years and the period during which the person can apply under section 170 to VCAT for a review of that finding has expired; and

(b) the person has been subject to an Order under section 229A in the preceding 8 years and the period during which that Order may be disallowed by a resolution of either House of Parliament has expired.

(2B) For the purposes of subsection (2A), the period of disqualification is the later of the following periods—

(a) 4 years following the finding of serious misconduct;

(b) 4 years following the expiry of the disallowance period specified in subsection (2A)(b).".'.

6. Clause 7, page 6, line 9, omit 'meeting.".' and insert "meeting.".

7. Clause 7, page 6, after line 9 insert—

'(6) An Order made under subsection (1)—

(a) must be laid before both Houses of Parliament—

(i) if Parliament is then sitting, within 7 days after its making; or

(ii) if Parliament is not then sitting, within 7 days after the next meeting of Parliament; and

(b) may be disallowed by a resolution of either House of Parliament within 7 days after it has been laid before each House.".'.

8. Clause 15, line 18, omit "suspend" and insert "recommend the suspension of".

9. Clause 19, page 12, line 8, before "client legal privilege" insert "legal professional privilege or".

10. Clause 19, page 12, line 10, omit "client legal" and insert "that".

11. Clause 19, page 12, line 14, before "client legal privilege" insert "legal professional privilege or".

12. Clause 19, page 12, line 19, before "client legal privilege" insert "legal professional privilege or".

13. Clause 24, page 19, line 5, before "client legal privilege" insert "legal professional privilege or".

14. Clause 24, page 19, line 17, before "client legal privilege" insert "legal professional privilege or".

15. Clause 24, page 19, line 19, omit "client legal" and insert "that".

16. Clause 31, lines 10 to 33 and page 25, lines 1 to 25, omit all words and expressions on these lines and insert—

"(1) On the recommendation of the Minister, the Governor in Council, by Order, may suspend a Councillor for a period not exceeding 12 months.

(2) The Minister must not make a recommendation under subsection (1) unless—

(a) a Municipal Monitor or a Commission of Inquiry has provided a report to the Minister stating that the Councillor—

(i) is creating a serious risk to the health and safety of Councillors or members of Council staff; or

(ii) in the Councillor's capacity as a Councillor, is creating a serious risk to the health and safety of other persons; or

(iii) is preventing the Council from performing its functions; and

(b) the Minister is satisfied that the Councillor—

(i) is creating a serious risk to the health and safety of Councillors or members of Council staff; or

(ii) in the Councillor's capacity as a Councillor, is creating a serious risk to the health and safety of other persons; or

(iii) is preventing the Council from performing its functions; and

(c) the Minister is satisfied that—

(i) the Councillor has not been the subject of a determination under section 167 in respect of conduct specified in the report; and

(ii) no Councillor Conduct Panel is considering a matter that is dealt with in the report; and

(d) the Minister has notified the Councillor in writing that—

(i) the Minister intends to make the recommendation; and

(ii) the Councillor may provide a response to the Minister within 10 business days; and

(e) the Minister has considered any response provided by the Councillor within 10 business days after the notification.

(3) If an Order is made under subsection (1), the Minister must provide a copy of the Order to the Councillor and to the Council.

(4) A copy of an Order given to a Council under subsection (3) must be tabled at and recorded in the minutes of the next Council meeting.

(5) An Order made under subsection (1)—

(a) must be laid before both Houses of Parliament—

(i) if Parliament is then sitting, within 7 sitting days after its making; or

(ii) if Parliament is not then sitting, within 7 days after the next meeting of Parliament; and

(b) may be disallowed by a resolution of either House of Parliament within 7 days after it has been laid before each House.

(6) If an Order made under subsection (1) is disallowed by a resolution of either House of Parliament, the Councillor resumes office on that disallowance.".

17. Clause 31, page 25, line 27, omit "A Councillor suspended under section 229A" and insert "Unless an Order made under section 229A is disallowed by a resolution of either House of Parliament, a Councillor suspended by that Order".

18. Clause 66, omit this clause.

19. Clause 69, page 48, lines 17 to 18, omit all words and expressions on these lines.

20. Clause 70, omit this clause.

21. Clause 72, omit this clause.

22. Part heading preceding clause 74, omit this heading.

23. Clause 74, omit this clause.

24. Clause 75, omit this clause.

AMENDMENT OF LONG TITLE

25. Long title, omit ", to make consequential amendments to the **Victorian Civil and Administrative Tribunal Act 1998**".

Amendments circulated by Sarah Mansfield (SMA18C)

1. Clause 1, page 2, lines 4 to 7, omit all words and expressions on these lines.

2. Clause 1, page 2, line 13, omit "changes;" and insert "changes.".

3. Clause 1, page 2, lines 14 to 17, omit all words and expressions on these lines.

4. Clause 2, lines 19 to 20, omit "and Part 4".

5. Clause 2, line 22, omit "and Part 4 come" and insert "comes".

6. Clause 4, after line 20 insert—

'(2A) In section 3(1) of the Principal Act **insert** the following definitions—

"***gambling industry business entity*** has the meaning given by section 305C;

prohibited donor has the meaning given by section 305A;

property developer has the meaning given by section 305B;".'.

7. Clause 6, lines 11 to 14, omit all words and expressions on these lines and insert—

"(2) Section 34(2)(i) of the Principal Act is **repealed**.".

8. Clause 6, line 17, after "years" insert "and the period during which the person may apply under section 170 to VCAT for a review of those findings has expired".

9. Clause 6, lines 24 to 28, omit all words and expressions on these lines and insert—

'***adverse decision*** means a finding of serious misconduct under section 167.".'.

10. Clause 7, omit this clause.

11. Clause 12, omit this clause.

12. Clause 14, omit this clause.

13. Clause 15, omit this clause.

14. Clause 19, page 13, lines 10 to 34 and page 14, lines 1 to 7, omit all words and expressions on these lines.

15. Clause 26, line 17, omit "functions." and insert 'functions.".'.

16. Clause 26, lines 18 to 31 and page 21, lines 1 to 5, omit all words and expressions on these lines.

17. Clause 31, omit this clause.

NEW CLAUSE

18. Insert the following New Clause to follow clause 32—

'**32A New sections 305A to 305E inserted**

Before section 306 of the Principal Act **insert**—

"**305A Meaning of *prohibited donor***

For the purposes of this Division, ***prohibited donor*** means—

(a) a property developer; or

(b) a gambling industry business entity—

and includes any industry representative organisation if the majority of its members are prohibited donors and does not include a person or entity in respect of whom a determination under section 309C is in effect.

305B Meaning of *property developer*

(1) For the purposes of this Division, ***property developer*** means—

(a) a natural person or a corporation if—

(i) the natural person or corporation carries on a business mainly concerned with the residential or commercial development of land, with the ultimate purpose of the sale or lease of the land for profit; and

(ii) in the course of the business—

(A) one relevant planning application has been made by or on behalf of the natural person or corporation and is pending; or

(B) three or more relevant planning applications made by or on behalf of the natural person or corporation have been determined within the preceding 7 years; or

(b) a person who is a close associate of a natural person or a close associate of a corporation referred to in paragraph (a).

(2) Any activity engaged in by a natural person or corporation for the dominant purpose of providing commercial premises at which the natural person or corporation, or a related body corporate of the corporation, will carry on business is to be disregarded for the purpose of determining whether the natural person or corporation is a property developer unless that business involves the sale or leasing of a substantial part of the premises.

(3) In this section and section 305C—

close associate of a corporation means each of the following—

(a) a director or officer of the corporation or the spouse of such a director or officer;

(b) a related body corporate of the corporation;

(c) a person whose voting power in the corporation or a related body corporate of the corporation is greater than 20% or the spouse of such a person;

(d) if the corporation or a related body corporate of the corporation is a stapled entity in relation to a stapled security, the other stapled entity in relation to that stapled security;

(e) if the corporation is a trustee, manager or responsible entity in relation to a trust, a person who holds more than 20% of the units in the trust (in the case of a unit trust) or is a beneficiary of the trust (in the case of a discretionary trust);

(f) in relation to a corporation that is a property developer, a person in a joint venture or partnership with the property developer in connection with a relevant planning application made by or on behalf of the property developer who is likely to obtain a financial gain if development that would be or is authorised by the application is authorised or carried out;

close associate of a natural person means each of the following—

(a) the spouse of the person;

(b) in relation to a natural person who is a property developer, a person in a joint venture or partnership with the property developer in connection with a relevant planning application made by or on behalf of the property developer who is likely to obtain a financial gain if development that would be or is authorised by the application is authorised or carried out;

officer has the same meaning as it has in the Corporations Act;

related body corporate has the same meaning as it has in the Corporations Act;

relevant planning application means any of the following—

(a) a request to a planning authority to make or amend a planning scheme under the **Planning and Environment Act 1987**;

(b) a request to a responsible authority for a permit or an amendment to a permit under the **Planning and Environment Act 1987**;

(c) an application or request that is prescribed by the regulations to be a relevant planning application;

stapled entity means an entity the interests in which are traded along with the interests in another entity as stapled securities and (in the case of a stapled entity that is a trust) includes any trustee, manager or responsible entity in relation to the trust;

voting power has the same meaning as in the Corporations Act.

305C Meaning of *gambling industry business entity*

For the purposes of this Division, ***gambling industry business entity*** means—

(a) a corporation engaged in a business undertaking that is mainly concerned with wagering, betting or other gambling (including the manufacture of machines used primarily for that purpose) but only if it is for the ultimate purpose of making a profit; or

(b) a person who is a close associate of a corporation referred to in paragraph (a).

305D General cap on gifts

(1) It is unlawful for a person or body to make a gift to or for the benefit of a Councillor or candidate if the gift exceeds the general cap for the election period.

(2) It is unlawful for a Councillor or candidate to accept a gift from a person or body if, by itself or due to aggregation under subsection (6), the gift exceeds the general cap for the election period.

(3) Despite subsection (2), a Councillor or candidate may accept a gift that, due to aggregation under subsection (6), exceeds the general cap for the election period if the Councillor or candidate does not know, and could not reasonably have known, of the other gifts included in the aggregation.

(4) If a Councillor or candidate accepts a gift in accordance with subsection (3), the Councillor or candidate must return to the donor or forfeit to the State the amount by which the gift exceeds the general cap for the election period.

(5) In determining whether the general cap is exceeded for the election period, the following must be disregarded—

(a) a contribution made by the Councillor or candidate to their own election campaign;

(b) a minor gift made to or for the benefit of the Councillor or candidate.

(6) For the purposes of this section, a gift the value of which is equal to or less than the general cap must be treated as a gift that exceeds the general cap if the aggregate of the gift and all other gifts (excluding minor gifts) made by the same person or body to the same Councillor or candidate within the election period exceeds the general cap.

(7) A person who knowingly makes or accepts a gift that it is unlawful for the person to make or accept under this section is guilty of an offence.

Penalty: 300 penalty units or 2 years imprisonment or both.

(8) In this section—

general cap means the amount determined under section 305E;

minor gift means a gift the value of which is equal to or less than $50.

305E Amount of general cap

(1) The general cap, in respect of a Councillor or candidate, is—

(a) for an election period that starts before 1 July 2025, the amount of $4000; or

(b) for an election period that starts on or after 1 July 2025, the amount determined under subsection (2).

(2) For the purposes of subsection (1)(b), the amount specified in subsection (1)(a) must be varied, for the financial year beginning 1 July 2025 and each subsequent financial year, in accordance with the formula—

$$A \times \frac{B}{C}$$

where—

A is the amount specified in subsection (1)(a) or, if that amount has been varied in accordance with this section, that amount as last so varied;

B is the all groups consumer price index for Melbourne in original terms for the most recent reference period in the preceding calendar year most recently published by the Australian Bureau of Statistics as at 15 June immediately preceding the day on which the variation is made;

C is the all groups consumer price index for Melbourne in original terms for the corresponding reference period one year before the reference period referred to in **B** published by the Australian Bureau of Statistics as at 15 June immediately preceding the day on which the variation is made.

(3) Where it is necessary for the purposes of this section to calculate an amount, the amount is taken to have been calculated in accordance with this section if the calculation is made to the nearest whole $10.

305F Interim return by candidate

(1) No later than 14 days before election day, a person who is a candidate in the election must give an interim election campaign donation return to the Chief Executive Officer.

Penalty: 60 penalty units.

(2) An interim election campaign donation return must—

(a) be in the prescribed form; and

(b) contain the prescribed details in respect of any gifts received since the beginning of the donation period by or on behalf of the candidate, to be used for or in connection with the election

campaign, the amount or value of which is equal to or exceeds the gift disclosure threshold.

(3) Despite subsection (2), a candidate is not required to specify the prescribed details of an amount in an interim return if—

(a) the amount was a gift made in a private capacity to the candidate for the candidate's personal use; and

(b) the candidate has not used, and will not use, the gift solely or substantially for a purpose related to the election.

(4) A reference in subsection (2) to a gift made by a person includes a reference to a gift made on behalf of the members of an unincorporated association.

(5) For the purposes of this section, 2 or more gifts made by the same person to or for the benefit of a candidate are to be taken to be one donation.

(6) A person who—

(a) gives an interim return that contains particulars that the person knows are false or misleading in a material particular; or

(b) provides information that the person knows is false or misleading in a material particular to a person required to give an interim return under this section—

is guilty of an offence and liable to a fine not exceeding 60 penalty units.

(7) If a person is found guilty or convicted of an offence under subsection (6), a court may make an order that the offender give an interim return under subsection (1) that is not false or misleading in a material particular.

(8) If no details are required to be included in an interim return under this section in respect of a candidate, the interim return—

(a) must be given; and

(b) must include a statement to the effect that no gifts of a kind required to be disclosed were received.".'.

NEW CLAUSES

19. Insert the following New Clauses to follow clause 33—

'**33A Responsibilities of Chief Executive Officer**

Before section 307(1) of the Principal Act **insert**—

"(1AA) The Chief Executive Officer must ensure that, no later than 7 days before election day, a summary of each interim election campaign donation return given to the Chief Executive Officer under section 305F is made available on the Council's Internet site.".

33B Other matters relating to summaries of returns

(1) In section 308(3) of the Principal Act, for "given under section 306" **substitute** "received by the Chief Executive Officer".

(2) After section 308(3) of the Principal Act **insert**—

"(4) In this section—

election campaign donation return includes an interim election campaign donation return.".

33C Certain gifts not to be accepted

In section 309(1) of the Principal Act, for "It" **substitute** "Subject to section 309A, it".

33D New sections 309A to 309E inserted

After section 309 of the Principal Act **insert**—

"**309A Gifts from prohibited donors unlawful**

(1) It is unlawful for a prohibited donor to make a gift the amount or value of which is equal to or exceeds the gift disclosure threshold—

(a) during the donation period, to a candidate or for the benefit of a candidate; or

(b) to a Councillor.

(2) It is unlawful for a person to make a gift the amount or value of which is equal to or exceeds the gift disclosure threshold on behalf of a prohibited donor—

(a) during the donation period, to a candidate or for the benefit of a candidate; or

(b) to a Councillor.

(3) It is unlawful for a candidate or a person acting on behalf of a candidate to accept a gift the amount or value of which is equal to or exceeds the gift disclosure threshold during the donation period that was made (wholly or partly) by a prohibited donor or a person on behalf of a prohibited donor.

(4) It is unlawful for a Councillor or a person acting on behalf of a Councillor to accept a gift the amount or value of which is equal to or exceeds the gift disclosure threshold that was made (wholly or partly) by a prohibited donor or a person on behalf of a prohibited donor.

(5) It is unlawful for a prohibited donor to solicit another person to make a gift the amount or value of which is equal to or exceeds the gift disclosure threshold—

(a) during the donation period, to a candidate or for the benefit of a candidate; or

(b) to a Councillor.

(6) It is unlawful for a person to solicit another person on behalf of a prohibited donor to make a gift the amount or value of which is equal to or exceeds the gift disclosure threshold—

(a) during the donation period, to a candidate or for the benefit of a candidate; or

(b) to a Councillor.

309B Offence relating to gift from prohibited donor

A person who does any act that is unlawful under section 309A is guilty of an offence if the person was, at the time of the act, aware of the facts that result in the act being unlawful.

Penalty: 400 penalty units or imprisonment for 2 years.

309C Making of determination that person is not a prohibited donor

(1) A person may apply to the VEC for a determination that the person, or another entity, is not a person or entity specified in section 305A(a) or (b).

(2) The application must be written and supported by enough information to enable the VEC to decide the application.

(3) If the VEC is satisfied the person or entity to whom the application relates is not a person or entity specified in section 305A(a) or (b), the VEC must make the determination sought by the applicant.

(4) If the VEC is not satisfied the person or entity to whom the application relates is not a person or entity specified in section 305A(a) or (b), the VEC must—

(a) decide not to make the determination; and

(b) give the applicant an information notice about the decision.

(5) A determination made under this section has effect for 1 year unless it is earlier revoked.

309D Revocation of determination

(1) If, at any time, the VEC ceases to be satisfied that the person or entity in respect of whom a determination under section 309C relates is not a person or entity specified in section 305A(a) or (b), the VEC may revoke the determination by giving a written notice of revocation to the person or entity and, if the person or entity was not the applicant for the determination, the applicant.

(2) The notice of revocation given to the person or entity must include, or be accompanied by, an information notice about the decision to revoke the determination.

309E Register of determinations

(1) The VEC must keep a register of determinations made under section 309C.

(2) The register must include any revocations made under section 309D.

(3) The VEC must make the register available for public inspection without fee.".

33E Certain amounts forfeited to State

In section 310(1) of the Principal Act, after "309" **insert** "or 309A".

33F New section 310A inserted

After section 310 of the Principal Act **insert**—

"**310A Exception for membership subscriptions**

An annual or other subscription paid to a party by a natural person as a member of the party or for the person's affiliation with the party is not a gift for the purposes of this Division unless it is above the gift disclosure threshold.".'.

20. Clause 45, omit this clause.

21. Clause 46, omit this clause.

22. Clause 58, lines 32 to 34 and page 43, lines 1 to 15, omit all words and expressions on these lines and insert—

'For section 149(3) of the Principal Act **substitute**—

"(3) Without limiting subsection (2), the Principal Councillor Conduct Registrar may do any of the following—

(a) request information from a Council that the Principal Councillor Conduct Registrar considers necessary to make a determination under section 144(1)(c) or 155(1)(c);

(b) request information from a Council or another person or body that the Principal Councillor Conduct Registrar considers necessary to make a determination under section 144(1B) or 155(2);

(c) disclose information in an application made under section 143 or 154 to a person or body that the Principal Councillor Conduct Registrar is satisfied under section 144(1B) or 155(2) is dealing with or would more appropriately deal with the matter the subject of the application.".'.

23. Clause 66, omit this clause.

24. Clause 69, page 48, lines 17 to 18, omit all words and expressions on these lines.

25. Clause 70, omit this clause.

26. Clause 72, omit this clause.

27. Part heading preceding clause 74, omit this heading.

28. Clause 74, omit this clause.

29. Clause 75, omit this clause.

AMENDMENT OF LONG TITLE

30. Long title, omit ", to make consequential amendments to the **Victorian Civil and Administrative Tribunal Act 1998**".

2. VICTORIAN RESPONSIBLE GAMBLING FOUNDATION REPEAL AND ADVISORY COUNCILS BILL 2024

Amendment circulated by Katherine Copsey (KC21C)

NEW CLAUSE

1. Insert the following New Clause to follow Clause 17—

'**17A New section 44A inserted**

Before section 45 of the **Victorian Gambling and Casino Control Commission Act 2011 insert**—

"**44A Review of repeal of Victorian Responsible Gambling Foundation Act 2011**

(1) The Minister must cause a review of the repeal of the **Victorian Responsible Gambling Foundation Act 2011** to be commenced within one year after the second anniversary of the repeal of that Act.

(2) The review must consider and report on—

(a) the efficiency, effectiveness, appropriateness and co-ordination of functions related to gambling harm across the Commission, the Department of Justice and Community Safety and the Department of Health; and

(b) the methods used to identify gambling-related matters to research, the independence of that research and the value of any gambling-related research that is conducted or commissioned by the Commission, the Department of Justice and Community Safety or the Department of Health; and

(c) whether the Auditor-General's recommendations to prevent and protect the community from gambling harm have been fully implemented; and

(d) the availability, delivery and quality of gambling harm treatment services and gambling harm public education programs.

(3) The Minister must cause a copy of the report of the review to be laid before each House of the Parliament not later than 2 years after the second anniversary of the repeal of the **Victorian Responsible Gambling Foundation Act 2011**."'.

3. SUSTAINABLE FORESTS (TIMBER) REPEAL BILL 2024

Amendments circulated by Melina Bath (MB12C)

1. Clause 20, line 12, before "After" insert "(1)".

2. Clause 20, after line 16 insert—

'(2) After section 52(1A)(i) of the **Forests Act 1958 insert**—

"(ia) in the case of a licence or permit granted to a member of a traditional owner group, or a traditional owner group, within the meaning of the **Traditional Owner Settlement Act 2010**, to take away forest produce and to offer that produce for sale;

(ib) to take away forest produce, to use that produce in the manufacture of any thing and to offer that thing for sale;

(ic) to cut and take away a commercial quantity of forest produce for the purposes of offering that produce for sale for use as firewood, being a commercial quantity that either individually or together with one or more other licences or permits granted under this section for the purposes of this paragraph, is not less than the quantity required to sustain demand for firewood in Victoria;".

(3) After section 52(1B)(b) of the **Forests Act 1958 insert**—

"(ba) in the case of a licence or permit granted to a member of a traditional owner group, or a traditional owner group, within the meaning of the **Traditional Owner Settlement Act 2010**, to take away forest produce and to offer that produce for sale;

(bb) to take away forest produce, to use that produce in the manufacture of any thing and to offer that thing for sale;

(bc) to cut and take away a commercial quantity of forest produce for the purposes of offering that produce for sale for use as firewood, being a commercial quantity that either individually or together with one or more other licences or permits granted under this section for the purposes of this paragraph, is not less than the quantity required to sustain demand for firewood in Victoria;".'.

3. Clause 21, page 13, after line 20 insert—

"**57NAA Interpretation**

In sections 57NB and 57NC, ***imminent damage*** means loss of viable populations throughout a species range but does not include loss of viable populations arising from an activity performed for the purposes of preventing or suppressing disease, dieback or fire, including thinning, cutting and removing timber, planned burning and creating or maintaining firebreaks, fire access tracks or public roads.".

NEW CLAUSE

4. Insert the following clause to follow clause 21—

'**21A New sections 73A to 73L inserted**

After section 73 of the **Forests Act 1958 insert**—

"**State forest safety zones**

73A Definitions

In sections 73B to 73L—

authorised person means the following—

(a) the Secretary, when performing a function, or exercising a power, of the Secretary;

(b) an authorised officer, when performing a function, or exercising a power, of an authorised officer;

(c) a utility performing functions in a State forest and any employee, agent or contractor of that utility when acting in accordance with the terms of the employee's, agent's or contractor's employment, agency or contract;

(d) a transport authority performing functions in a State forest and any employee, agent or contractor of that transport authority when acting in accordance with the terms of the employee's, agent's or contractor's employment, agency or contract;

(e) a person undertaking timber harvesting operations in accordance with an authorisation specified in section 45(2) and any employee, agent or contractor of that person when acting in accordance with the terms of the employee's, agent's or contractor's employment, agency or contract;

(f) a person who is the holder of a licence or permit under section 52 of the **Forests Act 1958** granted for the purposes set out in subsection (1A)(c), (d), (e), (f) or (g) of that section and any employee, agent or contractor of that person when acting in accordance with the terms of the employee's, agent's or contractor's employment, agency or contract and with the terms of the licence or permit;

(g) a person who is the holder of a licence under section 141 or 147, or of a right under section 149, of the **Land Act 1958**, when undertaking an activity authorised by that licence or

right, or an employee, agent or contractor of that person when acting in accordance with the terms of the employee's, agent's or contractor's employment, agency or contract and with the terms of the licence or right;

(h) a person who is an employee, agent or contractor of the Department when acting in accordance with the terms of the employee's, agent's or contractor's employment, agency or contract employment, agency or contract;

(i) a person who is an employee, agent or contractor of Fire Rescue Victoria, WorkSafe Victoria, the Department of Transport, the Environment Protection Authority or the State Emergency Service, when acting in accordance with the terms of the employee's, agent's or contractor's employment, agency or contract;

(j) a person who is a police officer, when performing a function, or exercising a power, of a police officer;

(k) a person who is an environmental auditor within the meaning of the **Environment Protection Act 2017**, when performing the function of an environmental auditor;

(l) a person appointed by the Secretary to observe the conduct of an environmental audit within the meaning of the **Environment Protection Act 2017**, when performing that function and in the company of a person referred to in paragraph (k);

(m) a person who is the holder of a lease, licence, permit or other authority under the **Mineral Resources (Sustainable Development) Act 1990** (other than a miner's right or a tourist fossicking authority) and any employee, agent or contractor of that person when acting in accordance with the terms of the employee's, agent's or contractor's employment, agency or contract and with the terms of the lease, licence, permit or other authority;

(n) a person who is the holder of a lease, licence, permit or other authority under the **Geothermal Energy Resources Act 2005**, **Greenhouse Gas Geological Sequestration Act 2008** or **Petroleum Act 1998** and any employee, agent or contractor of that person when acting in accordance with the terms of the employee's, agent's or contractor's employment, agency or contract and with the terms of the lease, licence, permit or other authority;

(o) a person who is a member of a traditional owner group when that person is acting under and in accordance with an agreement under Part 6 of the **Traditional Owner Settlement Act 2010**;

timber harvesting operations means any of the following kinds of activities carried out by a person or body—

(a) for the primary purpose of the sale, or the processing and sale—

(i) felling or cutting trees or parts of trees;

(ii) taking or removing timber;

(iii) delivering timber to a buyer or transporting to a place for collection by a buyer or sale to a buyer;

(iv) any works, including road works, ancillary to any of the activities referred to in subparagraphs (i) to (iii);

(b) the provision or use of machinery or equipment for timber harvesting in a state forest safety zone;

(c) engaging in timber harvesting operations in a state forest safety zone as an authorised person;

(d) regeneration burning—

but does not include the collection of firewood for domestic use;

state forest safety zone has the meaning given by section 73C.

73B Power to declare certain areas for the purposes of sections 73B to 73L

For the purposes of section 73C(a), the Minister, by order published in the Government Gazette, may declare an area specified in a licence granted under section 52 for a purpose referred to in subsection (1A)(c), (d), (e), (f) or (g) of that section to be a coupe for the purposes of sections 73B to 73L.

73C What is a state forest safety zone?

A state forest safety zone is—

(a) a coupe; and

(b) any road that is within that coupe that has been closed for the purposes of timber harvesting operations; and

(c) any area of State forest that is within 150 metres from the boundary of that coupe.

73D Notice of state forest safety zone to be given

(1) Before the initial commencement of timber harvesting operations in a particular state forest safety zone, the person conducting the operations must ensure that a notice that complies with subsection (2) is conspicuously displayed on or near the zone including on any road that is an entry point to the zone.

(2) A notice under subsection (1) must—

(a) specify the location of the state forest safety zone; and

(b) specify the commencement date of timber harvesting operations in that zone; and

(c) state that offences and penalties apply in that zone.

73E Direction to leave a state forest safety zone

(1) An authorised officer may direct a person to leave a state forest safety zone (and not re-enter the zone) in a manner specified in the direction.

(2) A person must not refuse or fail to comply with a direction under subsection (1).

Penalty: 60 penalty units.

73F Direction to stop or move a vehicle in a state forest safety zone

(1) An authorised officer may direct a person operating a vehicle in a state forest safety zone to stop or manoeuvre the vehicle in a manner specified in the direction.

(2) A person must not refuse or fail to comply with a direction under subsection (1).

Penalty: 60 penalty units.

73G Direction to remove a dog from a state forest safety zone

(1) An authorised officer may direct a person in apparent control of a dog in a state forest safety zone notice of which has been given in accordance with section 73D to remove the dog from the zone.

(2) A person must not refuse or fail to comply with a direction under subsection (1).

Penalty: 60 penalty units.

73H Offence to enter or remain in a state forest safety zone

A person (other than an authorised person) must not enter, or remain in, a state forest safety zone notice of which has been given in accordance with section 73D.

Penalty: 60 penalty units.

73I Offence to be in possession of a prohibited thing in a state forest safety zone

A person (other than an authorised person) must not be in possession of a prohibited thing in a state forest safety zone notice of which has been given in accordance with section 73D.

Penalty: 60 penalty units.

73J Offence to allow a dog to enter a state forest safety zone

A person must not allow a dog to enter a state forest safety zone notice of which has been given in accordance with section 73D.

Penalty: 60 penalty units.

73K Offence to remove or destroy a barrier or fence

A person must not unlawfully break down, damage or destroy a barrier or fence which has been erected to prohibit or restrict access to a state forest safety zone.

Penalty: 60 penalty units.

73L Offence to remove or destroy notice

A person must not unlawfully alter, obliterate, deface, remove or destroy a notice displayed in accordance with section 73D.

Penalty: 60 penalty units."'.

NEW CLAUSE

5. Insert the following New Clause to follow clause 27—

'**27A New section 97A inserted**

After section 97 of the **Forests Act 1958 insert**—

"**97A Civil proceedings**

A civil proceeding may not be commenced in relation to an actual, apprehended or threatened contravention of—

(a) this Act; or

(b) the regulations; or

(c) an instrument made under this Act; or

(d) a licence or permit granted under this Act—

other than by or on behalf of the Crown or an entity that represents the Crown."'.

Amendments circulated by Sarah Mansfield (SMA17C)

NEW CLAUSE

1. Insert the following clause before clause 16—

'**15A Definitions**

In section 3(1) of the **Conservation, Forests and Lands Act 1987 insert** the following definition—

"***relevant international instruments*** means the following—

(a) the Convention on Biological Diversity;

(b) the United Nations Framework Convention on Climate Change;

(c) the United Nations Declaration on the Rights of Indigenous Peoples;

(d) any other international convention relating to the sustainability, use and management of the environment to which Australia is a party;".'

2. Clause 16, page 9, lines 13 to 17, omit all words and expressions on these lines and insert—

"(2) In determining criteria and indicators under subsection (1), the Minister must—

(a) take into account any nationally or internationally agreed criteria and indicators, and relevant international instruments, for sustainable forest management; and

(b) consult any traditional owner group entity (within the meaning of the **Traditional Owner Settlement Act 2010**) of the land and take into account the rights and interests of the traditional owner group by acknowledging the group's cultural connections to land, biodiversity and resources through a relationship to Country.".

3. Clause 16, page 10, lines 21 to 30, omit all words and expressions on these lines and insert—

"**40E Sustainability Charter**

(1) The Minister must develop a Sustainability Charter.

(2) A Sustainability Charter must set out objectives for the sustainability of forests.

(3) In determining the objectives of a Sustainability Charter, at least one objective must be included to encourage participation by any traditional owner group entity (within the meaning of the **Traditional Owner Settlement Act 2010**) of the land in the management of the State forests on Country.

(4) In developing a Sustainability Charter, the Minister must consult with—

(a) the Minister administering the **Agricultural and Veterinary Chemicals (Control of Use) Act 1992**; and

(b) the Minister administering the **Climate Change Act 2017**; and

(c) any traditional owner group entity (within the meaning of the **Traditional Owner Settlement Act 2010**) of the land.".

NEW CLAUSE

4. Insert the following clause to follow clause 21—

'**21A Secretary may enter into agreements and arrangements relating to the prevention and suppression of fires and recovery from fires**

(1) After section 62C(2) of the **Forests Act 1958 insert**—

"(2A) Before entering into an agreement or arrangement under subsection (1) or (2) that relates (in whole or in part) to activity for the prevention of or recovery from fire that is likely to affect a threatened or endangered species, the Secretary must—

(a) undertake an assessment of the likely ecological impact of the activity; and

(b) consider any action statement under section 19 of the **Flora and Fauna Guarantee Act 1988** relating to the threatened or endangered species; and

(c) ensure that the agreement or arrangement provides that any logging to be undertaken under the agreement or arrangement must not contravene the action statement.".

(2) After section 62C(3A) of the **Forests Act 1958 insert**—

"(3B) The Conservation Regulator of the Department of Energy, Environment and Climate Action, or the Environment Protection Authority, may investigate the ecological implications of activities undertaken under an agreement or arrangement under subsection (1) or (2) and make appropriate recommendations to the Secretary about the activities.

(3C) A person must not sell, or offer for sale, any timber or forest produce that is cut in or removed from a State forest in undertaking an activity under an agreement or arrangement under subsection (1) or (2).

Penalty: 20 penalty units.".

(3) **Insert** the following definition in section 62C(4) of the **Forests Act 1958**—

"***Environment Protection Authority*** has the same meaning as Authority has in the **Environment Protection Act 2017**;".'.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 74, 75 and 76

No. 74 — Tuesday, 30 July 2024

1 The President took the Chair at 12.03 pm, read the Prayer and made an Acknowledgement of Country.

2 **THE LATE HONOURABLE BARRY THOMAS PULLEN** — Jaclyn Symes moved, That this House expresses its sincere sorrow at the death, on 26 June 2024, of the Honourable Barry Thomas Pullen, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Council for the Electoral Province of Melbourne from 1982 to 1999, and as Minister for the Arts and Minister for Agriculture and Rural Affairs in 1989, Minister for Housing and Construction from 1988 to 1990, Minister for Education from 1990 to 1991, Minister for Education and Training from 1991 to 1992, and Minister for Conservation and Environment in 1992.

Other members addressed the House.

Members rose in their places for one minute's silence as a mark of respect and the question was agreed to unanimously.

As a further mark of respect, the sitting was suspended for one hour.

[Sitting suspended from 12.18 pm to 1.21 pm]

3 **ASSENT TO ACTS** — The President read a Message from the Governor informing the Council that she had, on 25 June 2024, given the Royal Assent to the following Acts presented to her by the Clerk of the Legislative Council:

Local Government Amendment (Governance and Integrity) Act 2024
Sustainable Forests (Timber) Repeal Act 2024
Victorian Responsible Gambling Foundation Repeal and Advisory Councils Act 2024.

4 **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:

- **Veterinarian care access (QwN 586)** — substantive and supplementary questions asked by Georgie Purcell — response from Jaclyn Symes due Thursday, 1 August 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

5 PETITIONS —

ALLOW DISABLING OF REMOTE FUNCTION OF ELECTRICITY SMART METERS — Jeff Bourman presented a petition bearing 269 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to change regulations in Victoria to allow for the disabling of the remote function of electricity smart meters *(Ordered to be tabled).*

On the motion of Jeff Bourman, the petition was ordered to be taken into consideration on the next day of meeting.

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FUNDING FOR THE REFURBISHMENT OF JB OSBORNE THEATRE — Gaelle Broad presented a petition bearing 1,021 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to provide funding to assist Crusoe College in restoring and refurbishing the JB Osborne Theatre for education and community purposes *(Ordered to be tabled).*

On the motion of Gaelle Broad, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

AMEND THE ROAD SAFETY ACT 1986 TO EXEMPT MEDICAL CANNABIS PATIENTS — David Ettershank presented a petition bearing 5,769 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to amend the *Road Safety Act 1986* to make it no longer an offence for a driver who is unimpaired to have detectable THC in their blood or oral fluid, provided they have taken their medication as prescribed *(Ordered to be tabled).*

On the motion of David Ettershank, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

PLAN FOR A NEW SCHOOL IN WINCHELSEA — Sarah Mansfield presented a petition bearing 352 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to consider planning for a new school on a greenfield site in Winchelsea to cater for the current and future growth of the town and surrounding areas *(Ordered to be tabled).*

On the motion of Sarah Mansfield, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

HALT BUILDING ELECTRICAL SUBSTATION AT BALLARAT EAST SITE — Joe McCracken presented a petition bearing 2,004 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to intervene and halt the planned building of a major electrical substation by Powercor in Ballarat East as it

is closely surrounded by residences and request that the land be rezoned *(Ordered to be tabled).*

The petition having received the required number of signatures, Joe McCracken listed the petition for future debate during Petitions (qualifying for debate).

6 CHARTER OF HUMAN RIGHTS AND RESPONSIBILITIES AMENDMENT (RIGHT TO A SAFE CLIMATE) BILL 2024 — Sarah Mansfield introduced *A Bill for an Act to amend the Charter of Human Rights and Responsibilities Act 2006 to provide for a right to a safe climate and for other purposes*.

On the motion of Sarah Mansfield, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

7 GOVERNMENT CONSTRUCTION PROJECTS INTEGRITY BILL 2024 — Evan Mulholland introduced *A Bill for an Act to impose certain obligations on parties to construction contracts entered into by or on behalf of the Crown and on certain registered employee organisations and for other purposes*.

On the motion of Evan Mulholland, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

8 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (ENDING POLITICAL CORRUPTION) BILL 2024 — Sarah Mansfield introduced *A Bill for an Act to amend the Independent Broad-based Anti-corruption Commission Act 2011 in relation to the meaning of corrupt conduct and for other purposes*.

On the motion of Sarah Mansfield, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

9 PAPERS —

COMMITTEE REPORTS —

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sheena Watt tabled Alert Digest No. 9 of 2024 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

* * * * *

ENVIRONMENT AND PLANNING COMMITTEE — Pursuant to Standing Order 23.22, Ryan Batchelor tabled a Final Report and Summary booklet on the Inquiry into the 2022 flood event in Victoria (including Appendices, Extracts of Proceedings and Minority Reports) from the Environment and Planning Committee, and presented Transcripts of Evidence *(Transcripts of Evidence ordered to be tabled and the Report and Summary booklet published).*

Ryan Batchelor moved, That the Council take note of the Report.

Debate ensued.

Question — put and agreed to.

* * * * *

ELECTORAL MATTERS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Lee Tarlamis tabled a Report on the Inquiry into the conduct of the 2022 Victorian state election (including Appendices, 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 (two volumes) published).*

Lee Tarlamis moved, That the Council take note of the Report.

Debate ensued.

Question — put and agreed to.

* * * * *

INTEGRITY AND OVERSIGHT COMMITTEE — Pursuant to section 35(2)(c) of the *Parliamentary Committees Act 2003*, and following the release of the report on 1 July 2024, the Clerk tabled the Report on the independent performance audit of the Victorian Ombudsman (including an Appendix) from the Integrity and Oversight Committee *(Ordered to be 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:

Audit Act 1994 — Performance Audit of the Victorian Auditor-General and the Victorian Auditor-General's Office, 29 July 2024, under section 83(4) of the Act.

Auditor-General —

Access to Emergency Healthcare, June 2024 *(released on 25 June 2024 – a non-sitting day) (Ordered to be published).*

Managing State-significant Risks, June 2024 *(released on 27 June 2024 – a non-sitting day) (Ordered to be published).*

Results of 2023 Audits: Universities *(released on 28 June 2024 – a non-sitting day) (Ordered to be published).*

Crown Land (Reserves) Act 1978 —

Order of 8 July 2024 giving approval for the granting of a license at Alexandra Gardens Reserve.

Order of 15 July 2024 giving approval for the granting of a lease at Rosebud Public Park and Recreation Reserve.

Order of 18 July 2024 giving approval for the granting of a license at Alexandra Gardens Reserve.

Drugs, Poisons and Controlled Substances Act 1981 — Report, 2023, under section 96 by the Chief Commissioner of Victoria Police.

Gambling Regulation Act 2003 — Report of Independent Review Panel: Wagering and Betting Licensing Project, under section 10.2A.11(3) of the Act.

Independent Broad-based Anti-corruption Commission — Annual Plan, 2024-25 *(released on 27 June 2024 – a non-sitting day) (Ordered to be published).*

Parliamentary Committees Act 2003 — Government response to the Public Accounts and Estimates Committee's Report on Gambling and liquor regulation in Victoria: a follow up of three Auditor-General reports.

Planning and Environment Act 1987 — Notices of approval of the —

Bass Coast Planning Scheme — Amendments C167 and C168.

Bayside Planning Scheme — Amendment C194.

Brimbank Planning Scheme — Amendment C225.

Colac Otway Planning Scheme — Amendment C124.

Glen Eira Planning Scheme — Amendment C247.
Greater Bendigo Planning Scheme — Amendment C241.
Greater Geelong Planning Scheme — Amendment C470.
Macedon Ranges Planning Scheme — Amendment C157.
Melbourne Planning Scheme — Amendments C381 and C471.
Mornington Peninsula Planning Scheme — Amendments C305 and C306.
Southern Grampians Planning Scheme — Amendment C60.
Stonnington Planning Scheme — Amendments C340 and C343.
Surf Coast Planning Scheme — Amendment C138.
Whitehorse Planning Scheme — Amendments C245, C249 and C251.
Yarra Planning Scheme — Amendments C293 and C322.

State Owned Enterprises Act 1992 — Constitution of Breakthrough Victoria Pty Ltd, under section 75(a) of the Act.

Statutory Rules under the following Acts of Parliament —
Building Act 1993 — No. 59.
Circular Economy (Waste Reduction and Recycling) Act 2021 — No. 55.
Country Fire Authority Act 1958 — No. 49.
Fundraising Act 1998 — No. 67.
Honorary Justices Act 2014 — No. 66.
Local Government Act 2020 — City of Melbourne Act 2001 — Nos. 56 and 57.
National Electricity (Victoria) Act 2005 — No. 69.
Occupational Health and Safety Act 2004 — No. 63.
Offshore Petroleum and Greenhouse Gas Storage Act 2010 — No. 65.
Petroleum Act 1998 — No. 64.
Residential Tenancies Act 1997 — Nos. 47 and 58.
Road Management Act 2004 — No. 61.
Road Safety Act 1986 — No. 60.
Sale of Land Act 1962 — No. 48.
Subordinate Legislation Act 1994 — Nos. 51, 52 and 53.
Supreme Court Act 1986 — No. 36.
Treasury Corporation of Victoria Act 1992 — No. 68.
Victoria Police Act 2013 — No. 50.
Victorian Civil and Administrative Tribunal Act 1998 — No. 54.
Water Act 1989 — No. 62.

Subordinate Legislation Act 1994 —
Documents under section 15 in relation to Statutory Rule Nos. 33, 40, 45, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68 and 69.
Legislative instruments and related documents under section 16B in respect of —
Dairy Food Safety Victoria Determination of licence classes and fees for dairy businesses for 1 July 2024 – 30 June 2025 under the Dairy Act 2000.
Ministerial Order No. 1454 – Government ELC Workforce (Employment Conditions) under the Education and Training Reform Act 2006.
Notice of declaration of a kind of insurance that is excluded from the definition of business insurance under section 3(2A) of the Duties Act 2000.

Water Act 1989 —

Corangamite Catchment Management Authority by-law No. 5 Waterways Protection 2024.

Goulburn Broken Catchment Management Authority by-law No. 4 Waterways Protection 2024.

Mallee Catchment Management Authority by-law No. 2 Waterways Protection 2024.

Ministerial Prohibition Determination Applicable to Particular Place of Take Approvals that are Tagged – July 2024.

North Central Catchment Management Authority by-law No. 2 Waterways Protection 2024.

North East Catchment Management Authority by-law No. 2024/01 Waterways Protection.

Order to Amend the Trading Rules for Declared Water Systems 2023 (Removal of the Grandfathered Use Reserve from the Goulburn to Murray Trade Rule).

West Gippsland Catchment Management Authority by-law No. 4 Waterways Protection 2024.

Wimmera Catchment Management Authority by-law No. 3 Waterways Protection 2024.

Surveillance Devices Act 1999 — Inspection Report by the Victorian Inspectorate on surveillance device records inspected during the period 1 January 2023 to 30 June 2023, under section 30Q of the Act.

Terrorism (Community Protection) Act 2003 — Inspection Report by the Victorian Inspectorate on Victoria Police records for the March to August 2023 period, under section 37D of the Act.

Victorian Independent Remuneration Tribunal and Improving Parliamentary Standards Act 2019 —

Determination No. 1/2024 setting the value of salaries and allowances for Members of Parliament (Victoria), effective 1 July 2024, under section 26 of the Act.

Guidelines No. 1/2024, effective 1 August 2024, under section 36 of the Act.

Victorian Inspectorate —

Annual Plan 2024-25 *(released on 28 June 2024 – a non-sitting day).*

Reports on controlled operations records and reports, 2022-23, for —

Department of Energy, Environment and Climate Action, under section 74P of the Wildlife Act 1975.

Game Management Authority, under section 74P of the Wildlife Act 1975.

Independent Broad-based Anti-corruption Commission, under section 39 of the Crimes (Controlled Operations) Act 2004.

Victorian Fisheries Authority, under section 131T of the Fisheries Act 1995.

Victoria Police, under section 39 of the Crimes (Controlled Operations) Act 2004.

Special Report: Investigation of unauthorised disclosures by an integrity officer *(released on 25 June 2024 – a non-sitting day) (Ordered to be published).*

Wrongs Act 1958 — Notice of scale of fees and costs for referrals of medical questions to medical panels under Part VBA *(Gazette G26, 27 June 2024)*.

PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Government response to the Economy and Infrastructure Committee's Inquiry into the industrial hemp industry in Victoria *(released on 24 June 2024 – a non-sitting day)*.

Responses from the Minister for Mental Health to petitions titled —

Allow consumption and possession of small quantities of cannabis (petition No. 555) (presented by Rachel Payne on 28 May 2024) *(released on 12 July 2024 – a non-sitting day)*.

Introduce medically supervised injecting rooms and needle syringe programs (petition No. 523) (presented by Sarah Mansfield on 2 May 2024) *(released on 11 July 2024 – a non-sitting day)*.

Responses from the Minister for Police to petitions titled —

Allow security guards access to certain non-lethal weapons and protective clothing (petition No. 550) (presented by Jeff Bourman on 18 June 2024) *(released on 23 July 2024 – a non-sitting day)*.

One-person police stations (petition No. 507) (presented by Joe McCracken on 18 June 2024) *(released on 23 July 2024 – a non-sitting day)*.

Responses from the Minister for Public and Active Transport to petitions titled —

Permanent accessible tram stops on Sydney Road (petition No. 549) (presented by Samantha Ratnam on 18 April 2024) *(released on 20 June 2024)*.

Reduce public transport fees for non-domestic students (petition No. 513) (presented by Katherine Copsey on 18 June 2024) *(released on 23 July 2024 – a non-sitting day)*.

Responses from the Minister for Road and Road Safety to petitions titled —

Regular maintenance of VicRoads assets in Frankston City (petition No. 551) (presented by Ann-Marie Hermans on 18 June 2024) *(released on 10 July 2024 – a non-sitting day)*.

Speed limits on the Pyrenees Highway near Castlemaine (petition No. 562) (presented by Wendy Lovell on 18 June 2024) *(released on 10 July 2024 – a non-sitting day)*.

Response from the Minister for Transport Infrastructure to petition titled Include toilet facilities at the new Ringwood East Station (petition No. 543) (presented by Sonja Terpstra on 2 May 2024) *(released on 25 June 2024 – a non-sitting day)*.

* * * * *

PROCLAMATIONS — The Clerk tabled proclamations of the Governor in Council fixing operative dates for the following Acts:

Gambling Legislation Amendment Act 2023 — Division 2 of Part 3 — 30 August 2024 *(Gazette S406, 23 July 2024)*.

State Electricity Commission Amendment Act 2024 — 1 July 2024 *(Gazette S319, 18 June 2024)*.

Sustainable Forests (Timber) Repeal Act 2024 — 1 July 2024 *(Gazette S345, 25 June 2024)*.

Transport Legislation Amendment Act 2023 — Part 5 and sections 37, 47, 49 and 55 — 1 July 2024 *(Gazette S319, 18 June 2024)*.

Victorian Responsible Gambling Foundation Repeal and Advisory Councils Act 2024 — 1 July 2024 *(Gazette S345, 25 June 2024)*.

10 PRODUCTION OF DOCUMENTS —

MEMORANDUM OF UNDERSTANDING FOR IMPLEMENTATION OF THE FIRE MEDICAL RESPONSE BY CFA VOLUNTEERS — The Clerk tabled one document and a letter from the Attorney-General, dated 23 July 2024, in response to a resolution of the Council on 19 June 2024 (on the motion of Georgie Crozier), relating to the memorandum of understanding for the implementation of the Fire Medical Response by CFA volunteers.

* * * * *

REDEVELOPMENT OF HIGH-RISE PUBLIC HOUSING SITES — The Clerk tabled a letter from the Attorney-General, dated 29 July 2024, and a schedule of the 146 documents that the Government, in correspondence tabled on 20 June 2024, made a claim of executive privilege over in full, in response to a resolution of the Council on 15 November 2023 (on the motion of Samantha Ratnam), relating to the redevelopment of high-rise public housing sites.

11 BUSINESS OF THE COUNCIL — Georgie Crozier moved, by leave, That the following general business take precedence on Wednesday, 31 July 2024 —

(1) order of the day made this day, second reading of the Government Construction Projects Integrity Bill 2024;

(2) notice of motion No. 437 standing in David Ettershank's name on medicinal cannabis and driving;

(3) notice of motion given this day by Rikkie-Lee Tyrrell referring matters relating to community consultation practices to the Environment and Planning Committee; and

(4) notice of motion given this day by Georgie Crozier establishing a Select Committee on corruption and misconduct by the construction division of the CFMEU.

Question — put and agreed to.

12 MEMBERS' STATEMENTS — Members made statements.

13 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 474, and order of the day, government business, No. 1, be postponed until later this day.

14 CONFISCATION AMENDMENT (UNEXPLAINED WEALTH) BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Evan Mulholland 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 commits to —

(1) consulting properly with stakeholders, including the Law Institute of Victoria and the Victorian Bar, to consider and address their concerns; and

(2) assuring Victorians that the Bill contains sufficient safeguards to adequately protect the rights of innocent people with no involvement in criminal activity.".

Debate ensued.

Evan Mulholland *(EM11C)* and Jaclyn Symes *(JS47C)* circulated amendments proposed to be moved during Committee of the whole.

Question — That the reasoned amendment moved by Evan Mulholland be agreed to — put.

The Council divided — The President in the Chair.

AYES, 15

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Evan Mulholland; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 20

Ryan Batchelor; John Berger; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; 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.

Question — That the Bill be now read a second time — put.

The Council divided — The President in the Chair.

AYES, 33

Ryan Batchelor; Melina Bath; John Berger; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 2

Moira Deeming; David Limbrick.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported with 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.

15 ADJOURNMENT — Ingrid Stitt moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.20 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 75 — Wednesday, 31 July 2024

1 The President took the Chair at 9.33 am, read the Prayer and made an Acknowledgement of Country.

2 **PETITION — PLAN FOR A NEW SCHOOL IN WINCHELSEA** — Sarah Mansfield presented a petition bearing 356 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to consider planning for a new school on a greenfield site in Winchelsea to cater for the current and future growth of the town and surrounding areas *(Ordered to be tabled)*.

On the motion of Sarah Mansfield, the petition was ordered to be taken into consideration on the next day of meeting.

3 **PAPERS** —

PAPER PRESENTED UNDER AN ACT OF PARLIAMENT — The Clerk tabled the following paper:

Auditor-General — Results of 2023 Audits: Technical and Further Education Institutes, July 2024 *(Ordered to be published).*

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PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Responses from the Minister for Planning to petitions titled Rescind the Environmental Audit Overlay in the Wonthaggi North East Precinct Structure Plan (petition Nos. 556 and 563) (presented by Renee Heath on 20 June 2024) *(released on 30 July 2024).*

4 **MEMBERS' STATEMENTS** — Members made statements.

5 **GOVERNMENT CONSTRUCTION PROJECTS INTEGRITY BILL 2024** — Evan Mulholland laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Evan Mulholland moved, That the Bill be now read a second time.

On the motion of John Berger, the debate was adjourned for two weeks.

6 **BUSINESS POSTPONED** — Ordered — That the consideration of notice of motion, No. 494, be postponed until the next day of meeting.

7 **PRODUCTION OF DOCUMENTS — TRANSITION OUT OF COMMERCIAL NATIVE FOREST LOGGING** — Sarah Mansfield moved, That this House —

(1) notes that the Victorian Government has committed more than $900 million to Victoria's transition out of commercial native forest logging;

(2) requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council, within three weeks of the House agreeing to this resolution, any —

(a) contracts, materials or submissions provided by the Minister for Agriculture, the Minister for Environment or the Department of Energy, Environment and Climate Action (DEECA) regarding this funding;

(b) materials, including assessments and briefs, provided by DEECA to the Minister for Environment and the Minister for Agriculture concerning how this funding was spent; and

(c) consultancies or work by contractors used to inform how this funding was spent.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

8 CONFISCATION AMENDMENT (UNEXPLAINED WEALTH) BILL 2024 — 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.

9 MEDICINAL CANNABIS AND DRIVING — David Ettershank moved, That this House notes that —

(1) since 2016 medicinal cannabis has been prescribed in Victoria and provided life-changing relief for many Victorians;

(2) Victoria's driving laws treat medicinal cannabis patients like criminals, causing many to avoid their medication, putting their health at risk;

(3) no other legally prescribed medication attracts this discrimination;

(4) medicinal cannabis should be treated like other prescribed drugs which incur no offence if the driver is taking them as directed and is not impaired;

(5) roadside drug testing is designed to measure presence rather than impairment, making it unreliable;

(6) in 2022-23 over 7,000 Victorians were charged for presence alone, compared to around 100 charged for impairment;

(7) the resulting loss of licence is devastating for those who rely on driving to access work, education and health services;

(8) in addition to the closed-circuit track trial, the Government has funded —

(a) a report by the Medicinal Cannabis and Safe Driving Working Group;

(b) a Monash University study into drivers who use medicinal cannabis;

(c) two Swinburne University of Technology studies into roadside screening;

(9) there have been multiple driving trials similar to that proposed by the Government;

and calls on the Government to immediately establish a legal defence for medicinal cannabis prescription holders charged with the presence of drugs in their system, if they were taken in accordance with a prescription and were not impaired when tested, and ensure this defence operates until the completion of the trial and subsequent legislation is passed by the Parliament.

Debate ensued.

Michael Galea moved, as amendments —

1. In paragraph (2), **omit** the words "like criminals" and **replace** them with "indiscriminately".
2. In paragraph (5), **omit** the words and expressions ", making it unreliable".
3. **Omit** paragraph (9).
4. **Omit** all words and expressions in the final hanging paragraph and **replace** them with —

"and calls on the Government to: (a) consider a proposal to establish a legal defence for medicinal cannabis prescription holders charged with the presence of THC in their system, if they were taken in accordance with a prescription

and were not impaired when tested, (b) ensure that this proposal includes widespread consultation with a range of legal and road safety stakeholders, and (c) table a report on this proposal in the Legislative Council by no later than 18 October 2024.".

Debate ensued.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

10 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

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ANSWERS TAKEN INTO CONSIDERATION — On the motion of Georgie Crozier, the answers given by Gayle Tierney to questions relating to the CFMEU – Skills First program (QwN 592) 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 a minister to provide a written response to questions without notice pursuant to Standing Order 8.07 as follows:

- **Gas substitution roadmap (QwN 593)** — substantive and supplementary questions asked by David Limbrick — response from Ingrid Stitt due Friday, 2 August 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

11 MEDICINAL CANNABIS AND DRIVING — Debate continued on the question, That this House notes that —

(1) since 2016 medicinal cannabis has been prescribed in Victoria and provided life-changing relief for many Victorians;

(2) Victoria's driving laws treat medicinal cannabis patients like criminals, causing many to avoid their medication, putting their health at risk;

(3) no other legally prescribed medication attracts this discrimination;

(4) medicinal cannabis should be treated like other prescribed drugs which incur no offence if the driver is taking them as directed and is not impaired;

(5) roadside drug testing is designed to measure presence rather than impairment, making it unreliable;

(6) in 2022-23 over 7,000 Victorians were charged for presence alone, compared to around 100 charged for impairment;

(7) the resulting loss of licence is devastating for those who rely on driving to access work, education and health services;

(8) in addition to the closed-circuit track trial, the Government has funded —

(a) a report by the Medicinal Cannabis and Safe Driving Working Group;

(b) a Monash University study into drivers who use medicinal cannabis;

(c) two Swinburne University of Technology studies into roadside screening;

(9) there have been multiple driving trials similar to that proposed by the Government;

and calls on the Government to immediately establish a legal defence for medicinal cannabis prescription holders charged with the presence of drugs in their system, if

they were taken in accordance with a prescription and were not impaired when tested, and ensure this defence operates until the completion of the trial and subsequent legislation is passed by the Parliament — and on the following amendments moved by Michael Galea —

1. In paragraph (2), **omit** the words "like criminals" and **replace** them with "indiscriminately".
2. In paragraph (5), **omit** the words and expressions ", making it unreliable".
3. **Omit** paragraph (9).
4. **Omit** all words and expressions in the final hanging paragraph and **replace** them with —

   "and calls on the Government to: (a) consider a proposal to establish a legal defence for medicinal cannabis prescription holders charged with the presence of THC in their system, if they were taken in accordance with a prescription and were not impaired when tested, (b) ensure that this proposal includes widespread consultation with a range of legal and road safety stakeholders, and (c) table a report on this proposal in the Legislative Council by no later than 18 October 2024.".

Question — That the amendments moved by Michael Galea be agreed to — put and agreed to.

Question — That the motion, amended as follows, be agreed to — That this House notes that —

(1) since 2016 medicinal cannabis has been prescribed in Victoria and provided life-changing relief for many Victorians;
(2) Victoria's driving laws treat medicinal cannabis patients indiscriminately, causing many to avoid their medication, putting their health at risk;
(3) no other legally prescribed medication attracts this discrimination;
(4) medicinal cannabis should be treated like other prescribed drugs which incur no offence if the driver is taking them as directed and is not impaired;
(5) roadside drug testing is designed to measure presence rather than impairment;
(6) in 2022-23 over 7,000 Victorians were charged for presence alone, compared to around 100 charged for impairment;
(7) the resulting loss of licence is devastating for those who rely on driving to access work, education and health services;
(8) in addition to the closed-circuit track trial, the Government has funded —
   (a) a report by the Medicinal Cannabis and Safe Driving Working Group;
   (b) a Monash University study into drivers who use medicinal cannabis;
   (c) two Swinburne University of Technology studies into roadside screening;

and calls on the Government to: (a) consider a proposal to establish a legal defence for medicinal cannabis prescription holders charged with the presence of THC in their system, if they were taken in accordance with a prescription and were not impaired when tested, (b) ensure that this proposal includes widespread consultation with a range of legal and road safety stakeholders, and (c) table a report on this proposal in the Legislative Council by no later than 18 October 2024 — put and agreed to.

12 ENVIRONMENT AND PLANNING COMMITTEE — COMMUNITY CONSULTATION PRACTICES — Rikkie-Lee Tyrrell moved, That this House —

(1) notes that —

(a) Victorians expect a high standard of community consultation on matters that affect them;
(b) Victorians also have an expectation that community consultations will be conducted in a way that is accessible, meaningful, and allows all participants to express their views without fear or favour;
(c) the Allan Labor Government states in its own Public Engagement Framework that it commits to meaningful, principled and inclusive public engagement, yet not all Victorians who participate in consultations have a satisfactory experience;
(d) community members are often left out of consultation processes due to location, timing, notification and the extent of consultation processes;
(e) Victorians who genuinely engage in consultation processes have the right to expect those conducting the consultations are prepared, across the details, and fully equipped to answer questions;

(2) requires the Environment and Planning Committee to inquire into, consider and report, by 28 February 2026, on —
(a) community consultation practices done by, and on behalf of, state and local government and statutory authorities, and providers of essential services such as utilities, in Victoria;
(b) the use of non-government providers to do consultations on behalf of government agencies;
(c) standards of conduct, including preparedness, to be expected in community consultations;
(d) groups or regions who are underrepresented by existing consultation practices, and options to improve their engagement;
(e) the Engage Victoria platform, its use and effectiveness, and areas for improvement; and
(f) best practice community consultation in other jurisdictions in Australia and other comparable countries.

Debate ensued.

Question — put and agreed to.

13 SELECT COMMITTEE — CORRUPTION AND MISCONDUCT BY THE CONSTRUCTION DIVISION OF THE CFMEU — Georgie Crozier moved, That —

(1) a Select Committee of nine members be appointed to inquire into, consider and report, by March 2025, on allegations of corruption and misconduct by the construction division of the Construction, Forestry and Maritime Employees Union (CFMEU) on Victorian State Government projects, including but not limited to —
(a) the nature, extent, and impact of misconduct, including kickbacks, standover tactics, corruption, waste, intimidation, bribery, the infiltration of criminal elements, and any other illegal conduct involving the CFMEU or others on Victorian Government projects, including 'Big Build' initiatives;
(b) any connections between CFMEU misconduct and the oversight, directives, actions, and failures to act by Victorian Ministers and officials, including the Premier, and the Victorian Government agencies responsible for major projects;

(c) the nature and extent of the provision and misuse of public funds by the CFMEU and CFMEU funded entities;
(d) the impact of the Victorian State Government's management of major projects, procurement, systems, contractual arrangements, and practices on the failure to prevent, detect, and address such misconduct on Victorian Government projects;
(e) the impacts of CFMEU misconduct on the health and wellbeing of workers on Victorian Government projects, with a particular focus on mental health;
(f) any other relevant matter;

(2) the Committee will consist of three members from the Government nominated by the Leader of the Government in the Council, three members from the Opposition nominated by the Leader of the Opposition in the Council and three members from among the remaining members in the Council;
(3) the members will be appointed by lodgement of the names with the President within seven calendar days of the Council agreeing to this resolution;
(4) the Chair of the Committee will be a non-Government member;
(5) a member of the Committee may appoint a substitute to act in their place (for nominated meetings or for a defined period of time) by that member, or the leader of that member's party, writing to the Chair advising of the member who will act as their substitute;
(6) a member who has been substituted off the Committee must not participate in any proceedings of the Committee for the nominated meetings or defined period of time that they have been substituted off for;
(7) substitute members will have all the rights of a member of the Committee and shall be taken to be a member of the Committee for the purpose of forming a quorum;
(8) the first meeting of the Committee will be held within one week of members' names being lodged with the President; and
(9) the Committee may proceed to the despatch of business notwithstanding that all members have not been appointed and notwithstanding any vacancy.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put.

The Council divided — The President in the Chair.

AYES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

14 BUSINESS POSTPONED — Ordered — That the consideration of the remaining notices of motion and orders of the day, general business, be postponed until the next day of meeting.

15 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

16 PETITIONS (QUALIFYING FOR DEBATE) — RETAIN THE LORD'S PRAYER IN LEGISLATIVE COUNCIL PROCEEDINGS — Evan Mulholland moved, That the petition be taken into consideration.

Debate ensued.

The President advised that the time allocated for debate had concluded.

Question — put and agreed to.

17 ADJOURNMENT — Gayle Tierney moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.49 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 76 — Thursday, 1 August 2024

1 The President took the Chair at 9.33 am, read the Prayer and made an Acknowledgement of Country.

2 PETITION — STOP WHOLESALE DESTRUCTION AND PRIVATISATION OF PUBLIC HOUSING — Samantha Ratnam presented a petition bearing 2,001 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to immediately stop the wholesale destruction and privatisation of public housing and instead maintain existing public housing and build new public housing on public land *(Ordered to be tabled)*.

The petition having received the required number of signatures, Samantha Ratnam listed the petition for future debate during Petitions (qualifying for debate).

3 PAPERS —

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Statutory Rules under the following Acts of Parliament —

Conservation, Forests and Lands Act 1987 — No. 71.

National Energy Retail Law (Victoria) Act 2024 — No. 70.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule Nos. 70 and 71.

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PAPER PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following paper:

Response from the Attorney-General to petition titled Retain the Lord's Prayer in Legislative Council proceedings (petition No. 557) (presented by Evan Mulholland on 19 June 2024) *(released on 31 July 2024)*.

4 SITTING OF THE COUNCIL — Jaclyn Symes moved, That the Council, at its rising, adjourn until Tuesday, 13 August 2024.

Question — put and agreed to.

5 BUSINESS OF THE HOUSE — PETITIONS (QUALIFYING FOR DEBATE) — Joe McCracken moved, by leave, That this House authorises the petition tabled by Joe McCracken on 30 July 2024 to be given precedence over all other items listed under Petitions (qualifying for debate) on the next sitting Wednesday.

Question — put and agreed to.

6 MEMBERS' STATEMENTS — Members made statements.

7 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 511, be postponed until later this day.

8 PARLIAMENTARY WORKPLACE STANDARDS AND INTEGRITY BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Evan Mulholland *(EM14C),* Sarah Mansfield *(SMA19C)* and Samantha Ratnam *(SR138C)* circulated amendments proposed to be moved during Committee of the whole.

Business interrupted at 12.00 noon.

9 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Access to period products in hospitals (QwN 598)** — substantive and supplementary questions asked by Georgie Purcell — response from Ingrid Stitt due Monday, 5 August 2024.
- **Transgender affirmation surgeries (QwN 602)** — substantive and supplementary questions asked by Moira Deeming — response from Ingrid Stitt due Monday, 5 August 2024.
- **Protection of chicken farms from activists (QwN 604)** — substantive and supplementary questions asked by Jeff Bourman — response from Jaclyn Symes due Monday, 5 August 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

10 PARLIAMENTARY WORKPLACE STANDARDS AND INTEGRITY BILL 2024 — Debate continued on the question, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned until later this day.

11 BUSINESS POSTPONED — Ordered — That the consideration of order of the day, government business, No. 2, be postponed until later this day.

12 BUDGET PAPERS, 2024-25 — Debate resumed on the question, That the Budget Papers, 2024-25 be taken into consideration.

On the motion of Joe McCracken (for Nick McGowan), the debate was adjourned until later this day.

13 PARLIAMENTARY WORKPLACE STANDARDS AND INTEGRITY BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Jaclyn Symes *(JS50C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put and agreed to.

Bill read a second time.

The Acting President advised that the President ruled certain amendments proposed to be moved during Committee of the whole by Sarah Mansfield *(SMA19C)* and Samantha Ratnam *(SR138C)* are outside the scope of the Bill.

Sarah Mansfield moved, That it be an instruction to the Committee that they have power to consider amendments and New Clauses to amend the *Parliamentary Committees Act 2003* to require that all Joint Investigatory Committees and Privileges Committees must have not more than half their members from a political party forming the Government and a chairperson who is not from such a party.

Question — put.

The Council divided — The President in the Chair.

AYES, 24

Melina Bath; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; Tom McIntosh; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill 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.

14 ABORIGINAL LAND LEGISLATION AMENDMENT BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Aboriginal Lands Act 1970 and the Aboriginal Lands Act 1991 and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Harriet Shing laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Harriet Shing moved, That the Bill be now read a second time.

Harriet Shing incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier (for David Davis), the debate was adjourned for one week.

15 STATE SPORTING LEGISLATION AMENDMENT BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the ANZAC Day Act 1958 to change the description of an area in which sports are held on ANZAC Day, to amend the Kardinia Park Stadium Act 2016, the Melbourne and Olympic Parks Act 1985, the Melbourne Cricket Ground Act 2009 and the State Sport Centres Act 1994 in relation to trust membership, leasing powers and other miscellaneous amendments, to amend the Professional Boxing and Combat Sports Act 1985 in relation to acting appointments and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Gayle Tierney), 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 Georgie Crozier, the debate was adjourned for one week.

16 YOUTH JUSTICE BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to provide for the reform of the youth justice system, to amend the Children, Youth and Families Act 2005 and other related Acts 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 (except for the statement under section 85(5) of the *Constitution Act 1975*).

Harriet Shing made a statement pursuant to section 85(5) of the *Constitution Act 1975* on the reasons for altering or varying this section.

On the motion of Georgie Crozier, the debate was adjourned for one week.

17 ADJOURNMENT — Harriet Shing moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.12 pm until Tuesday, 13 August 2024.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 74, 75 and 76

CONFISCATION AMENDMENT (UNEXPLAINED WEALTH) BILL 2024

Committed Tuesday, 30 July 2024

Amendments circulated: Evan Mulholland (EM11C) (p. 615) and Jaclyn Symes (JS47C) (pp. 615-16)

Clauses 1 to 23 — put and agreed to.

Clause 24 — Jaclyn Symes moved amendment Nos. 1 and 2 *(JS47C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 24, as amended — put and agreed to.

Clauses 25 to 45 — put and agreed to.

New Clause 45A — Jaclyn Symes moved amendment No. 3 *(JS47C)*.
Question — That New Clause 45A stand part of the Bill — put and agreed to.

Clauses 46 to 48 — put and agreed to.

Bill reported with amendments.

* * * * *

PARLIAMENTARY WORKPLACE STANDARDS AND INTEGRITY BILL 2024

Committed Thursday, 1 August 2024

Amendments circulated: Sarah Mansfield (SMA19C) (pp. 616-20), Evan Mulholland (EM14C) (p. 620), Samantha Ratnam (SR138C) (pp. 620-1) and Jaclyn Symes (JS50C) (pp. 621-4)

Clauses 1 and 2 — put and agreed to.

Clause 3 — Jaclyn Symes moved amendment No. 1 *(JS50C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 3, as amended — put and agreed to.

Clauses 4 to 32 — put and agreed to.

New Clauses 32A to 32C — Jaclyn Symes moved amendment No. 2 *(JS50C)*.
Question — That New Clauses 32A to 32C stand part of the Bill — put and agreed to.

Clauses 33 to 40 — put and agreed to.

Clause 41 — Jaclyn Symes moved amendment Nos. 3 to 5 *(JS50C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 41, as amended — put and agreed to.

Clauses 42 to 44 — put and agreed to.

Clause 45 — Jaclyn Symes moved amendment No. 6 *(JS50C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 45, as amended — put and agreed to.

Clauses 46 to 48 — put and agreed to.

Clause 49 — Evan Mulholland moved amendment Nos. 1 to 4 *(EM14C)*.
Question — That the amendments be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 21

Melina Bath; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 17

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Tom McIntosh; Rachel Payne; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.
Clause 49, as amended — put and agreed to.

Clauses 50 and 51 — put and agreed to.

Clause 52 — Jaclyn Symes moved amendment No. 7 *(JS50C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 52, as amended — put and agreed to.

Clauses 53 to 57 — put and agreed to.

Clause 58 — Jaclyn Symes moved amendment Nos. 8 and 9 *(JS50C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 58, as amended — put and agreed to.

Clauses 59 and 60 — put and agreed to.

Clause 61 — Jaclyn Symes moved amendment No. 10 *(JS50C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 61, as amended — put and agreed to.

Clauses 62 to 82 — put and agreed to.

Clause 83 — Jaclyn Symes moved amendment Nos. 11 to 14 *(JS50C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 83, as amended — put and agreed to.

Clauses 84 to 138 — put and agreed to.

Clause 139 — Sarah Mansfield moved amendment Nos. 11 and 12 *(SMA19C)*.
Question — That the amendments be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 10

Jeff Bourman; Katherine Copsey; Moira Deeming; David Limbrick; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 28

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Georgie Crozier; David Davis; 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; Sheena Watt; Richard Welch.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Samantha Ratnam moved amendment Nos. 1 and 2 *(SR138C)*.
Question — That the amendments be agreed to — put and agreed to.

Samantha Ratnam moved amendment No. 3 *(SR138C)*.
Question — That the amendment be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 11

Jeff Bourman; Katherine Copsey; Moira Deeming; David Ettershank; David Limbrick; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 28

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Georgie Crozier; David Davis; 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; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 139, as amended — put and agreed to.

Clause 140 — put and agreed to.

Clause 141 — Samantha Ratnam moved amendment No. 5 *(SR138C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 141, as amended — put and agreed to.

New Clause 141A — Sarah Mansfield moved amendment No. 18 *(SMA19C)*.

Question — That New Clause 141A stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 11

Jeff Bourman; Katherine Copsey; Moira Deeming; David Ettershank; David Limbrick; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 28

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Georgie Crozier; David Davis; 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; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clauses 142 to 189 — put and agreed to.

Schedules 1 to 3 — put and agreed to.

Bill reported with amendments.

AMENDMENTS CIRCULATED IN RELATION TO —

1. CONFISCATION AMENDMENT (UNEXPLAINED WEALTH) BILL 2024

Amendments circulated by Evan Mulholland (EM11C)

NEW CLAUSE

1. Insert the following New Clause to follow clause 45—

'**45A New section 148 inserted**

After section 147 of the **Confiscation Act 1997 insert**—

"**148 Review of amendments made by Confiscation Amendment (Unexplained Wealth) Act 2024**

(1) The Attorney-General must cause a review to be conducted of the operation of the amendments made to this Act by the **Confiscation Amendment (Unexplained Wealth) Act 2024**.

(2) The review must be commenced no later than 3 years after the commencement of the **Confiscation Amendment (Unexplained Wealth) Act 2024**.

(3) The review must be completed no later than 6 months after it commences.

(4) The Attorney-General must cause a copy of the review to be laid before each House of Parliament no later than 14 sitting days after receiving it.".'.

Amendments circulated by Jaclyn Symes (JS47C)

1. Clause 24, page 24, after line 8 insert—

"(4) For the purposes of an assessment of a person's wealth under this section—

(a) property acquired more than 10 years prior to the application date is taken to have been lawfully acquired; and

(b) a benefit derived more than 10 years prior to the application date is taken to have been lawfully derived; and

(c) a service or advantage obtained more than 10 years prior to the application date is taken to have been lawfully obtained.

(5) In this section—

application date, for a person whose wealth is being assessed, means the date on which an application is made for an unexplained wealth order to be made against the person.".

2. Clause 24, page 24, after line 32 insert—

"**Note**

A respondent's wealth is taken to have been lawfully acquired if the wealth was acquired more than 10 years prior to the date on which an application is made for an unexplained wealth order to be made against the respondent—see section 40ZAAC(4).".

NEW CLAUSE

3. Insert the following New Clause to follow clause 45—

'**45A New section 148 inserted**

After section 147 of the **Confiscation Act 1997 insert**—

"**148 Review of introduction of new unexplained wealth pathway by Confiscation Amendment (Unexplained Wealth) Act 2024**

(1) The Attorney-General must cause a review to be conducted of the operation of Division 1A of Part 4A of this Act and any provisions of this Act that support the operation of that Division.

(2) The review must be commenced no later than 3 years after the commencement of section 24 of the **Confiscation Amendment (Unexplained Wealth) Act 2024**.

(3) The review must be completed no later than 12 months after it commences.

(4) The Attorney-General must cause a copy of the review to be laid before each House of Parliament as soon as practicable after receiving it.".'.

2. PARLIAMENTARY WORKPLACE STANDARDS AND INTEGRITY BILL 2024

Amendments circulated by Sarah Mansfield (SMA19C)

1. Clause 3, page 5, after line 29 insert—

"***non-compliance report*** means a report prepared by the Commission under section 32A(1);".

NEW CLAUSES

2. Insert the following New Clauses to follow clause 32—

"**32A Non-compliance with sanctions imposed by Commission**

(1) Subject to subsection (2), if the Commission considers that a person has failed to comply, within a reasonable time, with a sanction imposed under section 30, the Commission—

(a) must prepare a report of that failure; and

(b) may recommend that one or more sanctions be imposed on the person as if the Commission had made a finding of serious parliamentary misconduct by the person.

(2) The Commission must not prepare a non-compliance report unless the Commission has—

(a) given the person an opportunity to respond to the proposed report; and

(b) considered any response by the person.

(3) A non-compliance report must include the following—

(a) the details of the Commission's finding that the person has failed to comply with the sanction;

(b) the sanctions (if any) that the Commission recommends be imposed on the person;

(c) any response by the person under subsection (2)(b).

(4) The Commission must provide a non-compliance report as soon as practicable to the following—

(a) the individual referrer (if any) who made the referral for which an investigative report was prepared and the sanction was imposed;

(b) the person who is the subject of the non-compliance report;

(c) any other person or body to whom the Commission provided the investigative report under section 28(7) or (8).

32B Presentation of non-compliance report to Parliament—Privileges Committee

(1) Subject to subsection (2), if a Privileges Committee receives a non-compliance report, the Privileges Committee must—

(a) consider the report; and

(b) in the case that the report includes sanctions that the Commission recommends be imposed on the person who is the subject of the report—

(i) invite the person to provide within 30 days a written response regarding the sanctions recommended; and

(ii) consider any response provided within 30 days by the person; and

(c) prepare and cause to be transmitted to its House, no later than 10 sitting days after the period referred to in paragraph (b), a report that contains—

(i) the non-compliance report; and

(ii) the recommendations of the Privileges Committee regarding sanctions; and

(iii) an explanation for any differences between the recommendations of the Commission and the recommendations of the Privileges Committee.

(2) As soon as practicable after a Privileges Committee receives a non-compliance report, a Member of the Privileges Committee who has a direct or indirect interest in the subject-matter of the report, being an interest that could conflict with the performance of their duties as a Member of the Privileges Committee in considering the report, must—

(a) recuse themselves from the consideration of the report until the Privileges Committee has caused a report to be transmitted to its House in accordance with subsection (1)(c); or

(b) resign from the Privileges Committee.

(3) For the purposes of subsection (2), a direct or indirect interest in the subject-matter of a report does not include being a member of the same political party as the person who is the subject of the report.

(4) A Privileges Committee must not reconsider or review any finding of the Commission in a non-compliance report.

Note

See section 112 for general requirements relating to transmission of reports to Parliament.

32C Presentation of non-compliance report to Parliament—Premier

(1) If the Premier receives a non-compliance report, the Premier must—

(a) consider the report; and

(b) in the case that the report includes sanctions that the Commission recommends be imposed on the person who is the subject of the report—

(i) invite the person to provide within 30 days a written response regarding the sanctions recommended; and

(ii) consider any response provided within 30 days by the person; and

(c) prepare and cause to be transmitted to the House of which the person who is the subject of the report is or was a Member, no later than 10 sitting days after the period referred to in paragraph (b), a report that contains—

(i) the non-compliance report; and

(ii) a statement of the actions that the Premier has taken in response to the non-compliance report; and

(iii) an explanation for any differences between the recommendations of the Commission and the actions taken by the Premier.

(2) Subsection (1) does not apply in respect of a non-compliance report that is related to an investigative report received by the Premier under section 28(8).

(3) The Premier must not reconsider or review any finding of the Commission in a non-compliance report.

Note

See section 112 for general requirements relating to transmission of reports to Parliament.".

3. Clause 41, lines 1 and 2, omit "**investigative report or summary report**" and insert "**reports**".

4. Clause 41, line 4, omit "or a summary report" and insert ", a summary report or a non-compliance report".

5. Clause 41, lines 6 to 7, omit "or a summary report" and insert ", a summary report or a non-compliance report".

6. Clause 61, page 73, after line 2 insert—

"(fa) a function under section 32A (preparing and providing a non-compliance report);".

7. Clause 83, page 94, line 29, omit "reports and" and insert "reports,".

8. Clause 83, page 94, line 30, after "reports" insert "and non-compliance reports".

9. Clause 83, page 95, line 1, omit "reports and" and insert "reports,".

10. Clause 83, page 95, line 2, after "reports" insert "and non-compliance reports".

11. Clause 139, line 6, before "In" insert "(1)".

12. Clause 139, after line 8, insert—

'(2) After section 21(4) of the **Parliamentary Committees Act 2003 insert**—

"(5) Not more than half of the members of a Joint Investigatory Committee may be members of a political party forming the Government.".'.

NEW CLAUSE

13. Insert the following New Clause to follow clause 139—

"**139A Membership of Pandemic Declaration Accountability and Oversight Committee**

Section 21A(5) of the **Parliamentary Committees Act 2003** is **repealed**.".

14. Clause 140, line 14, omit "(1)".

15. Clause 140, line 19, omit "Council." and insert 'Council.".'.

16. Clause 140, lines 20 to 23, omit all words and expressions on these lines.

17. Clause 141, lines 25 to 27, omit all words and expressions on these lines and insert—

'For section 22(1A) of the **Parliamentary Committees Act 2003 substitute**—

"(1A) The chairperson of a Joint Investigatory Committee must not be a member of a political party forming the Government.".'.

NEW CLAUSE

18. Insert the following New Clause to follow clause 141—

'**141A New section 50A inserted**

After section 50 of the **Parliamentary Committees Act 2003 insert**—

"**50A Membership and chairperson of Privileges Committee**

(1) Not more than half of the members of a Privileges Committee may be members of a political party forming the Government.

(2) The chairperson of a Privileges Committee must not be a member of a political party forming the Government.

(3) In this section—

Privileges Committee means the parliamentary committee of the Assembly or the Council that is responsible for determining whether there has been a breach of parliamentary privilege or a contempt of that House or of the Parliament.".'.

Amendments circulated by Evan Mulholland (EM14C)

1. Clause 49, page 65, line 7, omit "5" and insert "10".

2. Clause 49, page 65, line 9, omit "5" and insert "10".

3. Clause 49, page 65, line 15, omit "5" and insert "10".

4. Clause 49, page 65, line 17, omit "5" and insert "10".

5. Clause 52, line 14, omit "or 51(1)" and insert ", 51(1) or 58(1)".

6. Clause 58, line 15, omit "The" and insert "Subject to section 52, the".

7. Clause 58, lines 32 to 34, omit all words and expressions on these lines.

Amendments circulated by Samantha Ratnam (SMA138C)

1. Clause 139, line 6, before "In" insert "(1)".

2. Clause 139, after line 8 insert—

'(2) After section 21(1) of the **Parliamentary Committees Act 2003 insert**—

"(1A) Not more than half the members of the Integrity and Oversight Committee may be members of a political party forming the Government.".'.

3. Clause 139, before line 9 insert—

'(3) Before section 21(2) of the **Parliamentary Committees Act 2003 insert**—

"(1B) Not more than half the members of the Public Accounts and Estimates Committee may be members of a political party forming the Government.".'.

4. Clause 141, line 25, before "In" insert "(1)".

5. Clause 141, line 27, before "or" insert ", the Integrity and Oversight Committee".

6. Clause 141, after line 27 insert—

'(2) In section 22(1A) of the **Parliamentary Committees Act 2003**, after "The chairperson of" **insert** "the Public Accounts and Estimates Committee,".'.

Amendments circulated by Jaclyn Symes (JS50C)

1. Clause 3, page 5, after line 29 insert—

"***non-compliance report*** means a report prepared by the Commission under section 32A(1);".

NEW CLAUSES

2. Insert the following New Clauses to follow clause 32—

"**32A Non-compliance with sanctions imposed by Commission**

(1) Subject to subsection (2), if the Commission is satisfied that a person has failed to comply, within a reasonable time, with a sanction imposed under section 30, the Commission—

(a) must prepare a report of that failure; and

(b) may recommend that one or more sanctions be imposed on the person as if the Commission had made a finding of serious parliamentary misconduct by the person.

(2) The Commission must not prepare a non-compliance report unless the Commission has—

(a) given the person an opportunity to respond to the proposed report; and

(b) considered any response by the person.

(3) A non-compliance report must include the following—

(a) the details of the Commission's finding that the person has failed to comply with the sanction;

(b) the sanctions (if any) that the Commission recommends be imposed on the person;

(c) any response by the person under subsection (2)(b).

(4) A non-compliance report must not include any of the following—

(a) information that is likely to lead to the identification of—

(i) an individual referrer without their consent; or

(ii) an affected person without their consent;

(b) a finding or opinion that a person is guilty of or has committed an offence;

(c) a recommendation that a person be prosecuted for an offence.

(5) The Commission must provide a non-compliance report as soon as practicable to the following—

(a) the individual referrer (if any) who made the referral for which an investigative report was prepared and the sanction was imposed;

(b) the person who is the subject of the non-compliance report;

(c) any other person or body to whom the Commission provided the investigative report under section 28(7) or (8).

32B Presentation of non-compliance report to Parliament—Privileges Committee

(1) Subject to subsection (2), if a Privileges Committee receives a non-compliance report, the Privileges Committee must—

(a) consider the report; and

(b) in the case that the report includes sanctions that the Commission recommends be imposed on the person who is the subject of the report—

(i) invite the person to provide within 30 days a written response regarding the sanctions recommended; and

(ii) consider any response provided within 30 days by the person; and

(c) prepare and cause to be transmitted to its House, no later than 10 sitting days after the period referred to in paragraph (b), a report that contains—

(i) the non-compliance report; and

(ii) the recommendations of the Privileges Committee regarding sanctions; and

(iii) an explanation for any differences between the recommendations of the Commission and the recommendations of the Privileges Committee.

(2) As soon as practicable after a Privileges Committee receives a non-compliance report, a Member of the Privileges Committee who has a direct or indirect interest in the subject-matter of the report, being an interest that could conflict with the performance of their duties as a Member of the Privileges Committee in considering the report, must—

(a) recuse themselves from the consideration of the report until the Privileges Committee has caused a report to be transmitted to its House in accordance with subsection (1)(c); or

(b) resign from the Privileges Committee.

(3) For the purposes of subsection (2), a direct or indirect interest in the subject-matter of a non-compliance report does not include being a member of the same political party as the person who is the subject of the report.

(4) A Privileges Committee must not reconsider or review any finding of the Commission in a non-compliance report.

Note

See section 112 for general requirements relating to transmission of reports to Parliament.

32C Presentation of non-compliance report to Parliament—Premier

(1) If the Premier receives a non-compliance report, the Premier must—

(a) consider the report; and

(b) in the case that the report includes sanctions that the Commission recommends be imposed on the person who is the subject of the report—

(i) invite the person to provide within 30 days a written response regarding the sanctions recommended; and

(ii) consider any response provided within 30 days by the person; and

(c) prepare and cause to be transmitted to the House of which the person who is the subject of the report is or was a Member, no later than 10 sitting days after the period referred to in paragraph (b), a report that contains—

(i) the non-compliance report; and

(ii) a statement of the actions that the Premier has taken in response to the non-compliance report; and

(iii) an explanation for any differences between the recommendations of the Commission and the actions taken by the Premier.

(2) Subsection (1) does not apply in respect of a non-compliance report that is related to an investigative report received by the Premier under section 28(8).

(3) The Premier must not reconsider or review any finding of the Commission in a non-compliance report.

Note

See section 112 for general requirements relating to transmission of reports to Parliament.".

3. Clause 41, lines 1 and 2, omit "**investigative report or summary report**" and insert "**reports**".

4. Clause 41, line 4, omit "or a summary report" and insert ", a summary report or a non-compliance report".

5. Clause 41, lines 6 to 7, omit "or a summary report" and insert ", a summary report or a non-compliance report".

6. Clause 45, page 62, after line 13 insert—

"(da) monitoring compliance with sanctions imposed by it and issuing reports in respect of non-compliance;".

7. Clause 52, line 14, omit "or 51(1)" and insert ", 51(1) or 58(1)".

8. Clause 58, line 15, omit "The" and insert "Subject to section 52, the".

9. Clause 58, lines 32 to 34, omit all words and expressions on these lines.

10. Clause 61, page 73, after line 2 insert—

"(fa) a function under section 32A (preparing and providing a non-compliance report);".

11. Clause 83, page 94, line 29, omit "reports and" and insert "reports,".

12. Clause 83, page 94, line 30, after "reports" insert "and non-compliance reports".

13. Clause 83, page 95, line 1, omit "reports and" and insert "reports,".

14. Clause 83, page 95, line 2, after "reports" insert "and non-compliance reports".

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 77, 78 and 79

No. 77 — Tuesday, 13 August 2024

1 The President took the Chair at 12.03 pm, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACT** — The President read a Message from the Governor informing the Council that she had, on 6 August 2024, given the Royal Assent to the following Act presented to her by the Clerk of the Parliaments:

Confiscation Amendment (Unexplained Wealth) Act 2024.

3 **COMMITTEE MEMBERSHIP** — The President advised the House that Moira Deeming resigned as a participating member from the Legal and Social Issues Committee, effective from Wednesday, 7 August 2024.

4 **QUESTION TIME** —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of Georgie Crozier, the answers given by Enver Erdogan to questions relating to criminal elements working in Victorian correctional facilities (QwN 609) were ordered to be taken into consideration on the next day of meeting.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

5 **PARLIAMENTARY WORKPLACE STANDARDS AND INTEGRITY BILL 2024** — The President read a Message from the Assembly informing the Council that they have agreed to the amendments made by the Council in this Bill.

6 **PETITION — UNITE POINT LONSDALE INTO ONE LOCAL GOVERNMENT AREA** — Sarah Mansfield presented a petition bearing 92 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to investigate and remove the local government border running through Point Lonsdale and unite

the whole town into one of the adjacent local government areas *(Ordered to be tabled)*.

On the motion of Sarah Mansfield, the petition was ordered to be taken into consideration on the next day of meeting.

7 HEALTH SERVICES AMENDMENT (SAVING THE ROYAL CHILDREN'S HOSPITAL) BILL 2024 — Georgie Crozier introduced *A Bill for an Act to amend the Health Services Act 1988 in relation to the Royal Children's Hospital 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.

8 PAPERS —

COMMITTEE REPORT — SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sheena Watt tabled Alert Digest No. 10 of 2024 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

David Davis moved, That the Council take note of the Report.

Debate ensued.

Question — put and agreed to.

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Crown Land (Reserves) Act 1978 —

Order of 6 June 2024 giving approval to the granting of a lease at Sandringham Beach Park.

Order of 24 May 2024 giving approval to the granting of a licence at Port Melbourne Ornamental Plantation Reserve.

Order of 19 July 2024 giving approval to the granting of a licence at Princes Park.

Interpretation of Legislation Act 1984 — Notice under section 32(3)(a)(iii) in relation to Statutory Rule No. 44 *(Gazette S425, 2 August 2024)*.

Planning and Environment Act 1987 — Notices of approval of the —

Ballarat Planning Scheme — Amendment C247.

Bass Coast Planning Scheme — Amendment C170.

Baw Baw Planning Scheme — Amendment C153.

Boroondara Planning Scheme — Amendments C381 and C397.

Cardinia Planning Scheme — Amendments C265 and C273.

Colac Otway, Golden Plains, Greater Geelong, Queenscliffe and Surf Coast Planning Schemes — Amendment GC228.

East Gippsland Planning Scheme — Amendment C167.

Greater Dandenong Planning Scheme — Amendment C248.

Latrobe Planning Scheme — Amendment C141.

Melbourne Planning Scheme — Amendments C441 and C472.

Port Phillip Planning Scheme — Amendment C199.

Subordinate Legislation Act 1994 —

Documents under section 15 in relation to Statutory Rule Nos. 72 and 73.

Legislative instruments and related documents under section 16B in respect of Ministerial Order No. 1455 – Order Amending Ministerial Order No. 1228 –

Victorian Institute of Teaching Registration Fees under the Education and Training Reform Act 2006*.*

* * * * *

PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Response from the Minister for Housing to petition titled Reconsider the Barak Beacon development housing proposal (petition No. 559) (presented by Georgie Crozier on 19 June 2024) *(released on 2 August 2024 – a non-sitting day).*

Response from the Minister for Roads and Road Safety to petition titled Amend the Road Safety Act 1986 to exempt medical cannabis patients (petition No. 515) (presented by David Ettershank on 30 July 2024) *(released on 12 August 2024 – a non-sitting day).*

* * * * *

PROCLAMATION — The Clerk tabled a proclamation of the Governor in Council fixing an operative date for the following Act:

National Energy Retail Law (Victoria) Act 2024 — 30 July 2024 *(Gazette S413, 30 July 2024).*

9 PRODUCTION OF DOCUMENTS — KANGAROO HARVEST MANAGEMENT PLAN — In response to a resolution of the Council on 29 November 2023 (on the motion of Georgie Purcell), and further to the Government's initial responses on 6 February 2024 and 20 June 2024, relating to the Kangaroo Harvest Management Plan, the Clerk tabled —

- 105 documents in full, one document in part and a schedule of 126 documents identified; and
- a letter from the Attorney-General, dated 12 August 2024, making a claim of executive privilege in relation to 20 documents in full and one document in part, and noting that these documents are provided as the second and final tranche of documents responsive to the Order.

10 BUSINESS OF THE COUNCIL — Georgie Crozier moved, by leave, That the following general business take precedence on Wednesday, 14 August 2024 —

(1) order of the day No. 1, listed for a future day, resumption of debate on the Government Construction Projects Integrity Bill 2024;

(2) notice of motion given this day by Georgie Crozier referring matters relating to Ambulance Victoria to the Legal and Social Issues Committee;

(3) notice of motion No. 462 standing in Sarah Mansfield's name referring matters relating to oil and gas infrastructure to the Environment and Planning Committee; and

(4) notice of motion given this day by Samantha Ratnam on a moratorium on public housing evictions.

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 511, and order of the day, government business, No. 1, be postponed until later this day.

13 STATE SPORTING LEGISLATION AMENDMENT BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

14 YOUTH JUSTICE BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Michael Galea (for Jaclyn Symes) *(JS52C)* circulated amendments proposed to be moved during Committee of the whole.

On the motion of Joe McCracken, the debate was adjourned until the next day of meeting.

15 ADJOURNMENT — Ingrid Stitt moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.01 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 78 — Wednesday, 14 August 2024

1 The Deputy President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PAPERS —

COMMITTEE REPORT — **PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE** — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Nick McGowan tabled a Report on the Appointment of a person to conduct the financial audit of the Victorian Auditor-General's Office from the Public Accounts and Estimates Committee *(Ordered to be published)*.

Nick McGowan 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:

Auditor-General — Building a Capable and High-performing Public Service Workforce, August 2024 *(Ordered to be published)*.

Statutory Rules under the following Acts of Parliament —

Rail Safety National Law Application Act 2013 — No. 73.

Social Services Regulation Act 2021 — No. 72.

Victorian Environmental Assessment Council Act 2001 — Notice of amendment to the Victorian Environmental Assessment Council for an assessment of values of state forests in the Central Highlands, under section 26C of the Act.

3 MEMBERS' STATEMENTS — Members made statements.

4 PRODUCTION OF DOCUMENTS — FUNDING VICTORIA'S HEALTH SERVICES — Georgie Crozier moved, That this House —

(1) notes that in a secretly recorded meeting of executives from some of Victoria's largest public hospital networks the following measures were considered to meet the Victorian Government's demand to cut costs —
   (a) bed closures;
   (b) shutting entire hospital wards;
   (c) reducing elective surgery;
   (d) cancelling breast screening;
   (e) cutting staff responsible for out-patients;
   (f) closing special care cots used to treat critically sick babies;

(2) requires the Leader of the Government, pursuant to Standing Order 10.01, to table in the Council, within two weeks of the House agreeing to this resolution —
   (a) a copy of all pre-Budget submissions, briefing notes or proposals provided by every Victorian public health service, to the Department of Health, between 1 May 2024 and 24 July 2024; and
   (b) a copy of the latest 2024-25 model budget sent to every Victorian public health service by the Department of Health.

Debate ensued.

The Deputy President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

5 BUSINESS POSTPONED — Joe McCracken moved, That the consideration of notice of motion, No. 522, be postponed until the next day of meeting.

Question — put.

The Council divided — The Deputy President in the Chair.

AYES, 23

Melina Bath; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 13

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; Michael Galea; Tom McIntosh; 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 agreed to.

6 GOVERNMENT CONSTRUCTION PROJECTS INTEGRITY BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

7 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of David Davis, the answers given by Harriet Shing to questions relating to Big Housing Build – assurances (QwN 620) were ordered to be taken into consideration on the next day of meeting.

* * * * *

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The Deputy President directed ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Animal fate data (QwN 615)** — substantive and supplementary questions asked by Georgie Purcell — response from Jaclyn Symes due Friday, 16 August 2024.
- **TAFE teachers (QwN 616)** — substantive question asked by Joe McCracken — response from Gayle Tierney due Thursday, 15 August 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

8 GOVERNMENT CONSTRUCTION PROJECTS INTEGRITY BILL 2024 — On the motion of Joe McCracken, the debate was adjourned until the next day of meeting.

9 LEGAL AND SOCIAL ISSUES COMMITTEE — AMBULANCE VICTORIA — Georgie Crozier moved, That this House requires the Legal and Social Issues Committee to inquire into, consider, and report, no later than 31 August 2025, on the core issues impacting the management and functions of Ambulance Victoria, including but not limited to —

(1) issues involving call taking, dispatch, ambulance ramping, working conditions and workloads of paramedics;

(2) procurement practices, including contract management and oversight, and their adequacy in ensuring transparency, fairness, and value for public funds and identification of any systemic patterns of mismanagement or lack of oversight;

(3) allegations of fraud and embezzlement and the adequacy of financial controls and oversight to prevent misconduct;

(4) governance and accountability;

(5) the workplace culture within Ambulance Victoria, with a focus on occupational health and safety impacts, including to the morale and wellbeing of paramedics and employees; and

(6) any other related matters the Committee considers relevant.

Debate ensued.

Ryan Batchelor moved, as an amendment, That the words "the core issues impacting" be **omitted**.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — That the amendment moved by Ryan Batchelor be agreed to — put.

The Council divided — The Deputy President in the Chair.

AYES, 13

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; Michael Galea; Tom McIntosh; 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)

NOES, 23

Melina Bath; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Nick McGowan; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Original question — put.

The Council divided — The Deputy President in the Chair.

AYES, 23

Melina Bath; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Nick McGowan; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 13

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; Michael Galea; Tom McIntosh; 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 agreed to.

10 BUSINESS POSTPONED — Ordered — That the consideration of notice of motion, general business, No. 462, be postponed until later this day.

11 MORATORIUM ON EVICTIONS OF RESIDENTS IN PUBLIC HOUSING TOWERS — Samantha Ratnam moved, That this House —

(1) notes that —

(a) the Victorian Labor Government has recently signed a $100 million contract with John Holland for the demolition of five public housing towers including three in North Melbourne and Flemington;

(b) hundreds of residents remain living at these three public housing tower sites, many of whom do not want to leave their homes and communities;

(2) acknowledges that the demolition contracts have been signed without residents receiving any commitment from the Government about their right of return to public housing;

(3) recognises that Labor —

(a) has signed these demolition contracts without any plan for what happens next or any guarantee that public housing will be rebuilt at each site, in order to forcibly evict residents from their homes using a legal pathway;

(b) has used this tactic to evict public housing residents before, including at Barak Beacon where residents fought the Government to remain in their homes but were eventually evicted;

(c) is treating public housing residents in these high-rise estates with contempt which has left many residents feeling deeply distressed about their future;

(4) notes with concern residents' reports that they have felt pressured and coerced to accept the limited alternative housing options provided by Homes Victoria, leaving residents fearful that they will face homelessness if they do not accept the offer from the Government;

and calls for a moratorium on evictions of residents from these towers so residents cannot be forced to move out of their homes against their will.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put.

The Council divided — The Deputy President in the Chair.

AYES, 18

Melina Bath; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; David Ettershank; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Sarah Mansfield; Nick McGowan; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; Michael Galea; David Limbrick; Tom McIntosh; Harriet Shing; Ingrid Stitt; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Business interrupted at 5.17 pm, pursuant to Sessional Orders.

12 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

13 PETITIONS (QUALIFYING FOR DEBATE) — HALT BUILDING ELECTRICAL SUBSTATION AT BALLARAT EAST SITE — Joe McCracken moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

14 STATE CIVIL LIABILITY (POLICE INFORMANTS) BILL 2024 — The Deputy President read a Message from the Assembly presenting *A Bill for an Act to limit the civil liability of the State by extinguishing causes of action in relation to the provision of information and other assistance by specified human sources and for other purposes* and requesting the agreement of the Council.

Lizzie Blandthorn moved, That the Bill be now read a first time.

Question — put.

The Council divided — The Deputy President in the Chair.

AYES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Moira Deeming; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; 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)

NOES, 13

Melina Bath; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Nick McGowan; Evan Mulholland; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Lizzie Blandthorn moved, That the second reading be made an order of the day for one week's time.

Question — put.

The Council divided — The Deputy President in the Chair.

AYES, 17

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Tom McIntosh; Rachel Payne; 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)

NOES, 19

Melina Bath; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Nick McGowan; Evan Mulholland; Aiv Puglielli; Samantha Ratnam; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

On the motion of Lizzie Blandthorn, the Bill was ordered to be read a second time on the next day of meeting.

15 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 511, be postponed until later this day.

16 YOUTH JUSTICE BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

David Davis *(DD141C)*, by leave, Aiv Puglielli (for Katherine Copsey) *(KC23C), (KC27C), (KC28C), (KC31C)* and Rachel Payne *(RP05C)* 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.

17 ADJOURNMENT — Gayle Tierney moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.13 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 79 — Thursday, 15 August 2024

1 The Deputy President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 CONDOLENCE STATEMENTS —

THE LATE ROBERT LAWSON — The Deputy President advised the House of the death, on 12 July 2024, of Robert Lawson, Member of the Legislative Council for the Electoral Province of Higinbotham from 1979 to 1992.

THE LATE JUDE PERERA — The Deputy President advised the House of the death, on 23 July 2024, of Jude Perera, Member of the Legislative Assembly for the Electoral District of Cranbourne from 2002 to 2018.

THE LATE INGA PEULICH — The Deputy President advised the House of the death, on 25 July 2024, of Inga Peulich, Member of the Legislative Assembly for the Electoral District of Bentleigh from 1992 to 2002 and the Legislative Council for the South-Eastern Metropolitan Region from 2006 to 2018.

Members rose in their place for one minute's silence as a mark of respect.

3 MEMBERS' STATEMENTS — Members made statements.

4 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 538, be postponed until later this day.

5 YOUTH JUSTICE BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

David Davis *(DD143C)*, by leave, circulated amendments proposed to be moved during Committee of the whole.

Business interrupted at 12.00 noon.

6 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of Georgie Crozier, the answers given by Gayle Tierney to questions relating to the Skills First Training Program spot checks (QwN 623) were ordered to be taken into consideration on the next day of meeting.

* * * * *

QUESTION DIRECTED FOR WRITTEN RESPONSE — The President directed a minister to provide a written response to a question without notice pursuant to Standing Order 8.07 as follows:

- **Authority to control wildlife systems (QwN 626)** — substantive question asked by Jeff Bourman — response from Gayle Tierney due Monday, 19 August 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

7 YOUTH JUSTICE BILL 2024 — Debate continued on the question, That the Bill be now read a second time.

Samantha Ratnam (for Katherine Copsey) *(KC34C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put.

The Council divided — The President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Melina Bath; 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)

Question agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

[Sitting suspended from 6.35 pm to 7.35 pm]

Bill further considered in Committee of the whole.

Business interrupted at 10.00 pm.

Jaclyn Symes declared, That the sitting be extended by up to one hour pursuant to Standing Order 4.08.

Bill further considered in Committee of the whole.

Business interrupted at the conclusion of the declared extension.

Jaclyn Symes declared, That the sitting be extended by up to one further hour pursuant to Standing Order 4.08.

Bill further considered in Committee of the whole.

Business interrupted at the conclusion of the declared extension.

The Council continued to sit after 12.00 midnight.

FRIDAY, 16 AUGUST 2024

Jaclyn Symes moved, That the sitting be extended.

Debate ensued

Question — put and agreed to.

Bill further considered in Committee of the whole.

Bill reported with amendments, the Report was adopted.

Enver Erdogan moved, That the Bill be now read a third time.

Question — put.

The Council divided — The President in the Chair.

AYES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

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.

Bill read a third time with the concurrence of an absolute majority of the whole number of the members of the Legislative Council.

Question — That the Bill do pass — put and agreed to.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill with amendments and requesting their agreement.

8 SITTING OF THE COUNCIL — Jaclyn Symes moved, That the Council, at its rising, adjourn until Tuesday, 27 August 2024.

Question — put.

The Council divided — The President in the Chair.

AYES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 16

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

9 PRAHRAN MECHANICS' INSTITUTE REPEAL BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to repeal the Prahran Mechanics'*

Institute Act 1899, to dissolve the Prahran Mechanics' Institution and Circulating Library incorporated and to provide for the transfer of property, rights and liabilities of that entity to the PMI Victorian History Library Inc., and for other purposes and requesting the agreement of the Council.

On the motion of Harriet Shing (for Lizzie Blandthorn), 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 Georgie Crozier, the debate was adjourned for one week.

10 SUBORDINATE LEGISLATION AND ADMINISTRATIVE ARRANGEMENTS AMENDMENT BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to make miscellaneous amendments to the Subordinate Legislation Act 1994 and to consequentially amend the Monetary Units Act 2004, to make miscellaneous amendments to the Administrative Arrangements Act 1983 and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Harriet Shing laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Harriet Shing moved, That the Bill be now read a second time.

Harriet Shing incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned for one week.

11 VICTORIAN INSTITUTE OF FORENSIC MEDICINE BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to establish the Victorian Institute of Forensic Medicine, to repeal the Victorian Institute of Forensic Medicine Act 1985, to consequentially amend other Acts and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Harriet Shing laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Harriet Shing moved, That the Bill be now read a second time.

Harriet Shing incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned for one week.

12 ADJOURNMENT — Harriet Shing moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 2.06 am until Tuesday, 27 August 2024.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 77, 78 and 79

STATE SPORTING LEGISLATION AMENDMENT BILL 2024

Committed Tuesday, 13 August 2024

Clauses 1 to 58 — put and agreed to.

Bill reported without amendment.

* * * * *

YOUTH JUSTICE BILL 2024

Committed Thursday, 15 August 2024

Amendments circulated: Katherine Copsey (KC23C, KC27C, KC28C, KC31C and KC34C) (pp. 658-79), David Davis (DD141C, DD143C and DD144C) (pp. 680-93), Enver Erdogan (EE03C) (pp. 693-96), Rachel Payne (RP05C) (p. 696) and Jaclyn Symes (JS52C) (pp. 696-99)

Clause 1 — consideration of clause commenced.

Enver Erdogan *(EE03C)*, by leave, and David Davis *(DD144C)*, by leave, circulated amendments proposed to be moved during Committee of the whole.

David Davis moved amendment No. 1 *(DD141C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy 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, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Katherine Copsey moved amendment Nos. 1 and 2 *(KC28C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 7

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 32

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; 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 negatived.

Jaclyn Symes moved amendment No. 1 *(JS52C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 34

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; Ann-Marie Hermans; Shaun Leane; David Limbrick; 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, 5

Katherine Copsey; Sarah Mansfield; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Katherine Copsey moved amendment No. 1 *(KC23C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 7

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 32

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; 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 negatived.

Katherine Copsey moved amendment No. 2 *(KC23C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 7

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 32

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; 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 negatived.

Clause 1, as amended — put and agreed to.

Clause 2 — Jaclyn Symes moved amendment Nos. 2 to 8 *(JS52C)*.

Question — That the amendments be agreed to — put and agreed to

Clause 2, as amended — put and agreed to.

Clause 3 — Katherine Copsey moved amendment No. 1 *(KC27C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 7

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 32

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; 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 negatived.

Katherine Copsey moved amendment Nos. 2 and 3 *(KC27C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

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.

David Davis moved amendment Nos. 5 and 6 *(DD141C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy 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, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 3, as amended — put and agreed to.

Clauses 4 to 14 — put and agreed to.

Clause 15 — Katherine Copsey moved amendment No. 4 *(KC27C)*.
Question — That the amendment be agreed to — put and negatived.
Clause 15 — put and agreed to.

Clause 16 — put and agreed to.

Clause 17 — David Davis moved amendment No. 12 *(DD141C)*.
Question — That the amendment be agreed to — put.
The Committee divided — The Deputy 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, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.
Clause 17 — put and agreed to.

Clause 18 — put and agreed to.

Clause 19 — Katherine Copsey moved amendment No. 5 *(KC27C)*.
Question — That the amendment be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 16

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clause 19, as amended — put and agreed to.

Clauses 20 to 46 — put and agreed to.

Clause 47 — David Davis moved amendment No. 13 *(DD141C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 47, as amended — put and agreed to.

Clause 48 — David Davis moved amendment No. 14 *(DD141C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 48, as amended — put and agreed to.

Clauses 49 to 56 — put and agreed to.

Clause 57 — David Davis moved amendment Nos. 15 to 17 *(DD141C)*.

Question — That the amendments be agreed to — put and negatived.

Clause 57 — put and agreed to.

Clauses 58 to 70 — put and agreed to.

New Clause 70A — Katherine Copsey moved amendment No. 6 *(KC27C)*.

Question — That New Clause 70A stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 9

Katherine Copsey; Moira Deeming; David Ettershank; David Limbrick; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 30

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; 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; Sheena Watt; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clauses 71 and 72 — put and agreed to.

Clause 73 — Katherine Copsey moved amendment No. 7 *(KC27C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 73, as amended — put and agreed to.

Clauses 74 to 92 — put and agreed to.

Clause 93 — David Davis moved amendment Nos. 52 to 54 *(DD141C)*.
Question — That the amendments be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 16

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.
Clause 93 — put and agreed to.

Clauses 94 to 112 — put and agreed to.

Clause 113 — David Davis moved amendment No. 57 *(DD141C)*.
Question — That the amendment be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.
Clause 113 — put and agreed to.

Clauses 114 to 116 — put and agreed to.

Clause 117 — Katherine Copsey moved amendment Nos. 8 to 10 *(KC27C)*.
Question — That the amendments be agreed to — put and negatived.
Clause 117 — put and agreed to.

Clause 118 — Katherine Copsey moved amendment Nos. 11 to 14 *(KC27C)*.
Question — That the amendments be agreed to — put and negatived.
Clause 118 — put and agreed to.

Clauses 119 to 128 — put and agreed to.

New Clause 128A — David Davis moved amendment No. 1 *(DD144C)*.
Question — That New Clause 128A stand part of the Bill — put and agreed to.

Clauses 129 to 141 — put and agreed to.

Clause 142 — Question — That clause 142 stand part of the Bill — put.
The Committee divided — The Deputy President in the Chair.

AYES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 16

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clause 143 — Question — That clause 143 stand part of the Bill — put.
The Committee divided — The Deputy President in the Chair.

AYES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

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.

Clauses 144 to 192 — put and agreed to.

Clause 193 — Katherine Copsey moved amendment No. 15 *(KC27C)*.

Question — That the amendment be agreed to — put and negatived.

Clause 193 — put and agreed to.

Clause 194 — Katherine Copsey moved amendment No. 16 *(KC27C)*.

Question — That the amendment be agreed to — put and negatived.

Clause 194 — put and agreed to.

Clauses 195 to 207 — put and agreed to.

Clause 208 — Katherine Copsey moved amendment No. 17 *(KC27C)*.

Question — That the amendment be agreed to — put and negatived.

Clause 208 — put and agreed to.

Clauses 209 to 251 — put and agreed to.

Clause 252 — David Davis moved amendment Nos. 73 and 74 *(DD141C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 24

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 252 — put and agreed to.

Clauses 253 to 274 — put and agreed to.

Clause 275 — David Davis moved amendment Nos. 78 and 79 *(DD141C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy 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, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 275 — put and agreed to.

Clauses 276 and 277 — put and agreed to.

Clause 278 — David Davis moved amendment Nos. 80 and 81 *(DD141C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy 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, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 278 — put and agreed to.

Clauses 279 to 282 — put and agreed to.

Clause 283 — David Davis moved amendment Nos. 84 and 85 *(DD141C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy 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, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 283 — put and agreed to.

Clauses 284 to 323 — put and agreed to.

Clause 324 — David Davis moved amendment No. 87 *(DD141C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy 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, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 324 — put and agreed to.

Clauses 325 and 326 — put and agreed to.

Clause 327 — David Davis moved amendment Nos. 89 to 96 *(DD141C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy 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, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 327 — put and agreed to.

Clauses 328 to 358 — put and agreed to.

Clause 359 — David Davis moved amendment Nos. 103 and 104 *(DD141C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy 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, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 359 — put and agreed to.

Clauses 360 to 438 — put and agreed to.

Clause 439 — Katherine Copsey moved amendment Nos. 1 and 2 *(KC34C)*.

Question — That the amendments be agreed to — put and agreed to.

Clause 439, as amended — put and agreed to.

Clauses 440 to 446 — put and agreed to.

Clause 447 — David Davis moved amendment No. 120 *(DD141C)*.

Question — That the amendment be agreed to — put and agreed to.

David Davis moved amendment No. 121 *(DD141C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 447, as amended — put and agreed to.

Clauses 448 to 476 — put and agreed to.

Clause 477 — Katherine Copsey moved amendment Nos. 25 and 26 *(KC27C)*.

Question — That the amendments be agreed to — put and agreed to.

Clause 477, as amended — put and agreed to.

Clauses 478 to 480 — put and agreed to.

Clause 481 — Katherine Copsey moved amendment No. 1 *(KC31C)*.

Question — That the amendment be agreed to — put and negatived.

Clause 481 — put and agreed to.

Clauses 482 to 496 — put and agreed to.

Clause 497 — Katherine Copsey moved amendment Nos. 42 and 43 *(KC27C)*.
Question — That the amendments be agreed to — put and negatived.
Clause 497 — put and agreed to.

Clauses 498 to 504 — put and agreed to.

New Clause 504A — Katherine Copsey moved amendment No. 2 *(KC31C)*.
Question — That New Clause 504A stand part of the Bill — put and agreed to.

Clauses 505 to 523 — put and agreed to.

Clause 524 — Enver Erdogan moved amendment No. 1 *(EE03C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 524, as amended — put and agreed to.

New Clause 524A — Katherine Copsey moved amendment No. 3 *(KC31C)*.
Question — That New Clause 524A stand part of the Bill — put and agreed to.

Clauses 525 to 559 — put and agreed to.

Clause 560 — Katherine Copsey moved amendment No. 60 *(KC27C)*.
Question — That the amendment be agreed to — put and negatived.
Clause 560 — put and agreed to.

Clauses 561 to 579 — put and agreed to.

Clause 580 — Katherine Copsey moved amendment Nos. 61 and 62 *(KC27C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 580, as amended — put and agreed to.

Clauses 581 to 605 — put and agreed to.

Clause 606 — Rachel Payne moved amendment Nos. 1 and 2 *(RP05C)*.
Question — That the amendments be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 7

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 32

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; 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 negatived.

Clause 606 — put and agreed to.

Clauses 607 to 621 — put and agreed to.

Clause 622 — Enver Erdogan moved amendment Nos. 2 to 11 *(EE03C)*.

Question — That the amendments be agreed to — put and agreed to.

Clause 622, as amended — put and agreed to.

Clause 623 — Enver Erdogan moved amendment Nos. 12 to 21 *(EE03C)*.

Question — That the amendments be agreed to — put and agreed to.

Clause 623, as amended — put and agreed to.

Clause 624 — Enver Erdogan moved amendment Nos. 22 to 29 *(EE03C)*.

Question — That the amendments be agreed to — put and agreed to.

Clause 624, as amended — put and agreed to.

Clause 625 — Question — That clause 625 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clauses 626 to 628 — put and agreed to.

Clause 629 — David Davis moved amendment No. 133 *(DD141C)*.
Question — That the amendment be agreed to — put and negatived.
Clause 629 — put and agreed to.

Clauses 630 and 631 — put and agreed to.

Clause 632 — David Davis moved amendment No. 134 *(DD141C)*.
Question — That the amendment be agreed to — put and negatived.
Clause 632 — put and agreed to.

Clauses 633 to 635 — put and agreed to.

Clause 636 — Katherine Copsey moved amendment No. 71 *(KC27C)*.
Question — That the amendment be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 7

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 31

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; 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 negatived.
Clause 636 — put and agreed to.

Clauses 637 to 653 — put and agreed to.

Clause 654 — Enver Erdogan moved amendment No. 30 *(EE03C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 654, as amended — put and agreed to.

Clauses 655 to 658 — put and agreed to.

Clause 659 — David Davis moved amendment Nos. 136 to 139 *(DD141C)*.
Question — That the amendments be agreed to — put and negatived.

Enver Erdogan moved amendment No. 31 *(EE03C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 659, as amended — put and agreed to.

Clauses 660 to 663 — put and agreed to.

Clause 664 — Enver Erdogan moved amendment No. 32 *(EE03C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 664, as amended — put and agreed to.

Clauses 665 and 666 — put and agreed to.

Clause 667 — Question — That clause 667 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; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; 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; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clauses 668 to 717 — put and agreed to.

Clause 718 — David Davis moved amendment No. 143 *(DD141C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 718, as amended — put and agreed to.

New Clause 718A — Katherine Copsey moved amendment No. 81 *(KC27C)*.
Question — That New Clause 718A stand part of the Bill — put and negatived.

Clause 719 — Katherine Copsey moved amendment Nos. 82 to 85 *(KC27C)*.
Question — That the amendments be agreed to — put and negatived.
Clause 719 — put and agreed to.

Clauses 720 to 745 — put and agreed to.

Clause 746 — Enver Erdogan moved amendment No. 33 *(EE03C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 746, as amended — put and agreed to.

Clauses 747 to 854 — put and agreed to.

Clause 855 — Enver Erdogan moved amendment No. 34 *(EE03C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 855, as amended — put and agreed to.

Clauses 856 to 898 — put and agreed to.

Heading to Chapter 22 — Jaclyn Symes moved amendment No. 9 *(JS52C)*.
Question — That the amendment be agreed to — put and agreed to.
Heading to Chapter 22, as amended — put and agreed to.

New Division 1 of Part 22.1 Heading — Jaclyn Symes moved amendment No. 10 *(JS52C).*
Question — That the New Division Heading stand part of the Bill — put and agreed to.

Clauses 899 to 902 — put and agreed to.

Clause 903 — Question — That clause 903 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; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; 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; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

New Clauses 903A to 903G — Jaclyn Symes moved amendment No. 11 *(JS52C)*.
David Davis moved amendment Nos. 1 to 7 *(DD143C)* to Jaclyn Symes' amendment.
Question — That the amendments moved by David Davis to Jaclyn Symes' amendment be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Question — That New Clauses 903A to 903G stand part of the Bill — put and agreed to.

New Division 4 of Part 22.1 Heading — Jaclyn Symes moved amendment No. 12 *(JS52C).*

Question — That New Division 4 of Part 22.1 Heading stand part of the Bill — put and agreed to.

Clause 904 — Jaclyn Symes moved amendment Nos. 13 and 14 *(JS52C)*.

Question — That the amendments be agreed to — put and agreed to.

Clause 904, as amended — put and agreed to.

Clauses 905 to 913 — put and agreed to.

New Clause 913A — Jaclyn Symes moved amendment No. 15 *(JS52C)*.

Question — That New Clause 913A stand part of the Bill — put and agreed to.

Clauses 914 to 1176 — put and agreed to.

Schedule 1 — put and agreed to.

Bill reported with amendments.

AMENDMENTS CIRCULATED IN RELATION TO —

1. YOUTH JUSTICE BILL 2024

Amendments circulated by Katherine Copsey (KC23C)

1. Clause 1, page 3, lines 8 to 12, omit all words and expressions on these lines.

2. Clause 1, page 3, after line 12 insert—

"(ba) to amend the **Bail Act 1977** to provide that 2 step tests apply to children in fewer circumstances; and".

3. Chapter heading before clause 899, omit "**Trial of electronic monitoring of children on bail in certain circumstances**" and insert "**Miscellaneous Bail Act amendments**".

4. Part heading before clause 899, omit this heading.

5. Clause 899, omit this clause.

6. Clause 900, omit this clause.

7. Clause 901, omit this clause.

8. Clause 902, omit this clause.

9. Clause 903, omit this clause.

10. Clause 904, omit this clause.

11. Part heading before clause 907, omit this heading.

12. Clause 907, omit this clause.

13. Part heading before clause 908, omit this heading.

NEW CLAUSES

14. After clause 908 insert—

'**Chapter 22A—Change of bail tests that apply to children**

908A Definitions

In section 3 of the **Bail Act 1977 insert** the following definition—

"***adult*** means a person who is not a child;".

908B Section 3D substituted

For section 3D of the **Bail Act 1977 substitute**—

"3D Flow Charts

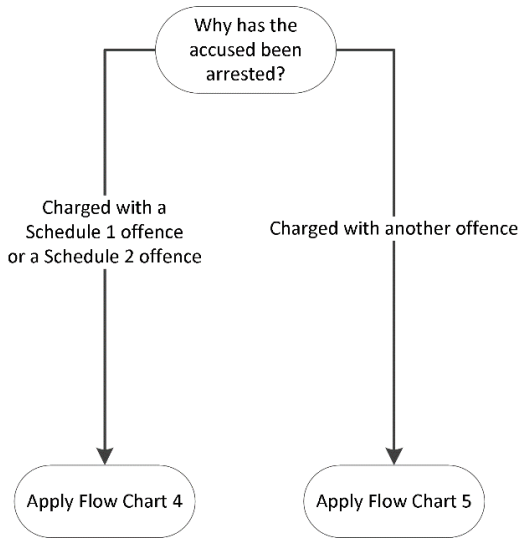
(1) A Flow Chart in this section illustrates the key features of the decision making process to which it relates. It is intended only as a guide to the reader.

(2) Flow Chart 1 shows the process for determining which tests are to be applied in deciding whether to grant bail to a person if—

(a) the person has a terrorism record; or

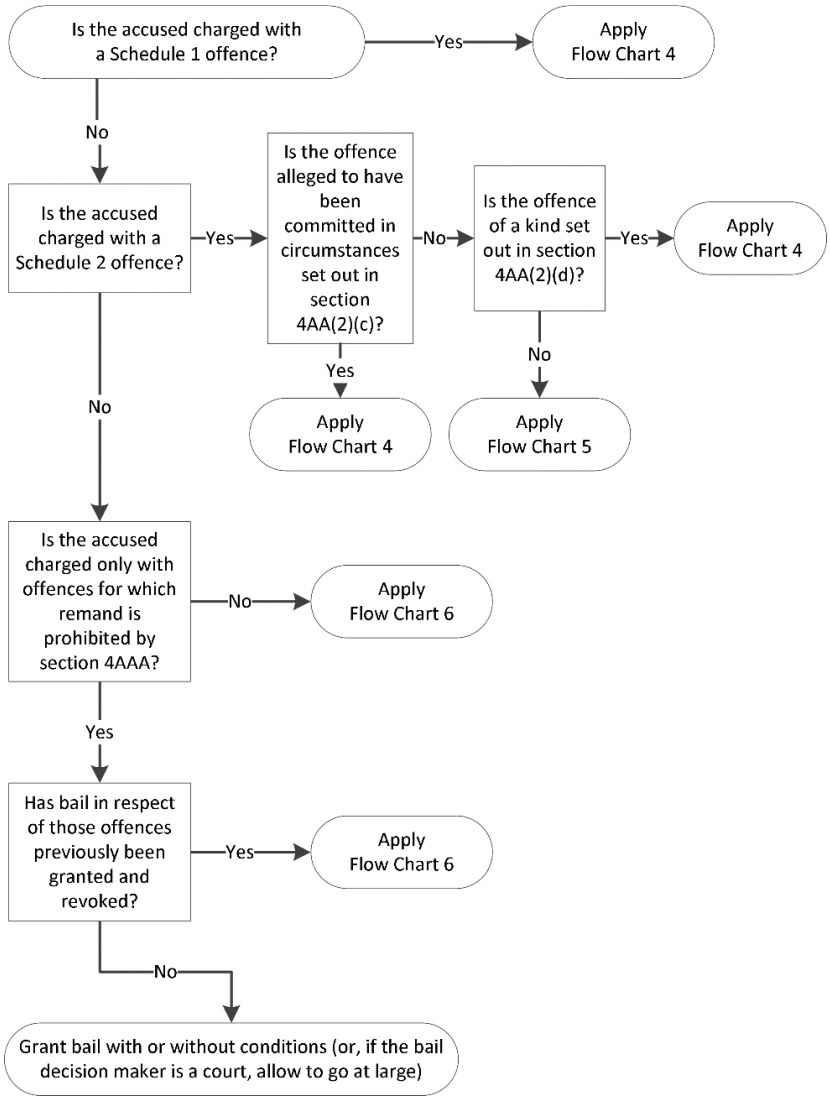
(b) the court considering whether to grant bail determines under section 8AA that there is a risk that the person will commit a terrorism or foreign incursion offence.

Flow Chart 1 – Terrorism record or terrorism risk



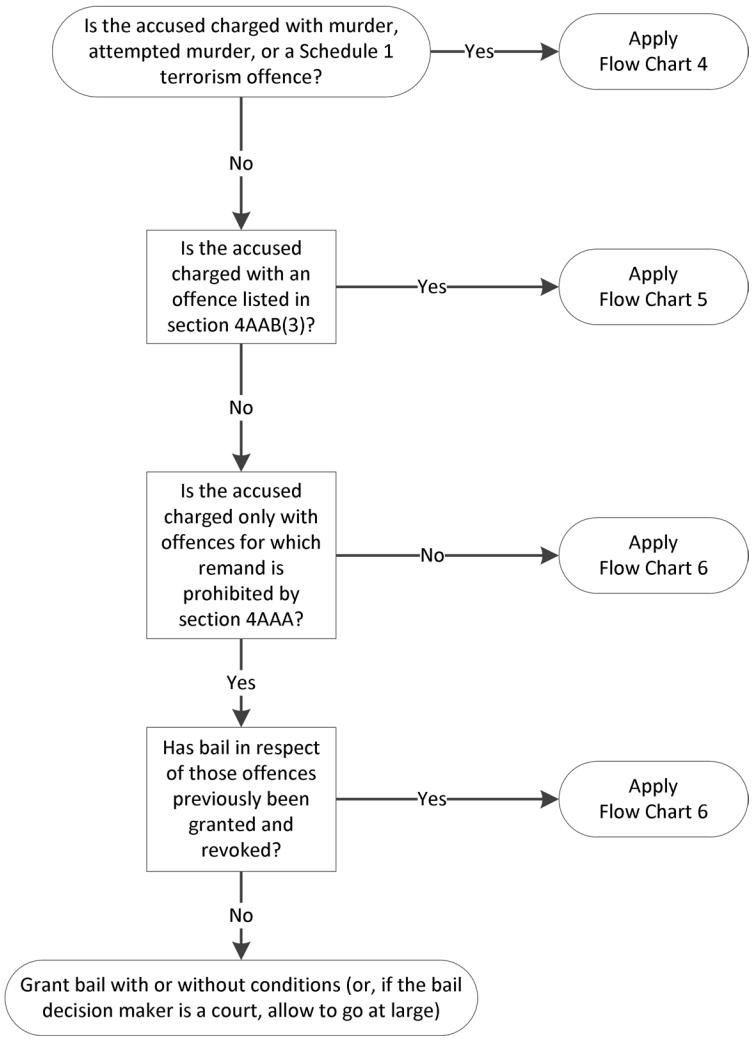
(3) Flow Chart 2 shows the process for determining which tests are to be applied in deciding whether to grant bail to an adult to whom neither subsection (2)(a) nor (b) applies.

Flow Chart 2 – Which tests apply to adults generally?



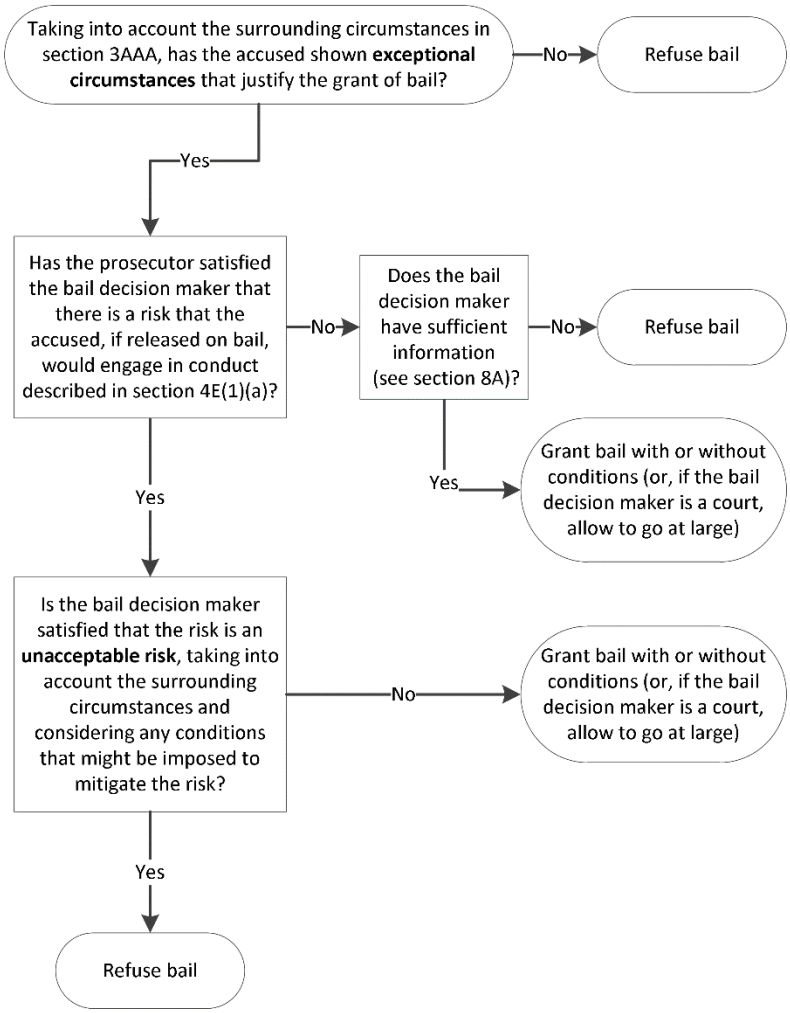
(4) Flow Chart 3 shows the process for determining which tests are to be applied in deciding whether to grant bail to a child to whom neither subsection (2)(a) nor (b) applies.

Flow Chart 3 – Which tests apply to children generally?



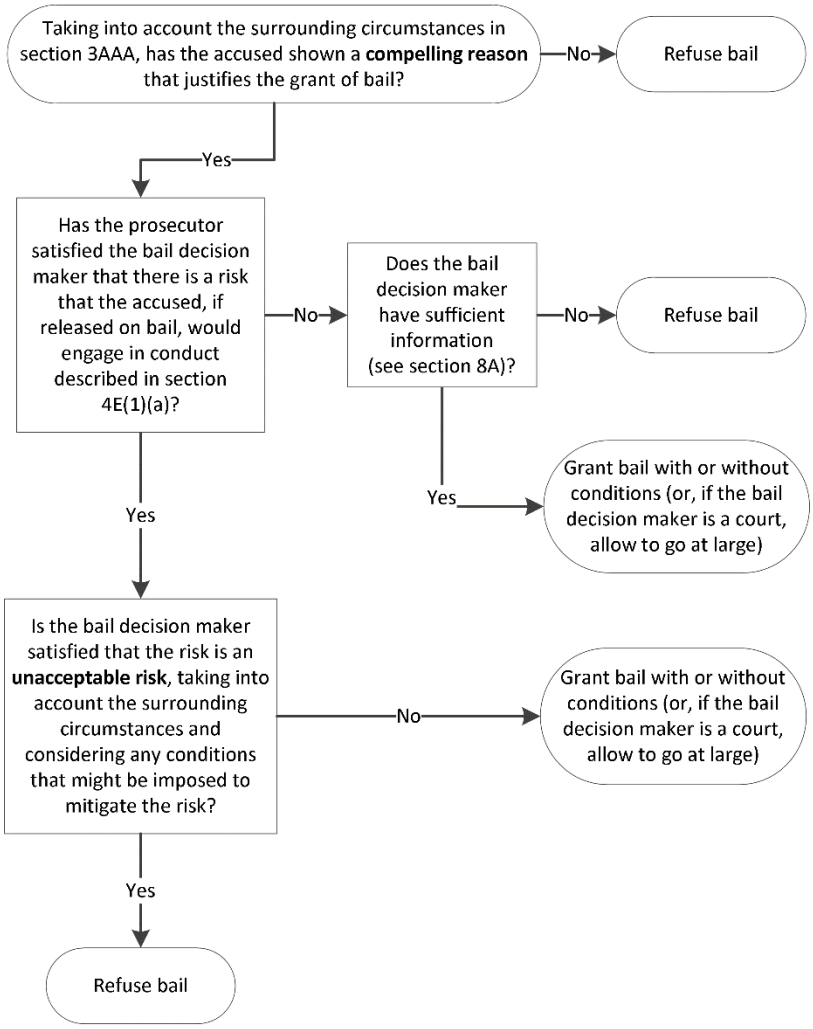
(5) Flow Chart 4 shows the process for applying the step 1—exceptional circumstances test and then the step 2—unacceptable risk test.

Flow Chart 4 – Exceptional circumstances and unacceptable risk tests



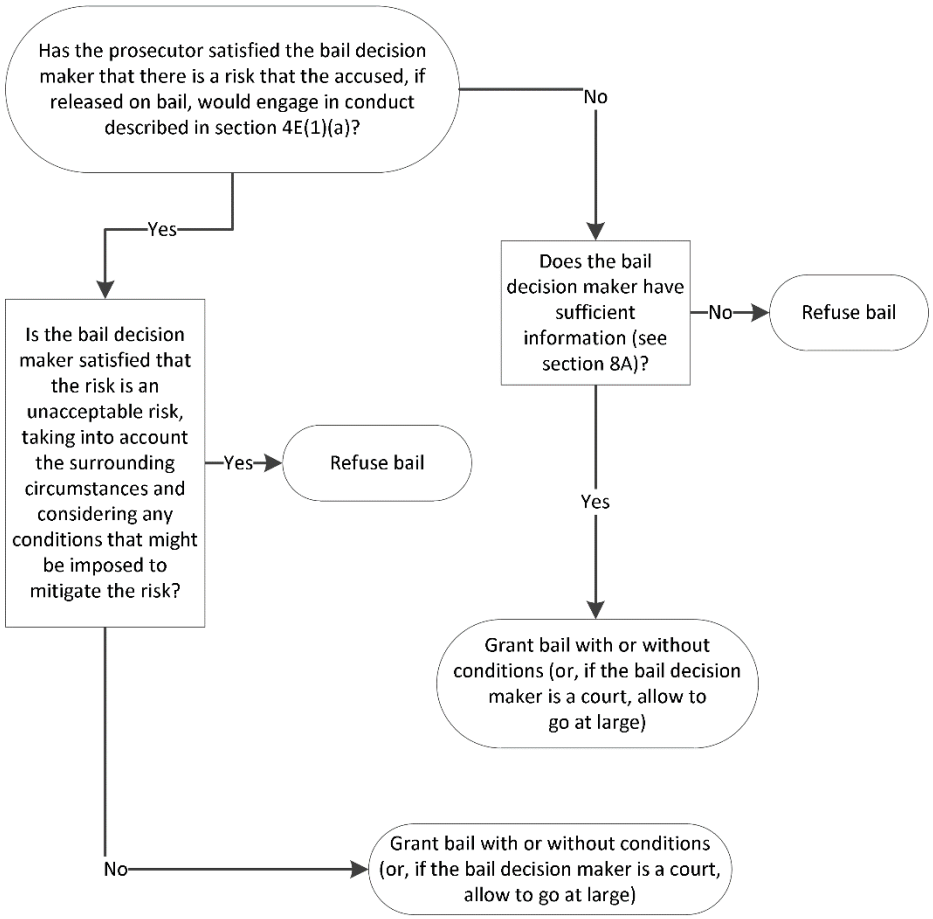
(6) Flow Chart 5 shows the process for applying the step 1—show compelling reason test and then the step 2—unacceptable risk test.

Flow Chart 5 – Show compelling reason and unacceptable risk tests



(7) Flow Chart 6 shows the process for applying the unacceptable risk test alone.

Flow Chart 6 – Unacceptable risk test alone



".

908C Section 4AA amended

(1) In the heading to section 4AA of the **Bail Act 1977**, after "**apply**" **insert** "**for adults**".

(2) In section 4AA(1) of the **Bail Act 1977**, for "a person accused" **substitute** "an adult who is accused".

(3) In section 4AA(2) of the **Bail Act 1977**—

(a) for "a person accused" **substitute** "an adult who is accused";

(b) in paragraphs (a) and (b), for "the person" **substitute** "the adult";

(c) in paragraph (c)(i), (ii), (iii), (iiia), (iiib), (iv), (v) and (vi), for "the accused" **substitute** "the adult".

(4) In section 4AA(3) of the **Bail Act 1977**, for "a person accused" **substitute** "an adult who is accused".

(5) In section 4AA(4) of the **Bail Act 1977**—

(a) for "a person accused" **substitute** "an adult who is accused";

(b) in paragraphs (a) and (b), for "the person" **substitute** "the adult".

(6) In section 4AA(5) of the **Bail Act 1977**, for "accused" (wherever occurring) **substitute** "adult".

908D New section 4AAB inserted

After section 4AA of the **Bail Act 1977 insert**—

"**4AAB When 2 step tests apply for children**

(1) The step 1—exceptional circumstances test applies to a decision of whether to grant bail to a child who is accused of any of the following Schedule 1 offences—

(a) murder;

(b) attempted murder;

(c) an offence against section 4B(1) or 21W of the **Terrorism (Community Protection) Act 2003**.

(2) The step 1—exceptional circumstances test also applies to a decision of whether to grant bail to a child who is accused of a Schedule 1 offence not referred to in subsection (1), or a Schedule 2 offence, if—

(a) the child has a terrorism record; or

(b) the court considering whether to grant bail determines under section 8AA that there is a risk that the child will commit a terrorism or foreign incursion offence.

(3) The step 1—show compelling reason test applies to a decision of whether to grant bail to a child who is accused of any of the following Schedule 2 offences—

(a) manslaughter;

(b) child homicide;

(c) homicide by firearm;

(d) an offence against section 197A of the **Crimes Act 1958** (arson causing death);

(e) an offence against section 318(1) of the **Crimes Act 1958** (culpable driving causing death)—

unless the step 1—exceptional circumstances test applies under subsection (2).

(4) The step 1—show compelling reason test applies to a decision of whether to grant bail to a child who is accused of an offence that is neither a Schedule 1 offence nor a Schedule 2 offence if—

(a) the child has a terrorism record; or

(b) the court considering whether to grant bail determines under section 8AA that there is a risk that the child will commit a terrorism or foreign incursion offence.

Note

In circumstances where a step 1 test applies, section 4D provides that the unacceptable risk test will apply as a step 2 test. However, section 4D also provides that the unacceptable risk test applies even in circumstances where no step 1 test applies.".

908E Step 1—exceptional circumstances test

In section 4A(1) of the **Bail Act 1977**, for "section 4AA(1) or (2)," **substitute** "section 4AA(1) or (2) or section 4AAB(1) or (2),".

908F Step 1—show compelling reason test

In section 4C(1) of the **Bail Act 1977**, for "section 4AA(3) or (4)," **substitute** "section 4AA(3) or (4) or section 4AAB(3) or (4),".

908G When unacceptable risk test applies

In section 4D(b) of the **Bail Act 1977**, for "4AA," **substitute** "4AA or 4AAB,".

908H Court to make preliminary determination if terrorism risk alleged

(1) In section 8AA(1)(b) of the **Bail Act 1977**, for "(d);" **substitute** "(d) or section 4AAB(2)(a);".

(2) In note 2 at the foot of section 8AA(1) of the **Bail Act 1977**, for "section 4AA(1) and (2)" **substitute** "sections 4AA(1) and (2) and 4AAB(1) and (2)".

(3) In the note at the foot of section 8AA(2) of the **Bail Act 1977**, for "section 4AA(2)(b) and (4)(b)." **substitute** "sections 4AA(2)(b) and (4)(b) and 4AAB(2)(b) and (4)(b).".

908I When bail decision maker must state reasons for granting bail

In section 12A(1) of the **Bail Act 1977**, after "section 4AA" **insert** "or 4AAB".

908J Treason, murder, certain other offences

(1) In section 13(3)(b) of the **Bail Act 1977**, for "4AA," **substitute** "4AA or 4AAB,".

(2) In section 13(4)(a) of the **Bail Act 1977 omit** "a child,".

908K Schedule 1 amended

For the notes below the heading to Schedule 1 to the **Bail Act 1977 substitute**—

"**Notes**

1 Section 4AA(1) sets out when an adult who is accused of an offence in this Schedule will be subject to the step 1—exceptional circumstances test.

2 Section 4AAB(1) sets out when a child who is accused of certain offences in this Schedule will be subject to the step 1—exceptional circumstances test.

3 However, the step 1—exceptional circumstances test also applies in other circumstances. See—

(a) if the accused is an adult—section 4AA(2); and

(b) if the accused is a child—section 4AAB(2).".

908L Schedule 2 amended

For the note below the heading to Schedule 2 to the **Bail Act 1977 substitute**—

"**Note**

The following provisions set out when a person who is accused of an offence in this Schedule will be subject to the step 1—exceptional circumstances test or the step 1—show compelling reason test—

(a) if the person is an adult—section 4AA(2) and (3);

(b) if the person is a child—section 4AAB(2) and (3).".

908M Transitional provisions

After section 34(23) of the **Bail Act 1977 insert**—

"(24) An amendment made to this Act by a provision of Chapter 22A of the **Youth Justice Act 2024** applies to an application made, or an appeal commenced, under this Act on or after the commencement of that provision, regardless of when the offence is alleged to have been committed.".'.

Amendments circulated by Katherine Copsey (KC27C)

1. Clause 3, page 16, lines 22 and 23, omit all words and expressions on those lines.

2. Clause 3, page 22, line 13, after "law" insert "(other than a spit hood)".

3. Clause 3, page 22, line 14, after "restraint" insert "(other than a spit hood)".

4. Clause 15, lines 6 to 9, omit all words and expressions on those lines and insert—

"The guiding youth justice principles apply subject to any express requirements in this Act or any other Act.".

5. Clause 19, after line 26 insert—

"**Note**

Section 92(1) establishes the hierarchy of options for alleged offending behaviour by a child. The hierarchy requires a police officer to apply the least restrictive option that is appropriate in the circumstances.".

NEW CLAUSE

6. Insert the following New Clause to follow clause 70—

"**70A Body-worn camera must be activated when exercising transport power**

A police officer must have their body-worn camera (within the meaning of section 3(1) of the **Surveillance Devices Act 1999**) turned on and recording when exercising the transport power or the related powers under this Part.".

7. Clause 73, page 88, line 12, after "restraint" insert "(other than a spit hood)".

8. Clause 117, lines 10 to 17, omit all words and expressions on those lines and insert "in the circumstances must refer the child to an early diversion group conference in respect of the alleged offence.".

9. Clause 117, lines 24 to 35 and page 121, lines 1 and 2, omit all words and expressions on those lines.

10. Clause 117, page 121, line 3, omit "decide to".

11. Clause 118, line 13, omit "or" and insert "and".

12. Clause 118, line 14, omit all words and expressions on that line.

13. Clause 118, lines 15 and 16, omit "referral; or" and insert "referral.".

14. Clause 118, lines 17 to 32 and page 122, lines 1 to 23, omit all words and expressions on those lines.

15. Clause 193, page 179, lines 11 to 15, omit all words and expressions on those lines and insert "program if the child does not consent to the adjournment in accordance with section 194.".

16. Clause 194, after line 9 insert—

"(1A) The Children's Court must be satisfied that the child obtained legal advice before giving consent under subsection (1).

(1B) If the Children's Court is not satisfied that the child obtained legal advice before giving consent under subsection (1), it must adjourn the proceeding to enable the child to obtain that legal advice.".

17. Clause 208, lines 22 to 28, omit all words and expressions on those lines and insert—

"Section 324 prevents the Children's Court from imposing a sentence of detention on a child who was under 16 years of age at the time of the offending.".

18. Clause 240, lines 32 to 34 and page 218, lines 1 to 6, omit all words and expressions on those lines and insert—

"2. Section 324 prevents the Children's Court from imposing a sentence of detention on a child who was under 16 years of age at the time of the offending.".

19. Clause 324, line 5, omit "**14**" and insert "**16**".

20. Clause 324, line 6, omit "**except in certain circumstances**".

21. Clause 324, line 10, omit "14 years of age unless—" and insert "16 years of age.".

22. Clause 324, lines 11 to 19, omit all words and expressions on those lines.

23. Clause 439, line 29, before "recreational" insert "exercise and other".

24. Clause 439, after line 33 insert—

"**Example**

An example of meaningful exercise and recreational activities is ensuring a child or young person has the opportunity to spend a minimum of 2 hours exercising or playing sport.".

25. Clause 477, page 410, line 4, after "restraint" insert "(other than a spit hood)".

26. Clause 477, page 410, line 15, after "restraint" insert "(other than a spit hood)".

27. Clause 480, lines 1 and 2, omit "**unless authorised by Commissioner for Youth Justice**".

28. Clause 480, lines 5 to 7, omit "unless it has been authorised by the Commissioner for Youth Justice in accordance with section 481 or 482".

29. Clause 481, omit this clause.

30. Clause 482, omit this clause.

31. Clause 483, omit this clause.

32. Clause 484, omit this clause.

33. Clause 485, omit this clause.

34. Clause 486, omit this clause.

35. Clause 487, omit this clause.

36. Clause 488, omit this clause.

37. Clause 489, omit this clause.

38. Clause 490, omit this clause.

39. Clause 491, omit this clause.

40. Clause 492, omit this clause.

41. Clause 493, omit this clause.

42. Clause 497, lines 5 to 7, omit "unless it has been authorised by the Commissioner for Youth Justice in accordance with this section".

43. Clause 497, lines 8 to 34, and page 424, lines 1 to 11, omit all words and expressions on those lines.

44. Clause 498, omit this clause.

45. Clause 499, line 9, omit "search;" and insert "search.".

46. Clause 499, line 10, omit all words and expressions on this line.

47. Clause 500, line 9, omit "or an unclothed search".

48. Clause 500, lines 10 to 22, omit all words and expressions on those lines and insert "of a child or young person, the youth justice custodial officer conducting the search must be of the same sex as the child or young person.".

49. Clause 500, line 23, omit "or an unclothed search".

50. Clause 500, lines 27 to 35, and page 428, lines 1 to 7, omit all words and expressions on those lines and insert "reasonably practicable and safe to do so, the youth justice custodial officer conducting the search must be of the sex or gender identity nominated by the child or young person.".

51. Clause 500, page 428, line 8, omit "or unclothed search".

52. Clause 501, omit this clause.

53. Clause 502, omit this clause.

54. Clause 503, omit this clause.

55. Clause 522, omit this clause.

56. Clause 524, omit this clause.

57. Clause 527, line 15, omit "restraint);" and insert "restraint).".

58. Clause 527, lines 16 and 17, omit all words and expressions on these lines.

59. Clause 527, lines 18 and 19, omit all words and expressions on these lines.

60. Clause 560, lines 28 to 31, omit all words and expressions on those lines and insert "purpose.".

61. Clause 580, page 490, line 14, after "restraint" insert "(other than a spit hood)".

62. Clause 580, page 490, line 25, after "restraint" insert "(other than a spit hood)".

63. Division heading preceding clause 581, omit this heading.

64. Clause 581, omit this clause.

65. Clause 582, omit this clause.

66. Clause 583, omit this clause.

67. Clause 584, omit this clause.

68. Clause 585, omit this clause.

69. Clause 586, omit this clause.

70. Clause 587, omit this clause.

71. Clause 636, page 538, line 24, omit "child's or".

72. Clause 667, line 9, omit "**child or**".

73. Clause 667, lines 11 and 12, omit "child who is 16 years of age or over, or a young person," and insert "young person".

74. Clause 667, line 18, omit "child or".

75. Clause 667, lines 21 to 27, omit all words and expressions on those lines and insert—

"(2) If an application is made under subsection (1), the Secretary must prepare a report for the Youth Parole Board.".

76. Clause 667, page 562, line 2, omit "child or".

77. Clause 667, page 562, line 5, omit "child or".

78. Clause 667, page 562, line 7, omit "child or".

79. Clause 667, page 562, lines 24 to 27, omit "in the case of a child who was 18 years of age or over at the time of engaging in the conduct referred to in subsection (3)(b)(i), or a young person,".

80. Clause 669, line 23, omit "16" and insert "18".

NEW CLAUSE

81. Insert the following New Clause to follow clause 718—

"**718A Record of information—operation of youth justice system**

(1) The Secretary must keep a record of the following information in relation to the operation of the youth justice system from the date of commencement of this section—

(a) the number of youth warnings and youth cautions issued to children;

(b) the number of proceedings commenced against children;

(c) the number of children prosecuted for offences.

(2) The record must include the following details in relation to each youth warning, youth caution, proceeding commenced and prosecution—

(a) the child's age;

(b) the child's gender or gender identity;

(c) the child's Aboriginal identity;

(d) whether the child has been involved with child protection services.".

82. Clause 719, line 22, omit "**prescribed**".

83. Clause 719, line 25, omit "prescribed" and insert "following".

84. Clause 719, line 27, omit "system." and insert—

"system at the end of every 12 month period—

(a) the number of youth warnings and youth cautions issued in the preceding 12 months, including—

(i) the total number issued in that period; and

(ii) the number issued for each age; and

(iii) the average number of days elapsing between the alleged commission of an offence and the issue of a youth warning or youth caution; and

(b) the number of proceedings commenced against children in the preceding 12 months; and

(c) the number of children prosecuted for offences in the preceding 12 months; and

(d) the prescribed information relating to the operation of the youth justice system.".

85. Clause 719, page 602, lines 1 and 2, omit all words and expressions on those lines.

86. Clause 1129, line 26, omit "**14**" and insert "**16**".

87. Clause 1129, line 27, omit all words and expressions on this line.

88. Clause 1129, line 28, omit "(1)".

89. Clause 1129, line 32, omit "14" and insert "16".

90. Clause 1129, lines 33 to 35 and page 900, lines 1 to 11, omit all words and expressions on those lines.

Amendments circulated by Katherine Copsey (KC28C)

1. Clause 1, line 7, omit "12" and insert "14".

2. Clause 1, line 10, omit "10 or 11" and insert "10, 11, 12 or 13".

3. Clause 10, line 4, omit "12" and insert "14".

4. Clause 11, omit this clause.

5. Clause 12, omit this clause.

6. Clause 13, omit this clause.

7. Clause 14, omit this clause.

8. Chapter heading before clause 66, omit "**10 or 11**" and insert "**10, 11, 12 or 13**".

9. Clause 66, lines 6 and 7, omit "10 or 11" and insert "10, 11, 12 or 13".

10. Clause 92, line 26, omit "**Notes**" and insert "**Note**".

11. Clause 92, line 27, omit "1".

12. Clause 92, line 28, omit "12" and insert "14".

13. Clause 92, lines 30 and 31, omit all words and expressions on these lines.

14. Clause 95, line 13, omit "**Notes**" and insert "**Note**".

15. Clause 95, line 14, omit "1".

16. Clause 95, line 15, omit "12" and insert "14".

17. Clause 95, lines 17 and 18, omit all words and expressions on these lines.

18. Clause 103, line 15, omit "**Notes**" and insert "**Note**".

19. Clause 103, line 16, omit "1".

20. Clause 103, line 17, omit "12" and insert "14".

21. Clause 103, lines 19 and 20, omit all words and expressions on these lines.

22. Clause 117, line 18, omit "**Notes**" and insert "**Note**".

23. Clause 117, line 19, omit "1".

24. Clause 117, line 20, omit "12" and insert "14".

25. Clause 117, lines 22 and 23, omit all words and expressions on these lines.

26. Clause 117, line 26, omit "offending—" and insert "offending, any of the following apply—".

27. Clause 117, lines 27 to 29, omit all words and expressions on these lines.

28. Clause 117, line 30, omit "(i)" and insert "(a)".

29. Clause 117, line 33, omit "(ii)" and insert "(b)".

30. Clause 117, lines 34 and 35 and page 121, lines 1 and 2, omit "in relation to an act or omission that occurred or allegedly occurred when the child was 14 years of age or over".

31. Clause 146, omit this clause.

32. Clause 208, lines 21 to 28, omit all words and expressions on these lines.

33. Clause 240, line 29, omit "1.".

34. Clause 240, lines 32 to 34, omit all words and expressions on these lines.

35. Clause 240, page 218, lines 1 to 6, omit all words and expressions on these lines.

36. Division heading before clause 324, omit this heading.

37. Clause 324, omit this clause.

38. Division heading before clause 325, omit this heading.

39. Clause 325, line 22, omit "section 324 and".

40. Clause 769, line 13, omit "**10 or 11**" and insert "**10, 11, 12 or 13**".

41. Clause 769, lines 15 and 16, omit "10 or 11" and insert "10, 11, 12 or 13".

42. Clause 769, line 21, omit "10 or 11" and insert "10, 11, 12 or 13".

43. Clause 769, line 27, omit "10 or 11" and insert "10, 11, 12 or 13".

44. Clause 769, line 33, omit "10 or 11" and insert "10, 11, 12 or 13".

45. Clause 770, line 8, omit "**10 or 11**" and insert "**10, 11, 12 or 13**".

46. Clause 770, line 13, omit "10 or 11" and insert "10, 11, 12 or 13".

47. Clause 771, line 24, omit "10 or 11" and insert "10, 11, 12 or 13".

48. Clause 771, line 31, omit "10 or 11" and insert "10, 11, 12 or 13".

49. Clause 771, page 659, line 14, omit "12" and insert "14".

50. Clause 773, lines 27 and 28, omit "10 or 11" and insert "10, 11, 12 or 13".

51. Clause 773, page 662, line 8, omit "12" and insert "14".

52. Clause 774, omit this clause.

53. Clause 775, line 10, omit "10 or 11" and insert "10, 11, 12 or 13".

54. Clause 775, line 13, omit "10 or 11" and insert "10, 11, 12 or 13".

55. Clause 775, line 22, omit "10 or 11" and insert "10, 11, 12 or 13".

56. Clause 778, line 12, omit "10 or 11" and insert "10, 11, 12 or 13".

57. Clause 778, lines 15 and 16, omit "10 or 11" and insert "10, 11, 12 or 13".

58. Clause 778, line 18, omit "10 or 11" and insert "10, 11, 12 or 13".

59. Clause 778, line 20, omit "10 or 11" and insert "10, 11, 12 or 13".

60. Clause 778, lines 26 and 27, omit "10 or 11" and insert "10, 11, 12 or 13".

61. Clause 780, line 7, omit "(1)".

62. Clause 780, line 7, omit "In section" and insert "Section".

63. Clause 780, line 7, omit "**1977**—" and insert "**1977** is **repealed**.".

64. Clause 780, lines 8 to 15, omit all words and expressions on these lines.

65. Clause 781, line 12, omit "12" and insert "14".

66. Clause 783, line 22, omit "12" and insert "14".

67. Clause 784, line 6, omit "12" and insert "14".

68. Clause 786, line 20, omit "12" and insert "14".

69. Clause 788, line 19, omit "12" and insert "14".

70. Clause 795, page 674, line 4, omit "10 or 11" and insert "10, 11, 12 or 13".

71. Clause 797, line 19, omit "or 11".

72. Clause 797, line 24, omit "**Notes**" and insert "**Note**".

73. Clause 797, line 25, omit "1".

74. Clause 797, line 26, omit "12" and insert "14".

75. Clause 797, line 27, omit "**2024**." and insert '**2024**.".'.

76. Clause 797, lines 28 to 30, omit all words and expressions on these lines.

77. Clause 798, line 9, omit "or 11".

78. Clause 798, line 13, omit "**Notes**" and insert "**Note**".

79. Clause 798, line 14, omit "1".

80. Clause 798, line 15, omit "12" and insert "14".

81. Clause 798, line 16, omit "**2024**." and insert '**2024**.".'.

82. Clause 798, lines 17 to 19, omit all words and expressions on these lines.

83. Clause 799, line 28, omit "or 11".

84. Clause 799, line 32, omit "**Notes**" and insert "**Note**".

85. Clause 799, line 33, omit "1".

86. Clause 799, line 34, omit "12" and insert "14".

87. Clause 799, page 677, line 2, omit "**2024**." and insert '**2024**.".'.

88. Clause 799, page 677, lines 3 to 5, omit all words and expressions on these lines.

89. Clause 803, line 28, omit "or 11".

90. Clause 803, page 678, line 4, omit "or 11".

91. Clause 803, page 678, line 9, omit "or 11".

92. Clause 803, page 678, line 12, omit "**Notes**" and insert "**Note**".

93. Clause 803, page 678, line 13, omit "1".

94. Clause 803, page 678, line 14, omit "12" and insert "14".

95. Clause 803, page 678, line 15, omit "**2024**." and insert '**2024**."'.

96. Clause 803, page 678, lines 16 to 18, omit all words and expressions on these lines.

97. Clause 804, page 679, line 3, omit "12" and insert "14".

98. Clause 805, after line 6 insert—

'(1AA) In the heading to section 464L of the **Crimes Act 1958 omit** "**or under**"'.

99. Clause 805, line 11, omit "12" and insert "14".

100. Clause 805, line 23, omit "12" and insert "14".

101. Clause 805, line 27, omit "12" and insert "14".

102. Clause 805, lines 27 and 28, omit "or over but under 15 years of age".

103. Clause 806, page 680, line 3, omit "12" and insert "14".

104. Clause 806, page 680, lines 3 and 4, omit "or over but under 15 years of age".

105. Clause 807, line 13, omit "12" and insert "14".

106. Clause 807, line 26, omit "12" and insert "14".

107. Clause 807, line 30, omit "12" and insert "14".

108. Clause 807, line 34, omit "12" and insert "14".

109. Clause 808, line 7, omit "12" and insert "14".

110. Clause 809, line 14, omit "12" and insert "14".

111. Clause 810, line 27, omit "***12***" and insert "***14***".

112. Clause 810, line 29, omit "**12**" and insert "**14**".

113. Clause 810, page 682, line 10, omit "12" and insert "14".

114. Clause 810, page 683, line 27, omit "**12**" and insert "**14**".

115. Clause 810, page 684, line 4, omit "12" and insert "14".

116. Part heading before clause 811, omit this heading.

117. Clause 811, omit this clause.

118. Clause 812, omit this clause.

119. Clause 813, omit this clause.

120. Clause 814, omit this clause.

121. Clause 815, omit this clause.

122. Clause 816, omit this clause.

123. Clause 817, omit this clause.

124. Clause 818, omit this clause.

125. Clause 819, omit this clause.

126. Clause 820, omit this clause.

127. Clause 821, omit this clause.

128. Clause 822, omit this clause.

129. Clause 823, omit this clause.

130. Clause 824, omit this clause.

131. Clause 825, omit this clause.

132. Clause 826, omit this clause.

133. Clause 827, line 8, omit "12" and insert "14".

134. Clause 828, line 24, omit "12" and insert "14".

135. Clause 829, line 31, omit "12" and insert "14".

136. Clause 830, line 20, omit "12" and insert "14".

137. Clause 831, line 31, omit "10 or 11" and insert "10, 11, 12 or 13".

138. Clause 831, page 699, line 5, omit "10 or 11" and insert "10, 11, 12 or 13".

139. Clause 831, page 699, line 19, omit "10 or 11" and insert "10, 11, 12 or 13".

140. Clause 833, line 21, omit "12" and insert "14".

141. Clause 834, page 703, line 3, omit "**10 or 11**" and insert "**10, 11, 12 or 13**".

142. Clause 834, page 703, lines 7 and 8, omit "10 or 11" and insert "10, 11, 12 or 13".

143. Clause 834, page 703, line 14, omit "10 or 11" and insert "10, 11, 12 or 13".

144. Clause 834, page 703, line 23, omit "10 or 11" and insert "10, 11, 12 or 13".

145. Clause 834, page 705, line 1, omit "10 or 11" and insert "10, 11, 12 or 13".

146. Clause 837, line 7, omit "**12**" and insert "**14**".

147. Clause 837, line 12, omit "12" and insert "14".

148. Clause 837, line 15, omit "12" and insert "14".

149. Clause 839, line 12, omit "10 or 11" and insert "10, 11, 12 or 13".

150. Clause 839, lines 29 and 30, omit "10 or 11" and insert "10, 11, 12 or 13".

151. Clause 841, line 13, omit "10 or 11" and insert "10, 11, 12 or 13".

152. Clause 846, line 21, omit "**Notes**" and insert "**Note**".

153. Clause 846, line 22, omit "1".

154. Clause 846, line 23, omit "12" and insert "14".

155. Clause 846, line 25, omit "**2024**." and insert '**2024**.";'.

156. Clause 846, lines 26 to 29, omit all words and expressions on these lines.

157. Clause 847, line 18, omit "**Notes**" and insert "**Note**".

158. Clause 847, line 19, omit "1".

159. Clause 847, line 20, omit "12" and insert "14".

160. Clause 847, line 22, omit "**2024**." and insert '**2024**.";'.

161. Clause 847, lines 23 to 26, omit all words and expressions on these lines.

162. Clause 848, line 19, omit "**Notes**" and insert "**Note**".

163. Clause 848, line 20, omit "1".

164. Clause 848, line 21, omit "12" and insert "14".

165. Clause 848, line 23, omit "**2024**." and insert '**2024**."'.

166. Clause 848, lines 24 to 26, omit all words and expressions on these lines.

167. Clause 849, page 731, line 19, omit "**Notes**" and insert "**Note**".

168. Clause 849, page 731, line 20, omit "1".

169. Clause 849, page 731, line 21, omit "12" and insert "14".

170. Clause 849, page 731, line 23, omit "**2024**." and insert '**2024**."'.

171. Clause 849, page 731, lines 24 to 27, omit all words and expressions on these lines.

172. Clause 903, page 779, line 20, omit "is—" and insert "is under 18 years of age.".

173. Clause 903, page 779, lines 21 and 22, omit all words and expressions on these lines.

174. Clause 1026, line 26, omit "**or under**".

175. Clause 1056, line 22, omit "12" and insert "14".

176. Clause 1065, line 23, omit "12" and insert "14".

177. Clause 1129, omit this clause.

Amendments circulated by Katherine Copsey (KC31C)

1. Clause 481, page 413, after line 15 insert—

"**Example**

The Commissioner for Youth Justice may decide that the use of isolation is necessary and appropriate in the circumstances if there is an immediate or serious risk of or threat to the safety of a person. This would not include the use of isolation to manage staffing shortages or for any other administrative purpose.".

NEW CLAUSE

2. Insert the following New Clause to follow clause 504—

"**504A Publication of information—unclothed searches**

The Commissioner for Youth Justice must cause to be published on the Department's Internet site at the end of every 12 month period the number of unclothed searches carried out under this Division during that 12 month period.".

NEW CLAUSE

3. Insert the following New Clause to follow clause 524—

"**524A Publication of information from Isolations Register**

The Commissioner for Youth Justice must cause to be published on the Department's Internet site the following information from the Isolations Register at the end of every 3 month period—

(a) the number of times isolation was used in the preceding 3 months; and

(b) for each use of isolation in the preceding 3 months—

(i) the reasons for the use of isolation, including the purpose for which it was authorised; and

(ii) prescribed information about the duration of the isolation.".

Amendments circulated by Katherine Copsey (KC34C)

1. Clause 439, line 29, before "recreational" insert "exercise and other".

2. Clause 439, after line 33 insert—

"Example

An example of meaningful exercise and recreational activities is a child or young person having the opportunity to spend a target of 2 hours exercising or playing sport.".

Amendments circulated by David Davis (DD141C)

1. Clause 1, lines 5 to 11, omit all words and expressions on these lines.

2. Clause 2, lines 19 to 21, omit "(other than Part 1.3), Chapter 3, Chapter 19, Chapter 20, Chapter 22 and section 766 (other than subsection (2))" and insert "(other than sections 3, 4, 5, 6, 7, 8 and 9 and Parts 1.2 and 1.3), Chapter 20 and Chapter 22".

3. Clause 3, page 14, lines 24 and 25, omit all words and expressions on these lines.

4. Clause 3, page 23, lines 4 and 5, omit all words and expressions on these lines.

5. Clause 3, page 23, lines 27 to 32, omit all words and expressions on these lines.

6. Clause 3, page 30, lines 3 to 6, omit all words and expressions on these lines.

7. Clause 10, line 4, omit "12" and insert "10".

8. Clause 11, omit this clause.

9. Clause 12, omit this clause.

10. Clause 13, omit this clause.

11. Clause 14, omit this clause.

12. Clause 17, page 47, line 3, after "person" insert "other than as provided for by section 202".

13. Clause 47, line 20, omit ", from time to time, may" and insert "must".

14. Clause 48, line 2, omit "may" and insert "must".

15. Clause 57, line 20, omit "**may**" and insert "**must**".

16. Clause 57, line 22, omit ", at any time, may" and insert ", once every 3 months, must".

17. Clause 57, page 75, after line 25 insert—

    "(4) The Secretary must publish a report about each visit to a registered Aboriginal youth justice agency that addresses each of the purposes for which that visit was conducted.".

18. Chapter heading preceding clause 66, omit this heading.

19. Part heading preceding clause 66, omit this heading.

20. Clause 66, omit this clause.

21. Clause 67, omit this clause.

22. Part heading preceding clause 68, omit this heading.

23. Clause 68, omit this clause.

24. Clause 69, omit this clause.

25. Clause 70, omit this clause.

26. Clause 71, omit this clause.

27. Clause 72, omit this clause.

28. Clause 73, omit this clause.

29. Clause 74, omit this clause.

30. Clause 75, omit this clause.

31. Clause 76, omit this clause.

32. Clause 77, omit this clause.

33. Clause 78, omit this clause.

34. Clause 79, omit this clause.

35. Part heading preceding clause 80, omit this heading.

36. Clause 80, omit this clause.

37. Clause 81, omit this clause.

38. Clause 82, omit this clause.

39. Clause 83, omit this clause.

40. Clause 84, omit this clause.

41. Clause 85, omit this clause.

42. Clause 86, omit this clause.

43. Clause 87, omit this clause.

44. Clause 88, omit this clause.

45. Clause 89, omit this clause.

46. Clause 90, omit this clause.

47. Clause 91, omit this clause.

48. Clause 92, line 26, omit "**Notes**" and insert "**Note**".

49. Clause 92, line 27, omit "1".

50. Clause 92, line 28, omit "12" and insert "10".

51. Clause 92, lines 30 and 31, omit all words and expressions on these lines.

52. Clause 93, lines 19 and 20, omit "any of the following decisions under the hierarchy of options," and insert "a decision to exercise an option under section 92(1)(a), (b), (c) or (d),".

53. Clause 93, line 22, omit "decision—" and insert "decision.".

54. Clause 93, lines 23 to 32, omit all words and expressions on these lines.

55. Clause 95, lines 13 to 18, omit all words and expressions on these lines.

56. Clause 103, lines 15 to 20, omit all words and expressions on these lines.

57. Clause 113, line 30, omit "child." and insert "child and to each victim (if any) of the alleged offence.".

58. Clause 117, lines 18 to 23, omit all words and expressions on these lines.

NEW CLAUSE

59. Insert the following New Clause to follow clause 128—

"**128A Reading aloud of victim statement**

(1) A person who provides a written communication under section 128 may request that any part of that communication is read aloud, in the course of the early diversion group conference, by—

(a) the convenor; or

(b) a person chosen by the person making the request and who is approved by the convenor for that purpose.

(2) If a request is made under subsection (1), the convenor must ensure that, in the course of the early diversion group conference, each requested part of the communication is read aloud by the person who was requested to do so.

(3) Nothing in this section prevents the convenor from reading aloud a part of a written communication under section 128 in the course of the early diversion group conference.".

60. Clause 142, omit this clause.

61. Clause 143, omit this clause.

62. Clause 144, omit this clause.

63. Clause 145, omit this clause.

64. Clause 146, line 16, omit "(1)".

65. Clause 146, lines 20 to 24, omit all words and expressions on these lines.

66. Clause 146, lines 25 to 27, omit all words and expressions on these lines.

67. Clause 202, line 3, after "**sentencing principles**" insert "**, guiding youth justice principles**".

68. Clause 202, after line 10 insert—

"(ab) subject to subsection (2) and (2A), the guiding youth justice principles, to the extent each principle is relevant; and".

69. Clause 202, lines 14 to 16, omit all words and expressions on these lines.

70. Clause 202, line 18, after "and" insert "the guiding youth justice principles or".

71. Clause 202, after line 21 insert—

"(2A) In the event of inconsistency between any of the guiding youth justice principles and the general common law principles or rules applicable to the sentencing of children, the general common law principles or rules take precedence to the extent of the inconsistency.".

72. Clause 211, lines 8 and 9, omit ", and any supplementary pre-sentence report,".

73. Clause 252, line 22, omit "5" and insert "10".

74. Clause 252, line 26, omit "10" and insert "20".

75. Clause 273, line 30, omit "report;" and insert "report.".

76. Clause 273, page 239, lines 1 to 3, omit all words and expressions on these lines.

77. Clause 273, page 239, lines 5 to 7, omit all words and expressions on these lines and insert "See Division 3 of Part 9.2 in relation to pre-sentence reports.".

78. Clause 275, line 25, omit "The" and insert "Subject to subsection (2), the".

79. Clause 275, line 25, omit "may" and insert "must".

80. Clause 278, line 19, omit "6" and insert "12".

81. Clause 278, line 20, omit "12" and insert "18".

82. Clause 280, page 243, lines 20 to 22, omit all words and expressions on these lines.

83. Clause 280, page 243, lines 26 to 28, omit all words and expressions on these lines and insert "See Division 3 of Part 9.2 in relation to pre-sentence reports.".

84. Clause 283, after line 33 insert—

"(1A) The Children's Court must attach to a youth control order the developmental conditions set out in section 296(a), (c) and (f).".

85. Clause 283, page 246, line 3, after "more" insert "of the other".

86. Clause 301, lines 17 and 18, omit "or supplementary pre-sentence report".

87. Clause 324, line 15, omit "and" and insert "or".

88. Clause 325, page 285, lines 13 to 15, omit all words and expressions on these lines.

89. Clause 327, line 31, omit "child—" and insert "child".

90. Clause 327, line 32, omit all words and expressions on this line.

91. Clause 327, line 33, omit "of age on the day of sentencing—".

92. Clause 327, page 287, line 2, omit "one year; and" and insert "3 years.".

93. Clause 327, page 287, lines 3 to 8, omit all words and expressions on these lines.

94. Clause 327, page 287, line 21, omit "exceed—" and insert "exceed".

95. Clause 327, page 287, lines 22 to 26, omit all words and expressions on these lines.

96. Clause 327, page 287, line 27, omit "on the day of sentencing—".

97. Clause 349, line 9, omit all words and expressions on this line.

98. Clause 356, line 3, omit "(1)".

99. Clause 356, lines 10 to 29, omit all words and expressions on these lines.

100. Clause 357, page 314, lines 7 to 15, omit all words and expressions on these lines.

101. Clause 357, page 315, lines 1 to 5, omit all words and expressions on these lines.

102. Clause 358, omit this clause.

103. Clause 359, line 27, omit "may" and insert "must".

104. Clause 359, line 28, omit "or any".

105. Clause 404, line 8, omit all words and expressions on these lines.

106. Clause 414, lines 12 to 31, omit all words and expressions on these lines.

107. Clause 415, lines 14 to 22, omit all words and expressions on these lines.

108. Clause 415, page 356, lines 10 to 14, omit all words and expressions on these lines.

109. Clause 416, omit this clause.

110. Clause 417, line 2, omit "may" and insert "must".

111. Clause 417, line 3, omit "or any".

112. Clause 419, lines 28 and 29, omit "**or supplementary pre-sentence report**".

113. Clause 419, lines 30 and 31, omit "or a supplementary pre-sentence report".

114. Clause 420, lines 14 and 15, omit "**or supplementary pre-sentence reports**".

115. Clause 420, line 17, omit "or supplementary pre-sentence report".

116. Clause 420, lines 26 and 27, omit "or supplementary pre-sentence report".

117. Clause 420, page 363, lines 5 and 6, "or supplementary pre-sentence report".

118. Clause 420, page 363, lines 11 and 12, "or supplementary pre-sentence report".

119. Clause 421, omit this clause.

120. Clause 447, after line 16 insert—

"(1A) The program must be completed and agreed to within 2 weeks of the child or young person being received into a youth justice custodial centre.".

121. Clause 447, after line 30 insert—

"(3) If a program does not include any particular matter referred to in subsection (2), a report explaining why must be attached to the program.".

122. Clause 491, page 418, line 1, omit "if the child or young person requests,"

123. Clause 491, page 418, after line 35 insert—

"(4) As soon as practicable after a child or young person is placed in isolation, a youth justice custodial officer must notify the child's or young person's legal representative that the child or young person has been placed in isolation.".

124. Clause 524, page 447, after line 11 insert—

"(ca) the impact of the use of isolation on the child's or young person's—

(i) engagement with education; and

(ii) health; and

(iii) access to or visits from family members;".

125. Clause 524, page 447, after line 12 insert—

"(3) The Commissioner for Youth Justice must give a report including the information entered in the Isolations Register in relation to a use of isolation in relation to a child or young person to—

(a) the child's or young person's legal representative; or

(b) if the child or young person does not have a legal representative, the child's or young person's parent.".

126. Clause 622, line 5, omit "not".

127. Clause 622, line 14, omit "may" and insert "must".

128. Clause 623, line 21, omit "not".

129. Clause 623, line 29, omit "may" and insert "must".

130. Clause 624, line 5, omit "not".

131. Clause 624, line 14, omit "may" and insert "must".

132. Clause 625, omit this clause.

133. Clause 629, page 533, lines 1 to 5, omit all words and expressions on these lines.

134. Clause 632, lines 31 to 33, omit all words and expressions on these lines.

135. Clause 639, page 541, lines 7 to 11, omit all words and expressions on these lines.

136. Clause 659, lines 32 and 33, omit "as soon as practicable" and insert "at least 14 days".

137. Clause 659, page 554, line 1, omit "may" and insert "must".

138. Clause 659, page 554, line 2, omit "some or".

139. Clause 659, page 554, line 22, omit "(2) or".

NEW CLAUSE

140. Insert the following New Clause to follow clause 659—

"659A Person on Youth Justice Victims Register to be given certain information about sentence and custody

(1) The Secretary must give a person included on the Youth Justice Victims Register in relation to a child or young person who is subject to the jurisdiction of the Youth Parole Board under this Chapter some or all of the following information in relation to that child or young person—

(a) details about the length of the period of detention that the child or young person is liable to serve;

(b) details of any escape by the child or young person from a youth justice custodial centre or the legal custody of the Secretary or any other person.

(2) If a person on the Youth Justice Victims Register has appointed a nominee, the Secretary may give information under subsection (1) to the nominee on behalf of the person on the Youth Justice Victims Register.".

141. Clause 666, omit this clause.

142. Clause 700, lines 7 to 11, omit all words and expressions on these lines and insert "disclosure of confidential information that is terrorism risk information.".

143. Clause 718, after line 21 insert—

"(5) The Secretary and the Minister must ensure that, before the first anniversary of the commencement of this section, the first approved strategic plan has been published.".

144. Clause 766, lines 5 to 11, omit all words and expressions on these lines.

145. Chapter heading preceding clause 768, omit "**Transitional provisions and consequential amendments relating to minimum age of criminal responsibility**" and insert "**Amendment of other Acts**".

146. Part heading preceding clause 768, omit this heading.

147. Clause 768, omit this clause.

148. Clause 769, omit this clause.

149. Clause 770, omit this clause.

150. Clause 771, omit this clause.

151. Clause 772, omit this clause.

152. Clause 773, omit this clause.

153. Clause 774, omit this clause.

154. Clause 775, omit this clause.

155. Clause 776, omit this clause.

156. Clause 777, omit this clause.

157. Clause 778, omit this clause.

158. Clause 780, omit this clause.

159. Clause 781, line 5, omit "***child***—" and insert "***child***,".

160. Clause 781, line 6, omit "(a)" (where first occurring).

161. Clause 781, line 10, omit 'and";' and insert 'and".'.

162. Clause 781, lines 11 and 12, omit all words and expressions on these lines.

163. Clause 783, line 22, omit "12" and insert "10".

164. Clause 784, line 6, omit "12" and insert "10".

165. Clause 785, omit this clause.

166. Clause 786, omit this clause.

167. Clause 788, omit this clause.

168. Part heading preceding clause 789, omit this heading.

169. Clause 789, omit this clause.

170. Clause 790, omit this clause.

171. Clause 791, omit this clause.

172. Clause 795, omit this clause.

173. Clause 797, line 19, omit "or 11".

174. Clause 797, line 20, after "**2024**," insert "or at common law,".

175. Clause 797, line 24, omit "**Notes**" and insert "**Note"**.

176. Clause 797, line 25, omit "1".

177. Clause 797, line 26, omit "12" and insert "10".

178. Clause 797, line 27, omit "**2024**." and insert '**2024**.".'.

179. Clause 797, lines 28 to 30, omit all words and expressions on these lines.

180. Clause 798, line 9, omit "or 11".

181. Clause 798, line 10, after "**2024**," insert "or at common law,".

182. Clause 798, line 13, omit "**Notes**" and insert "**Note"**.

183. Clause 798, line 14, omit "1".

184. Clause 798, line 15, omit "12" and insert "10".

185. Clause 798, line 16, omit "**2024**." and insert '**2024**.".'.

186. Clause 798, lines 17 to 19, omit all words and expressions on these lines.

187. Clause 799, line 28, omit "or 11".

188. Clause 799, line 29, after "**2024**," insert "or at common law,".

189. Clause 799, line 32, omit "**Notes**" and insert "**Note"**.

190. Clause 799, line 33, omit "1".

191. Clause 799, line 34, omit "12" and insert "10".

192. Clause 799, page 677, line 2, omit "**2024**." and insert '**2024**.".'.

193. Clause 799, page 677, lines 3 to 5, omit all words and expressions on these lines.

194. Clause 803, line 28, omit "or 11".

195. Clause 803, line 29, after "**2024**," insert "or at common law,".

196. Clause 803, page 678, line 4, omit "or 11".

197. Clause 803, page 678, line 5, after "**2024**," insert "or at common law,".

198. Clause 803, page 678, line 9, omit "or 11".

199. Clause 803, page 678, line 12, omit "**Notes**" and insert "**Note**".

200. Clause 803, page 678, line 13, omit "1".

201. Clause 803, page 678, line 14, omit "12" and insert "10".

202. Clause 803, page 678, line 15, omit "**2024**." and insert '**2024**.".'.

203. Clause 803, page 678, lines 16 to 18, omit all words and expressions on these lines.

204. Clause 804, page 679, line 3, omit "12" and insert "10".

205. Clause 805, line 11, omit "12" and insert "10".

206. Clause 805, line 23, omit "12" and insert "10".

207. Clause 806, page 680, lines 1 to 4, omit all words and expressions on these lines.

208. Clause 807, line 13, omit "12" and insert "10".

209. Clause 807, line 26, omit "12" and insert "10".

210. Clause 807, lines 28 to 35 omit all words and expressions on these lines.

211. Clause 808, omit this clause.

212. Clause 809, lines 11 to 15, omit all words and expressions on these lines.

213. Clause 810, line 27, omit "***12***" and insert "***10***".

214. Clause 810, line 29, omit "**12**" and insert "**10**".

215. Clause 810, page 682, line 10, omit "12" and insert "10".

216. Clause 810, page 683, line 27, omit "**12**" and insert "**10**".

217. Clause 810, page 684, line 4, omit "12" and insert "10".

218. Clause 811, omit this clause.

219. Clause 812, line 5, omit "**Notes**" and insert "**Note**".

220. Clause 812, line 6, omit "1".

221. Clause 812, line 8, omit "**2005**." and insert '**2005**."'.

222. Clause 812, lines 9 to 12, omit all words and expressions on these lines.

223. Clause 813, omit this clause.

224. Clause 814, omit this clause.

225. Clause 815, omit this clause.

226. Clause 816, omit this clause.

227. Clause 817, line 13, before "12 or 13" insert "10, 11,".

228. Clause 818, omit this clause.

229. Clause 819, omit this clause.

230. Clause 820, omit this clause.

231. Clause 821, omit this clause.

232. Clause 822, omit this clause.

233. Clause 823, omit this clause.

234. Clause 824, omit this clause.

235. Clause 825, omit this clause.

236. Clause 826, omit this clause.

237. Clause 827, line 8, omit "12" and insert "10".

238. Clause 828, line 24, omit "12" and insert "10".

239. Clause 829, line 31, omit "12" and insert "10".

240. Part heading before clause 830, omit this heading.

241. Clause 830, omit this clause.

242. Clause 831, omit this clause.

243. Part heading before clause 832, omit this heading.

244. Clause 832, omit this clause.

245. Part heading before clause 833, omit this heading.

246. Clause 833, omit this clause.

247. Clause 834, omit this clause.

248. Part heading before clause 835, omit this heading.

249. Clause 835, omit this clause.

250. Part heading before clause 836, omit this heading.

251. Clause 836, omit this clause.

252. Clause 837, omit this clause.

253. Clause 839, omit this clause.

254. Part heading before clause 840, omit this heading.

255. Clause 840, omit this clause.

256. Part heading before clause 841, omit this heading.

257. Clause 841, omit this clause.

258. Clause 842, omit this clause.

259. Clause 843, omit this clause.

260. Clause 844, omit this clause.

261. Clause 845, omit this clause.

262. Clause 846, line 21, omit "**Notes**" and insert "**Note**".

263. Clause 846, line 22, omit "1".

264. Clause 846, line 23, omit "12" and insert "10".

265. Clause 846, line 25, omit "**2024**." and insert '**2024**.";'.

266. Clause 846, lines 26 to 29, omit all words and expressions on these lines.

267. Clause 847, line 18, omit "**Notes**" and insert "**Note**".

268. Clause 847, line 19, omit "1".

269. Clause 847, line 20, omit "12" and insert "10".

270. Clause 847, line 22, omit "**2024**." and insert '**2024**.";'.

271. Clause 847, lines 23 to 26, omit all words and expressions on these lines.

272. Clause 848, line 19, omit "**Notes**" and insert "**Note**".

273. Clause 848, line 20, omit "1".

274. Clause 848, line 21, omit "12" and insert "10".

275. Clause 848, line 23, omit "**2024**." and insert '**2024**."'.

276. Clause 848, lines 24 to 26, omit all words and expressions on these lines.

277. Clause 849, page 731, line 19, omit "**Notes**" and insert "**Note**".

278. Clause 849, page 731, line 20, omit "1".

279. Clause 849, page 731, line 21, omit "12" and insert "10".

280. Clause 849, page 731, line 23, omit "**2024**." and insert '**2024**."'.

281. Clause 849, page 731, lines 24 to 27, omit all words and expressions on these lines.

282. Part heading before clause 852, omit this heading.

283. Clause 852, omit this clause.

284. Clause 853, omit this clause.

285. Clause 854, line 3, omit "19.4,".

286. Clause 854, line 4, omit "19.10,".

287. Clause 854, line 4, omit "19.12, 19.13,".

288. Clause 854, line 4, omit "19.15, 19.16,".

289. Clause 854, line 5, omit "19.17, 19.18" and insert "19.17".

290. Clause 854, line 6, omit "2026." and insert "2027.".

291. Clause 1056, line 22, omit "12" and insert "10".

292. Clause 1065, line 23, omit "12" and insert "10".

293. Clause 1140, lines 4 to 8, omit all words and expressions on these lines.

294. Clause 1143, omit this clause.

295. Clause 1144, omit this clause.

Amendments circulated by David Davis (DD143C) to Jaclyn Symes' amendments (JS52C)

Amendment No. 11—

1. In proposed clause 903A(1), in proposed new section 4E(1)(a)(iaa) of the **Bail Act 1977**, omit "a Schedule 1 offence or a Schedule 2" and insert "an indictable".

2. In proposed clause 903B(1), in proposed new section 5AAA(1)(aa) of the **Bail Act 1977**, omit "a Schedule 1 offence or a Schedule 2" and insert "an indictable".

3. In the heading to proposed clause 903C, omit "**section 30A**" and insert "**sections 30A and 30B**".

4. In proposed clause 903C, in the heading to proposed new section 30A of the **Bail Act 1977**, omit "**Schedule 1 offence or Schedule 2**" and insert "**indictable**".

5. In proposed clause 903C, in proposed new section 30A of the **Bail Act 1977**, omit "a Schedule 1 offence or Schedule 2" and insert "an indictable".

6. In proposed clause 903C, in the note at the foot of proposed new section 30A of the **Bail Act 1977**, omit '**2005**."' and insert "**2005**.".

7. In proposed clause 903C, after proposed new section 30A of the **Bail Act 1977** insert—

'**30B Offence to contravene certain conduct conditions**

(1) Subject to subsections (2) and (3), an accused on bail in respect of whom any conduct condition is imposed must not, without reasonable excuse, contravene any conduct condition imposed on him or her.

Penalty: 30 penalty units or 3 months imprisonment.

(2) Subsection (1) does not apply to contravention of a conduct condition requiring the accused to attend and participate in bail support services.

(3) Subsection (1) does not apply to a child."'.

Amendment No. 15—

8. In the heading to proposed clause 913A, omit "**Schedule 1 offence or Schedule 2**" and insert "**indictable**".

Amendments circulated by (DD144C)

Insert the following New Clause to follow clause 128—

"**128A Reading aloud of victim statement**

(1) A person who provides a written communication under section 128 may request that any part of that communication is read aloud, in the course of the early diversion group conference, by—

(a) the convenor; or

(b) a person chosen by the person making the request and who is approved by the convenor for that purpose.

(2) If a request is made under subsection (1), the convenor must determine if the reading aloud of each requested part of the communication is appropriate, having regard to—

(a) the objects of the early diversion group conference; and

(b) the circumstances of the particular case.

Example

The convenor may determine that it is not appropriate to read any part of a communication that is offensive, would breach another person's privacy or could jeopardise the safety of any person.

(3) If the convenor determines that the reading aloud of any part of the communication is appropriate, the convenor must ensure that, in the course of the early diversion group conference, that part of the communication is read aloud by the person who was requested to do so.

(4) The convenor may direct a person who is reading aloud any part of the communication as to—

(a) which parts of the communication are determined appropriate to be read aloud; and

(b) the time available, which must be reasonable, for reading aloud those parts of the communication.".

Amendments circulated by Enver Erdogan (EE03C)

1. Clause 524, page 447, after line 12 insert—

"(3) If—

(a) a parent or legal representative of a child or young person requests that the Commissioner for Youth Justice give a report of the information included on the Isolations Register in relation to the use of isolation in relation to that child or young person; and

(b) the child or young person consents to the Commissioner for Youth Justice giving that report—

the Commissioner for Youth Justice must give that report as soon as reasonably practicable.

(4) Despite subsection (3), the Commissioner for Youth Justice is not required to give a report to a parent if the giving of the report would not be appropriate in the circumstances.

Example

There is a history of family violence and the giving of the report jeopardises the safety of any person.".

2. Clause 622, after line 2, insert—

"(1AA) This section applies if the Youth Parole Board receives information about a child or young person from a person included on the Youth Justice Victims Register in relation to that child or young person.".

3. Clause 622, lines 3 to 5, omit "If the Youth Parole Board receives information from a person on the Youth Justice Victims Register, the" and insert "The".

4. Clause 622, line 5, omit "not".

5. Clause 622, line 7, omit "whether—" and insert "any of the following—".

6. Clause 622, line 8, omit "a child" and insert "whether the child".

7. Clause 622, line 10, after "(b)" insert "whether".

8. Clause 622, line 10, omit "a" and insert "the".

9. Clause 622, line 10, omit "person." and insert "person; or".

10. Clause 622, after line 10 insert—

"(c) conditions of the child's or young person's parole under section 632, 633 or 634.".

11. Clause 622, lines 11 to 17, omit all words and expressions on these lines and insert—

"(2) In having regard to the information, the Youth Parole Board may, in its absolute discretion, give the information such weight as the Board sees fit.".

12. Clause 623, after line 18 insert—

"(1AA) This section applies if the Youth Parole Board receives a victim impact statement in relation to a particular child or young person.".

13. Clause 623, lines 19 and 20, omit "If the Youth Parole Board receives a victim impact statement, the" and insert "The".

14. Clause 623, line 21, omit "not".

15. Clause 623, line 22, omit "whether—" and insert "any of the following—".

16. Clause 623, line 23, omit "a child" and insert "whether the child".

17. Clause 623, line 25, after "(b)" insert "whether".

18. Clause 623, line 25, omit "a" and insert "the".

19. Clause 623, line 25, omit "person." and insert "person; or".

20. Clause 623, after line 25 insert—

"(c) conditions of the child's or young person's parole under section 632, 633 or 634.".

21. Clause 623, lines 26 to 31, omit all words and expressions on these lines and insert—

"(2) In having regard to the victim impact statement, the Youth Parole Board may, in its absolute discretion, give the statement such weight as the Board sees fit.".

22. Clause 624, line 5, omit "not".

23. Clause 624, line 7, omit "whether—" and insert "any of the following—".

24. Clause 624, line 8, omit "a child" and insert "whether the child".

25. Clause 624, line 10, after "(b)" insert "whether".

26. Clause 624, line 10, omit "a" and insert "the".

27. Clause 624, line 10, omit "person." and insert "person; or".

28. Clause 624, after line 10 insert—

"(c) conditions of the child's or young person's parole under section 632, 633 or 634.".

29. Clause 624, lines 11 to 17, omit all words and expressions on these lines and insert—

"(3) In having regard to the parole stage group conference report, the Youth Parole Board may, in its absolute discretion, give the report such weight as the Board sees fit.".

30. Clause 654, line 9, after "parole" insert "determinations and".

31. Clause 659, page 554, after line 3 insert—

"(aa) details of the custodial sentence being served by the child or young person, including the period of detention under that sentence;

(aab) details of an escape of the child or young person from custody that occurs while the custodial sentence is being served;".

32. Clause 664, line 6, omit "parole conditions under section 632, 633 or 634." and insert—

"any of the following—

(a) whether a child or young person is eligible for release on parole;

(b) whether to grant parole to a child or young person;

(c) conditions of a child's or young person's parole under section 632, 633 or 634.".

33. Clause 746, line 11, omit "**devised**" and insert "**derived**".

34. Clause 855, page 735, line 13, omit "**devised**" and insert "**derived**".

Amendments circulated by Rachel Payne (RP05C)

1. Clause 606, line 4, omit "(1)".

2. Clause 606, lines 7 and 8, omit all words and expressions on these lines.

Amendments circulated by Jaclyn Symes (JS52C)

1. Clause 1, page 3, line 8, omit "**1977** to provide" and insert "**1977**, including by providing".

2. Clause 2, after line 16 insert—

"(1AA) The following provisions come into operation on the day after the day on which this Act receives the Royal Assent—

(a) this section; and

(b) Division 3 of Part 22.1; and

(c) section 904.".

3. Clause 2, line 17, after "subsections" insert "(1A),".

4. Clause 2, line 17, after "and (3)," insert "the remaining provisions of".

5. Clause 2, line 17, omit "comes" and insert "come".

6. Clause 2, after line 18 insert—

"(1A) If Division 2 of Part 22.1 does not come into operation before 2 December 2024, it comes into operation on that day.".

7. Clause 2, line 19, after "If" insert "the remaining provisions of".

8. Clause 2, line 20, after "Chapter 20," insert "the remaining provisions of".

9. Chapter heading before clause 899, omit "**Trial of electronic monitoring of children on bail in certain circumstances**" and insert "**Bail amendments**".

10. Insert the following Division heading before clause 899—

"**Division 1—Trial of electronic monitoring of children on bail in certain circumstances**".

NEW CLAUSES

11. Insert the following Division heading and New Clauses to follow clause 903—

'**Division 2—Scheduled offences, unacceptable risk and conduct conditions**

903A All offences—unacceptable risk test

(1) Before section 4E(1)(a)(i) of the **Bail Act 1977 insert**—

"(iaa) commit a Schedule 1 offence or a Schedule 2 offence; or".

(2) In section 4E(1)(a)(i) of the **Bail Act 1977**, after "(i)" **insert** "otherwise".

903B Conduct conditions

(1) Before section 5AAA(1)(a) of the **Bail Act 1977 insert**—

"(aa) commit a Schedule 1 offence or a Schedule 2 offence; or".

(2) In section 5AAA(1)(a) of the **Bail Act 1977**, after "(a)" **insert** "otherwise".

903C New section 30A inserted

After section 30 of the **Bail Act 1977 insert**—

"**30A Offence to commit Schedule 1 offence or Schedule 2 offence while on bail**

An accused on bail must not commit a Schedule 1 offence or Schedule 2 offence while on bail.

Penalty: 30 penalty units or 3 months imprisonment.

Note

See sections 16 and 33 of the **Sentencing Act 1991** and sections 411 and 413 of the **Children, Youth and Families Act 2005**.".

Division 3—Examples, revocation and review

903D All offences—unacceptable risk test

For the example at the foot of section 4E(1) of the **Bail Act 1977 substitute**—

"**Example**

An unacceptable risk that the accused, if released on bail, would—

(a) drive dangerously; or

(b) commit a family violence offence; or

(c) commit an aggravated burglary; or

(d) commit an armed robbery; or

(e) commit a carjacking; or

(f) commit a home invasion.".

903E All offences—unacceptable risk test

For the example at the foot of section 5AAA(1) of the **Bail Act 1977 substitute**—

"**Example**

A bail decision maker may impose a condition in order to reduce the likelihood that the accused may—

(a) drive dangerously; or

(b) commit a family violence offence; or

(c) commit an aggravated burglary; or

(d) commit an armed robbery; or

(e) commit a carjacking; or

(f) commit a home invasion.".

903F Application for revocation of bail

After section 18AE(1) of the **Bail Act 1977 insert**—

"(1A) Without limiting subsection (1), an application under that subsection may be made because the applicant believes on reasonable grounds that the person—

(a) has committed an offence since bail was granted; or

(b) is likely to commit an offence whilst on bail; or

(c) has breached a condition of bail; or

(d) is likely to breach a condition of bail or the bail undertaking.".

903G Section 32C amended

(1) In the heading to section 32C of the **Bail Act 1977**, for "**amendments made by Bail Amendment Act 2023**" **substitute** "**certain amendments**".

(2) In section 32C(1) of the **Bail Act 1977**, for "by the **Bail Amendment Act 2023**." **substitute** "by—

(a) the **Bail Amendment Act 2023**; and

(b) Part 22.1 of the **Youth Justice Act 2024** (other than Division 1 of that Part).".'.

12. Insert the following Division heading before clause 904—

"**Division 4—Transitional provisions and technical amendments**".

13. Clause 904, line 10, omit 'committed.".'. and insert "committed.".

14. Clause 904, after line 10 insert—

'(24A) Section 30A applies in respect of an offence alleged to have been committed on or after the commencement of section 903C of the **Youth Justice Act 2024**.".'.

NEW CLAUSE

15. Insert the following New Clause to follow clause 913—

'**913A Offence to commit Schedule 1 offence or Schedule 2 offence while on bail**

In the Note at the foot of section 30A of the **Bail Act 1977**, for "sections 411 and 413 of the **Children, Youth and Families Act 2005**." substitute "section 327 of the **Youth Justice Act 2024**."'.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 80, 81 and 82

No. 80 — Tuesday, 27 August 2024

1 The President took the Chair at 12.03 pm, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACTS** — The President read a Message from the Governor informing the Council that she had, on 20 August 2024, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

Parliamentary Workplace Standards and Integrity Act 2024
State Sporting Legislation Amendment Act 2024.

3 **ECONOMY AND INFRASTRUCTURE COMMITTEE — INQUIRY INTO WILDLIFE ROAD STRIKE IN VICTORIA — INQUIRY INTO CULTURAL AND CREATIVE INDUSTRIES IN VICTORIA** — The President read a letter from the Chair of the Economy and Infrastructure Committee advising that, on 27 August 2024, the Committee —

- self-referred an Inquiry into wildlife road strike in Victoria; and
- agreed to extend the reporting date of its self-referred Inquiry into cultural and creative industries in Victoria from November 2024 to 25 August 2025.

4 **QUESTION TIME** —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of David Davis, the answers given by Gayle Tierney to questions relating to the sale of Windsor Community Children's Centre (QwN 630) were ordered to be taken into consideration on the next day of meeting.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

5 **FINANCIAL AUDIT OF THE VICTORIAN AUDITOR-GENERAL'S OFFICE** — The President announced the receipt of a Message from the Assembly advising the Council that they have agreed to the following resolution:

That under section 79 of the *Audit Act 1994*, Andrew Wehrens of Nexia Melbourne Audit be appointed for a period of four years:

(a) to conduct the financial audits of the Victorian Auditor-General's Office for the financial years 2024-25 to 2027-28;

(b) in accordance with the Terms, Conditions and Specifications set out in the Request for Tender issued on 11 June 2024; and

(c) at the fixed fees of:

(i) $40,000 (plus GST) for audit services for the year ending 30 June 2025;

(ii) $41,000 (plus GST) for audit services for the year ending 30 June 2026;

(iii) $42,000 (plus GST) for audit services for the year ending 30 June 2027;

(iv) $43,000 (plus GST) for audit services for the year ending 30 June 2028 —

and requesting the agreement of the Legislative Council.

On the motion of Lizzie Blandthorn, by leave, the Assembly's Message was ordered to be taken into consideration forthwith.

Lizzie Blandthorn moved, That the Council agrees with the Assembly to appoint Andrew Wehrens of Nexia Melbourne Audit for a period of four years to conduct the financial audits of the Victorian Auditor-General's Office for the financial years 2024-25 to 2027-28.

Question — put and agreed to.

Message sent to the Assembly informing them accordingly.

6 PETITIONS —

RESOLVE CORELLA ISSUE IN BRIDGEWATER — Gaelle Broad presented a petition bearing 497 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to provide support to the local community to resolve the ongoing corella issue in Bridgewater *(Ordered to be tabled).*

On the motion of Gaelle Broad, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

STOP PLANS TO BUILD A SHIPPING CONTAINER TRANSFER HUB AT LITTLE RIVER — David Ettershank presented a petition bearing 4,822 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Minister for Planning to reject Pacific National's applications to remove native vegetation and to build an intermodal freight terminal at Little River and take further action to protect green wedge areas *(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).

* * * * *

POLICY TO NOTIFY NEXT OF KIN FOR HIGH-RISK PATIENTS — Sarah Mansfield presented a petition bearing 60 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to ensure all community health centres have policies in place to notify a next of kin when a high-risk patient fails to attend an appointment, and if there is no next of kin documented a welfare check must be made within three days *(Ordered to be tabled).*

On the motion of Sarah Mansfield, the petition was ordered to be taken into consideration on the next day of meeting.

7 PAPERS —

COMMITTEE REPORTS —

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sheena Watt tabled Alert Digest No. 11 of 2024 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

David Davis moved, That the Council take note of the Report.

Question — put and agreed to.

* * * * *

LEGAL AND SOCIAL ISSUES COMMITTEE — Pursuant to Standing Order 23.22, Trung Luu tabled a Report on the Inquiry into workplace drug testing in Victoria (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).*

Trung Luu moved, That the Council take note of the Report.

Debate ensued.

Question — put and agreed to.

* * * * *

PAPER PRESENTED BY ORDER OF THE COUNCIL — Pursuant to section 4(b) of the resolution of the Council on 30 April 2019, the Clerk tabled the Parliamentary Integrity Adviser's Report, 2023-24.

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Australian Criminal Intelligence Commission — Chair of the Board of the Australian Criminal Intelligence Commission — Report, 2022-23.

Interpretation of Legislation Act 1984 — Notice under section 32(3)(a)(iii) in relation to Statutory Rule No. 55 *(Gazette G33, 15 August 2024)*.

Members of Parliament (Standards) Act 1978 — Register of Interests — Returns submitted by Members of the Legislative Council — Ordinary Returns, 1 February 2024 to 30 June 2024 *(Ordered to be published)*.

Ombudsman — Annual Plan, 2024-25 *(Ordered to be published)*.

Planning and Environment Act 1987 — Notices of approval of the —

East Gippsland Planning Scheme — Amendment C168.

Greater Geelong Planning Scheme — Amendment C471.

Latrobe Planning Scheme — Amendment C142.

Melbourne Planning Scheme — Amendment C438.

Port of Melbourne Planning Scheme — Amendment C6.

South Gippsland Planning Scheme — Amendment C119.

Victoria Planning Provisions — Amendment VC262.

Yarra Planning Scheme — Amendment C286.

Statutory Rules under the following Acts of Parliament —

Health Services Act 1988 — No. 77.

Magistrates' Court Act 1989 — No. 74.

National Parks Act 1975 — No. 76.

Sale of Land Act 1962 — No. 75.

Subordinate Legislation Act 1994 —

Documents under section 15 in relation to —

Public Interest Determination, under section 31 of the Privacy and Data Protection Act 2014.

Statutory Rule Nos. 74, 75, 76, 77, 78 and 79.

Legislative instruments and related documents under section 16B in respect of Ministerial Order No. 1452 – Fees for Services Provided to Children in Government Early Learning Centres under the Education and Training Reform Act 2006.

* * * * *

PAPER PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following paper:

Response from the Minister for Energy and Resources to petition titled Allow disabling of remote function of electricity smart meters (petition No. 544) (presented by Jeff Bourman on 30 July 2024) *(released on 27 August 2024)*.

8 PRODUCTION OF DOCUMENTS —

TRANSITION OUT OF COMMERCIAL NATIVE FOREST LOGGING — The Clerk tabled a letter from the Attorney-General, dated 19 August 2024, in response to a resolution of the Council on 31 July 2024 (on the motion of Sarah Mansfield), relating to the transition out of commercial native forest logging, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

* * * * *

FUNDING VICTORIA'S HEALTH SERVICES — The Clerk tabled a letter from the Attorney-General, dated 23 August 2024, in response to a resolution of the Council on 14 August 2024 (on the motion of Georgie Crozier), relating to funding Victoria's health services, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

* * * * *

GAS AND ELECTRICITY SUPPLIES — In response to a resolution of the Council on 15 November 2023 (on the motion of David Davis), and further to the Government's initial response on 7 December 2023, relating to gas and electricity supplies, the Clerk tabled —

- 12 documents in full and a schedule of the 21 documents identified within the scope of the Order; and
- a letter from the Attorney-General, dated 26 August 2024, making a claim of executive privilege in relation to nine documents in full.

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 — Georgie Crozier moved, by leave, That the following general business take precedence on Wednesday, 28 August 2024 —

(1) notice of motion No. 462 standing in Sarah Mansfield's name referring matters relating to decommissioning oil and gas infrastructure to the Environment and Planning Committee;

(2) order of the day No. 9, resumption of debate on the second reading of the Human Rights and Housing Legislation Amendment (Ending Homelessness) Bill 2023;
(3) notice of motion given this day by Georgie Crozier on the Suburban Rail Loop;
(4) order of the day No. 1, resumption of debate on the second reading of the Government Construction Projects Integrity Bill 2024; and
(5) notice of motion given this day by David Davis on electricity transmission lines.

Question — put and agreed to.

10 COMMITTEE MEMBERSHIP — Samantha Ratnam moved, by leave, That —
(1) Samantha Ratnam be discharged from the Environment and Planning Standing Committee; and
(2) Sarah Mansfield be a 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 538, and orders of the day, government business, Nos. 1 and 2, be postponed until later this day.

13 PRAHRAN MECHANICS' INSTITUTE REPEAL BILL 2024 — The order of the day was read for the resumption of the consideration of the Bill.

The President ruled the Bill to be a private bill.

On the motion of Lizzie Blandthorn, the Bill was ordered to be dealt with as a public bill.

Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and, by leave, read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

14 JUSTICE LEGISLATION AMENDMENT (INTEGRITY, DEFAMATION AND OTHER MATTERS) BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Evan Mulholland *(EM13C)* and Jaclyn Symes *(JS49C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put and agreed to.

Bill read a second time and ordered to be committed to a Committee of the whole on the next day of meeting.

15 ADJOURNMENT — Lizzie Blandthorn moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.13 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 81 — Wednesday, 28 August 2024

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 **YOUTH JUSTICE BILL 2024** — The President read a Message from the Assembly informing the Council that they have agreed to the amendments made by the Council in this Bill.

3 **PAPERS PRESENTED UNDER ACTS OF PARLIAMENT** — The Clerk tabled the following papers:

Statutory Rules under the following Acts of Parliament —

Supreme Court Act 1986 — Administration and Probate Act 1958 — No. 79.

Supreme Court Act 1986 — No. 78.

4 **COMMITTEE MEMBERSHIP** — Georgie Crozier moved, by leave, That Nick McGowan be a participating member of the Legal and Social Issues Standing Committee.

Question — put and agreed to.

5 **MEMBERS' STATEMENTS** — Members made statements.

6 **PRODUCTION OF DOCUMENTS — GOVERNMENT PROCUREMENT CONTRACTS AND PROJECT BRIEFS — CFMEU AND CFMMEU** — *The President having ruled part of the notice of motion out of order* — Evan Mulholland moved, That this House requires the Leader of the Government, pursuant to Standing Order 10.01, to table in the Council by 29 August 2024 a copy of all State Government procurement contracts and project briefs, covering the period 1 January 2015 to 1 July 2024, which specifically name either the CFMEU or CFMMEU.

Debate ensued.

The President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

7 **BUSINESS POSTPONED** — Ordered — That the consideration of notice of motion, No. 546, be postponed until later this day.

8 **ENVIRONMENT AND PLANNING COMMITTEE — DECOMMISSIONING OIL AND GAS INFRASTRUCTURE** — Sarah Mansfield moved, That this House —

(1) notes that —

(a) extensive systems of ageing and retired oil and gas infrastructure exists across Victoria and its coast, risking significant methane leakage;

(b) the financial liability for decommissioning oil and gas infrastructure may fall to the Victorian taxpayer;

(2) requires that the Environment and Planning Committee inquire into, consider and report, by June 2026, on —

(a) the scale and legal ownership structure of Victoria's oil and gas infrastructure, including offshore wells, pipelines, high-pressure transmission and low-pressure distribution systems, and relevant projects in Commonwealth waters;

(b) the scale and nature of oil and gas infrastructure requiring decommissioning over the coming decades, including onshore works and works in Commonwealth and Victorian waters;

(c) the regulatory powers of the Victorian Government to ensure oil and gas companies deliver planned and timely infrastructure decommissioning;
(d) any actions the Victorian Government can take to ensure oil and gas companies provide sufficiently to cover decommissioning costs;
(e) opportunities for employment in decommissioning;
(f) opportunities for Traditional Owner acknowledgement, consultation and employment where oil and gas infrastructure exists on their ancestral lands and/or Sea Country;
(g) identifying current and potential leaked greenhouse gases from Victoria's existing and retired oil and gas infrastructure, including relevant projects in Commonwealth waters and the quantity of leaks; and
(h) any actions the Victorian Government can take to cap and otherwise protect the population from leaked greenhouse gases across Victoria's existing and retired oil and gas infrastructure.

Debate ensued.

David Davis moved, as amendments, That —

1. In paragraphs (1)(a), (1)(b), (2)(a) and (2)(b), **omit** the words "oil and gas infrastructure" and **replace** them with "oil, gas, wind farm, solar and other renewable energy infrastructure".
2. In paragraphs (2)(c) and (2)(d), **omit** the words "oil and gas companies" and **replace** them with "oil, gas, wind farm, solar and other renewable energy companies".

Debate ensued.

The President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — That the amendments moved by David Davis be agreed to — put.

The Council divided — The President in the Chair.

AYES, 16

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Original question — put.

The Council divided — The President in the Chair.

AYES, 24

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; 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 12.04 pm, pursuant to Sessional Orders.

9 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed a minister to provide a written response to questions without notice pursuant to Standing Order 8.07 as follows:

- **Greyhound racing welfare (QwN 637)** — substantive and supplementary questions asked by Georgie Purcell — response from Enver Erdogan due Friday, 30 August 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

10 BUSINESS POSTPONED — Ordered — That the consideration of order of the day, general business, No. 1, be postponed until later this day.

11 SUBURBAN RAIL LOOP — Georgie Crozier moved, That this House —

(1) expresses serious concern over the Allan Labor Government's decision to prioritise the Suburban Rail Loop over the essential services and projects Victorians need, despite a serious warning from S&P Global, including —

(a) the threat of a credit rating downgrade from AA to AA minus if the Allan Labor Government proceeds with the Suburban Rail Loop without further funding from the Federal Government;

(b) the financial strain any downgrade in credit rating would impose on Victorians through increased debt repayments;

(2) notes with concern that the Premier, Jacinta Allan, has neglected the real priorities of Victorians, such as better healthcare, safer roads, and cost-of-living relief, in favour of a large-scale project with no credible business case;

(3) calls on the Allan Labor Government to —

(a) immediately halt the Suburban Rail Loop to protect Victoria's credit rating and shield Victorians from further debt; and

(b) deliver the infrastructure and services that Victorians actually need, rather than pursuing projects that do not address the immediate needs of the community.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put.

The Council divided — The President in the Chair.

AYES, 17

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

12 GOVERNMENT CONSTRUCTION PROJECTS INTEGRITY BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Question — put.

The Council divided — The President in the Chair.

AYES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; 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; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

13 ELECTRICITY TRANSMISSION LINES — David Davis moved, That this House —

(1) notes —

(a) the Victoria to New South Wales Interconnector West (VNI West) and West Link transmission lines are proposed to be built in Northern and Western Victoria by Transmission Company Victoria (TCV) and VicGrid;

(b) the significant community opposition to these high voltage power lines;
(c) the power lines propose to cross valuable agricultural land which plays a significant role in Victoria's agricultural production and agricultural exports;
(d) the Paris Agreement, a legally binding international treaty adopted by 196 Parties at the UN Climate Change Conference (COP21) in Paris, France, on 12 December 2015, states at Article 2 that the Agreement aims to strengthen the global response to the threat of climate change by "Increasing the ability to adapt to the adverse impacts of climate change and foster climate resilience and low greenhouse gas emissions development, in a manner that does not threaten food production";

(2) is of the view that —
(a) the consultation process by TCV and VicGrid has been inadequate;
(b) the impact of the proposed transmission lines on remnant vegetation at certain sensitive locations must be fully and transparently assessed; and

(3) supports detailed independent examination and economic assessment of the impact of the proposed transmission lines on agricultural production, including on individual properties, prior to the granting of any permits or the signing of deals with landholders.

Business interrupted at 5.15 pm, pursuant to Sessional Orders, the debate stood adjourned in the name of David Davis.

14 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

15 PETITIONS (QUALIFYING FOR DEBATE) — RESCIND THE ENVIRONMENTAL AUDIT OVERLAY IN THE WONTHAGGI NORTH EAST PRECINCT STRUCTURE PLAN — Renee Heath moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

16 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.37 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 82 — Thursday, 29 August 2024

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 COMMITTEE MEMBERSHIP — The President advised the House that Eden Foster, Member for Mulgrave, resigned from the Integrity and Oversight Committee, effective from today.

3 SUPERMARKET INDUSTRY BILL 2024 — Aiv Puglielli introduced *A Bill for an Act to provide for the Essential Services Commission to carry out functions in relation to the supermarket industry, to create an independent panel to advise on essential grocery items, to amend the Essential Services Commission Act 2001 and for other purposes*.

On the motion of Aiv Puglielli, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

4 PAPERS — COMMITTEE REPORT — PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Michael Galea tabled a Report on the Inquiry into vaping and tobacco controls (including Appendices and a Minority Report) from the Public Accounts and Estimates Committee, and presented Transcripts of Evidence *(Transcripts of Evidence ordered to be tabled and the Report published).*

Michael Galea moved, That the Council take note of the Report.

Debate ensued.

Question — put and agreed to.

5 SITTING OF THE COUNCIL — Harriet Shing moved, That the Council, at its rising, adjourn until Tuesday, 10 September 2024.

Question — put and agreed to.

6 MEMBERS' STATEMENTS — Members made statements.

7 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 562, be postponed until later this day.

8 JUSTICE LEGISLATION AMENDMENT (INTEGRITY, DEFAMATION AND OTHER MATTERS) BILL 2024 — Bill 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.

9 ABORIGINAL LAND LEGISLATION AMENDMENT BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Business interrupted at 12.00 noon.

10 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **High value high risk projects (QwN 646)** — substantive and supplementary questions asked by David Limbrick — response from Jaclyn Symes due Monday, 2 September 2024.
- **Land Forces expo (QwN 648)** — substantive and supplementary questions asked by Sarah Mansfield — response from Jaclyn Symes due Monday, 2 September 2024.
- **Gender affirmation surgery at Royal Children's Hospital (QwN 650)** — substantive and supplementary questions asked by Moira Deeming — response from Ingrid Stitt due Monday, 2 September 2024.

- **Access to public forests (QwN 652)** — substantive and supplementary questions asked by Rikkie-Lee Tyrrell — response from Gayle Tierney due Monday, 2 September 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

11 ABORIGINAL LAND LEGISLATION AMENDMENT BILL 2024 — Debate continued on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and, by leave, read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

12 JUSTICE LEGISLATION AMENDMENT (INTEGRITY, DEFAMATION AND OTHER MATTERS) BILL 2024 — 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.

13 BUSINESS POSTPONED — Ordered — That the consideration of orders of the day, government business, Nos. 3 to 6, be postponed until later this day.

14 BUDGET PAPERS, 2024-25 — Debate resumed on the question, That the Budget Papers, 2024-25 be taken into consideration.

On the motion of Gayle Tierney, the debate was adjourned until later this day.

15 NUCLEAR ENERGY — Sonja Terpstra moved, That this House —

(1) condemns the Federal Liberal-Nationals Coalition plans for dangerous and costly nuclear energy, which will send power bills sky high;

(2) calls on the Leader of the Victorian Opposition to —

(a) retract his statement that nuclear may well be part of the energy mix going forward;

(b) rule out nuclear power plants in Victorian communities;

(3) calls on the Leader of the Victorian Nationals to confirm whether his party supports the pro-nuclear motion passed at the 2024 Victorian Nationals state conference;

(4) notes —

(a) the pro-nuclear statements made by Mrs Bev McArthur MLC, and Mr Richard Welch MLC;

(b) the latest CSIRO 2023-24 GenCost Report that confirms that nuclear energy is by far the most expensive form of energy generation you can build; and

(c) that because of the Allan Labor Government's record investments in cheap, reliable renewable energy, Victoria's wholesale power prices are consistently amongst the lowest in the country.

Debate ensued.

David Davis moved, as amendments —

1. In paragraph (1), **omit** the word "condemns" and **replace** it with "notes".
2. In paragraph (1), **omit** the words "dangerous and costly" and the words and expressions ", which will send power bills sky high".
3. **Omit** paragraphs (2), (3) and (4).
4. After paragraph (4), **insert** the following:

"(2) notes the CSIRO GenCost Report that has been heavily criticised for failing to properly cost alternate energy forms;

(3) notes that the Allan Labor Government's record of energy policy management is in fact, a record of mismanagement that the Government cannot be proud of, in particular noting —

(a) the massive surge in electricity and gas prices for Victorian households that has occurred in recent years, during a cost-of-living crisis;

(b) the massive increase in prices of gas and electricity faced by Victorian businesses that is increasingly driving businesses from Victoria and making Victoria uncompetitive with other jurisdictions;

(c) the deteriorating position of energy security for Victorian households and businesses as pointed to in the recent statements and publications of the Australian Energy Market Operator;

(4) condemns the Minister for Energy and Environment, the Hon. Lily D'Ambrosio MP, who is conducting 'a war on gas' through the so-called Gas Substitution Roadmap;

(5) holds the Andrews and Allan Governments and Minister D'Ambrosio responsible for the failure to issue gas exploration permits over the last ten years;

(6) condemns the Allan Labor Government for the increased regulatory burden and increased costs imposed on Victorian households and businesses; and

(7) notes the damage done by Minister D'Ambrosio's ideological approach to energy policy.".

Debate ensued.

On the motion of Lee Tarlamis, the debate was adjourned until the next day of meeting.

16 HEALTH LEGISLATION AMENDMENT (REGULATORY REFORM) BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Assisted Reproductive Treatment Act 2008, the Drugs, Poisons and Controlled Substances Act 1981, the Health Services Act 1988, the Non Emergency Patient Transport and First Aid Services Act 2003, the Public Health and Wellbeing Act 2008, the Radiation Act 2005 and the Safe Drinking Water Act 2003 in relation to regulatory and enforcement matters and to amend the Assisted Reproductive Treatment Act 2008, the Births, Deaths and Marriages Registration Act 1996, the Drugs, Poisons and Controlled Substances Act 1981, the Epworth Foundation Act 1980, the Health Services Act 1988, the Human Tissue Act 1982, the Public Health and Wellbeing Act 2008 and the Safe Drinking Water Act 2003 to make minor miscellaneous amendments and for other purposes* and requesting the agreement of the Council.

On the motion of Enver Erdogan (for Ingrid Stitt), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Enver Erdogan laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Enver Erdogan moved, That the Bill be now read a second time.

Enver Erdogan incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier, the debate was adjourned for one week.

17 MELBOURNE CONVENTION AND EXHIBITION TRUST AMENDMENT BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Melbourne Convention and Exhibition Trust Act 1996 to change the name of that Act, to change the name of the Melbourne Convention and Exhibition Trust and to modernise governance and operational provisions and for other purposes* and requesting the agreement of the Council.

On the motion of Enver Erdogan (for Gayle Tierney), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Enver Erdogan laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Enver Erdogan moved, That the Bill be now read a second time.

Enver Erdogan incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier, the debate was adjourned for one week.

18 RESIDENTIAL TENANCIES AND FUNERALS AMENDMENT BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Residential Tenancies Act 1997 in relation to Part 4A parks, to amend the Funerals Act 2006 in relation to funeral goods and services price lists and coffin price lists and for other purposes* and requesting the agreement of the Council.

On the motion of Enver Erdogan, the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Enver Erdogan laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Enver Erdogan moved, That the Bill be now read a second time.

Enver Erdogan incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier, the debate was adjourned for one week.

19 ADJOURNMENT — Gayle Tierney moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.19 pm until Tuesday, 10 September 2024.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 80, 81 and 82

JUSTICE LEGISLATION AMENDMENT (INTEGRITY, DEFAMATION AND OTHER MATTERS) BILL 2024

Committed Thursday, 29 August 2024

Amendments circulated: David Limbrick (DL63C) (pp. 718-19), Evan Mulholland (EM13C) (p. 719) and Jaclyn Symes (JS49C) (p. 720)

Clause 1 — David Limbrick *(DL63C)* circulated amendments proposed to be moved during Committee of the whole.

Clauses 1 to 6 — put and agreed to.

Clause 7 — David Limbrick moved amendment Nos. 1 to 3 *(DL63C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 4

Jeff Bourman; Moira Deeming; David Limbrick; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 33

Ryan Batchelor; John Berger; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 7 — put and agreed to.

Clauses 8 to 13 — put and agreed to.

Clause 14 — David Limbrick moved amendment No. 4 *(DL63C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 4

Jeff Bourman; Moira Deeming; David Limbrick; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 33

Ryan Batchelor; John Berger; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 14 — put and agreed to.

Clauses 15 to 17 — put and agreed to.

Clause 18 — David Limbrick moved amendment Nos. 5 to 7 *(DL63C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 4

Jeff Bourman; Moira Deeming; David Limbrick; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 32

Ryan Batchelor; John Berger; Gaelle Broad; Katherine Copsey; David Davis; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 18 — put and agreed to.

Clauses 19 to 49 — put and agreed to.

Clause 50 — Jaclyn Symes moved amendment No. 1 *(JS49C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 50, as amended — put and agreed to.

Clauses 51 to 77 — put and agreed to.

Clause 78 — Evan Mulholland moved amendment Nos. 1 to 4 *(EM13C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 20

Ryan Batchelor; John Berger; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 78 — put and agreed to.

Clauses 79 to 91 — put and agreed to.

Clause 92 — Evan Mulholland moved amendment Nos. 5 to 7 *(EM13C)*.

Question — That the amendments be agreed to — put and negatived.

Clause 92 — put and agreed to.

Clauses 93 to 104 — put and agreed to.

Clause 105 — Evan Mulholland moved amendment Nos. 8 to 10 *(EM13C)*.

Question — That the amendments be agreed to — put and negatived.

Clause 105 — put and agreed to.

Clauses 106 and 107 — put and agreed to.

Clause 108 — Jaclyn Symes moved amendment No. 2 *(JS49C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 108, as amended — put and agreed to.

Clauses 109 to 115 — put and agreed to.

Schedule 1 — put and agreed to.

Bill reported with amendments.

AMENDMENTS CIRCULATED IN RELATION TO —

1. JUSTICE LEGISLATION AMENDMENT (INTEGRITY, DEFAMATION AND OTHER MATTERS) BILL 2024

Amendments circulated by David Limbrick (DL63C)

1. Clause 7, page 8, line 25, omit "data; or" and insert "data.".

2. Clause 7, page 8, lines 26 and 27, omit all words and expressions on these lines.

3. Clause 7, page 9, lines 9 to 16, omit all words and expressions on these lines and insert—

'(5) A Court Chief Executive Officer may refuse to give the Chief Statistician a copy of applicable court data required by the Chief Statistician if the Court Chief Executive Officer considers that giving a copy of that data would, or would reasonably be likely to—

(a) prejudice the fair trial of a person or the impartial adjudication of a particular case or disclose data that is of such a nature that it would be privileged from production in legal proceedings on the ground of legal professional privilege or client legal privilege; or

(b) disclose, or enable a person to ascertain, the identity of a confidential source of information in relation to the enforcement or administration of the law; or

(c) endanger the lives or physical safety of persons engaged in or in connection with law enforcement or persons who have provided confidential information in relation to the enforcement or administration of the law; or

(d) be incompatible with the rights of any person under the Charter of Human Rights and Responsibilities.

(6) Any data provided by the Court Chief Executive Officer to the Chief Statistician under this section is taken to be crime statistics data for the purposes of standards issued, amended or reissued by the Information Commissioner under section 92 of the **Privacy and Data Protection Act 2014**."'.

4. Clause 14, page 13, lines 9 to 22, omit all words and expressions on these lines and insert—

"***online service*** means a website, application or other scalable technology that allows a user to create, share, or publish content online or participate in social networking via means of a conduit service;".

5. Clause 18, lines 18 to 25, omit all words and expressions on these lines and insert—

"(c) if the plaintiff gave the defendant a written complaint under this section about the publication—

(i) the defendant provided a response to the plaintiff giving reasonable grounds for the defendant's belief that the publication is not defamatory; or

(ii) reasonable access prevention steps, if steps were available, were taken in relation to the publication—

whether before the complaint was given or within 7 days after the complaint was given.".

6. Clause 18, line 32, omit "after "(1)(c)" insert "(ii)".

7. Clause 18, page 22, line 19, after "plaintiff" insert "reasonably".

Amendments circulated by Evan Mulholland (EM13C)

1. Clause 78, line 4, before "After" insert "(1)".

2. Clause 78, line 8, omit "Safety; and" and insert 'Safety; and".'.

3. Clause 78, line 9, omit all words and expressions on this line.

4. Clause 78, after line 9 insert—

'(2) After section 162A(3) of the **Independent Broad-based Anti-corruption Commission Act 2011 insert**—

"(4) The IBAC may give an advance copy of the report to the Premier before the report is transmitted to the Parliament.".'.

5. Clause 92, line 21, omit "the Premier,".

6. Clause 92, lines 27 and 28, omit all words and expressions on these lines.

7. Clause 92, after line 31 insert—

'(3) After section 25AAB(4) of the **Ombudsman Act 1973 insert**—

"(5) The Ombudsman may provide a copy of a report to Parliament under section 23(6) or 25 to the Premier before the report is transmitted to the Parliament under section 25AA.".'.

8. Clause 105, line 10, omit all words and expressions on this line.

9. Clause 105, line 22, omit 'so.".' and insert "so.".

10. Clause 105, after line 22 insert—

'(4) The Victorian Inspectorate may give an advance copy of the report to the Premier before the report is transmitted to the Parliament.".'.

Amendments circulated by Jaclyn Symes (JS49C)

1. Clause 50, page 50, line 4, after "64(6)" insert "of the **Freedom of Information Act 1982**".

2. Clause 108, page 85, lines 24 to 26, omit all words and expressions on those lines and insert—

'(k) disclosure for the purposes of making a complaint to the Integrity and Oversight Committee; or

(l) disclosure as is otherwise authorised or required to be made by or under this Act.

Note

See also sections 39 and 40 of the **Public Interest Disclosures Act 2012**."'.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 83, 84 and 85

No. 83 — Tuesday, 10 September 2024

1 The President took the Chair at 12.03 pm, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACTS** — The President read Messages from the Governor informing the Council that she had, on the following dates, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

On 3 September 2024 —

Aboriginal Land Legislation Amendment Act 2024

Prahran Mechanics' Institute Repeal Act 2024.

On 10 September 2024 —

Justice Legislation Amendment (Integrity, Defamation and Other Matters) Act 2024

Youth Justice Act 2024.

3 **COMMITTEE MEMBERSHIP** — The President advised the House that Dylan Wight, Member for Tarneit, resigned from the Scrutiny of Acts and Regulations Committee, effective from today.

4 **ECONOMY AND INFRASTRUCTURE COMMITTEE — INQUIRY INTO THE FUTURE DEVELOPMENT OF THE VICTORIAN ELECTRICAL TRANSMISSION GRID** — The President read a letter from the Chair of the Economy and Infrastructure Committee advising that, on 4 September 2024, the Committee self-referred an Inquiry into the future development of the Victorian Electrical Transmission Grid.

5 **QUESTION TIME** —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Land Forces International Land Defence Exposition (QwN 654)** — substantive and supplementary questions asked by Aiv Puglielli — response from Enver Erdogan due Thursday, 12 September 2024.
- **Privatisation of Births, Deaths and Marriages Victoria (QwN 656)** — substantive and supplementary questions asked by Rachel Payne — response from Jaclyn Symes due Thursday, 12 September 2024.
- **Racing horses welfare (QwN 658)** — substantive and supplementary questions asked by Georgie Purcell — response from Enver Erdogan due Thursday, 12 September 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

6 PETITIONS —

EXEMPT FISHING COMPETITIONS IN ANIMAL CARE AND PROTECTION LEGISLATION — Melina Bath presented a petition bearing 2,947 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to commit to exempting fishing competitions in the animal care and protection legislation and associated regulations *(Ordered to be tabled).*

On the motion of Melina Bath, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

REJECT PROPOSED SUNBURY ROAD, BULLA ECO-HUB WASTE-TO-ENERGY INCINERATOR — Sarah Mansfield presented a petition bearing 332 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to reject the proposed Sunbury Road, Bulla Eco-Hub waste-to-energy incinerator *(Ordered to be tabled).*

On the motion of Sarah Mansfield, the petition was ordered to be taken into consideration on the next day of meeting.

7 PROTECTING PUBLIC ASSETS AND SERVICES BILL 2024 — Samantha Ratnam introduced *A Bill for an Act to protect certain public assets and services from privatisation, to provide for the termination of agreements entered into and leases granted for the purposes of the Public Housing Renewal Program Package 1 Project and the Ground Lease Model 2 Project and for other purposes*.

On the motion of Samantha Ratnam, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

8 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. 12 of 2024 (including Appendices and Extracts of Proceedings) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

David Davis moved, That the Council take note of the Report.

Question — put and agreed to.

Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled a Report on the Annual Review 2023 on Statutory Rules and Legislative Instruments (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published).*

David Davis moved, That the Council take note of the Report.

Question — put and agreed to.

* * * * *

SELECT COMMITTEE ON THE 2026 COMMONWEALTH GAMES BID — Pursuant to Standing Order 23.22, David Limbrick tabled the Select Committee's Second Interim Report – Failure to provide documents under Legislative Council Standing Orders on the Inquiry into the 2026 Commonwealth Games bid (including Appendices and Extracts of Proceedings) *(Ordered to be published).*

David Limbrick moved, That the Council take note of the Report.

Debate ensued.

Question — put and agreed to.

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Improving Cancer Outcomes Act 2014 — Victorian cancer plan 2024-2028 – Optimal and equitable cancer outcomes for all Victorians, under section 18(3) of the Act.

Inquiries Act 2014 — Interim Report of the Formal Review into Victorian Government Bodies' Engagement with Construction Companies and Construction Unions, August 2024 *(released on 30 August 2024 – a non-sitting day) (Ordered to be published)*.

Planning and Environment Act 1987 — Notices of approval of the —

Ballarat Planning Scheme — Amendment C248.
Brimbank Planning Scheme — Amendment C227.
Campaspe Planning Scheme — Amendment C126.
Glen Eira Planning Scheme — Amendment C258.
Glenelg Planning Scheme — Amendment C110.
Knox Planning Scheme — Amendment C185.
Latrobe Planning Scheme — Amendment C132.
Mitchell Planning Scheme — Amendment C168.
Moorabool Planning Scheme — Amendment C113.
Mornington Peninsula Planning Scheme — Amendment C241.
Wyndham Planning Scheme — Amendment C260.
Yarra Planning Scheme — Amendment C319.

Statutory Rules under the following Acts of Parliament —

Building Act 1993 — No. 82.
Children's Services Act 1996 — No. 80.
Supreme Court Act 1986 — No. 83.
Wildlife Act 1975 — No. 81.

Subordinate Legislation Act 1994 —

Documents under section 15 in relation to Statutory Rule No. 83.

Legislative instruments and related documents under section 16B in respect of by-law No. 2024-1 Waterways Protection under the Water Act 1989.

Victorian Equal Opportunity and Human Rights Commission — 2023 report on the operation of the Charter of Human Rights and Responsibilities *(Ordered to be published)*.

Victorian Independent Remuneration Tribunal and Improving Parliamentary Standards Act 2019 — Guidelines No. 2/2024, effective 13 September 2024, under section 36 of the Act.

Voluntary Assisted Dying Review Board — Report, 2023-24.

* * * * *

PAPER PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following paper:

President's Report on overdue government responses to standing committee reports, as at 31 August 2024.

9 PRODUCTION OF DOCUMENTS — GOVERNMENT PROCUREMENT CONTRACTS AND PROJECT BRIEFS — CFMEU AND CFMMEU — The Clerk tabled a letter from the Attorney-General, dated 9 September 2024, in response to a resolution of the Council on 28 August 2024 (on the motion of Evan Mulholland), relating to Government procurement contracts and project briefs with the CFMEU or CFMMEU, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

10 BUSINESS OF THE COUNCIL — Evan Mulholland moved, by leave, That the following general business take precedence on Wednesday, 11 September 2024 —

(1) order of the day made this day, second reading of the Protecting Public Assets and Services Bill 2024;

(2) order of the day No. 62, resumption of debate on a motion on electricity transmission lines;

(3) notice of motion No. 405 standing in Evan Mulholland's name on housing affordability;

(4) notice of motion given this day by David Davis on an overdue order for production of documents relating to the 2026 Commonwealth Games bid; and

(5) notice of motion No. 527 standing in Rachel Payne's name referring matters relating to the Drugs, Poisons and Controlled Substances Amendment (Regulation of Personal Adult Use of Cannabis) Bill 2023 to the Legal and Social Issues 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 562, be postponed until later this day.

13 VICTORIAN INSTITUTE OF FORENSIC MEDICINE BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Evan Mulholland moved, as a reasoned amendment, That all the words after "That" be omitted and replaced with "the Bill be withdrawn and not reintroduced until the Government —

(1) properly consults with the medical profession in Victoria on the Victorian Institute of Forensic Medicine;

(2) ensures that victim-survivors of sexual assault can obtain timely forensic medical services; and

(3) improves safeguards for the use and sharing of personal information held by the Victorian Institute of Forensic Medicine.".

Debate ensued.

Question — That the reasoned amendment moved by Evan Mulholland be agreed to — put.

The Council divided — The President in the Chair.

AYES, 13

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 24

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Question — That the Bill be now read a second time — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

14 RESIDENTIAL TENANCIES AND FUNERALS AMENDMENT BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and, by leave, read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

15 ADJOURNMENT — Gayle Tierney moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.52 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 84 — Wednesday, 11 September 2024

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 **PETITION — BOOST POLICE PRESENCE IN LANG LANG** — Melina Bath presented a petition bearing 586 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to provide funding for CCTV cameras as a deterrent to increased crime in Lang Lang, and boost police presence in the town through increased patrols and extended opening hours of the town's police station *(Ordered to be tabled)*.

On the motion of Melina Bath, the petition was ordered to be taken into consideration on the next day of meeting.

3 **PAPERS PRESENTED UNDER ACTS OF PARLIAMENT** — The Clerk tabled the following papers:

Liquor Control Reform Act 1998 — Report, 2023-24 by the Chief Commissioner of Victoria Police, under section 148R of the Act.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule Nos. 80 and 82.

4 **MEMBERS' STATEMENTS** — Members made statements.

5 **PROTECTING PUBLIC ASSETS AND SERVICES BILL 2024** — Samantha Ratnam laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Samantha Ratnam moved, That the Bill be now read a second time.

On the motion of Sonja Terpstra, the debate was adjourned for two weeks.

6 **PRODUCTION OF DOCUMENTS — CREDIT ASSESSMENT PRODUCED BY FITCH RATINGS** — Georgie Crozier moved, That this House —

(1) notes that the Treasurer commissioned a private credit assessment from Fitch Ratings in 2022;

(2) further notes that details of the assessment, including the rating and Victoria's financial position and economic outlook, have never been released;

(3) requires the Leader of the Government, pursuant to Standing Order 10.01, to table in the Council, within one week of the House agreeing to this resolution —

(a) the credit assessment commissioned by the Treasurer in April 2022, produced by Fitch Ratings and provided to the Department of Treasury and Finance; and

(b) any documents and/or materials, including but not limited to reports, briefs and advice, provided by the Department of Treasury and Finance or the Treasurer in relation to the assessment referred to in paragraph (3)(a).

Debate ensued.

The President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

7 ELECTRICITY TRANSMISSION LINES — Debate resumed on the question, That this House —

(1) notes —

(a) the Victoria to New South Wales Interconnector West (VNI West) and West Link transmission lines are proposed to be built in Northern and Western Victoria by Transmission Company Victoria (TCV) and VicGrid;

(b) the significant community opposition to these high voltage power lines;

(c) the power lines propose to cross valuable agricultural land which plays a significant role in Victoria's agricultural production and agricultural exports;

(d) the Paris Agreement, a legally binding international treaty adopted by 196 Parties at the UN Climate Change Conference (COP21) in Paris, France, on 12 December 2015, states at Article 2 that the Agreement aims to strengthen the global response to the threat of climate change by "Increasing the ability to adapt to the adverse impacts of climate change and foster climate resilience and low greenhouse gas emissions development, in a manner that does not threaten food production";

(2) is of the view that —

(a) the consultation process by TCV and VicGrid has been inadequate;

(b) the impact of the proposed transmission lines on remnant vegetation at certain sensitive locations must be fully and transparently assessed; and

(3) supports detailed independent examination and economic assessment of the impact of the proposed transmission lines on agricultural production, including on individual properties, prior to the granting of any permits or the signing of deals with landholders.

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, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

8 HOUSING AFFORDABILITY — Evan Mulholland moved, That this House notes that —

(1) Melbourne and all of Victoria is in a housing crisis;

(2) the cost of building a new home is set to rise with the introduction of new minimum efficiency standards which will increase costs for volume builders by eight to ten per cent;

(3) these new standards will not be offset by decreased energy bills, with around a 208-year return on investment for homeowners;

(4) up to 42 per cent of the cost of a new home in Victoria consists of taxes, fees, and charges;

(5) Victoria raises the highest combined property tax revenue per person out of all the states;

(6) Labor introduced the vacant home tax, the affordable housing tax, the holiday tax and the vacant residential land tax and the rent tax and increased the Fire Services Property Levy, increased land tax and stamp duty, and has now floated another tax, a homeowner tax on every single home statewide; and

(7) Labor has no plan for housing affordability, just a plan to tax Victorians.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

9 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of Georgie Crozier, the answers given by Harriet Shing to questions relating to unauthorised access to government housing construction sites (QwN 666) were ordered to be taken into consideration on the next day of meeting.

* * * * *

QUESTION DIRECTED FOR WRITTEN RESPONSE — The President directed a minister to provide a written response to a question without notice pursuant to Standing Order 8.07 as follows:

- **Protection of citizens from violent crime (QwN 662)** — substantive question asked by David Limbrick — response from Enver Erdogan due Friday, 13 September 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

10 HOUSING AFFORDABILITY — Debate continued on the question, That this House notes that —

(1) Melbourne and all of Victoria is in a housing crisis;

(2) the cost of building a new home is set to rise with the introduction of new minimum efficiency standards which will increase costs for volume builders by eight to ten per cent;

(3) these new standards will not be offset by decreased energy bills, with around a 208-year return on investment for homeowners;

(4) up to 42 per cent of the cost of a new home in Victoria consists of taxes, fees, and charges;

(5) Victoria raises the highest combined property tax revenue per person out of all the states;

(6) Labor introduced the vacant home tax, the affordable housing tax, the holiday tax and the vacant residential land tax and the rent tax and increased the Fire Services Property Levy, increased land tax and stamp duty, and has now floated another tax, a homeowner tax on every single home statewide; and

(7) Labor has no plan for housing affordability, just a plan to tax Victorians.

On the motion of Lee Tarlamis, the debate was adjourned until later this day.

11 PRODUCTION OF DOCUMENTS — 2026 COMMONWEALTH GAMES BID — David Davis moved, That this House —

(1) notes —

(a) the motion proposed by Mr David Limbrick MLC, and resolved by the House on 1 May 2024 requiring the Leader of the Government to produce documents specifically outlined in Appendix D of the Select Committee's Interim Report on the 2026 Commonwealth Games bid;

(b) the Government's response by way of a letter from the Attorney-General dated 30 May 2024, tabled in the House on 31 May 2024, making a claim of executive privilege over 350 documents in full and three documents in part;

(c) that the Leader of the Government has not complied with Standing Order 10.03 that requires, like is the practice in the New South Wales Legislative Council, the documents to be lodged with the Clerk to permit —

(i) Mr Limbrick to examine the documents over which a claim of executive privilege has been made and, if appropriate, Mr Limbrick to write to the Clerk disputing the validity of that claim;

(ii) the President to appoint an independent legal arbiter to evaluate and report within seven calendar days as to the validity of the claim;

(iii) the Clerk to release the disputed documents to that independent legal arbiter;

(2) further notes that the Leader of the Government has not complied with the requirements of the Standing Orders and may be guilty of a contempt;

(3) requires the Leader of the Government to comply with the Standing Orders and lodge the documents with the Clerk by 12.00 noon on 15 October 2024;

(4) permits that if the Leader of the Government has not complied with Standing Orders 10.01 to 10.03 in relation to all the documents requested in the resolution of the Council on 1 May 2024 relating to the 2026 Commonwealth Games bid by the date and time specified in paragraph (3), the Council will, at the conclusion of formal business on Tuesday, 15 October 2024 (or if formal business does not occur that day, at the conclusion of formal business on the next sitting day) —

(a) give precedence for a non-government member to move, without leave, "That this House notes the failure of the Leader of the Government to comply with Standing Orders in relation to the resolution of the Council on 1 May 2024 for the request for documents relating to the 2026 Commonwealth Games bid"; and

(b) the time limits for debate on a motion moved under paragraph (4)(a) will be 8 minutes for each member and a total overall time limit of 50 minutes.

Debate ensued.

Melina Bath moved, as an amendment, That in paragraph (4), **omit** the words and expressions "at the conclusion of formal business on Tuesday, 15 October 2024 (or if

formal business does not occur that day, at the conclusion of formal business on the next sitting day)" and **replace** them with "at the start of government business on Wednesday, 16 October 2024".

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — That the amendment moved by Melina Bath be agreed to — put and agreed to.

Question — That the motion, amended as follows, be agreed to — That this House —

(1) notes —

(a) the motion proposed by Mr David Limbrick MLC, and resolved by the House on 1 May 2024 requiring the Leader of the Government to produce documents specifically outlined in Appendix D of the Select Committee's Interim Report on the 2026 Commonwealth Games bid;

(b) the Government's response by way of a letter from the Attorney-General dated 30 May 2024, tabled in the House on 31 May 2024, making a claim of executive privilege over 350 documents in full and three documents in part;

(c) that the Leader of the Government has not complied with Standing Order 10.03 that requires, like is the practice in the New South Wales Legislative Council, the documents to be lodged with the Clerk to permit —

(i) Mr Limbrick to examine the documents over which a claim of executive privilege has been made and, if appropriate, Mr Limbrick to write to the Clerk disputing the validity of that claim;

(ii) the President to appoint an independent legal arbiter to evaluate and report within seven calendar days as to the validity of the claim;

(iii) the Clerk to release the disputed documents to that independent legal arbiter;

(2) further notes that the Leader of the Government has not complied with the requirements of the Standing Orders and may be guilty of a contempt;

(3) requires the Leader of the Government to comply with the Standing Orders and lodge the documents with the Clerk by 12.00 noon on 15 October 2024;

(4) permits that if the Leader of the Government has not complied with Standing Orders 10.01 to 10.03 in relation to all the documents requested in the resolution of the Council on 1 May 2024 relating to the 2026 Commonwealth Games bid by the date and time specified in paragraph (3), the Council will, at the start of government business on Wednesday, 16 October 2024 —

(a) give precedence for a non-government member to move, without leave, "That this House notes the failure of the Leader of the Government to comply with Standing Orders in relation to the resolution of the Council on 1 May 2024 for the request for documents relating to the 2026 Commonwealth Games bid"; and

(b) the time limits for debate on a motion moved under paragraph (4)(a) will be 8 minutes for each member and a total overall time limit of 50 minutes

— put.

The Council divided — The President in the Chair.

AYES, 24

Melina Bath; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; Tom McIntosh; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

12 LEGAL AND SOCIAL ISSUES COMMITTEE — DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (REGULATION OF PERSONAL ADULT USE OF CANNABIS) BILL 2023 — Rachel Payne moved, That this House —

(1) notes that the continued prohibition of cannabis forces thousands of Victorians through the criminal justice system, wastes immense police resources, empowers the illicit market and is at odds with public sentiment, with 80 per cent of Australians believing that the possession of cannabis should not be a criminal offence;

(2) requires the Legal and Social Issues Committee to inquire into, consider and report, no later than 18 March 2025, on the Drugs, Poisons and Controlled Substances Amendment (Regulation of Personal Adult Use of Cannabis) Bill 2023, including consideration of the impacts of the Australian Capital Territory's decriminalisation of the personal use of cannabis; and

(3) defers the second reading of this Bill until the final report of the Committee is presented to the House in accordance with the terms of this resolution.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 13

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Business interrupted at 5.19 pm, pursuant to Sessional Orders.

13 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

14 PETITIONS (QUALIFYING FOR DEBATE) — STOP WHOLESALE DESTRUCTION AND PRIVATISATION OF PUBLIC HOUSING — Samantha Ratnam moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

15 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 562, be postponed until later this day.

16 STATE CIVIL LIABILITY (POLICE INFORMANTS) BILL 2024 — Jaclyn Symes laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Jaclyn Symes moved, That the Bill be now read a second time.

Jaclyn Symes made a statement pursuant to section 31 of the *Charter of Human Rights and Responsibilities Act 2006* explaining the exceptional circumstances that justify the inclusion of an override declaration.

On the motion of Georgie Crozier, the debate was adjourned until the next day of meeting.

17 ADJOURNMENT — Gayle Tierney moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.10 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 85 — Thursday, 12 September 2024

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PETITION — SAVE THE INVERLOCH SURF LIFE SAVING CLUB — Melina Bath presented a petition bearing 2,575 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government, as a matter of urgency, to undertake immediate planning and engineering works to protect main beach and save the Inverloch Surf Life Saving Club *(Ordered to be tabled)*.

The petition having received the required number of signatures, Melina Bath listed the petition for future debate during Petitions (qualifying for debate).

3 PAPERS —

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Advancing the Treaty Process with Aboriginal Victorians Act 2018 — under section 43 of the Act —

Advancing the Victorian Treaty Process — Report, 2023-24.

First Peoples' Assembly of Victoria — Report, 2023-24.

Statutory Rules under the following Acts of Parliament —

Fences Act 1968 — No. 84.

Human Source Management Act 2023 — No. 85.

Water Act 1989 — No. 86.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule No. 84.

* * * * *

PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Government response to the Legal and Social Issues Committee's Inquiry into the rental and housing affordability crisis in Victoria.

Response from the Minister for Local Government to petition titled Unite Point Lonsdale into one local government area (petition No. 520) (presented by Sarah Mansfield on 13 August 2024) *(released on 11 September 2024)*.

4 SITTING OF THE COUNCIL — Gayle Tierney moved, That the Council, at its rising, adjourn until Tuesday, 15 October 2024.

Question — put and agreed to.

5 MEMBERS' STATEMENTS — Members made statements.

6 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 562, be postponed until later this day.

7 STATE CIVIL LIABILITY (POLICE INFORMANTS) BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

David Limbrick *(DL64C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put.

The Council divided — The President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Moira Deeming; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Tom McIntosh; Rachel Payne; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 18

Melina Bath; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Aiv Puglielli; Samantha Ratnam; Adem Somyurek; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a second time.

Business interrupted at 12.03 pm.

8 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Complete Lean Solutions (QwN 671)** — substantive and supplementary questions asked by Evan Mulholland — response from Gayle Tierney due Friday, 13 September 2024.
- **Animal Care and Protection Bill (QwN 672)** — substantive and supplementary questions asked by Jeff Bourman — response from Jaclyn Symes due Monday, 16 September 2024.
- **Melbourne City Council elections – voter eligibility (QwN 674)** — substantive and supplementary questions asked by David Limbrick — response from Lizzie Blandthorn due Monday, 16 September 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 STATE CIVIL LIABILITY (POLICE INFORMANTS) BILL 2024 — Bill committed to a Committee of the whole.

House in Committee.

Bill reported with amendments, the Report was adopted.

Jaclyn Symes moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Moira Deeming; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Tom McIntosh; Rachel Payne; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 18

Melina Bath; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill with amendments and requesting their agreement.

10 CONSTITUTION AMENDMENT (SEC) BILL 2023 — Debate resumed on the question, That the Bill be now read a second time.

Ingrid Stitt *(IS07C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put.

The Council divided — The President in the Chair.

AYES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a second time.

The President ruled certain amendments proposed to be moved during Committee of the whole by Sarah Mansfield *(SMA14C)* are outside the scope of the Bill.

Sarah Mansfield moved, That it be an instruction to the Committee that they have the power to consider amendments to the *Constitution Act 1975* —

(a) to prohibit the construction of fossil fuel facilities in Victoria; and

(b) to constrain the power of the Parliament to make laws repealing, altering or varying the provisions of the *Constitution Act 1975* relating to the matters set out in paragraph (a).

Question — put.

The Council divided — The President in the Chair.

AYES, 37

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 1

Jeff Bourman.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill committed to a Committee of the whole.

House in Committee.

Bill reported with amendments, the Report was adopted.

Ingrid Stitt moved, That the Bill be now read a third time and do pass.

Question — That the Bill be now read a third time — put.

The Council divided — The President in the Chair.

AYES, 24

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Adem Somyurek; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 16

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time with the concurrence of a special majority of the whole number of the members of the Legislative Council.

Question — That the Bill do pass — put.

AYES, 24

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Adem Somyurek; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 16

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill with amendments and requesting their agreement.

11 CRIMINAL ORGANISATIONS CONTROL AMENDMENT BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Criminal Organisations Control Act 2012 and to make consequential amendments to certain other Acts and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Harriet Shing laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Harriet Shing moved, That the Bill be now read a second time.

Harriet Shing incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier, the debate was adjourned for one week.

12 ROADS AND ROAD SAFETY LEGISLATION AMENDMENT BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Road Safety Act 1986, the Melbourne City Link Act 1995, the EastLink Project Act 2004, the Road Safety Camera Commissioner Act 2011, the West Gate Tunnel (Truck Bans and Traffic Management) Act 2019, the North East Link Act 2020 and the Marine (Drug, Alcohol and Pollution Control) Act 1988 and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing, 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 Georgie Crozier, the debate was adjourned for one week.

13 SHORT STAY LEVY BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to impose a levy in relation to the provision of short stay accommodation, to amend the Owners Corporations Act 2006 and the Taxation Administration Act 1997 and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Harriet Shing laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Harriet Shing moved, That the Bill be now read a second time.

Harriet Shing incorporated the second reading speech in Hansard (except for the statement under section 85(5) of the *Constitution Act 1975*).

Harriet Shing made a statement pursuant to section 85(5) of the *Constitution Act 1975* on the reasons for altering or varying this section.

Business interrupted at 6.30 pm.

On the motion of Harriet Shing, the meal break scheduled for this day was suspended.

Harriet Shing continued to make a statement pursuant to section 85(5) of the *Constitution Act 1975* on the reasons for altering or varying this section.

On the motion of Georgie Crozier, the debate was adjourned for one week.

14 STATE CIVIL LIABILITY (POLICE INFORMANTS) BILL 2024 — The President read a Message from the Assembly informing the Council that they have agreed to the amendments made by the Council in this Bill.

15 ADJOURNMENT — Harriet Shing moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.17 pm until Tuesday, 15 October 2024.

ROBERT McDONALD
Clerk of the Legislative Council

Published under the authority of the Legislative Council, Parliament of Victoria

COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 83, 84 and 85

VICTORIAN INSTITUTE OF FORENSIC MEDICINE BILL 2024
Committed Tuesday, 10 September 2024

Clauses 1 to 61 — put and agreed to.

Bill reported without amendment.

* * * * *

STATE CIVIL LIABILITY (POLICE INFORMANTS) BILL 2024
Committed Thursday, 12 September 2024
Amendments circulated: David Limbrick (DL64C) (p. 745)

Clause 1 — David Limbrick moved amendment No. 1 *(DL64C)*.
Question — That the amendment be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Moira Deeming; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Tom McIntosh; Rachel Payne; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 18

Melina Bath; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Richard Welch.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Question — That clause 1, as amended, stand part of the Bill — put.
The Committee divided — The Deputy President in the Chair.

AYES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Moira Deeming; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Tom McIntosh; Rachel Payne; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 18

Melina Bath; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clause 2 — David Limbrick moved amendment No. 2 *(DL64C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 2, as amended — put and agreed to.

Clauses 3 and 4 — put and agreed to.

Clause 5 — David Limbrick moved amendment Nos. 3 to 5 *(DL64C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Moira Deeming; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Tom McIntosh; Rachel Payne; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 18

Melina Bath; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Question — That clause 5, as amended, stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Moira Deeming; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Tom McIntosh; Rachel Payne; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 18

Melina Bath; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clause 6 — Question — That clause 6 stand part of the Bill — put and negatived.

Clauses 7 and 8 — put and agreed to.

Long title — David Limbrick moved amendment No. 7 *(DL64C)*.

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.

* * * * *

CONSTITUTION AMENDMENT (SEC) BILL 2023

Committed Thursday, 12 September 2024

Amendments circulated: David Davis (DD129C) (p. 746-9), Sarah Mansfield (SMA13C and SMA14C) (pp. 749-52) and Ingrid Stitt (IS07C) (p. 752)

Clause 1 — Sarah Mansfield moved amendment Nos. 1 to 3 *(SMA14C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 7

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 31

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; 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 negatived.

Clause 1 — put and agreed to.

Clauses 2 and 3 — put and agreed to.

Clause 4 — David Davis moved amendment No. 1 *(DD129C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 16

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

David Davis moved amendment Nos. 2 and 3 *(DD129C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 16

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

David Davis moved amendment Nos. 4 to 6 *(DD129C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 16

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Ingrid Stitt moved amendment Nos. 1 and 2 *(IS07C)*.

Question — That the amendments be agreed to — put and agreed to.

David Davis moved amendment Nos. 7 and 8 *(DD129C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Sarah Mansfield moved amendment Nos. 4 to 9 *(SMA13C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Question — That clause 4, as amended, stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 16

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clauses 5 and 6 — put and agreed to.

Bill reported with amendments.

AMENDMENTS CIRCULATED IN RELATION TO —

1. STATE CIVIL LIABILITY (POLICE INFORMANTS) BILL 2024

Amendments circulated by David Limbrick (DL64C)

1. Clause 1, lines 3 and 4, omit "extinguishing causes of action" and insert "providing for a maximum cumulative amount of damages or other monetary compensation".

2. Clause 2, omit this clause and insert—

"**2 Object**

The object of this Act is to limit the extent to which the State is required to devote further financial resources to responding to the matters that were the subject of the Royal Commission into the Management of Police Informants.".

3. Clause 5, line 10, omit "**extinguished**" and insert "**—limit on amount of damages or other monetary compensation that may be awarded**".

4. Clause 5, lines 11 to 14, omit all words and expressions on these lines and insert—

"(1) The total maximum cumulative amount of damages or other monetary compensation that may be awarded to a person in respect of any and all causes of action against the State relating to, arising from or in connection with the provision of information or other assistance to Victoria Police by a specified human source must not exceed $1 000 000.".

5. Clause 5, page 5, after line 11 insert—

"(2A) Nothing in this section—

(a) increases the maximum amount of damages available for non-economic loss that is specified in section 28G of the **Wrongs Act 1958**; or

(b) affects any power of a court to order costs in a proceeding; or

(c) affects any power of a court to grant an indemnity certificate under the **Appeal Costs Act 1998**.".

6. Clause 6, omit this clause.

AMENDMENT OF LONG TITLE

7. In the Long title, omit "extinguishing" and insert "providing for a maximum cumulative amount of damages or other monetary compensation which may be awarded in".

2. CONSTITUTION AMENDMENT (SEC) BILL 2023

Amendments circulated by David Davis (DD129C)

1. Clause 4, after line 14 insert—

"**Division 1—Entrenched provisions**".

2. Clause 4, page 4, line 4, before "The" insert "(1)".

3. Clause 4, page 4, after line 20 insert—

"(2) The purpose of this Part is not to restrict the ability of Victorians and Victorian government entities to choose who will supply electricity to them.".

4. Clause 4, page 6, line 7, before "The" insert "(1)".

5. Clause 4, page 6, line 14, after "and" insert "subject to subsection (2)".

6. Clause 4, page 6, after line 30 insert—

"(2) The SEC must sell electricity at the least cost consistent with—

(a) the long term viability of the SEC; and

(b) its objects.".

7. Clause 4, page 7, line 2, before "Despite" insert "(1)".

8. Clause 4, page 7, after line 8 insert—

"(2) Despite subsection (1), the SEC may own or operate or participate in the operation of a gas storage facility or gas distribution facility, or distribution pipeline, if to do so would be consistent with, and would support, Victoria's transition to having an electricity system operating in Victoria in respect of which net zero greenhouse gas emissions are attributable to the electricity system's operation.

(3) In this section—

distribution pipeline has the same meaning as in the National Gas (Victoria) Law.".

9. Clause 4, page 7, line 17, omit "void.'." and insert "void.".

10. Clause 4, page 7, after line 17 insert—

"**Division 2—Other requirements**

108 SEC to comply with State and Commonwealth competitive neutrality requirements

(1) In carrying out its activities the SEC must comply with any applicable competitive neutrality requirements.

(2) In this section—

applicable competitive neutrality requirements means—

(a) the Competitive Neutrality Policy published by the Secretary to the Department of Treasury and Finance and dated September 2012, as amended from time to time; or

(b) any document made or prepared by the Commonwealth or Commonwealth entity or agency, whether under a law of the Commonwealth or otherwise, that substantially corresponds to the document specified under paragraph (a).

109 SEC must always comply with all requirements of a Registered participant in the national electricity market

(1) If the SEC is a Registered participant, the SEC must comply with the requirements imposed under the National Electricity (Victoria) Law and the National Electricity Rules for the category of Registered participant in which it has been registered.

(2) Subsection (1) applies despite any other Act or law.

(3) In this section—

National Electricity Rules has the same meaning as in the National Electricity (Victoria) Law;

Registered participant has the same meaning as in the National Electricity (Victoria) Law.

110 SEC must comply with the directions of the Minister

(1) The Minister responsible for the SEC may give a written direction to the SEC—

(a) relating to the good governance of the SEC; or

(b) for the SEC—

(i) to do a thing that the Minister considers will enhance competition within the national electricity market; or

(ii) to stop doing a thing that the Minister considers is lessening competition within the national electricity market.

(2) The SEC must comply with the direction given to it under subsection (1).

(3) In this section—

national electricity market has the same meaning as in the National Electricity (Victoria) Law.

111 Freedom of Information Act 1982 applies to the SEC

The **Freedom of Information Act 1982** applies to the SEC and for that purpose—

(a) the SEC is taken to be an agency within the meaning of that Act; and

(b) the person holding the office or performing the duties of the chief executive officer of the SEC is taken to be the principal officer within the meaning of that Act.

112 SEC must not prevent Victorian electricity consumer choice

The SEC must not prevent any consumer of electricity in Victoria (including any Victorian government entity) from choosing who will supply electricity to them.

113 Annual report of SEC to be tabled

(1) This section applies if the SEC is not a public body to which the **Financial Management Act 1994** applies.

(2) The Minister responsible for the SEC must cause the annual report for the SEC for a financial year to be laid before each House of the Parliament after the end of that financial year and before the end of the next following fourth month of the year or on the first sitting day of the House after the end of that month.

114 SEC must publish information about Victorian domestic customer electricity consumption costs and greenhouse gas emissions produced by Victorian domestic customers

(1) The SEC must publish in accordance with this section the following information—

(a) the average cost of electricity consumption for a Victorian domestic customer in the period 1 January to 30 June and the period 1 July to 31 December each year;

(b) the aggregate cost of electricity consumption for a Victorian domestic customer in the period 1 January to 30 June and the period 1 July to 31 December each year;

(c) the average greenhouse gas emissions of a Victorian domestic customer in the period 1 January to 30 June and the period 1 July to 31 December each year.

(2) The information must be published on the SEC's website within 3 months after each period specified under subsection (1)(a), (b) or (c).

(3) In this section—

Victorian domestic customer means a person who purchases electricity principally for personal, household or domestic use at premises where they reside.

115 SEC must annually publish information about permanent full-time equivalent employees in the Victorian energy sector

(1) The SEC must—

(a) determine, from datasets published by the Australian Statistician, the net number of permanent full-time equivalent employees in the energy sector in Victoria at the end of each financial year; and

(b) publish, within 3 months after the end of the relevant financial year, on its website—

(i) the number determined under paragraph (a); and

(ii) the names of the relevant datasets used to determine the number under paragraph (a).

(2) In subsection (1)(b)(ii), ***relevant datasets*** means datasets published by the Australian Statistician.

116 SEC must annually publish information about the amount of electricity supplied to Victorian consumers of electricity

The SEC must publish within 3 months after the end of each financial year, on its website, the total amount of electricity it has supplied to Victorian consumers of electricity in that financial year.'.".

11. Clause 5, line 22, omit "**108**" and insert "**117**".

12. Clause 5, line 23, after "107" insert "and Division 2 of Part IX".

Amendments circulated by Sarah Mansfield (SMA13C)

1. Clause 1, after line 6 insert—
"(c) to require the SEC to meet a renewable energy generation target; and".

2. Clause 1, line 7, omit "(c)" and insert "(d)".

3. Clause 1, line 11, omit "(a) and (b)" and insert "(a), (b) and (c)".

4. Clause 4, page 7, lines 4 to 6, omit all words and expressions on these lines and insert—
"(a) if it is a body corporate in which shares have been issued—

(i) do anything contrary to section 104(2)(a); or

(ii) pay any dividend, or make any other distribution of profits to the shareholders of the SEC or the State; or

(b) if it is a body corporate established by or under an Act in which shares have not been issued, pay any dividend, or make any other distribution of profits to the State; or".

5. Clause 4, page 7, line 7, omit "(b)" and insert "(c)".

6. Clause 4, page 7, line 14, omit "104(2)(a)" and insert "104(2)(a)(i)".

7. Clause 4, page 7, after line 14 insert—
"(2) A payment of a dividend or a distribution of profits that contravenes section 106(a)(ii) or (b) is void.".

8. Clause 4, page 7, line 15, omit "(2)" and insert "(3)".

9. Clause 4, page 7, line 17, omit "106(b)" and insert "106(c)".

10. Clause 4, page 7, line 17, omit "void.'." and insert "void.".

11. Clause 4, page 7, after line 17—

"**107A Renewable energy targets**

(1) By 2035, the SEC must own, operate or participate in the operation of generating systems that have a combined capacity to generate not less than 4·5 gigawatts of electricity by utilising renewable energy sources or converting renewable energy sources into electricity.

(2) Before 31 October in each year the SEC must give a report to the Minister relating to the financial year ending on 30 June in that year that sets out—

(a) the progress made towards meeting the target in subsection (1); and

(b) how that progress contributes to achieving the renewable energy targets set out in section 7 of the **Renewable Energy (Jobs and Investment) Act 2017**.

(3) The Minister must cause a copy of the report under subsection (2) to be laid before each House of the Parliament within 14 sitting days of each House of the Parliament after the report is received by the Minister.'.".

Amendments circulated by Sarah Mansfield (SMA14C)

1. Clause 1, line 1, omit "**Purpose**" and insert "**Purposes**".

2. Clause 1, line 2, before "The purpose" insert "(1)".

3. Clause 1, after line 11 insert—

"(2) The purpose of this Act is also to amend the **Constitution Act 1975**—

(a) to prohibit the construction of fossil fuel facilities in Victoria; and

(b) to constrain the power of the Parliament to make laws repealing, altering or varying the provisions of the **Constitution Act 1975** relating to the matters set out in paragraph (a).".

4. Clause 3, line 10, omit '103; or".' and insert "103; or".

5. Clause 3, after line 10 insert—

'(fad) section 107E; or".'.

6. Clause 5, line 18, omit "**Part X**" and insert "**Parts IXA and X**".

7. Clause 5, after line 20 insert—

'"Part IXA—Fossil fuel facilities

107C Definitions

In this Part—

construction, in relation to a fossil fuel facility, includes—

(a) the carrying out of any work for or in connection with the construction of the fossil fuel facility; and

(b) the subdivision or consolidation of land, including buildings or airspace, for the purposes of the construction of the fossil fuel facility; and

(c) the placing or relocation of a building or works on land for the purposes of the construction of the fossil fuel facility;

fossil fuel facility means—

(a) a facility that—

(i) generates electrical power by using energy from the combustion of a fossil fuel; or

(ii) produces an energy source by primarily or directly using a fossil fuel; or

Example

Hydrogen is an energy source.

(b) a mine at which mining for fossil fuels is primarily carried out; or

(c) a facility with the primary function of—

(i) refining crude oil or gas or producing hydrocarbon fractions; or

(ii) storing fossil fuels, whether in a gaseous or liquid state; or

(d) a pipeline with the primary function of conveying—

(i) a fossil fuel in a gaseous or liquid state; or

(ii) materials or waste products derived from fossil fuels.

107D Purpose of this Part

The purpose of this Part is to constrain the power of the Parliament to make laws repealing, altering or varying this section and sections 107C and 107F to ensure that provisions prohibiting the construction of fossil fuel facilities in Victoria remain in force at all times as part of the law of Victoria.

107E Parliament's legislative power constrained in relation to repealing, altering or varying this Part

The Parliament may not by any Act, whether expressly or by implication, repeal, alter or vary sections 107C, 107D and 107F.

107F Offence to construct fossil fuel facilities in Victoria

(1) A person must not construct a fossil fuel facility in Victoria.

Penalty: In the case of a natural person, 200 penalty units.

In the case of a body corporate, 1000 penalty units.

(2) Subsection (1) applies despite anything to the contrary in any other Act or law (other than the **Charter of Human Rights and Responsibilities Act 2006**).'.

8. Clause 5, line 21, omit '"**Part**' and insert "**Part**".

AMENDMENT OF SHORT TITLE

9. Short title, omit "**(SEC)**" and insert "**(SEC and Fossil Fuel Facilities)**".

Amendments circulated by Ingrid Stitt (IS07C)

1. Clause 4, page 6, line 30, omit "Victoria." and insert "Victoria;".

2. Clause 4, page 6, after line 30 insert—

"(f) to develop and invest in strategic renewable energy generation and systems and facilities and strategic renewable energy storage systems and facilities necessary to maintain Victoria's energy system security and reliability in the long term.".

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 86, 87 and 88

No. 86 — Tuesday, 15 October 2024

1 The President took the Chair at 12.02 pm, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACTS** — The President read Messages from the Governor informing the Council that she had, on the following dates, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

On 17 September 2024 —

Residential Tenancies and Funerals Amendment Act 2024
Victorian Institute of Forensic Medicine Act 2024.

On 24 September 2024 —

State Civil Liability (Police Informants) Act 2024.

3 **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:

- **Funding for services and infrastructure in western suburbs (QwN 682)** — substantive and supplementary questions asked by Moira Deeming — response from Jaclyn Symes due Thursday, 17 October 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

4 **PETITIONS** —

PROPOSED ST JOSEPH'S CHRISTIAN COLLEGE IN YUROKE — Evan Mulholland presented a petition bearing 4,730 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to approve the St Joseph's Christian College proposal and reconsider it with due regard to the significant community backing *(Ordered to be tabled).*

The petition having received the required number of signatures, Evan Mulholland listed the petition for future debate during Petitions (qualifying for debate).

* * * * *

CANCEL PLANS FOR HOSPITAL AMALGAMATIONS — Georgie Crozier presented a petition bearing 4,091 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to cancel its plans for hospital amalgamations and ensure that local hospitals remain stand-alone entities, with local voices that continue the great work of delivering quality care to each and every community *(Ordered to be tabled).*

* * * * *

REJECT PLANS TO AMALGAMATE THE ROYAL CHILDREN'S HOSPITAL WITH OTHER HOSPITALS — Georgie Crozier presented a petition bearing 248 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to cancel its plans to amalgamate The Royal Children's Hospital with other hospitals and ensure The Royal Children's Hospital remains a stand-alone entity equipped to deliver the highest quality care to children *(Ordered to be tabled).*

* * * * *

BUS NETWORK REFORM FOR WESTERN SUBURBS — David Ettershank presented a petition bearing 3,021 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to commit at least $100 million additional annual operational funding in the next budget cycle, as well as a capital investment of at least $100 million, to reform the bus network across the western metropolitan area into a fast, frequent, and connected grid, serviced by clean, electric buses before the 2026 election *(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).

* * * * *

HALT THE CLOSURE OF PROGRESS STREET IN DANDENONG SOUTH — Ann-Marie Hermans presented a petition bearing 608 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to halt the announced closure of Progress Street, Dandenong South and leave the existing level crossing in place *(Ordered to be tabled).*

On the motion of Ann-Marie Hermans, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

OPPOSE THE SHORT STAY LEVY BILL 2024 — David Limbrick presented a petition bearing 1,247 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to oppose the Short Stay Levy Bill 2024, prevent the imposition of unjustified and unfair taxes and restrictions on short-term rental accommodations, engage in meaningful consultation with the short-term rental accommodation industry and affected stakeholders to develop fair, evidence based regulations and support policies that encourage tourism growth and the sustainability of individuals and small local businesses *(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.

STOP THE AMALGAMATION OF HEALTH SERVICES IN SEYMOUR — Wendy Lovell presented a petition bearing 1,298 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to release the advice of the Expert Advisory Committee on the proposed Health Services Plan, conduct genuine public consultation about any plan, and consider the community's desire for the board of directors' responsibilities to remain local and for no amalgamation of Seymour District Memorial Hospital and its allied health care services to take place *(Ordered to be tabled).*

On the motion of Wendy Lovell, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

IMPROVE PUBLIC TRANSPORT SERVICES IN TARNEIT — Trung Luu presented a petition bearing 113 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to immediately establish a dedicated bus service in Tarneit North with regular and reliable services to and from Tarneit Station, provide more frequent and reliable bus services in peak hours and expand parking facilities at Tarneit Station until a new station is established *(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.

* * * * *

HALT BARENGI GADJIN LAND COUNCIL RECOGNITION AND SETTLEMENT AGREEMENT — Joe McCracken presented a petition bearing 242 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to halt the Barengi Gadjin Land Council Recognition and Settlement Agreement (RSA), including any negotiations, to enable the community to understand the details and implications of the RSA and inform, within a reasonable time, their local councillors of their views before any further negotiations with the Barengi Gadjin Land Council begin *(Ordered to be tabled).*

On the motion of Joe McCracken, the petition was ordered to be taken into consideration on the next day of meeting.

5 PAPERS —

COMMITTEE REPORTS —

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled Alert Digest No. 13 of 2024 (including Appendices and Extracts of Proceedings) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

* * * * *

LEGAL AND SOCIAL ISSUES COMMITTEE — Pursuant to Standing Order 23.22, Trung Luu tabled a Report on the Inquiry into the state education system in Victoria (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).*

Trung Luu moved, That the Council take note of the Report.

Debate ensued.

Question — put and agreed to.

INTEGRITY AND OVERSIGHT COMMITTEE — Pursuant to section 35(2)(c) of the *Parliamentary Committees Act 2003*, and following the release of the report on 23 September 2024, the Clerk tabled the Report on the Inquiry into the operation of the *Freedom of Information Act 1982* (Vic) (including Appendices and Extracts of Proceedings) from the Integrity and Oversight Committee *(Ordered to be published)*.

Ryan Batchelor presented Transcripts of Evidence *(Ordered to be tabled)*.

Ryan Batchelor 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's Office — Report, 2023-24.

Crown Land (Reserves) Act 1978 —

Order of 9 September 2024 giving approval to the granting of a lease at O'Donnell Gardens and Shakespeare Grove Reserves.

Order of 14 August 2024 giving approval to the granting of a licence at Footscray Park.

Order of 29 September 2024 giving approval to the granting of a licence at St Kilda Botanical Gardens.

Order of 29 August 2024 giving approval to the granting of a licence at Queen Victoria Gardens and Memorial Statue Reserve.

Environment Protection Act 2017 — Sustainability Fund Guidelines, 2024.

Financial Management Act 1994 — Financial Report for the State of Victoria, 2023-24 (incorporating Quarterly Financial Report No. 4) *(released on 4 October 2024 – a non-sitting day) (Ordered to be published).*

Health Complaints Commissioner — Report, 2023-24.

Independent Broad-based Anti-corruption Commission —

Special Report on Operation Leo, October 2024 *(released on 9 October 2024 – a non-sitting day) (Ordered to be published)*.

Special Report on Operation Turton, September 2024 *(released on 25 September 2024 – a non-sitting day) (Ordered to be published)*.

Interpretation of Legislation Act 1984 — Notice under section 32(3)(a)(iii) in relation to Statutory Rule No. 45 *(Gazette G39, 26 September 2024)*.

Major Events Act 2009 — Major Sporting Event (2024 to 2026 Melbourne Marathons) Order, dated 8 October 2024, under section 22 of the Act.

Planning and Environment Act 1987 — Notices of approval of the —

Ballarat Planning Scheme — Amendment C215.

Baw Baw Planning Scheme — Amendment C148.

Bayside Planning Scheme — Amendment C204.

Buloke Planning Scheme — Amendment C46.

Cardinia Planning Scheme — Amendment C279.

Glen Eira Planning Scheme — Amendment C265.

Glenelg Planning Scheme — Amendment C114.

Kingston Planning Scheme — Amendment C223.

Melbourne Planning Scheme — Amendment C473.

Moyne Planning Scheme — Amendment C69.
Nillumbik Planning Scheme — Amendment C152.
Stonnington Planning Scheme — Amendment C346.
Victoria Planning Provisions — Amendment VC270.
Wyndham Planning Scheme — Amendment C274.

Professional Standards Act 2003 — Law Society of New South Wales Professional Standards Scheme *(Gazette G38, 19 September 2024)*.

Road Safety Camera Commissioner — Report, 2023-24.

Statutory Rules under the following Acts of Parliament —

Building Act 1993 — No. 106.
Bus Safety Act 2009 — No. 96.
County Court Act 1958 — No. 88.
Credit Act 1984 — No. 90.
Credit (Administration) Act 1984 — No. 91.
Electricity Industry Act 2000 — No. 104.
Gas Industry Act 2001 — No. 105.
Livestock Disease Control Act 1994 — No. 95.
Local Government Act 2020 — No. 92.
Planning and Environment Act 1987 — Nos. 100 and 107.
Road Safety Act 1986 — Nos. 101 and 102.
Seafood Safety Act 2003 — No. 87.
Sex Offenders Registration Act 2004 — No. 94.
Status of Children Act 1974 — No. 103.
Subordinate Legislation Act 1994 — No. 99.
Supreme Court Act 1986 — No. 89.
Transport (Compliance and Miscellaneous) Act 1983 — No. 97.
Transport (Safety Schemes Compliance and Enforcement) Act 2014 — No. 98.
Valuation of Land Act 1960 — No. 93.

Subordinate Legislation Act 1994 —

Documents under section 15 in relation to Statutory Rule Nos. 85, 86, 87, 88, 89, 90, 91, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 104, 105 and 107.
Legislative instruments and related documents under section 16B in respect of a Declaration of the dingo to be unprotected wildlife under the Wildlife Act 1975.

Victorian Local Government Grants Commission — Allocation Report, year ended 31 August 2024.

Victorian Multicultural Commission — Report, 2023-24.

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PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Response from the Minister for Agriculture to petition titled Exempt fishing competitions in animal care and protection legislation (petition No. 546) (presented by Melina Bath on 10 September 2024) *(released on 18 September 2024 – a non-sitting day)*.

Response from the Minister for Energy and Resources to petition titled Halt building electrical substation at Ballarat East site (petition No. 569) (presented

by Joe McCracken on 30 July 2024) *(released on 4 October 2024 – a non-sitting day)*.

Response from the Minister for Health to petition titled Policy to notify next of kin for high-risk patients (petition No. 565) (presented by Sarah Mansfield on 27 August 2024) *(released on 30 September 2024 – a non-sitting day)*.

Response from the Minister for Housing to petition titled Stop wholesale destruction and privatisation of public housing (petition No. 572) (presented by Samantha Ratnam on 1 August 2024) *(released on 18 September 2024 – a non-sitting day)*.

Responses from the Minister for Planning to petitions titled —

Halt building electrical substation at Ballarat East site (petition No. 569) (presented by Joe McCracken on 30 July 2024) *(released on 14 October 2024 – a non-sitting day)*.

Reject proposed Sunbury Road, Bulla Eco-Hub waste-to-energy incinerator (petition No. 573) (presented by Sarah Mansfield on 10 September 2024) *(released on 10 October 2024 – a non-sitting day)*.

Stop plans to build a shipping container transfer hub at Little River (petition No. 577) (presented by David Ettershank on 27 August 2024) *(released on 10 October 2024 – a non-sitting day)*.

Response from the Minister for Police to petition titled Boost police presence in Lang Lang (petition No. 582) (presented by Melina Bath on 11 September 2024) *(released on 8 October 2024 – a non-sitting day)*.

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PROCLAMATION — The Clerk tabled a proclamation of the Governor in Council fixing an operative date for the following Act:

Transport Legislation Amendment Act 2023 — Division 1 of Part 2, Division 1 of Part 3, sections 27, 28, 29 and 30 and Division 3 of Part 8 — 1 October 2024 *(Gazette S508, 24 September 2024)*.

6 PRODUCTION OF DOCUMENTS — CREDIT ASSESSMENT PRODUCED BY FITCH RATINGS — The Clerk tabled a letter from the Attorney-General, dated 9 October 2024, two documents in full and a schedule of the two documents identified in response to a resolution of the Council on 11 September 2024 (on the motion of Georgie Crozier), relating to the credit assessment produced by Fitch Ratings.

7 BUSINESS OF THE COUNCIL — Aiv Puglielli moved, by leave, That the following general business take precedence on Wednesday, 16 October 2024 —

(1) notice of motion given this day by Georgie Purcell on transparency in Greyhound Racing Victoria's records;

(2) notice of motion given this day by David Davis on planning changes for high-rise, high-density zones in municipalities across Melbourne; and

(3) notice of motion given this day by Moira Deeming on mature minor declaration record keeping.

Question — put and agreed to.

8 MEMBERS' STATEMENTS — Members made statements.

9 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 562, be postponed until later this day.

10 CRIMINAL ORGANISATIONS CONTROL AMENDMENT BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Evan Mulholland *(EM19C)* 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; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 7

Katherine Copsey; Moira Deeming; David Limbrick; Sarah Mansfield; Aiv Puglielli; Samantha Ratnam; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported with amendments, the Report was adopted.

Jaclyn Symes moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 29

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; 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; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 9

Katherine Copsey; David Ettershank; David Limbrick; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill 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.

11 CONSTITUTION AMENDMENT (SEC) BILL 2023 — The President read a Message from the Assembly informing the Council that they have agreed to the amendments made by the Council in this Bill.

12 BUSINESS POSTPONED — Ordered — That the consideration of order of the day, government business, No. 2, be postponed until later this day.

13 MELBOURNE CONVENTION AND EXHIBITION TRUST AMENDMENT BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and, by leave, read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

14 ADJOURNMENT — Gayle Tierney moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.11 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 87 — Wednesday, 16 October 2024

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PETITIONS —

BOOST POLICE PRESENCE IN LANG LANG — Melina Bath presented a petition bearing 472 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to provide funding for CCTV cameras as a deterrent to increased crime in Lang Lang, and boost police presence in the town through increased patrols and extended opening hours of the town's police station *(Ordered to be tabled).*

On the motion of Melina Bath, the petition was ordered to be taken into consideration on the next day of meeting.

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RESTRICT EMERGENCY MANAGEMENT DAYS FOR VIOLENT AND HIGH-RISK PRISONERS — Renee Heath presented an electronic petition bearing 3,750 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to, as a matter of urgency, remove the eligibility for violent and high-risk prisoners to access emergency management days and ensure that any sentence reduction due to emergency management days cannot reduce the time served to less than the minimum non-parole sentence *(Ordered to be tabled).*

On the motion of Renee Heath, the petition was ordered to be taken into consideration on the next day of meeting.

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RESTRICT EMERGENCY MANAGEMENT DAYS FOR VIOLENT AND HIGH-RISK PRISONERS — Renee Heath presented a paper petition bearing 2,855 signatures from certain citizens of Victoria requesting that the Legislative Council call on the

Government to, as a matter of urgency, remove the eligibility for violent and high-risk prisoners to access emergency management days and ensure that any sentence reduction due to emergency management days cannot reduce the time served to less than the minimum non-parole sentence *(Ordered to be tabled).*

The petition having received the required number of signatures, Renee Heath listed the petition for future debate during Petitions (qualifying for debate).

3 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General — Protecting the Biosecurity of Agricultural Plant Species, October 2024 *(Ordered to be published)*.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule Nos. 92 and 110.

4 MEMBERS' STATEMENTS — Members made statements.

5 PRODUCTION OF DOCUMENTS — MUNICIPAL POPULATION TARGETS AND ACTIVITY CENTRES — David Davis moved, That this House —

(1) notes the announcement by the Allan Labor Government of ten high-rise, high-density designated activity centres, including associated catchment zones, namely —
   (a) Hume City Council (Broadmeadows and Jacana);
   (b) Boroondara City Council (Hawthorn, Hawthorn East, Camberwell, Canterbury, East Camberwell);
   (c) Stonnington, Monash and Glen Eira Councils (Malvern East, Oakleigh, Hughesdale, Murrumbeena, Chadstone);
   (d) Whittlesea City Council (Epping, Mill Park and Lalor);
   (e) Frankston City Council (Frankston and Seaford);
   (f) Bayside, Glen Eira and Kingston City Councils (Bentleigh, Brighton East, Hampton East, Moorabbin and Highett);
   (g) Moonee Valley City Council (Niddrie, Essendon and Airport West);
   (h) Moonee Valley City Council (North Essendon, Essendon and Strathmore);
   (i) Darebin City Council (Preston, Northcote, Thornbury and Reservoir);
   (j) Maroondah and Whitehorse City Councils (Ringwood, Ringwood East, Heathmont, Mitcham and Heatherdale);
(2) further notes the recent declaration by the Allan Labor Government of population growth targets over the next three decades for Victorian municipalities;
(3) requires the Leader of the Government, pursuant to Standing Order 10.01, to table in the Council, within three weeks of the House agreeing to this resolution, advice, briefs, documents, assessments and modelling relied upon by the Minister for Planning and/or the Premier in making their announcement of —
   (a) the municipal population targets; and
   (b) the ten high-density, high-rise activity centres and their associated catchment zones.

Debate ensued.

The President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

6 PRODUCTION OF DOCUMENTS — SOCIAL HOUSING REGULATION REVIEW FINAL REPORT — Samantha Ratnam moved, That this House —

(1) notes that the Social Housing Regulation Review final report was delivered to the Government on 31 May 2022 but still has not been released to the public and the community and affordable housing sectors remain woefully under-regulated; and

(2) requires the Leader of the Government, pursuant to Standing Order 10.01, to table in the Council, within four weeks of the House agreeing to this resolution, the Social Housing Regulation Review final report.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

7 TRANSPARENCY IN GREYHOUND RACING VICTORIA'S RECORDS — Georgie Purcell moved, That this House —

(1) notes that —

(a) only greyhounds that are euthanised by on-track veterinarians or die during a race are recorded as racing fatalities by Greyhound Racing Victoria (GRV);

(b) GRV does not breakdown euthanasia data by reason in its annual report;

(c) in 2022-23, the industry reported 2,688 retired greyhounds as rehomed of which 1,082 were initially rehomed through the Greyhound Adoption Program (GAP);

(d) in 2022-23, 103 positive swabs for a prohibited substance were recorded, an increase from the previous year;

(2) calls on the Government to include further detail in the GRV annual report, including —

(a) all deaths that occur as result of, and within 10 days of, an injury sustained at any race event or trial reported as racing related fatalities and included with the on-track fatality toll;

(b) reason for euthanasia of all dogs that die off-track, including in training;

(c) a breakdown of non-GAP rehoming figures to include how many dogs are —

(i) retained as pets by registered participants;

(ii) rehomed as pets by registered participants to non-registered members of the public;

(iii) accepted by another rehoming or research agency;

(iv) secondarily rehomed by volunteers after being adopted out by GAP or a participant;

(v) sent interstate or overseas through Racing to Rehome or other means;

(d) how many dogs test positive for each type of prohibited substance; and

(3) further calls on the Government to consider measures to reduce the use of prohibited substances including the immediacy of hearings and outcomes.

Debate ensued.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

8 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

ANSWERS TAKEN INTO CONSIDERATION — On the motion of David Davis, the answers given by Enver Erdogan to questions relating to investigations into assaults against youth justice workers (QwN 690) 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:

- **Provision of game meat to homeless shelters (QwN 689)** — substantive and supplementary questions asked by Jeff Bourman — response from Jaclyn Symes due Friday, 18 October 2024.
- **Investigations into assaults against youth justice workers (QwN 690)** — substantive and supplementary questions asked by David Davis — response from Enver Erdogan due Thursday, 17 October 2024.

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CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 TRANSPARENCY IN GREYHOUND RACING VICTORIA'S RECORDS — Debate continued on the question, That this House —

(1) notes that —

(a) only greyhounds that are euthanised by on-track veterinarians or die during a race are recorded as racing fatalities by Greyhound Racing Victoria (GRV);

(b) GRV does not breakdown euthanasia data by reason in its annual report;

(c) in 2022-23, the industry reported 2,688 retired greyhounds as rehomed of which 1,082 were initially rehomed through the Greyhound Adoption Program (GAP);

(d) in 2022-23, 103 positive swabs for a prohibited substance were recorded, an increase from the previous year;

(2) calls on the Government to include further detail in the GRV annual report, including —

(a) all deaths that occur as result of, and within 10 days of, an injury sustained at any race event or trial reported as racing related fatalities and included with the on-track fatality toll;

(b) reason for euthanasia of all dogs that die off-track, including in training;

(c) a breakdown of non-GAP rehoming figures to include how many dogs are —

(i) retained as pets by registered participants;

(ii) rehomed as pets by registered participants to non-registered members of the public;

(iii) accepted by another rehoming or research agency;

(iv) secondarily rehomed by volunteers after being adopted out by GAP or a participant;

(v) sent interstate or overseas through Racing to Rehome or other means;

(d) how many dogs test positive for each type of prohibited substance; and

(3) further calls on the Government to consider measures to reduce the use of prohibited substances including the immediacy of hearings and outcomes.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put.

The Council divided — The President in the Chair.

AYES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 14

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; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

10 CRIMINAL ORGANISATIONS CONTROL AMENDMENT BILL 2024 — The President read a Message from the Assembly informing the Council that they have agreed to the amendments made by the Council in this Bill.

11 PLANNING CHANGES FOR HIGH-RISE, HIGH-DENSITY ZONES IN MUNICIPALITIES ACROSS MELBOURNE — David Davis moved, That this House —

(1) notes —

(a) the extraordinary population targets unilaterally announced for Victorian municipalities by the Allan Labor Government;

(b) the 10 planned high-rise, high-density zones declared by Labor without consultation, including so-called 'catchment zones' over huge swathes of residential and often heritage listed suburbs, proposed to have six storey development approval;

(c) the removal of significant planning powers from municipal councils and local communities and the curtailment of third-party appeal rights; and

(2) calls on the Allan Labor Government to undertake proper consultation with affected councils and communities, to their satisfaction, on its announced plans for 10 high-rise, high-density zones, namely Hume, Boroondara, Stonnington, Monash, Glen Eira, Whittlesea, Frankston, Kingston, Bayside, Moonee Valley, Darebin, Maroondah and Whitehorse.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 12

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Bev McArthur; Joe McCracken; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

12 MATURE MINOR DECLARATION RECORD KEEPING — Moira Deeming moved, That this House —

(1) notes the Department of Education's 'Duty of Care' policy affirms the importance of harm minimisation when caring for children and adolescents;

(2) affirms that children and adolescents have the right to access accurate records relating to their own mature minor declarations;

(3) calls on the Government to mandate the creation of official records for declarations of mature minor status in Victoria, including but not limited to —

(a) details of the child/adolescent being declared, their parents or legal guardian, the adult, employee or officer making the declaration, and all others involved in the process;

(b) all information relevant to the mature minor status decision, including the specific purpose the status was granted and the reason for determining sufficient maturity and intelligence to understand the decision, including, if possible —

(i) knowledge of and conversations with the child/adolescent;

(ii) medical and psychological history;

(iii) living arrangements and independence;

(iv) academic results and school reports;

(v) views of named members of the leadership team, teachers, school welfare staff, support services staff or external health professionals treating or working with the child/adolescent;

(vi) whether another professional has decided the child/adolescent is capable of making other decisions;

(vii) whether the child/adolescent will inform their parents/carers before making the decision;

(viii) whether it is in their best interest to make the decision with or without their parents/carers consent; and

(4) requires these records be stored permanently, accessible upon request by any person who was declared a mature minor as a child or adolescent.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 15

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Bev McArthur; Joe McCracken; 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, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Business interrupted at 5.18 pm, pursuant to Sessional Orders.

13 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

Wendy Lovell, by leave, tabled a community petition on housing developments at Riddells Creek.

14 PETITIONS (QUALIFYING FOR DEBATE) — STOP PLANS TO BUILD A SHIPPING CONTAINER TRANSFER HUB AT LITTLER RIVER — David Ettershank moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

15 PRODUCTION OF DOCUMENTS — OVERDUE PRODUCTION OF DOCUMENTS ORDERS — 2026 COMMONWEALTH GAMES BID — Pursuant to a resolution of the Council on 11 September 2024, David Limbrick moved, That this House notes the failure of the Leader of the Government to comply with Standing Orders in relation to the resolution of the Council on 1 May 2024 for the request for documents relating to the 2026 Commonwealth Games bid.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 20

Melina Bath; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Sarah Mansfield; Bev McArthur; Joe McCracken; Evan Mulholland; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; David Ettershank; Shaun Leane; Tom McIntosh; Rachel Payne; 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 agreed to.

16 ADJOURNMENT — Lizzie Blandthorn moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.32 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 88 — Thursday, 17 October 2024

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 THE LATE NOEL PULLEN — The President advised the House of the death, on 23 August 2024, of Noel Francis Pullen, Member of the Legislative Council for the Electoral Province of Higinbotham from 2002 to 2006.

Members rose in their places as a mark of respect to the memory of the late Noel Pullen.

3 PETITIONS —

RESTORE THE NEWHAVEN JETTY — Melina Bath presented a paper petition bearing 2,424 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to commit to providing full funding to upgrade and fix the Newhaven Jetty and communicate a timeline for its reopening to public access *(Ordered to be tabled).*

The petition having received the required number of signatures, Melina Bath listed the petition for future debate during Petitions (qualifying for debate).

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RESTORE THE NEWHAVEN JETTY — Melina Bath presented an electronic petition bearing 1,163 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to commit to providing full funding to upgrade and fix the Newhaven Jetty and communicate a timeline for its reopening to public access *(Ordered to be tabled).*

4 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General — Responses to Performance Engagement Recommendations: Annual Status Update 2024, October 2024 *(Ordered to be published)*.

Melbourne Cricket Ground Trust — Report, year ended 31 March 2024.

Parliamentary Committees Act 2003 — Government response to the Public Accounts and Estimates Committee's Report on the Inquiry into the 2021-22 and 2022-23 financial and performance outcomes.

SEC Energy Pty Ltd — Report, 26 October 2023 to 30 June 2024.

SEC Infrastructure Pty Ltd — Report, 26 October 2023 to 30 June 2024.

SEC Victoria Pty Ltd — Report, 25 October 2023 to 30 June 2024.

Statutory Rules under the following Acts of Parliament —

Borrowing and Investment Powers Act 1987 — No. 111.

Royal Botanic Gardens Act 1991 — No. 110.

Subordinate Legislation Act 1994 — No. 108.

Treasury Corporation of Victoria Act 1992 — No. 112.

Victorian Energy Efficiency Target Act 2007 — No. 109.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule Nos. 81 and 106.

5 SITTING OF THE COUNCIL — Gayle Tierney moved, That the Council, at its rising, adjourn until Tuesday, 29 October 2024.

Question — put and agreed to.

6 MEMBERS' STATEMENTS — Members made statements.

7 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 642, be postponed until later this day.

8 HEALTH LEGISLATION AMENDMENT (REGULATORY REFORM) BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Georgie Crozier *(GC62C)* circulated an amendment proposed to be moved during Committee of the whole.

Sarah Mansfield moved, as a reasoned amendment, That all the words after "That" be omitted and replaced with "this House refuses to read this Bill a second time until an expert panel comprised of representatives from the legal sector, specialist counsellors, people with lived experience of donor conception and assisted reproductive technology, and people with other relevant expertise has examined the implications of the dissolution of the Victorian Assisted Reproductive Treatment Authority and that the findings of this panel are tabled in both Houses.".

Debate ensued.

Business interrupted at 12.00 noon.

9 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **TAFE program enrolment numbers (QwN 695)** — supplementary question asked by Nick McGowan — response from Gayle Tierney due Monday, 21 October 2024.
- **Avian influenza outbreak – use of firefighting foam (QwN 698)** — substantive and supplementary questions asked by Georgie Purcell — response from Jaclyn Symes due Monday, 21 October 2024.
- **Triple Zero Victoria logo (QwN 699)** — supplementary question asked by Georgie Crozier — response from Jaclyn Symes due Monday, 21 October 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

10 HEALTH LEGISLATION AMENDMENT (REGULATORY REFORM) BILL 2024 — Debate continued on the question, That the Bill be now read a second time — and on the reasoned amendment moved by Sarah Mansfield — That all the words after "That" be omitted and replaced with "this House refuses to read this Bill a second time until an expert panel comprised of representatives from the legal sector, specialist counsellors, people with lived experience of donor conception and assisted reproductive technology, and people with other relevant expertise has examined the implications

of the dissolution of the Victorian Assisted Reproductive Treatment Authority and that the findings of this panel are tabled in both Houses.".

Question — That the reasoned amendment moved by Sarah Mansfield be agreed to — put.

The Council divided — The President in the Chair.

AYES, 7

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 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; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; 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 negatived.

Question — That the Bill be now read a second time — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported with an amendment, the Report was adopted.

Ingrid Stitt moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 30

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; Adem Somyurek; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; 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; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill with an amendment and requesting their agreement.

11 SHORT STAY LEVY BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Evan Mulholland *(EM20C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put.

The Council divided — The President in the Chair.

AYES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Business interrupted at 6.30 pm.

On the motion of Jaclyn Symes, the meal break scheduled for this day was suspended.

Bill further considered in Committee of the whole.

Bill reported without amendment, the Report was adopted.

Jaclyn Symes moved, That the Bill be now read a third time and do pass.

Question — That the Bill be now read a third time — put.

The Council divided — The President in the Chair.

AYES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time with the concurrence of an absolute majority of the whole number of the members of the Legislative Council.

Question — That the Bill do pass — put.

The Council divided — The President in the Chair.

AYES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

12 HEALTH LEGISLATION AMENDMENT (REGULATORY REFORM) BILL 2024 — The President read a Message from the Assembly informing the Council that they have agreed to the amendment made by the Council in this Bill.

13 BUILDING LEGISLATION AMENDMENT AND OTHER MATTERS BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Building Act 1993, the Architects Act 1991 and the Victorian Planning Authority Act 2017 and for other purposes* and requesting the agreement of the Council.

On the motion of Gayle Tierney (for Harriet Shing), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Gayle Tierney laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Gayle Tierney moved, That the Bill be now read a second time.

Gayle Tierney incorporated the second reading speech in Hansard.

On the motion Georgie Crozier, the debate was adjourned for one week.

14 DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (PILL TESTING) BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Drugs, Poisons and Controlled Substances Act 1981 in relation to drug-checking services and opioid overdose and for other purposes* and requesting the agreement of the Council.

On the motion of Gayle Tierney (for Ingrid Stitt), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Gayle Tierney laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Gayle Tierney moved, That the Bill be now read a second time.

Gayle Tierney incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier, the debate was adjourned for one week.

15 OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE AMENDMENT BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Offshore Petroleum and Greenhouse Gas Storage Act 2010 in relation to petroleum*

production licences and for other purposes and requesting the agreement of the Council.

On the motion of Gayle Tierney (for Ingrid Stitt), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Gayle Tierney laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Gayle Tierney moved, That the Bill be now read a second time.

Gayle Tierney incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier (for David Davis), the debate was adjourned for one week.

16 ADJOURNMENT — Gayle Tierney moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.22 pm until Tuesday, 29 October 2024.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 86, 87 and 88

CRIMINAL ORGANISATIONS CONTROL AMENDMENT BILL 2024
Committed Tuesday, 15 October 2024
Amendments circulated: Evan Mulholland (EM19C) (p. 778)

Clauses 1 to 109 — put and agreed to.

Clause 110 — Evan Mulholland moved amendment No. 1 *(EM19C)*.
Question — That the amendment be agreed to — put and agreed to.

Evan Mulholland moved amendment No. 2 *(EM19C)*.
Question — That the amendment be agreed to — put and agreed to.

Clause 110, as amended — put and agreed to.

Clauses 111 to 116 — put and agreed to.

Bill reported with amendments.

* * * * *

HEALTH LEGISLATION AMENDMENT (REGULATORY REFORM) BILL 2024
Committed Thursday, 17 October 2024
Amendments circulated: Georgie Crozier (GC62C) (p. 778)

Clauses 1 to 78 — put and agreed to.

New Clause 78A — Georgie Crozier moved amendment No. 1 *(GC62C)*.
Question — That New Clause 78A stand part of the Bill — put and agreed to.

Clauses 79 to 120 — put and agreed to.

Bill reported with an amendment.

SHORT STAY LEVY BILL 2024

Committed Thursday, 17 October 2024

Amendments circulated: Evan Mulholland (EM20C) (pp. 778-80)

Clauses 1 and 2 — put and agreed to.

Clause 3 — Evan Mulholland moved amendment No. 1 *(EM20C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; 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 Nos. 2 and 3 *(EM20C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 16

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; 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, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 3 — put and agreed to.

Clause 4 — put and agreed to.

Clause 5 — Evan Mulholland moved amendment No. 4 *(EM20C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 16

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; 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, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; 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 Nos. 5 and 6 *(EM20C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 16

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; 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, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 5 — put and agreed to.

Clause 6 — put and agreed to.

Clause 7 — Evan Mulholland moved amendment Nos. 7 to 9 *(EM20C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 16

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; 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, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 7 — put and agreed to.

Clauses 8 to 20 — put and agreed to.

Clause 21 — Evan Mulholland moved amendment No. 11 *(EM20C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 16

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; 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, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 21 — put and agreed to.

Clauses 22 to 31 — put and agreed to.

Clause 32 — Question — That clause 32 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; 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; David Limbrick; Wendy Lovell; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clauses 33 and 34 — put and agreed to.

Bill reported without amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. CRIMINAL ORGANISATIONS CONTROL AMENDMENT BILL 2024

Amendments circulated by Evan Mulholland (EM19C)

1. Clause 110, page 122, line 27, omit "one year" and insert "six months".

2. Clause 110, page 123, line 7, omit "31 December following".

2. HEALTH LEGISLATION AMENDMENT (REGULATORY REFORM) BILL 2024

Amendments circulated by Georgie Crozier (GC62C)

NEW CLAUSE

1. Insert the following New Clause to follow clause 78—

'**78A New section 123A inserted**

After section 123 of the **Assisted Reproductive Treatment Act 2008 insert**—

"**123A Review of operation of this Act as amended by the Health Legislation Amendment (Regulatory Reform) Act 2024**

(1) The Minister must cause a review of the operation of this Act, as amended by Part 2 of the **Health Legislation Amendment (Regulatory Reform) Act 2024**, to be commenced after the third anniversary of the day on which Part 2 of the **Health Legislation Amendment (Regulatory Reform) Act 2024** comes into operation.

(2) The Minister must cause a copy of a report of the review to be laid before each House of the Parliament no later than the fourth anniversary of the day on which Part 2 of the **Health Legislation Amendment (Regulatory Reform) Act 2024** comes into operation."'.

3. SHORT STAY LEVY BILL 2024

Amendments circulated by Evan Mulholland (EM20C)

1. Clause 3, after line 10 insert—

"***disability*** has the same meaning as it has in section 4(1) of the **Disability Service Safeguards Act 2018**;

family violence has the same meaning as it has in section 5 of the **Family Violence Protection Act 2008**;".

2. Clause 3, after line 13 insert—

"***house*** has the same meaning as it has in section 4(1) of the **Housing Act 1983**;".

3. Clause 3, page 3, after line 9 insert—

"***rural and regional*** Victoria has the same meaning as it has in section 3(1) of the **Regional Development Victoria Act 2002**;".

4. Clause 5, lines 31 and 32, omit "commercial residential premises within the meaning of" and insert "premises described in paragraph (a), (b), (c), (d), (da) or (e) of the definition of ***commercial residential premises*** in".

5. Clause 5, page 5, line 24, omit "facility." and insert "facility;".

6. Clause 5, page 5, after line 24 insert—

"(j) premises located on land that is exempt under section 54(1) of the **Land Tax Act 2005** from land tax imposed under that Act.".

7. Clause 7, page 7, line 3, omit "booking." and insert "booking; and".

8. Clause 7, page 7, after line 3 insert—

"(c) any amount included in respect of the short stay levy; and
(d) any amount included in respect of GST.".

9. Clause 7, page 7, lines 5 to 12, omit all words and expressions on these lines and insert "for a short stay booking includes any amount payable for any period during which the person does not occupy the premises, unless that amount is waived or provided as a credit or refund.".

10. Clause 7, page 7, after line 12 insert—

"(3) The total booking fee for a short stay booking does not include an amount payable for a short stay that is exempt under section 21A from liability for the short stay levy.".

11. Clause 21, page 16, line 18, after "accommodation" insert "and the booking platform provider had reasonable grounds to believe the declaration was false or misleading in a material particular".

NEW CLAUSE

12. Insert the following New Clause to follow clause 21—

"**21A Exemption from liability for short stay levy**

A short stay in short stay accommodation is exempt from liability for the short stay levy if the person who occupies the short stay accommodation under the short stay booking is—

(a) a person who has a disability; or

(b) occupying the accommodation because of a perceived threat to the person's safety or physical or mental health, including a threat of family violence against the person; or

(c) occupying the accommodation to enable the person or a carer of the person to attend a medical appointment or obtain medical treatment.".

NEW CLAUSE

13. Insert the following New Clause to follow clause 22—

"**22A Review of this Act**

(1) The Treasurer must cause a review to be conducted of the operation of this Act.

(2) The review must be commenced on or after 1 January 2026 and before 1 July 2026.

(3) The review must be completed no later than 31 December 2026.

(4) The review must include an analysis of the impact of this Act on—

(a) the number of houses that are available in Victoria for—

(i) renting under a residential rental agreement; and

(ii) purchase under a contract of sale; and

(b) the total amount of dollars spent on tourism in Victoria and in rural and regional Victoria during the following periods—

(i) 1 January 2025 to 30 June 2025; and

(ii) 1 July 2025 to 31 December 2025.

(5) The Treasurer must cause a copy of the review to be laid before each House of Parliament no later than 14 sitting days after receiving it.".

14. Clause 32, omit this clause.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 89, 90 and 91

No. 89 — Tuesday, 29 October 2024

1 The President took the Chair at 12.03 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 the following dates, given the Royal Assent to the following Acts presented to him by the Clerk of the Parliaments:

On 22 October 2024 —

Constitution Amendment (SEC) Act 2024
Criminal Organisations Control Amendment Act 2024
Melbourne Convention and Exhibition Trust Amendment Act 2024.

On 29 October 2024 —

Health Legislation Amendment (Regulatory Reform) Act 2024
Short Stay Levy Act 2024.

3 **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:

- **Bow hunting (QwN 706)** — substantive and supplementary questions asked by Georgie Purcell — response from Gayle Tierney due Thursday, 31 October 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

4 **PETITIONS** —

DESIST FROM HIGH-RISE HIGH-DENSITY ZONE PLANNING — David Davis presented a petition bearing 2,394 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to desist from the announced high-rise high-density zones and recommence proper discussions and consultation with local

communities and councils and heritage peak bodies in all ten affected zones prior to taking any further planning actions *(Ordered to be tabled).*

The petition having received the required number of signatures, David Davis listed the petition for future debate during Petitions (qualifying for debate).

* * * * *

CEASE THE ROLLOUT OF THE RAINBOW LIBRARIES TOOLKIT — Bev McArthur presented a petition bearing 4,733 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to cease the rollout of the Rainbow Libraries Toolkit to Victorian public libraries *(Ordered to be tabled).*

The petition having received the required number of signatures, Bev McArthur listed the petition for future debate during Petitions (qualifying for debate).

* * * * *

STOP THE DESTRUCTION AND PRIVATISATION OF PUBLIC HOUSING — Samantha Ratnam presented a petition bearing 403 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to immediately stop the wholesale destruction and privatisation of public housing and instead maintain existing public housing and build new public housing on public land *(Ordered to be tabled).*

5 PAPERS —

COMMITTEE REPORT — SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled Alert Digest No. 14 of 2024 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Alpine Resorts Victoria — Report, 2 October 2022 to 31 December 2023.

Crown Land (Reserves) Act 1978 — Order of 8 October 2024 giving approval to the granting of a licence at Waverley Park and Gardens Reserve.

Independent Broad-based Anti-corruption Commission — Report, 2023-24 *(Ordered to be published)*.

Interpretation of Legislation Act 1984 —

Notice under section 32(3)(a)(iii) in relation to Statutory Rule No. 42 *(Gazette G43, 24 October 2024)*.

Notices under section 32(4)(a)(iii) in relation to —

Environment Protection Regulations 2021 *(Gazette G42, 17 October 2024)*.

EPA Designation – Classification of black coal fly ash *(Gazette G42, 17 October 2024).*

Occupational Health and Safety Act 2004 — Report of requests for the approval of persons or bodies by the Governor in Council, 2023-24, under section 11 of the Act.

Planning and Environment Act 1987 — Notices of approval of the —

Alpine Resorts Planning Scheme — Amendment C31.

Ballarat Planning Scheme — Amendment C245.

Bayside Planning Scheme — Amendment C199 (Part 1).

Boroondara Planning Scheme — Amendment C414.

Campaspe Planning Scheme — Amendment C125.
Darebin Planning Scheme — Amendment C223.
Frankston Planning Scheme — Amendment C158.
Hindmarsh Planning Scheme — Amendment C22.
Kingston Planning Scheme – Amendment C212.
Maribyrnong Planning Scheme — Amendments C185 and C187.
Moira Planning Scheme — Amendment C93.
South Gippsland Planning Scheme — Amendment C129.
Stonnington Planning Scheme — Amendment C345.

Statutory Rules under the following Acts of Parliament —
Estate Agents Act 1980 — No. 114.
Local Government Act 2020 — No. 116.
Plant Biosecurity Act 2010 — No. 113.
Tobacco Act 1987 — No. 115.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule Nos. 103, 114 and 115.

Surveillance Devices Act 1999 —
Inspection Report by the Victorian Inspectorate on an irregular inspection of Independent Broad-based Anti-corruption Commission surveillance device records in May to June 2023.
Report, 2023-24, under section 30L of the Act, by the Game Management Authority.

Terrorism (Community Protection) Act 2003 — Report, 2023-24, under section 37F of the Act, by Victoria Police.

* * * * *

PROCLAMATION — The Clerk tabled a proclamation of the Governor in Council fixing an operative date for the following Act:
Youth Justice Act 2024 — Chapter 20 and section 1 — 16 October 2024 *(Gazette S557, 15 October 2024).*

6 BUSINESS OF THE COUNCIL — Aiv Puglielli moved, by leave, That the following general business take precedence on Wednesday, 30 October 2024 —
(1) notice of motion No. 639 standing in David Davis' name on the Victorian Energy Upgrade program;
(2) notice of motion No. 498 standing in Georgie Crozier's name on staffing in public hospitals;
(3) notice of motion No. 628 standing in Samantha Ratnam's name on the OFFICE report on public housing;
(4) notice of motion given this day by Sarah Mansfield on coal and gas projects; and
(5) notice of motion No. 624 standing in Rikkie-Lee Tyrrell's name on road conditions.

Question — put and agreed to.

7 MEMBERS' STATEMENTS — Members made statements.

8 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 657, be postponed until later this day.

9 DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (PILL TESTING) BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Georgie Crozier *(GC66C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put.

The Council divided — The President in the Chair.

AYES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

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.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

[Sitting suspended from 6.30 pm to 7.30 pm]

Bill further considered in Committee of the whole.

Bill reported without amendment, the Report was adopted.

Ingrid Stitt moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; 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.

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.

10 BUSINESS POSTPONED — Ordered — That the consideration of orders of the day, government business, Nos. 2 and 3, be postponed until later this day.

11 OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE AMENDMENT BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Question — put.

The Council divided — The President in the Chair.

AYES, 34

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; Ann-Marie Hermans; Shaun Leane; David Limbrick; 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, 5

Katherine Copsey; Sarah Mansfield; Aiv Puglielli; Georgie Purcell; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Business interrupted at 10.00 pm.

Ingrid Stitt 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.

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.

12 ADJOURNMENT — Ingrid Stitt moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 10.52 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 90 — Wednesday, 30 October 2024

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 VOLUNTARY ASSISTED DYING AMENDMENT (EQUITY AND ACCESS) BILL 2024 — Sarah Mansfield introduced *A Bill for an Act to amend the Voluntary Assisted Dying Act 2017 to improve access to voluntary assisted dying and for other purposes*.

On the motion of Sarah Mansfield, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

3 PAPERS —

PAPERS PRESENTED BY ORDER OF THE COUNCIL —

Wendy Lovell, by leave, presented the:

Department of the Legislative Council Report, 2023-24 *(Ordered to be tabled).*

Department of Parliamentary Services Report, 2023-24 *(Ordered to be tabled).*

David Ettershank, by leave, presented the Consultation Report on Medicinal Cannabis and Driving in Victoria: An Interim Proposal for Law Reform, October 2024 *(Ordered to be tabled).*

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Major Events Act 2009 — Major Sporting Event Orders, of 29 October 2024, under section 22 of the Act, for the following 2024 to 2028 cricket matches —

International Test Cricket Matches to be held at the MCG.

One Day Internationals and Twenty20 Internationals to be held at Junction Oval.

One Day Internationals and Twenty20 Internationals to be held at Kardinia Park.

One Day Internationals and Twenty20 Internationals to be held at the MCG.

Twenty20 Domestic Cricket Matches (including Big Bash League and Women's Big Bash League) to be held at the MCG.

Twenty20 Domestic Matches (including BBL and WBBL) to be held at Docklands Stadium.

Twenty20 Domestic Matches (including BBL and WBBL) to be held at Junction Oval.

Twenty20 Domestic Matches (including BBL and WBBL) to be held at Kardinia Park.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule Nos. 109, 113 and 123.

Victorian Inspectorate — Report, 2023-24 *(Ordered to be published)*.

4 COMMITTEE MEMBERSHIP — Sarah Mansfield moved, by leave, That Aiv Puglielli be a participating member of the Environment and Planning Standing Committee.

Question — put and agreed to.

5 MEMBERS' STATEMENTS — Members made statements.

6 PRODUCTION OF DOCUMENTS — ROAD AND RAIL BRIDGE INFRASTRUCTURE — Moira Deeming moved, That this House —

(1) notes the challenges of objectively measuring and maintaining the safety of aging bridges is a critical issue that has been known about for over a decade and reported on many times including in the Victorian Auditor-General's December 2011 report, *Management of Road Bridges*;

(2) requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council, within four weeks of the House agreeing to this resolution,

all documents relating to the management and safety of aging road and rail bridge infrastructure, including but not limited to —

(a) the Government's internal or unpublished responses to the Auditor-General's report on *Management of Road Bridges*;

(b) funding arrangement negotiations with the Commonwealth Government for the bridge renewal program from 2011 onwards;

(c) changes in safety standards and safety inspections from 2011 onwards, including the organisations, representative bodies, or individuals who were consulted; and

(d) the most recent indicative timeframes and associated changes in the risk for the replacement or renewal of road and rail bridge infrastructure, such as safety risk mitigation reports from independent auditors and internal experts.

Debate ensued.

The President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

7 VICTORIAN ENERGY UPGRADE PROGRAM — David Davis moved, That this House —

(1) notes the Government's mismanagement of its Victorian Energy Upgrade program, which has seen —

(a) Victorians paying up to three times more for a tonne of carbon dioxide removed from the atmosphere under the State's program compared with other equivalent schemes in other Australian jurisdictions;

(b) the total cost impact of the Victorian program on industry and consumers likely to hit $652 million in 2024, representing a 30 per cent increase over just 12 months and a rise from $88 million a decade ago;

(c) the Victorian Energy Efficiency Certificate become the most expensive in the country, at $108.50 in October 2024;

(d) Victorian households pay $188 per annum per household using 6,000 kilowatt hours of electricity per annum in green scheme bill payments, non-transparently incorporated in the energy bills of Victorian consumers;

(e) the Victorian Government deliver multiple refrigerators to the premises of individual small businesses as part of a rort;

(f) the Victorian scheme placed under review; and

(2) condemns the Minister for Energy and Resources for her waste, incompetence and the additional load she has thoughtlessly placed on Victorian families during a cost-of-living crisis.

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; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Business interrupted at 12.03 pm, pursuant to Sessional Orders.

8 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:

- **First Home Owner Grant (QwN 713)** — substantive and supplementary questions asked by David Limbrick — response from Jaclyn Symes due Friday, 1 November 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 BUSINESS POSTPONED — Ordered — That the consideration of notice of motion, general business, No. 498, be postponed until later this day.

10 OFFICE REPORT ON PUBLIC HOUSING — Samantha Ratnam moved, That this House acknowledges —

(1) the release of OFFICE's report, *Retain Repair Reinvest, Flemington Estate: Feasibility Study and Alternative Design Proposal*;

(2) that this report outlines a feasible alternative to the Government's current plan to demolish and privatise the high-rise public housing estate at the site of 120 Racecourse Road, Flemington;

(3) the Repair Retain Reinvest approach outlined in the report could achieve a complete refurbishment of all homes, match the number of total dwellings proposed by the Government's plan, increase the net number of public homes, avoid the displacement of the estate's residents and save the Government $364 million in costs at one site alone;

(4) that the Government has refused to provide any public evidence or justification in over 12 months about why Victoria's 44 high-rise public housing estates need to be demolished;

and calls on the Labor Government to consider OFFICE's report and thoroughly consider all refurbishment and renovation options prior to any decisions about demolition and make the findings public.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put.

The Council divided — The President in the Chair.

AYES, 18

Melina Bath; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 18

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; David Limbrick; Tom McIntosh; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

The Ayes and Noes being equal, the question was negatived.

11 BUSINESS POSTPONED — Ordered — That the consideration of notice of motion, general business, No. 663, be postponed until later this day.

12 CONDITION OF VICTORIAN ROADS — Rikkie-Lee Tyrrell moved, That this House notes that —

(1) under the Allan Labor Government Victoria has some of the worst road conditions in the country;

(2) failure to repair roads in a timely manner has caused Victoria's road network to crumble;

(3) the Allan Labor Government announced an investment of $964 million to repair Victorian roads in the 2024-25 State Budget;

(4) 70 per cent of this investment, being $675 million, will be specifically spent on repairing roads in regional Victoria;

(5) there is anecdotal evidence that previous work to repair Victorian roads has been sub-standard, with many roads needing new repairs after only a short period of time;

and calls on the Government to ensure that repairs undertaken during this latest road repair blitz are of the highest quality and standard to ensure that delivering Victorians world-standard road infrastructure.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 17

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Tom McIntosh; Rachel Payne; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

The Ayes and Noes being equal, the question was negatived.

13 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

14 PETITIONS (QUALIFYING FOR DEBATE) — SAVE THE INVERLOCH SURF LIFE SAVING CLUB — Melina Bath moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

15 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.58 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 91 — Thursday, 31 October 2024

1 The President took the Chair at 9.33 am, read the Prayer and made an Acknowledgement of Country.

2 PAPERS —

PAPERS PRESENTED BY ORDER OF THE COUNCIL —

Lizzie Blandthorn, by leave, presented the 2009 Victorian Bushfire Appeal Fund Final Report *(Ordered to be tabled).*

Jaclyn Symes (for Enver Erdogan), by leave, presented the Victorian Veterans Council Report, 2023-24 *(Ordered to be tabled).*

Jaclyn Symes, by leave, presented the:

Victorian Law Reform Commission Report, 2023-24 *(Ordered to be tabled and published).*

Judicial College of Victoria Report, 2023-24 *(Ordered to be tabled).*

Victoria Law Foundation Report, 2023-24 *(Ordered to be tabled).*

* * * * *

COMMITTEE REPORT — PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Nick McGowan tabled a

Report on the Inquiry into the 2024-25 Budget Estimates (including an Appendix and a Minority Report) from the Public Accounts and Estimates Committee, and presented Transcripts of Evidence *(Transcripts of Evidence ordered to be tabled and the Report published).*

Nick McGowan moved, That the Council take note of the Report.

Debate ensued.

Question — put and agreed to.

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Adult, Community and Further Education Board — Report, 2023-24.
Adult Parole Board of Victoria — Report, 2023-24.
Agriculture Victoria Services Pty Ltd — Report, 2023-24.
AMES Australia — Report, 2023-24.
Architects Registration Board of Victoria — Minister's report of receipt of the 2023-24 Report.
Australian Centre for the Moving Image (ACMI) — Report, 2023-24.
Ballarat General Cemeteries Trust — Report, 2023-24.
Barwon Region Water Corporation — Report, 2023-24.
Breakthrough Victoria Pty Ltd — Report, 2023-24.
Central Gippsland Region Water Corporation — Report, 2023-24.
Central Highlands Region Water Corporation — Report, 2023-24.
Cladding Safety Victoria — Report, 2023-24.
Coliban Region Water Corporation — Report, 2023-24.
Commission for Children and Young People — Report, 2023-24 *(Ordered to be published)*.
Confiscation Act 1997 —
Asset Confiscation Operations — Report, 2023-24.
Report, 2023-24, under section 139A of the Act, by Victoria Police.
Coroners Court of Victoria — Report, 2023-24.
Coronial Council of Victoria — Report, 2023-24.
Crimes (Assumed Identities) Act 2004 — Report, 2023-24, under section 31 of the Act, by the Australian Criminal Intelligence Commission.
Criminal Organisations Control Act 2012 — Report, 2023-24, under section 133 of the Act, by Victoria Police.
Dairy Food Safety Victoria — Report, 2023-24.
Dental Health Services Victoria — Report, 2023-24.
Development Victoria — Report, 2023-24.
Disability Services Commissioner — Report, 2023-24.
Docklands Studios Melbourne Pty Ltd — Report, 2023-24.
East Gippsland Catchment Management Authority — Report, 2023-24.
Education Department — Report, 2023-24.
Emergency Services Superannuation Scheme (ESSSuper) — Report, 2023-24.
Energy, Environment and Climate Action Department (DECCA) — Report, 2023-24.
Energy Safe Victoria (ESV) — Report, 2023-24.
Essential Services Commission (ESC) — Report, 2023-24.

Evidence (Miscellaneous Provisions) Act 1958 — Reports, 2023-24, under section 42BI of the Act, by —

Australian Criminal Intelligence Commission.

Victoria Police.

Families, Fairness and Housing Department (DFFH) — Report, 2023-24.

Film Victoria (VicScreen) — Report, 2023-24.

Financial Management Act 1994 — Assistant Treasurer's report that the following 2023-24 Reports have not been received, under section 46(3) of the Act —

Albury Wodonga Health.

Alexandra District Hospital.

Alfred Health.

Alpine Health.

Ambulance Victoria.

Austin Health.

Australian Grand Prix Corporation.

Bairnsdale Regional Health Service.

Barwon Health.

Bass Coast Regional Health.

Beaufort and Skipton Health Service.

Beechworth Health Service.

Benalla Health.

Bendigo Health Care Group.

Boort District Health.

Calvary Health Care Bethlehem Limited.

Casterton Memorial Hospital.

Caulfield Racecourse Reserve Trust.

Cenitex.

Central Gippsland Health Service.

Central Highlands Rural Health.

Children's Court of Victoria.

Cohuna District Hospital.

Colac Area Health.

Commissioner for Environmental Sustainability.

Consumer Affairs Victoria.

Corangamite Catchment Management Authority.

Corryong Health.

Country Fire Authority.

County Court Victoria.

Court Services Victoria.

Crown Prosecutors.

Dhelkaya Health.

Dhelkunya Dja Traditional Owner Land Management Board.

Director of Public Prosecutions.

East Gippsland Water.

East Grampians Health Service.

East Wimmera Health Service.

Eastern Health.

Echuca Regional Health.
Environment Protection Authority.
Fire Rescue Victoria.
Fire Services Implementation Monitor.
Forensic Leave Panel.
Gippsland Southern Health Service.
Goulburn Valley Health.
Grampians Health.
Great Ocean Road Coast and Parks Authority.
Great Ocean Road Health.
Gunaikurnai Traditional Owner Land Management Board.
Harness Racing Victoria.
Heathcote Health Service.
Hesse Rural Health Service.
Heywood Rural Health.
Inglewood and Districts Health Service.
Kerang District Health.
Kilmore District Health.
Kooweerup Regional Health Service.
Kyabram and District Health Services.
Latrobe Regional Health.
Local Jobs First.
Magistrates' Court of Victoria.
Mallee Track Health and Community Service.
Mansfield District Hospital.
Marine and Coastal Council.
Maryborough District Health Service.
Melbourne Convention and Exhibition Trust.
Melbourne Health.
Mental Health and Wellbeing Commission.
Mercy Hospitals Victoria Limited.
Mildura Base Hospital.
Monash Health.
Moyne Health Services.
NCN Health.
Northeast Health Wangaratta.
Northern Health.
Office of Public Prosecutions.
Omeo District Health.
Orbost Regional Health.
Peninsula Health.
Peter MacCallum Cancer Institute.
Phillip Island Nature Park Board.
Portland District Health.
Puffing Billy Railway Board.
Recreational Fishing Licence Trust Account.
Remembrance Parks Central Victoria.

Residential Tenancies Bond Authority.
Robinvale District Health Services.
Rochester and Elmore District Health Service.
Rural Northwest Health.
Safe Transport Victoria.
Sentencing Advisory Council.
Seymour Health.
South Gippsland Hospital.
South West Healthcare.
St Vincent's Hospital (Melbourne) Limited.
Supreme Court of Victoria.
Surveyors Registration Board of Victoria.
Sustainability Victoria.
Swan Hill District Health.
Tallangatta Health Service.
Terang and Mortlake Health Service.
The Queen Elizabeth Centre.
The Royal Children's Hospital.
The Royal Victorian Eye and Ear Hospital.
The Royal Women's Hospital.
Timboon and District Healthcare Service.
Treaty Authority.
Triple Zero Victoria.
Trust for Nature.
Tweddle Child and Family Health Service.
VicForests.
Victims of Crime Commissioner.
Victorian Civil and Administrative Tribunal.
Victorian Environmental Assessment Council.
Victorian Fisheries Authority.
Victorian Health Promotion Foundation.
Victorian Institute of Forensic Medicine.
Victorian Institute of Forensic Mental Health.
Victorian Planning Authority.
Victorian Professional Standards Council.
Victorian Responsible Gambling Foundation.
Visit Victoria.
West Gippsland Healthcare Group.
West Wimmera Health Service.
Western District Health Service.
Western Health.
Yarram and District Health.
Yarrawonga Health.
Yea and District Memorial Hospital.
Yorta Yorta Traditional Owner Land Management Board.

Firefighters Registration Board — Report, 17 October 2023 to 30 June 2024.

Game Management Authority (GMA) — Report, 2023-24.

Geelong Cemeteries Trust — Report, 2023-24.
Geelong Performing Arts Centre Trust — Report, 2023-24.
Geoffrey Gardiner Dairy Foundation — Report, 2023-24.
Gippsland and Southern Rural Water Corporation — Report, 2023-24.
Glenelg Hopkins Catchment Management Authority — Report, 2023-24.
Goulburn Broken Catchment Management Authority — Report, 2023-24.
Goulburn-Murray Rural Water Corporation — Report, 2023-24.
Goulburn Valley Region Water Corporation — Report, 2023-24.
Government Services Department (DGS) — Report, 2023-24.
Grampians Wimmera Mallee Water Corporation (GWMWater) — Report, 2023-24.
Greater Metropolitan Cemeteries Trust — Report, 2023-24.
Greater Western Water Corporation — Report, 2023-24.
Greyhound Racing Victoria (GRV) — Report, 2023-24.
Health Department — Report, 2023-24.
Health Purchasing Victoria (HealthShare) — Report, 2023-24.
Infrastructure Victoria — Report, 2023-24.
Jobs, Skills, Industry and Regions Department (DJSIR) — Report, 2023-24.
Judicial Commission of Victoria — Report, 2023-24.
Justice and Community Safety Department (DJCS) — Report, 2023-24.
Kardinia Park Stadium Trust — Report, 2023-24.
Labour Hire Licensing Authority — Report, 2023-24.
LanguageLoop — Report, 2023-24.
Legal Practitioners' Liability Committee — Report, 2023-24.
Legal Services Council and Commissioner for Uniform Legal Services Regulation — Report, 2023-24.
Library Board of Victoria — Report, 2023-24.
Lower Murray Urban and Rural Water Corporation — Report, 2023-24.
Mallee Catchment Management Authority — Report, 2023-24.
Melbourne and Olympic Parks Trust — Report, 2023-24.
Melbourne Arts Precinct Corporation — Report, 2023-24.
Melbourne Market Authority — Report, 2023-24.
Melbourne Port Lessor Pty Ltd — Report, 2023-24.
Melbourne Recital Centre — Report, 2023-24.
Melbourne Water Corporation — Report, 2023-24.
Mental Health Tribunal — Report, 2023-24.
Mildura Cemeteries Trust — Minister's report of receipt of the 2023-24 Report.
Mine Land Rehabilitation Authority — Report, 2023-24.
Murray Valley Wine Grape Industry Development Committee — Minister's report of receipt of the 2023-24 Report.
Museums Board of Victoria — Report, 2023-24.
National Gallery of Victoria (NGV) — Report, 2023-24.
National Parks Advisory Council — Report, 2023-24.
North Central Catchment Management Authority — Report, 2023-24.
North East Catchment Management Authority — Report, 2023-24.
North East Link State Tolling Corporation — Report, 2023-24.
North East Region Water Corporation — Report, 2023-24.
Office of the National Rail Safety Regulator — Report, 2023-24.

Office of the Public Advocate — Report, 2023-24 *(Ordered to be published)*.
Office of the Victorian Information Commissioner (OVIC) — Report, 2023-24.
Ombudsman — Report, 2023-24 *(Ordered to be published)*.
Parks Victoria — Report, 2023-24.
Phytogene Pty Ltd — Minister's report of receipt of the 2023-24 Report.
Planning and Environment Act 1987 — Notice of approval of the Moonee Valley Planning Scheme — Amendment C238.
Police Registration and Services Board — Report, 2023-24.
Port of Hastings Corporation — Report, 2023-24.
Portable Long Service Benefits Authority — Report, 2023-24.
Ports Victoria — Report, 2023-24.
Post Sentence Authority — Report, 2023-24.
Premier and Cabinet Department — Report, 2023-24.
PrimeSafe — Report, 2023-24.
Public Interest Monitor — Report, 2023-24.
Public Record Office Victoria (PROV) — Report, 2023-24.
Queen Victoria Women's Centre Trust — Minister's report of receipt of the 2023-24 Report.
Recycling Victoria — Report, 2023-24.
Regional Development Victoria — Report, 2023-24.
Renewable Energy (Jobs and Investment) Act 2017 — Victorian Renewable Energy Target — 2023-24 Progress Report, under section 8 of the Act.
Respect Victoria — Report, 2023-24.
Rolling Stock Holdings (Victoria) Pty Limited — Report, 2023-24.
Rolling Stock (Victoria-VL) Pty Limited — Report, 2023-24.
Rolling Stock (VL-1) Pty Limited — Report, 2023-24.
Rolling Stock (VL-2) Pty Limited — Report, 2023-24.
Rolling Stock (VL-3) Pty Limited — Report, 2023-24.
Royal Botanic Gardens Board — Report, 2023-24.
Shrine of Remembrance Trustees — Report, 2023-24.
South East Water Corporation — Report, 2023-24.
South Gippsland Region Water Corporation — Report, 2023-24.
Southern Metropolitan Cemeteries Trust — Report, 2023-24.
State Sport Centres Trust — Report, 2023-24.
State Trustees Limited — Report, 2023-24.
Statutory Rules under the following Acts of Parliament —
Bail Act 1977 — No. 117.
Independent Broad-based Anti-corruption Commission Act 2011 — No. 118.
Public Interest Monitor Act 2011 — No. 119.
Terrorism (Community Protection) Act 2003 — No. 120.
Victorian Energy Efficiency Target Act 2007 — No. 122.
Victorian Inspectorate Act 2011 — No. 121.
Wildlife Act 1975 — No. 123.
Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule No. 122.
Suburban Rail Loop Authority (SRL) — Report, 2023-24.

Surveillance Devices Act 1999 — Reports, 2023-24, under section 30L of the Act, by —

Australian Criminal Intelligence Commission.

Department of Energy, Environment and Climate Action.

Victorian Fisheries Authority.

Victoria Police.

Surveyor-General — Report, 2023-24 on the administration of the Survey Co-ordination Act 1958.

Transport Accident Commission (TAC) — Report, 2023-24.

Transport and Planning Department (DTP) — Report, 2023-24.

Treasury and Finance Department (DTF) — Report, 2023-24.

Treasury Corporation of Victoria — Report, 2023-24.

Veterinary Practitioners Registration Board of Victoria — Minister's report of receipt of the 2023-24 Report.

Victims of Crime Assistance Tribunal — Report, 2023-24.

Victoria Legal Aid — Report, 2023-24.

Victoria Police — Report, 2023-24.

Victoria State Emergency Service Authority (SES) — Report, 2023-24.

Victorian Academy of Teaching and Leadership — Report, 2023-24.

Victorian Arts Centre Trust — Report, 2023-24.

Victorian Assisted Reproductive Treatment Authority (VARTA) — Report, 2023-24.

Victorian Building Authority — Report, 2023-24.

Victorian Collaborative Centre for Mental Health and Wellbeing — Report, 2023-24.

Victorian Curriculum and Assessment Authority — Report, 2023-24.

Victorian Disability Worker Commission and Disability Worker Registration Board of Victoria — Report, 2023-24.

Victorian Electoral Commission — Report, 2023-24.

Victorian Environmental Water Holder — Report, 2023-24.

Victorian Equal Opportunity and Human Rights Commission — Report, 2023-24 *(Ordered to be published)*.

Victorian Funds Management Corporation (VFMC) — Report, 2023-24.

V/Line Corporation — Report, 2023-24.

Victorian Government Purchasing Board — Report, 2023-24.

Victorian Institute of Sport Trust — Report, 2023-24.

Victorian Institute of Teaching — Report, 2023-24.

Victorian Law Reform Commission — Minister's report of receipt of the 2023-24 Report.

Victorian Legal Services Board and Legal Services Commissioner — Report, 2023-24 *(Ordered to be published).*

Victorian Managed Insurance Authority (VMIA) — Report, 2023-24.

Victorian Pharmacy Authority — Minister's report of receipt of the 2023-24 Report.

Victorian Plantations Corporation — Report, 2023-24.

Victorian Public Sector Commission — Report, 2023-24.

Victorian Racing Integrity Board — Report, 2023-24.

Victorian Rail Track (VicTrack) — Report, 2023-24.

Victorian Registration and Qualifications Authority — Report, 2023-24.

Victorian Small Business Commission — Report, 2023-24 *(Ordered to be published)*.
Victorian Strawberry Industry Development Committee — Minister's report of receipt of the 2023-24 Report.
Victorian Veterans Council — Minister's report of receipt of the 2023-24 Report.
Victorian WorkCover Authority (WorkSafe Victoria) — Report, 2023-24.
Wannon Region Water Corporation — Report, 2023-24.
West Gippsland Catchment Management Authority — Report, 2023-24.
Westernport Region Water Corporation — Report, 2023-24.
Wimmera Catchment Management Authority — Report, 2023-24.
Witness Protection Act 1991 — Report, 2023-24, under section 20R of the Act, by Victoria Police.
Workplace Incidents Consultative Committee — Report 2023-24, under section 126B of the Occupational Health and Safety Act 2004.
Workplace Injury Commission (Accident Compensation Conciliation Service) — Report, 2023-24.
Yarra Valley Water Corporation — Report, 2023-24.
Youth Parole Board — Report, 2023-24.
Zoological Parks and Gardens Board (Zoos Victoria) — Report, 2023-24.

3 PRODUCTION OF DOCUMENTS — BETTER REGULATION VICTORIA'S REVIEW OF VICTORIA'S APPROACH TO ILLICIT TOBACCO REGULATION — In response to a resolution of the Council on 7 February 2024 (on the motion of David Limbrick), and further to the Government's initial responses on 5 March 2024 and 30 April 2024, relating to Better Regulation Victoria's Review of Victoria's approach to illicit tobacco regulation, the Clerk tabled —

- 129 documents in full and one document in part, together with schedules of the 138 documents identified within the scope of the order; and
- a letter from the Attorney-General, dated 28 October 2024, making a claim of executive privilege in relation to eight documents in full and one document in part.

4 SITTING OF THE COUNCIL — Jaclyn Symes moved, That the Council, at its rising, adjourn until Tuesday, 12 November 2024.

Question — put and agreed to.

5 MEMBERS' STATEMENTS — Members made statements.

6 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 685, be postponed until later this day.

7 BUILDING LEGISLATION AMENDMENT AND OTHER MATTERS BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

David Davis *(DD146C)* and Sarah Mansfield *(SMA20C)* circulated amendments proposed to be moved during Committee of the whole.

Business interrupted at 12.00 noon.

8 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed a minister to provide a written response to questions without notice pursuant to Standing Order 8.07 as follows:

- **PFAS contaminant thresholds (QwN 722)** — substantive and supplementary questions asked by Moira Deeming — response from Gayle Tierney due Monday, 4 November 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 BUILDING LEGISLATION AMENDMENT AND OTHER MATTERS BILL 2024 — Debate continued on the question, That the Bill be now read a second time.

Question — put.

The Council divided — The President in the Chair.

AYES, 21

Ryan Batchelor; John Berger; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 16

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; 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.

David Davis moved, That this House requires the Environment and Planning Committee to inquire into, consider and report, by 26 November 2024, on the Building Legislation Amendment and Other Matters Bill 2024 and examine the cost impacts of the Bill on Victorian households and businesses, its impact on greenhouse gas emissions and its impact on the reliability and security of Victorian energy supplies.

Debate ensued.

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; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; 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, 21

Ryan Batchelor; John Berger; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Bill committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted.

Harriet Shing moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 21

Ryan Batchelor; John Berger; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 16

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

10 ROADS AND ROAD SAFETY LEGISLATION AMENDMENT BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

David Ettershank *(DE03C)* and Katherine Copsey *(KC36C)* circulated amendments proposed to be moved during Committee of the whole.

[Sitting suspended from 6.30 pm to 7.30 pm]

Debate continued.

Question — put and agreed to.

Bill read a second time.

The Acting President advised that the President ruled certain amendments proposed to be moved during Committee of the whole by David Ettershank *(DE03C)* are outside the scope of the Bill.

David Ettershank moved, That it be an instruction to the Committee that they have power to consider amendments and New Clauses to amend the *Road Safety Act 1986* to provide for discretion for a court in cancelling or disqualifying the licence or learner permit of a person who commits an offence against section 49(1)(bb), (h) or (i) of the *Road Safety Act 1986* if it relates to the use of a prescription drug which is a legal medicinal cannabis product.

Debate ensued.

Question — put and agreed to.

Bill 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.

11 AGRICULTURE AND FOOD SAFETY LEGISLATION AMENDMENT BILL 2024 — The Deputy President read a Message from the Assembly presenting *A Bill for an Act to amend the Dairy Act 2000, the Food Act 1984, the Meat Industry Act 1993 and the Seafood Safety Act 2003 and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Harriet Shing laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Harriet Shing moved, That the Bill be now read a second time.

Harriet Shing incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier, the debate was adjourned for one week.

12 DUTIES AMENDMENT (MORE HOMES) BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Duties Act 2000 to introduce a temporary concession from duty for newly constructed dwellings in strata subdivisions and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Harriet Shing laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Harriet Shing moved, That the Bill be now read a second time.

Harriet Shing incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier (for Evan Mulholland), the debate was adjourned for one week.

13 EDUCATION AND TRAINING REFORM AMENDMENT BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Education and Training Reform Act 2006 in relation to regulatory and enforcement matters and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Gayle Tierney), 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 Georgie Crozier, the debate was adjourned for one week.

14 TRANSPORT INFRASTRUCTURE AND PLANNING LEGISLATION AMENDMENT BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Major Transport Projects Facilitation Act 2009, the Planning and Environment Act 1987, the Road Management Act 2004, the Suburban Rail Loop*

Act 2021 and the Transport Integration Act 2010 and for other purposes and requesting the agreement of the Council.

On the motion of Harriet Shing, 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.

15 ADJOURNMENT — Harriet Shing moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 10.37 pm until Tuesday, 12 November 2024.

ROBERT McDONALD
Clerk of the Legislative Council

Published under the authority of the Legislative Council, Parliament of Victoria

COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 89, 90 and 91

DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (PILL TESTING) BILL 2024

Committed Tuesday, 29 October 2024

Amendments circulated: Georgie Crozier (GC66C) (p. 808)

Clauses 1 to 3 — put and agreed to.

Clause 4 — Georgie Crozier moved amendment No. 1 *(GC66C)*.

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; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 4 — put and agreed to.

Clauses 5 to 7 — put and agreed to.

Clause 8 — Georgie Crozier moved amendment Nos. 2 and 3 *(GC66C)*.

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; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 8 — put and agreed to.

Clauses 9 to 15 — put and agreed to.

Bill reported without amendment.

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OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE AMENDMENT BILL 2024

Committed Tuesday, 29 October 2024

Clauses 1 to 34 — put and agreed to.

Bill reported without amendment.

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BUILDING LEGISLATION AMENDMENT AND OTHER MATTERS BILL 2024

Committed Thursday, 31 October 2024

Amendments circulated: David Davis (DD146C) (p. 808) and Sarah Mansfield (SMA20C) (p. 809)

Clause 1 — David Davis moved amendment No. 1 *(DD146C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; 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, 21

Ryan Batchelor; John Berger; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Sarah Mansfield moved amendment No. 1 *(SMA20C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 6

Katherine Copsey; David Ettershank; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Samantha Ratnam.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 30

Ryan Batchelor; Melina Bath; John Berger; Gaelle Broad; Georgie Crozier; David Davis; 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; Tom McIntosh; Evan Mulholland; Georgie Purcell; 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 negatived.

Clause 1 — put and agreed to.

Clauses 2 to 37 — put and agreed to.

Clauses 38 — David Davis moved amendment Nos. 2 and 3 *(DD146C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; 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, 21

Ryan Batchelor; John Berger; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 38 — Question — That clause 38 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 21

Ryan Batchelor; John Berger; Katherine Copsey; David Ettershank; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Samantha Ratnam; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 16

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clauses 39 to 63 — put and agreed to.

Bill reported without amendment.

* * * * *

ROADS AND ROAD SAFETY LEGISLATION AMENDMENT BILL 2024

Committed Thursday, 31 October 2024

Amendments circulated: Katherine Copsey (KC36C) (pp. 809-11) and David Ettershank (DE03C) (pp. 811-12)

Clause 1 — David Ettershank moved amendment No. 1 *(DE03C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 1, as amended — put and agreed to.

Clause 2 — David Ettershank moved amendment Nos. 2 to 4 *(DE03C)*.

Question — That the amendments be agreed to — put and agreed to.

Clause 2, as amended — put and agreed to.

Clauses 3 to 9 — put and agreed to.

New Clause 9A — Katherine Copsey moved amendment No. 1 *(KC36C)*.

Question — That New Clause 9A stand part of the Bill — put and agreed to.

New Clause 9B — Katherine Copsey moved amendment No. 2 *(KC36C)*.

Question — That New Clause 9B stand part of the Bill — put and negatived.

Clauses 10 to 42 — put and agreed to.

New Clauses 42A to 42D — David Ettershank moved amendment No. 5 *(DE03C)*.
Question — That New Clauses 42A to 42D stand part of the Bill — put and agreed to.

Clauses 43 to 51 — put and agreed to.

Bill reported with amendments.

AMENDMENTS CIRCULATED IN RELATION TO —

1. DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (PILL TESTING) BILL 2024

Amendments circulated by Georgie Crozier (GC66C)

1. Clause 4, page 4, after line 8 insert—

"(ab) information about the limitations of analysis that has been carried out on a substance, including information about the possibility that poisons, controlled substances and drugs of dependence may be present in the substance but in levels that are not detectable; or".

2. Clause 8, page 13, line 7, omit "disposal." and insert "disposal; and".

3. Clause 8, page 13, after line 7 insert—

"(e) that the holder of the permit must ensure that a person who, in the course of providing drug-checking services under the permit, provides another person information described in paragraph (a), (ab) or (b) of the definition of ***harm reduction information*** also informs that other person of the effect of section 22CH(2).

Note

Section 22CH(2) provides that the holder of the permit, and each general drug-checking worker or special drug-checking worker, along with certain other persons, are not subject to any civil liability for acts and omissions that meet the criteria set out in that provision.".

2. BUILDING LEGISLATION AMENDMENT AND OTHER MATTERS BILL 2024

Amendments circulated by David Davis (DD146C)

1. Clause 1, page 3, line 17, after "appliances" insert "except for gas cook tops, gas cookers or other gas cooking appliances".

2. Clause 38, line 24, before "prohibiting" insert "except for connecting reticulated gas for the purposes of a gas cook top, gas cooker or other gas cooking appliance,".

3. Clause 38, line 31, before "prohibiting" insert "except for the installation or replacement of a reticulated gas appliance or class of reticulated gas appliance that is a gas cook top, gas cooker or other gas cooking appliance or class of gas cook top, gas cooker or other gas cooking appliance,".

Amendments circulated by Sarah Mansfield (SMA20C)

1. Clause 1, page 3, line 17, after "appliances" insert "or prohibiting the installation or building of solid fuel burning appliances".

2. Clause 24, page 19, after line 7 insert—

'(4) In section 3(1) of the **Building Act 1993 insert** the following definition—

"***solid fuel burning appliance*** means a fireplace insert, woodstove, pellet stove, wood-fired furnace or other solid fuel burning appliance or device, which is to be used for heating a building, heating water in a building or cooking in a building;".'.

3. Clause 38, page 23, line 5, omit 'construction;".' and insert "construction;".

4. Clause 38, page 23, after line 5 insert—

"(fc) prohibiting the installation of a solid fuel burning appliance or a solid fuel burning appliance in a class of solid fuel burning appliance in an existing building or a building under construction or in a building in a class of existing building or a class of building under construction;".

NEW CLAUSE

5. Insert the following New Clause to follow clause 39—

'**39A General regulation-making powers**

After section 261(1)(t) of the **Building Act 1993 insert**—

"(ta) prohibiting the carrying out of building work in relation to installing a solid fuel burning appliance or a solid fuel burning appliance in a class of solid fuel burning appliance in an existing building or a building under construction or in a building in a class of existing building or a class of building under construction;".'.

3. ROADS AND ROAD SAFETY LEGISLATION AMENDMENT BILL 2024

Amendments circulated by Katherine Copsey (KC36C)

NEW CLAUSE

1. Insert the following New Clause to follow clause 9—

'**9A New section 99D inserted**

After section 99C of the **Road Safety Act 1986 insert**—

"**99D Reporting incidence of camera detected no-truck zone offences**

(1) As soon as practicable after the end of each calendar year elapsing during the reporting period, the Minister must cause to be published on the

Department's Internet site the following information in respect of that year—

(a) the number of heavy vehicles detected in a no-truck zone by a prescribed no-truck zone camera; and

(b) the number of alleged camera detected no-truck zone offences for which an official warning was served; and

(c) the number of alleged camera detected no-truck zone offences for which an infringement notice was served; and

(d) of the alleged camera detected no-truck zone offences for which a proceeding was commenced in a court, the number within each of the following classes—

(i) a penalty was imposed;

(ii) a community correction order was imposed;

(iii) any other sentence was imposed;

(iv) the accused in the proceeding was found not guilty of an offence against section 65BA(1);

(v) the proceeding was withdrawn or dismissed for any reason; and

(e) the number of alleged camera detected no-truck zone offences to which an exception under section 65BA(2) applied; and

(f) the prescribed matters (if any).

(2) In this section—

camera detected no-truck zone offence means an offence against section 65BA(1) detected by a prescribed no-truck zone camera;

community correction order has the same meaning as in section 3(1) of the **Sentencing Act 1991**;

official warning has the same meaning as in section 3(1) of the **Infringements Act 2006**;

reporting period means the period of five calendar years commencing on 1 January following the day on which this section comes into operation.

(3) This section is **repealed** on the seventh anniversary of the day on which it comes into operation."'.

NEW CLAUSE

2. Insert the following New Clause before Division 2 of Part 2—

'**9B Reporting incidence of camera detected no-truck zone offences**

After section 99D(1)(c) of the **Road Safety Act 1986 insert**—

"(ca) of the alleged camera detected no-truck zone offences for which an infringement notice was served, the number within each of the following classes—

(i) the infringement penalty was paid;

(ii) the infringement notice was withdrawn for any reason;

(iii) a proceeding was commenced; and".'.

Amendments circulated by David Ettershank (DE03C)

1. Clause 1, page 2, after line 14 insert—

"(va) to provide for discretion for a court in cancelling or disqualifying the licence or learner permit of a person who commits an offence against section 49(1)(bb), (h) or (i) of the **Road Safety Act 1986** if it relates to the use of a prescription drug which is a legal medicinal cannabis product;".

2. Clause 2, line 6, omit "subsection (3)" and insert "subsections (2A) and (3)".

3. Clause 2, after line 8 insert—

"(2A) If Division 6 of Part 2 does not come into operation before 1 March 2025, it comes into operation on that day.".

4. Clause 2, line 9, after "this Act" insert "(other than Division 6 of Part 2)".

NEW CLAUSES

5. Insert the following New Division to follow clause 42—

'**Division 6—Use of a prescription drug which is a legal medicinal cannabis product**

42A Definitions

In section 3(1) of the **Road Safety Act 1986**, in the definition of ***drug-driving infringement***, after "(1E)" **insert** "or (1F)".

42B Provisions about cancellation and disqualification

(1) In section 50(1E) of the **Road Safety Act 1986**, for "On convicting" **substitute** "Subject to subsection (1F), on convicting".

(2) After section 50(1E) of the **Road Safety Act 1986 insert**—

"(1F) If an offence under section 49(1)(bb), (h) or (i) is in relation to the use of a prescription drug that is a legal medicinal cannabis product by a person in accordance with a prescription or other authority, on convicting the person, or finding the person guilty of an offence under section 49(1)(bb), (h) or (i)—

(a) subsection (1E) does not apply; and

(b) the court may, if the offender holds a driver licence or learner permit, cancel that licence or permit and, whether or not the

offender holds a driver licence or learner permit, disqualify the offender from obtaining one for—

(i) in the case of a first offence, a period not less than 6 months; and

(ii) in the case of a subsequent offence, a period not less than 12 months.".

42C Previous convictions

In section 50AA of the **Road Safety Act 1986** in item 4 of the Table, for "and (1E)" **substitute** ", (1E) and (1F)".

42D New section 58BA inserted

After section 58B of the **Road Safety Act 1986 insert**—

"**58BA Review of amendments made by Division 6 of Part 2 of the Roads and Roads Safety Legislation Amendment Act 2024**

(1) The Minister must cause a review to be conducted of the operation of the amendments made to this Act by Division 6 of Part 2 of the **Roads and Roads Safety Legislation Amendment Act 2024**.

(2) The review must be commenced after the second anniversary of the commencement of Division 6 of Part 2 of the **Roads and Roads Safety Legislation Amendment Act 2024**.

(3) The Minister must cause a copy of the review to be laid before each House of the Parliament no later than 3 years after the commencement of Division 6 of Part 2 of the **Roads and Roads Safety Legislation Amendment Act 2024**.".'.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 92, 93 and 94

No. 92 — Tuesday, 12 November 2024

1 The President took the Chair at 12.02 pm, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACTS** — The President read Messages from the Governor informing the Council that she had —

On 6 November 2024, given the Royal Assent to the following Acts presented to her by the Deputy Clerk of the Legislative Assembly —

Drugs, Poisons and Controlled Substances Amendment (Pill Testing) Act 2024
Offshore Petroleum and Greenhouse Gas Storage Amendment Act 2024.

On 12 November 2024, given the Royal Assent to the following Act presented to her by the Clerk of the Parliaments —

Building Legislation Amendment and Other Matters Act 2024.

3 **RESIGNATION OF MEMBER** — The President announced the receipt of a letter from the Governor advising of the receipt of the written resignation of Samantha Ratnam as a Member of the Victorian Legislative Council on 8 November 2024.

4 **JOINT SITTING** — **CASUAL COUNCIL VACANCY** — Jaclyn Symes moved, by leave, That this House meets the Legislative Assembly for the purpose of sitting and voting together to choose a person to hold the seat in the Legislative Council rendered vacant by the resignation of Samantha Ratnam and proposes that the place and time of such a meeting be the Legislative Assembly Chamber on Wednesday, 13 November 2024 at 6.20 pm.

Question — put and agreed to.

Message sent to the Assembly informing them of the resolution and requesting their agreement.

5 **COMMITTEE MEMBERSHIP** — The President advised the House that Sam Hibbins, Member for Prahran, resigned from the Electoral Matters Committee, effective from 4 November 2024.

6 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed a minister to provide a written response to questions without notice pursuant to Standing Order 8.07 as follows:

- **Shooting of native animals (QwN 730)** — substantive and supplementary questions asked by Georgie Purcell — response from Gayle Tierney due Thursday, 14 November 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

7 MESSAGE FROM ASSEMBLY — JOINT SITTING — CASUAL COUNCIL VACANCY — The President read a Message from the Assembly informing the Council that they have agreed to the Council's proposal for a joint sitting on Wednesday, 13 November 2024 at 6.20 pm in the Legislative Assembly Chamber.

8 PETITIONS —

SAVE THE INVERLOCH SURF LIFE SAVING CLUB AND SURF BEACH FROM COASTAL EROSION — Melina Bath presented a petition bearing 599 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to urgently undertake immediate works to address the accelerated coastal erosion at Surf Beach by constructing a sea wall to protect Surf Beach and save the Inverloch Surf Life Saving Club, surrounding housing and infrastructure *(Ordered to be tabled).*

On the motion of Melina Bath, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

DESIST FROM HIGH-RISE HIGH-DENSITY ZONE PLANNING — David Davis presented a petition bearing 360 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to desist from the announced high-rise high-density zones and recommence proper discussions and consultation with local communities and councils and heritage peak bodies in all ten affected zones prior to taking any further planning actions *(Ordered to be tabled).*

On the motion of David Davis, the petition was ordered to be taken into consideration on the next day of meeting.

9 CONSTITUTION AMENDMENT (ABORTION) BILL 2024 — Sarah Mansfield introduced *A Bill for an Act to amend the Constitution Act 1975 to constrain the power of the Parliament to make laws repealing, altering or varying certain provisions of the Abortion Law Reform Act 2008 and for other purposes*.

On the motion of Sarah Mansfield, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

10 PAPERS —

COMMITTEE REPORT — SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sheena Watt tabled

Alert Digest No. 15 of 2024 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT —

Pursuant to section 28 of the *Parliamentary Budget Officer Act 2017*, on behalf of the Public Accounts and Estimates Committee, Michael Galea tabled the Parliamentary Budget Office Report, 2023-24.

* * * * *

The Clerk tabled the following papers:

Audit Act 1994 — Financial Audit of the Victorian Auditor-General's Office, year ended 30 June 2024, under section 81(4) of the Act.

Crown Land (Reserves) Act 1978 —

Order of 23 September 2024 giving approval to the granting of a lease at Watery Gully Reserve.

Order of 22 October 2024 giving approval to the granting of eight licences at Sandringham Beach Park.

Order of 29 October 2024 giving approval to the granting of a lease at Albert Park.

Planning and Environment Act 1987 — Notices of approval of the —

Boroondara Planning Scheme — Amendment C411.

Maribyrnong Planning Scheme — Amendment C189.

Statutory Rules under the following Acts of Parliament —

Firearms Act 1996 — No. 125.

Supreme Court Act 1986 — No. 124.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to —

Statutory Rule Nos. 108, 111, 112, 116, 117, 118, 119, 120, 121 and 125.

The Australian Computer Society Incorporated Professional Standards Scheme, under section 14 of the Professional Standards Act 2003 *(Gazette S594, 31 October 2024)*.

* * * * *

PAPER PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following paper:

Response from the Minister for Planning to petition titled Proposed St Joseph's Christian College in Yuroke (petition No. 590) (presented by Evan Mulholland on 15 October 2024) *(released on 12 November 2024)*.

* * * * *

PROCLAMATION — The Clerk tabled a proclamation of the Governor in Council fixing an operative date for the following Act:

Justice Legislation Amendment (Integrity, Defamation and Other Matters) Act 2024 — Part 6 — 1 November 2024 *(Gazette S579, 29 October 2024).*

11 PRODUCTION OF DOCUMENTS —

FUTURE GAS STRATEGY — In response to a resolution of the Council on 29 May 2024 (on the motion of David Davis), and further to the Government's initial response on 18 June 2024, relating to the Future Gas Strategy, the Clerk tabled —

- one document and a schedule of the identified document within the scope of the Order; and
- a letter from the Attorney-General, dated 7 November 2024.

MUNICIPAL POPULATION TARGETS AND ACTIVITY CENTRES — The Clerk tabled a letter from the Attorney-General, dated 31 October 2024, in response to a resolution of the Council on 16 October 2024 (on the motion of David Davis), relating to municipal population targets and activity centres, advising that —

- there was insufficient time to respond and that a final response to the Order would be provided as soon as possible; and
- the Government intends to search for documents relevant to the announcement of 'municipal housing targets' as well as 'municipal population targets' in identifying documents.

12 BUSINESS OF THE COUNCIL — Aiv Puglielli moved, by leave, That the following general business take precedence on Wednesday, 13 November 2024 —

(1) notice of motion No. 541 standing in David Ettershank's name on bus networks;
(2) notice of motion given this day by Georgie Crozier referring an inquiry to the Mental Health and Wellbeing Commission;
(3) notice of motion No. 498 standing in Georgie Crozier's name on health funding; and
(4) notice of motion No. 600 standing in Jeff Bourman's name on deer hunting.

Question — put and agreed to.

13 MEMBERS' STATEMENTS — Members made statements.

14 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 685, be postponed until later this day.

15 DUTIES AMENDMENT (MORE HOMES) BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Aiv Puglielli *(AP05C, AP06C, AP07C and AP08C)* and David Limbrick *(DL70C)* 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 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.

16 AGRICULTURE AND FOOD SAFETY LEGISLATION AMENDMENT BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Georgie Crozier *(GC69C)* 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.

17 ROADS AND ROAD SAFETY LEGISLATION AMENDMENT BILL 2024 — The President read a Message from the Assembly informing the Council that they have agreed to the amendments made by the Council in this Bill.

18 ADJOURNMENT — Ingrid Stitt moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.20 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 93 — Wednesday, 13 November 2024

1 The President took the Chair at 9.33 am, read the Prayer and made an Acknowledgement of Country.

2 PAPER PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following paper:

Response from the Treasurer to petition titled Oppose the Short Stay Levy Bill 2024 (petition No. 579) (presented by David Limbrick on 15 October 2024) *(released on 12 November 2024)*.

3 MEMBERS' STATEMENTS — Members made statements.

4 PRODUCTION OF DOCUMENTS — UNPROTECTION OF DINGOES ORDER IN COUNCIL — Georgie Purcell moved, That this House —

(1) notes —

(a) that dingoes are protected threatened wildlife under the *Wildlife Act 1975* and are listed as 'vulnerable' on the *Flora and Fauna Guarantee Act 1988* Threatened List;

(b) since 2018, the unprotection Order in Council has allowed for the lethal control of dingoes to livestock on private land and within a three-kilometre buffer zone along the boundaries of public land in eastern Victoria;

(2) requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council, within ten weeks of the House agreeing to this resolution, all documents relating to the dingo Order in Council, including but not limited to —

(a) consultation or consultation reports in relation to decision-making, including with Traditional Owners;

(b) reports from each review of the dingo listings under the *Flora and Fauna Guarantee Act 1988* in consultation with the Scientific Advisory Committee;

(c) genetic health, population modelling trends and counts for each year, including all information and data that informed relevant numbers;

(d) assessment of the impact of floods, fires, road strike, development and urban sprawl and any other matters that may affect populations;

(e) the reasoning for the decision to —

(i) protect dingoes in Victoria's north-west;

(ii) renew the Order in Council announced on 24 September 2024;

(iii) end the wild dog bounty program;

(f) compliance with conditions, restrictions and limitations in the Order in Council, including the number of reports and investigations of alleged illegal killing;
(g) the number of dingoes killed using large leghold traps, confinement traps, net traps, poison baits, and firearms; and
(h) the cost to the Government to operate the program.

Debate ensued.

The President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

5 BUS NETWORKS — David Ettershank moved, That this House —

(1) notes that —
(a) Melbourne is experiencing a surge in growth with the population expected to exceed 6.5 million people by 2036 and the majority of new residents are settling in outer suburban growth areas;
(b) public transport infrastructure has not kept abreast with population growth in growth areas, leaving residents with limited or no access to reliable public transport;
(c) the lack of transport —
(i) forces people to rely on costly private transport alternatives, exacerbating cost-of-living pressures for families and young people;
(ii) prevents people from getting to work, school, medical appointments and participating fully in their community;
(d) the Government's plans to build train infrastructure in growth areas will take decades to complete and require huge investment;
(e) Infrastructure Victoria's 2023 report titled, *Fast, frequent fair,* recognised the critical role buses could play in servicing outer suburbs and new growth areas and recommended the Government —
(i) increase the frequency of bus services beginning with outer suburbs and growth areas;
(ii) update the Principal Public Transport Network to accurately align it with mass transit bus routes;
(iii) provide funding certainty for growth area buses, including direct funding to priority growth suburbs;
(iv) substantially reduce bus fares relative to other modes;
(2) calls on the Government to —
(a) review bus networks, particularly in growth areas, to identify gaps in service; and
(b) investigate the feasibility of a 12-month trial of free buses to ease cost-of-living pressures and enable residents to participate in their community.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 6

Katherine Copsey; David Ettershank; 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, 30

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; 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 negatived.

6 AGRICULTURE AND FOOD SAFETY LEGISLATION AMENDMENT BILL 2024 — 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.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

7 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of Georgie Crozier, the answers given by Lizzie Blandthorn to questions relating to drug use by children in residential care (QwN 734) were ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Department of Education – Legal Services Division (QwN 733)** — substantive question asked by Moira Deeming — response from Lizzie Blandthorn due Friday, 15 November 2024.
- **Boat ramp maintenance (QwN 735)** — substantive and supplementary questions asked by Jeff Bourman — response from Gayle Tierney due Friday, 15 November 2024.
- **Social media ban for children under 16 years of age (QwN 737)** — substantive and supplementary questions asked by David Limbrick — response from Jaclyn Symes due Friday, 15 November 2024.
- **Gambling related harm (QwN 739)** — substantive and supplementary questions asked by David Ettershank — response from Lizzie Blandthorn due Friday, 15 November 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

8 MENTAL HEALTH AND WELLBEING COMMISSION REFERRAL — IMPLEMENTATION OF RECOMMENDATIONS OF THE ROYAL COMMISSION INTO VICTORIA'S MENTAL HEALTH SYSTEM — Georgie Crozier moved, That this House, pursuant to Part 9.6 of the *Mental Health and Wellbeing Act 2022* —

(1) refers the status and outcomes of the implementation of the recommendations from the Royal Commission into Victoria's Mental Health System to the Mental Health and Wellbeing Commission, including —

(a) the current status of implementation of all recommendations contained in the interim and final reports, including recommendations the Government have reported as complete;

(b) the impact of delays and the implementation of recommendations on workforce and access to mental health care in Victoria's public mental health system since the Royal Commission handed down its interim and final reports;

(c) a detailed analysis of the impact of delays and the implementation of recommendations on access to and wait times for mental health support in community and in-patient settings;

(d) the impact of delays and the implementation of recommendations on the mental health workforce, including —

(i) changes to the quantum and composition of the mental health workforce by profession and those with lived experience;

(ii) current areas of workforce shortages by worker category and geographical region;

(iii) mental health worker satisfaction;

(iv) capacity of the current mental health workforce and supporting infrastructure to meet demand for mental health services in Victoria;

(e) inclusion of people with lived and living experience on the implementation of recommendations, including responding to past harm in the mental health system;

(f) detailed examination, audit and reporting of expenditure of the mental health levy and assessment as to whether this expenditure is in line with legislative requirements;

(g) any other relevant matter; and

(2) requests that the Commission complete its report by March 2026.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put.

The Council divided — The President in the Chair.

AYES, 16

Melina Bath; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Aiv Puglielli; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 19

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Tom McIntosh; Rachel Payne; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

9 BUSINESS POSTPONED — Ordered — That the consideration of notice of motion, general business, No. 498, be postponed until later this day.

10 DEER HUNTING — Jeff Bourman moved, That this House notes that —

(1) deer hunting is the premier hunting activity in Victoria, with over 48,000 game licences held for the express purpose of hunting deer, both by stalking and hound hunting;

(2) recreational deer hunting contributes over $200 million a year to the Victorian economy and provides around 2,000 jobs, with 69 per cent of hunter expenditure coming from regional Victoria;

(3) recreational deer hunting is the dominant below snowline use of the Alpine National Park and the revenue from hunting tourism is vital to several regional communities;

(4) Victoria's recreational hunters kill around 140,000 deer annually, most of them female and most of them on public land;

(5) the recreational deer harvest in Victoria dwarfs that of Government sponsored control programs, all whilst providing triple bottom line benefits to the State;

(6) there are large tracts of public land that are National Parks that are not open to seasonal hunting by licensed deer hunters, with no sound rationale for their exclusion;

and calls on the Government to open appropriate tracts of applicable National Parks at suitable times to recreational hunters to increase opportunities for Victoria's burgeoning recreational deer hunting community to engage in their chosen outdoor recreation.

Debate ensued.

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; 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, 6

Katherine Copsey; David Ettershank; 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.

Business interrupted at 5.15 pm, pursuant to Sessional Orders.

11 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

12 PETITIONS (QUALIFYING FOR DEBATE) — PROPOSED ST JOSEPH'S CHRISTIAN COLLEGE IN YUROKE — Evan Mulholland moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

13 ADJOURNMENT — Gayle Tierney moved, That the House do now adjourn.

Debate ensued.

The President announced that the time had arrived for the Council to meet the Assembly in the Assembly Chamber to choose a person to hold the vacant seat in the Legislative Council rendered vacant by the resignation of Samantha Ratnam. The Council proceeded to the Assembly Chamber, and having returned —

Debate continued.

The Council adjourned at 6.58 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 94 — Thursday, 14 November 2024

1 The President took the Chair at 9.33 am, read the Prayer and made an Acknowledgement of Country.

2 JOINT SITTING — CASUAL COUNCIL VACANCY — The President reported that the House met with the Legislative Assembly on Wednesday, 13 November 2024 to choose a person to hold the seat in the Legislative Council rendered vacant by the resignation of Samantha Ratnam and the joint sitting elected Anasina Gray-Barberio to hold the vacant seat in the Legislative Council.

3 ANASINA GRAY-BARBERIO — DECLARATION OF ALLEGIANCE — Anasina Gray-Barberio approached the Table and took and subscribed the oath required by law.

4 PAPERS —

COMMITTEE REPORT — LEGAL AND SOCIAL ISSUES COMMITTEE — Pursuant to Standing Order 23.22, Trung Luu tabled a Report on the Inquiry into Food security in Victoria (including an Appendix, 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).*

Trung Luu 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:

Albury Wodonga Health — Report, 2023-24.
Alexandra District Health — Report, 2023-24.
Alfred Health — Report, 2023-24.
Alpine Health — Report, 2023-24.
Ambulance Victoria — Report, 2023-24.
Austin Health — Report, 2023-24.
Australian Health Practitioner Regulation Agency (AHPRA) — Report, 2023-24.
Bairnsdale Regional Health Service — Report, 2023-24.
Barwon Health — Report, 2023-24.
Bass Coast Health — Report, 2023-24.
Beechworth Health Service — Report, 2023-24.
Benalla Health — Report, 2023-24.
Bendigo Health — Report, 2023-24.
Boort District Health — Report, 2023-24.
Calvary Health Care Bethlehem Limited — Report, 2023-24.
Casterton Memorial Hospital — Report, 2023-24.
Central Highlands Rural Health — Report, 2023-24.
Cohuna District Hospital — Report, 2023-24.
Colac Area Health — Report, 2023-24.
Corryong Health — Report, 2023-24.
Dhelkaya Health — Report, 2023-24.
East Grampians Health Service — Report, 2023-24.
East Wimmera Health Service — Report, 2023-24.
Eastern Health — Report, 2023-24.
Echuca Regional Health — Report, 2023-24.
Gippsland Southern Health Service — Report, 2023-24.
Goulburn Valley Health — Report, 2023-24.
Grampians Health — Report, 2023-24.
Great Ocean Road Health — Report, 2023-24.
Heathcote Health — Report, 2023-24.
Hesse Rural Health Service — Report, 2023-24.
Heywood Rural Health — Report, 2023-24.
Inglewood and Districts Health Service — Report, 2023-24.
Kerang District Health — Report, 2023-24.
Kooweerup Regional Health Service — Report, 2023-24.
Kyabram District Health Service — Report, 2023-24.
Latrobe Regional Health — Report, 2023-24.
Mallee Track Health and Community Service — Report, 2023-24.
Mansfield District Hospital — Report, 2023-24.
Maryborough District Health Service — Report, 2023-24.
Melbourne Health (The Royal Melbourne Hospital) — Report, 2023-24.
Mercy Hospitals Victoria Ltd — Report, 2023-24.
Monash Health — Report, 2023-24.

Moyne Health Services — Report, 2023-24.
NCN Health — Report, 2023-24.
Northeast Health Wangaratta — Report, 2023-24.
Northern Health — Report, 2023-24.
Omeo District Hospital — Report, 2023-24.
Orbost Regional Health — Report, 2023-24.
Peninsula Health — Report, 2023-24.
Peter MacCallum Cancer Centre — Report, 2023-24.
Portland District Health — Report, 2023-24.
Rochester and Elmore District Health Service — Report, 2023-24.
South Gippsland Hospital — Report, 2023-24.
South West Healthcare — Report, 2023-24.
Statutory Rules under the following Acts of Parliament —
Drugs, Poisons and Controlled Substances Act 1981 — No. 126.
Victims of Crime Commissioner Act 2015 — No. 128.
Victims of Crime (Financial Assistance Scheme) Act 2022 — No. 127.
St Vincent's Hospital (Melbourne) Limited — Report, 2023-24.
Swan Hill District Health — Report, 2023-24.
Tallangatta Health Service — Report, 2023-24.
Terang and Mortlake Health Service — Report, 2023-24.
The Royal Children's Hospital — Report, 2023-24.
The Royal Victorian Eye and Ear Hospital — Report, 2023-24.
The Royal Women's Hospital — Report, 2023-24.
Timboon and District Healthcare Service — Report, 2023-24.
Tweddle Child and Family Health Service — Report, 2023-24.
Victorian Health Promotion Foundation (VicHealth) — Report, 2023-24.
West Gippsland Healthcare Group — Report, 2023-24.
West Wimmera Health Service (WWHS) — Report, 2023-24.
Western District Health Service — Report, 2023-24.
Western Health — Report, 2023-24.
Yarrawonga Health — Report, 2023-24.
Yea and District Memorial Hospital — Report, 2023-24.

* * * * *

PAPER PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following paper:
Response from the Minister for Public and Active Transport to petition titled Improve public transport services in Tarneit (petition No. 575) (presented by Trung Luu on 15 October 2024) *(released on 14 November 2024)*.

5 COMMITTEE MEMBERSHIP — Gayle Tierney moved, by leave, That Sarah Mansfield be a member of the Electoral Matters Committee.

Question — put and agreed to.

6 SITTING OF THE COUNCIL — Gayle Tierney moved, That the Council, at its rising, adjourn until Tuesday, 26 November 2024.

Question — put and agreed to.

7 MEMBERS' STATEMENTS — Members made statements.

8 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 685, be postponed until later this day.

9 TRANSPORT INFRASTRUCTURE AND PLANNING LEGISLATION AMENDMENT BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Evan Mulholland *(EM22C)* circulated amendments proposed to be moved during Committee of the whole.

Business interrupted at 12.00 noon.

10 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **2025 duck hunting season (QwN 742)** — substantive and supplementary questions asked by Jeff Bourman — response from Gayle Tierney due Monday, 18 November 2024.
- **Victoria Police pay rise (QwN 746)** — substantive question asked by Jeff Bourman — response from Enver Erdogan due Monday, 18 November 2024.
- **State and national parks access (QwN 748)** — substantive and supplementary questions asked by Rikkie-Lee Tyrrell — response from Gayle Tierney due Monday, 18 November 2024.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

11 TRANSPORT INFRASTRUCTURE AND PLANNING LEGISLATION AMENDMENT BILL 2024 — Debate continued on the question, That the Bill be now read a second time.

Question — put.

The Council divided — The President in the Chair.

AYES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Moira Deeming; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 13

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted.

Harriet Shing moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 24

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Moira Deeming; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; 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, 13

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

12 ROADS AND ROAD SAFETY LEGISLATION AMENDMENT BILL 2024 — 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 42D, four references to '*Roads and Roads Safety Legislation Amendment Act 2024*' have been replaced with '*Roads and Road Safety Legislation Amendment Act 2024*'.

13 AGED CARE RESTRICTIVE PRACTICES SUBSTITUTE DECISION-MAKER BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to provide for the appointment of restrictive practices substitute decision-makers for the purposes of the Aged Care Act 1997 of the Commonwealth and to make related amendments to the Victorian Civil and Administrative Tribunal Act 1998 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 Georgie Crozier, the debate was adjourned for one week.

14 STATE TAXATION FURTHER AMENDMENT BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Duties Act 2000, the First Home Owner Grant and Home Buyer Schemes Act 2000, the Land Tax Act 2005, the Payroll Tax Act 2007, the Sale of Land Act 1962, the State Taxation Acts and Other Acts Amendment Act 2023, the State Taxation Amendment Act 2024, the Taxation Administration Act 1997, the Unclaimed Money Act 2008 and the Valuation of Land*

Act 1960, to make consequential amendments to other Acts and for other purposes and requesting the agreement of the Council.

On the motion of Harriet Shing (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Harriet Shing laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Harriet Shing moved, That the Bill be now read a second time.

Harriet Shing incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned for one week.

15 STATUTE LAW REPEALS BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to repeal certain redundant or spent provisions in Acts* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Harriet Shing laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Harriet Shing moved, That the Bill be now read a second time.

Harriet Shing incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier, the debate was adjourned for one week.

16 TOBACCO AMENDMENT (TOBACCO RETAILER AND WHOLESALER LICENSING SCHEME) BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Tobacco Act 1987 to establish a licensing scheme for tobacco retailers and wholesalers and make related and other amendments, to make consequential amendments to the Confiscation Act 1997, the Drugs, Poisons and Controlled Substances Act 1981 and the Spent Convictions Act 2021 and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Lizzie Blandthorn), 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.

17 SUBORDINATE LEGISLATION AND ADMINISTRATIVE ARRANGEMENTS AMENDMENT BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

David Limbrick *(DL66C)* 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 without amendment, the Report was adopted.

Jaclyn Symes moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 34

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 3

Moira Deeming; David Limbrick; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

18 ADJOURNMENT — Harriet Shing moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.00 pm until Tuesday, 26 November 2024.

ROBERT McDONALD
Clerk of the Legislative Council

Published under the authority of the Legislative Council, Parliament of Victoria

COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 92, 93 and 94

DUTIES AMENDMENT (MORE HOMES) BILL 2024

Committed Tuesday, 12 November 2024

Amendments circulated: David Limbrick (DL70C) (p. 835); Aiv Puglielli (AP05C, AP06C, AP07C and AP08C) (pp. 835-6)

Clause 1 — David Limbrick moved amendment No. 1 *(DL70C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; 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, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 1 — put and agreed to.

Clause 2 — put and agreed to.

Clause 3 — Aiv Puglielli moved amendment Nos. 1 and 2 *(AP07C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 3

Katherine Copsey; Sarah Mansfield; Aiv Puglielli.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 32

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Tom McIntosh; Evan Mulholland; Rachel Payne; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; 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 negatived.

Aiv Puglielli moved amendment Nos. 1 and 2 *(AP05C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 4

Katherine Copsey; Sarah Mansfield; Aiv Puglielli; Georgie Purcell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 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; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Tom McIntosh; Evan Mulholland; Rachel Payne; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; 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 negatived.

Aiv Puglielli moved amendment Nos. 1 to 3 *(AP06C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 4

Katherine Copsey; Sarah Mansfield; Aiv Puglielli; Georgie Purcell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 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; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Tom McIntosh; Evan Mulholland; Rachel Payne; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; 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 negatived.

Aiv Puglielli moved amendment Nos. 1 and 2 *(AP08C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 18

Melina Bath; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; David Ettershank; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 18

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; David Limbrick; Tom McIntosh; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

The Ayes and Noes being equal, the question was negatived.

Clause 3 — put and agreed to.

Clause 4 — put and agreed to.

Bill reported without amendment.

* * * * *

AGRICULTURE AND FOOD SAFETY LEGISLATION AMENDMENT BILL 2024

Committed Tuesday, 12 November 2024

Amendments circulated: Georgie Crozier (CG69C) (p. 836)

Clauses 1 to 27 — put and agreed to.

New Division Heading and New Clause 27A — Georgie Crozier moved amendment No. 1 *(GC69C)*.

Question — That New Division Heading and New Clause 27A stand part of the Bill — put and agreed to.

Clauses 28 and 29 — put and agreed to.

Clause 30 — Georgie Crozier moved amendment Nos. 2 to 4 *(GC69C)*.

Question — That the amendments be agreed to — put and agreed to.

Clause 30, as amended — put and agreed to.

Clause 31 — put and agreed to.

Bill reported with amendments.

TRANSPORT INFRASTRUCTURE AND PLANNING LEGISLATION AMENDMENT BILL 2024

Committed Thursday, 14 November 2024

Amendments circulated: Evan Mulholland (EM22C) (p. 837)

Clauses 1 to 21 — put and agreed to.

Clause 22 — Evan Mulholland moved amendment No. 1 *(EM22C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; David Ettershank; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Nick McGowan; Evan Mulholland; Rachel Payne; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 22 — put and agreed to.

Clauses 23 to 44 — put and agreed to.

Clause 45 — Evan Mulholland moved amendment Nos. 2 to 4 *(EM22C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; David Ettershank; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Nick McGowan; Evan Mulholland; Rachel Payne; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; 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.

Evan Mulholland moved amendment Nos. 5 and 6 *(EM22C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; David Ettershank; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Nick McGowan; Evan Mulholland; Rachel Payne; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 45 — put and agreed to.

Clauses 46 to 53 — put and agreed to.

Bill reported without amendment.

* * * * *

SUBORDINATE LEGISLATION AND ADMINISTRATIVE ARRANGEMENTS AMENDMENT BILL 2024

Committed Thursday, 14 November 2024

Amendments circulated: David Limbrick (DL66C) (p. 838)

Clauses 1 to 17 — put and agreed to.

New Clause 17A — David Limbrick moved amendment No. 1 *(DL66C)*.

Question — That New Clause 17A stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; 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, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; 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.

Clauses 18 to 30 — put and agreed to.

Bill reported without amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. DUTIES AMENDMENT (MORE HOMES) BILL 2024

Amendments circulated by David Limbrick (DL70C)

1. Clause 1, line 3, omit "temporary".

2. Clause 3, lines 17 and 18, omit "and before 21 October 2025".

LONG TITLE

3. Long title, omit "temporary".

Amendments circulated by Aiv Puglielli (AP05C)

1. Clause 3, line 18, omit "2025." and insert "2025; and".

2. Clause 3, after line 18 insert—

"(d) the transfer meets all the requirements to receive a concessional rate of duty under section 57J other than the requirement that the dutiable value of the dutiable property is not more than $550 000.".

Amendments circulated by Aiv Puglielli (AP06C)

1. Clause 3, line 18, omit "2025." and insert "2025; and".

2. Clause 3, after line 18 insert—

"(d) the transferee intends for the residential property to be occupied as a person's principal place of residence.".

3. Clause 3, after line 24 insert—

"(2A) The concession under subsection (1) is subject to the requirement that a person occupies the land as the person's principal place of residence for a period of at least 12 months commencing within the 12 month period immediately after the transfer.

(2B) Sections 43B, 43C and 43D apply to this section as if—

(a) a reference to section 43A were a reference to this section; and

(b) a reference to an exemption under section 43A were a reference to a concession under this section.".

Amendments circulated by Aiv Puglielli (AP07C)

1. Clause 3, after line 14 insert—

"(ba) the transferor is a person other than the Crown, an agent of the Crown, a Minister of the Crown or a public entity; and

(bb) within the 3 years immediately preceding the transfer, the dutiable property was not—

(i) unalienated land of the Crown; or

(ii) an interest in land owned by the Crown, an agent of the Crown, a Minister of the Crown or a public entity; and".

2. Clause 3, after line 27 insert—

"***public entity*** has the meaning given by section 5 of the **Public Administration Act 2004**;".

Amendments circulated by Aiv Puglielli (AP08C)

1. Clause 3, before line 25 insert—

"(3) At least once every 12 months the Treasurer must cause to be laid before each House of Parliament, and publish on an appropriate government website, a report setting out in respect of the period covered by the report—

(a) the number of transfers of dutiable property to which this section applied; and

(b) the total amount of adjustments to the consideration for transfers of dutiable property to which this section applied; and

(c) the amount of duty foregone, or likely to be foregone, by the State because of the application of this section.".

2. Clause 3, line 25, omit "(3)" and insert "(4)".

2. AGRICULTURE AND FOOD SAFETY LEGISLATION AMENDMENT BILL 2024

Amendments circulated by Georgie Crozier (CG69C)

NEW CLAUSE

1. Insert the following New Division to follow clause 27—

'**Division 3—Licensing**

27A Fit and proper person

In section 16(2)(b) of the **Meat Industry Act 1993 omit** ", or an associate of the person".'.

2. Clause 30, page 17, lines 17 to 21, omit all words and expressions on these lines.

3. Clause 30, page 17, line 22, omit "(e)" and insert "(d)".

4. Clause 30, page 17, line 26, omit "(f)" and insert "(e)".

3. TRANSPORT INFRASTRUCTURE AND PLANNING LEGISLATION AMENDMENT BILL 2024

Amendments circulated by Evan Mulholland (EM22C)

1. Clause 22, page 16, line 23, omit "30" and insert "90".

2. Clause 45, page 55, after line 33 insert—

"(6) A person or body referred to in section 201QE(2)(a) may apply to the Tribunal for review of a declaration made under subsection (1).

(7) After hearing an application for review under subsection (6), the Tribunal may—

(a) set aside the declaration; or

(b) modify the declaration; or

(c) confirm the declaration.".

3. Clause 45, page 57, line 13, before "A precinct" insert "(1)".

4. Clause 45, page 57, after line 17 insert—

"(2) Despite subsection (1), a precinct project declaration does not take effect unless—

(a) notice of the declaration has been given to—

(i) owners and occupiers of land within the project area; and

(ii) road authorities, municipal councils, and infrastructure managers that will be materially affected by the precinct project declaration; and

(b) the notice has been publicly available for a period of at least 30 days, during which persons may make written submissions to the Premier; and

(c) the Premier has published a response to the body of submissions made.

(3) In this section—

infrastructure manager has the same meaning as in the **Road Management Act 2004**;

road authority has the same meaning as in the **Road Management Act 2004**.".

5. Clause 45, page 64, line 10, omit "7" and insert "14".

6. Clause 45, page 64, line 14, omit "7" and insert "14".

4. SUBORDINATE LEGISLATION AND ADMINISTRATIVE ARRANGEMENTS AMENDMENT BILL 2024

Amendments circulated by David Limbrick (DL66C)

NEW CLAUSE

1. Insert the following New Clause before clause 18—

'**17A Disallowance of statutory rule or part of a statutory rule**

In section 23(1) of the **Subordinate Legislation Act 1994**—

(a) in paragraph (c), for "Parliament." **substitute** "Parliament; or";

(b) after paragraph (c) **insert**—

"(d) the statutory rule has been exempted, by the regulations, from the application of a provision of this Act.".'.

2. Clause 22, lines 25 to 27, omit all words and expressions on these lines and insert—

'(1) In section 25C(1)(c) of the **Subordinate Legislation Act 1994**—

(a) after "16B(1)" **insert** "or (2)";

(b) for "Parliament." **substitute** "Parliament; or".

(2) After section 25C(1)(c) of the **Subordinate Legislation Act 1994 insert**—

"(d) the legislative instrument has been exempted, by the regulations, from the application of a provision of this Act.".'.

3. Clause 23, lines 4 to 9, omit all words and expressions on these lines and insert—

'"(ab) exempting, for a specified time not exceeding 12 months, a statutory rule or class of statutory rule or a legislative instrument or class of legislative instrument, from the application of a provision of this Act other than—

(i) in the case of a statutory rule or class of statutory rule—section 15 or 17(2) or a provision of Part 5; or

(ii) in the case of a legislative instrument or class of legislative instrument—section 16A or 16B or a provision of Part 5A;'.

4. Clause 23, line 12, after "application of" insert "a provision of".

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 95, 96 and 97

No. 95 — Tuesday, 26 November 2024

1 The President took the Chair at 12.02 pm, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACTS** — The President read Messages from the Governor informing the Council that she had, on the following dates, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

On 19 November 2024 —

Agriculture and Food Safety Legislation Amendment Act 2024
Duties Amendment (More Homes) Act 2024
Roads and Road Safety Legislation Amendment Act 2024.

On 26 November 2024 —

Subordinate Legislation and Administrative Arrangements Amendment Act 2024
Transport Infrastructure and Planning Legislation Amendment Act 2024.

3 **QUESTION TIME** —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

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ANSWERS TAKEN INTO CONSIDERATION — On the motion of David Davis, the answers given by Lizzie Blandthorn to questions relating to the Windsor Community Children's Centre (QwN 749) 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 a minister to provide a written response to questions without notice pursuant to Standing Order 8.07 as follows:

- **Independent review of greyhound deaths (QwN 754)** — substantive and supplementary questions asked by Georgie Purcell — response from Enver Erdogan due Thursday, 28 November 2024.

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CONSTITUENCY QUESTIONS — Members asked constituency questions.

4 PETITIONS —

STOP THE AERIAL CULLING OF DEER — Jeff Bourman presented a petition bearing 2,666 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to stop the aerial culling of deer in areas that can be hunted by recreational hunters *(Ordered to be tabled).*

On the motion of Jeff Bourman, the petition was ordered to be taken into consideration on the next day of meeting.

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DESIST FROM HIGH-RISE HIGH-DENSITY ZONE PLANNING — David Davis presented a petition bearing 372 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to desist from the announced high-rise high-density zones and recommence proper discussions and consultation with local communities, councils and heritage peak bodies in all ten affected zones prior to taking any further planning actions *(Ordered to be tabled).*

5 PAPERS —

COMMITTEE REPORT — SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled Alert Digest No. 16 of 2024 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

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PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General — Auditor-General's Report on the Annual Financial Report of the State of Victoria: 2023-24, November 2024 *(released on 22 November 2024 – a non-sitting day) (Ordered to be published).*

Climate Change Act 2017 —

Victoria's Climate Science Report 2024, under section 51 of the Act.

Victorian Greenhouse Gas Emissions Report 2022, under section 52 of the Act.

Coroners Act 2008 — Statutory review Report, under section 118A of the Act.

Financial Management Act 1994 — Victorian Budget 2024-25 Quarterly Financial Report No. 1 *(released on 15 November 2024 – a non-sitting day)*.

Planning and Environment Act 1987 — Notices of approval of the —

Banyule Planning Scheme — Amendment C174.

Manningham Planning Scheme — Amendment C139.

Melbourne Planning Scheme — Amendments C451 and C464.

Mount Alexander Planning Scheme — Amendment C99.

Pyrenees Planning Scheme — Amendment C55.

Victoria Planning Provisions — Amendment VC263.

Whitehorse Planning Scheme — Amendment C234.

Wyndham Planning Scheme — Amendment C263.

Statutory Rule under the Transport (Compliance and Miscellaneous) Act 1983 — No. 129.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule Nos. 126, 127 and 128.

Victorian Environmental Assessment Council Act 2001 — Notice of request to the Victorian Environmental Assessment Council for an assessment of the values of State forests in eastern Victoria, under section 26C of the Act.

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PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Response from the Minister for Education to petition titled Plan for a new school in Winchelsea (petition No. 571) (presented by Sarah Mansfield on 31 July 2024) *(released on 22 November 2024 – a non-sitting day)*.

Responses from the Minister for Health to petitions titled —

Cancel plans for hospital amalgamations (petition No. 560) (presented by Georgie Crozier on 15 October 2024) *(released on 20 November 2024 – a non-sitting day)*.

Reject plans to amalgamate The Royal Children's Hospital with other hospitals (petition No. 574) (presented by Georgie Crozier on 15 October 2024) *(released on 20 November 2024 – a non-sitting day)*.

Stop the amalgamation of health services in Seymour (petition No. 597) (presented by Wendy Lovell on 15 October 2024) *(released on 20 November 2024 – a non-sitting day)*.

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PROCLAMATIONS — The Clerk tabled proclamations of the Governor in Council fixing operative dates for the following Acts:

Drugs, Poisons and Controlled Substances Amendment (Pill Testing) Act 2024 — Whole Act — 12 November 2024 *(Gazette S610, 12 November 2024).*

Victims of Crime (Financial Assistance Scheme) Act 2022 — Remaining provisions — 18 November 2024 *(Gazette S610, 12 November 2024).*

6 BUSINESS OF THE COUNCIL — David Limbrick moved, by leave, That the following general business take precedence on Wednesday, 27 November 2024 —

(1) notice of motion No. 663 standing in Sarah Mansfield's name on newly approved coal and gas projects;

(2) notice of motion given this day by Sarah Mansfield referring matters relating to the 2024 Victorian local government elections to the Electoral Matters Committee;

(3) notice of motion given this day by David Limbrick referring matters relating to the use of capsicum spray for personal defence to the Legal and Social Issues Committee;

(4) notice of motion given this day by David Limbrick establishing a Select Committee to inquire into climbing and land use restrictions at Mount Arapiles-Tooan State Park;

(5) notice of motion given this day by Georgie Crozier referring matters relating to the Victorian Curriculum and Assessment Authority's process errors during the 2024 VCE examinations to the Ombudsman; and

(6) notice of motion given this day by David Davis on cost and supply reliability concerns with the current Integrated Services Plan and Victoria's energy roadmap.

Question — put and agreed to.

7 BUSINESS OF THE COUNCIL — ORDER OF BUSINESS — Sarah Mansfield moved, by leave, That so much of Standing and Sessional Orders be suspended to the extent necessary to allow Anasina Gray-Barberio to make her inaugural speech at the conclusion of Petitions (qualifying for debate) on Wednesday, 27 November 2024.

Question — put and agreed to.

8 MEMBERS' STATEMENTS — Members made statements.

9 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 685, be postponed until later this day.

10 TOBACCO AMENDMENT (TOBACCO RETAILER AND WHOLESALER LICENSING SCHEME) BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

David Davis *(DD153C)* and Sarah Mansfield *(SMA24C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put.

The Council divided — The President in the Chair.

AYES, 34

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Aiv Puglielli; Georgie Purcell; 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, 3

David Ettershank; David Limbrick; Rachel Payne.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported with an amendment, the Report was adopted.

Lizzie Blandthorn moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 34

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Aiv Puglielli; Georgie Purcell; 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, 4

Moira Deeming; David Ettershank; David Limbrick; Rachel Payne.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill with an amendment and requesting their agreement.

11 BUSINESS POSTPONED — Ordered — That the consideration of orders of the day, government business, Nos. 2 to 4, be postponed until later this day.

12 AGED CARE RESTRICTIVE PRACTICES SUBSTITUTE DECISION-MAKER BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Business interrupted at 6.30 pm.

On the motion of Ingrid Stitt, the meal break scheduled for this day was suspended.

Bill further considered in Committee of the whole.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

13 ADJOURNMENT — Ingrid Stitt moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.41 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 96 — Wednesday, 27 November 2024

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PETITION — KONGWAK BUTTER FACTORY DEVELOPMENT — Renee Heath presented a petition bearing 1,165 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to refer the permit application for the development of the Kongwak Butter Factory to the Department of Transport and Planning Priority Projects Standing Advisory Committee before a decision is made, conduct public consultation meetings with residents that live within the township boundary of the hamlet who will be most affected, and modify the development in accordance with that feedback *(Ordered to be tabled)*.

On the motion of Renee Heath, the petition was ordered to be taken into consideration on the next day of meeting.

3 PAPERS —

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General — Fair Presentation of Service Delivery Performance 2024, November 2024 *(Ordered to be published)*.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule No. 130.

Yarra River Protection (Wilip-gin Birrarung murron) Act 2017 —

Birrarung Council Report, 2024 on the implementation of the Burndap Birrarung Burndap Umarkoo Yarra Strategic Plan.

Burndap Birrarung Burndap Umarkoo Yarra Strategic Plan, Report 2023-24 — Reporting on implementation from 1 July 2023 to 30 June 2024.

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PAPER PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following paper:

Response from the Minister for Planning to petition titled Desist from high-rise high-density zone planning (petition No. 600) (presented by David Davis on 29 October 2024) *(released on 26 November 2024)*.

4 MEMBERS' STATEMENTS — Members made statements.

5 PRODUCTION OF DOCUMENTS — REVIEW OF POLICE OVERSIGHT — Rachel Payne moved, That this House —

(1) notes that in the consultation paper for the systemic review of police oversight, the Victorian Government acknowledged —

(a) Victoria Police's complaints process requires improvement to effectively manage conflicts of interest;

(b) concerns about conduct in relation to Aboriginal children and young people;

(c) that the current system of independent investigation of serious police misconduct allegations fails to meet community expectations;

(2) further notes that the final report for the systemic review of police oversight was delivered to the Government in 2022 and has not been made public; and

(3) requires the Leader of the Government, pursuant to Standing Order 10.01, to table in the Council, within four weeks of the House agreeing to this resolution, the final report from the systemic review of police oversight.

Debate ensued.

David Ettershank moved, as an amendment, That in paragraph (3), for "final report from the systemic review of police oversight" substitute "final report for the systemic review of police oversight and/or any related reports".

Debate ensued.

Question — That the amendment moved by David Ettershank be agreed to — put and agreed to.

Question — That the motion, amended as follows, be agreed to — That this House —

(1) notes that in the consultation paper for the systemic review of police oversight, the Victorian Government acknowledged —

(a) Victoria Police's complaints process requires improvement to effectively manage conflicts of interest;

(b) concerns about conduct in relation to Aboriginal children and young people;

(c) that the current system of independent investigation of serious police misconduct allegations fails to meet community expectations;

(2) further notes that the final report for the systemic review of police oversight was delivered to the Government in 2022 and has not been made public; and

(3) requires the Leader of the Government, pursuant to Standing Order 10.01, to table in the Council, within four weeks of the House agreeing to this resolution, the final report for the systemic review of police oversight and/or any related reports — put and agreed to.

6 TOBACCO AMENDMENT (TOBACCO RETAILER AND WHOLESALER LICENSING SCHEME) BILL 2024 — The Acting President read a Message from the Assembly informing the Council that they have agreed to the amendment made by the Council in this Bill.

7 PRODUCTION OF DOCUMENTS — LAND USE IN THE GRAMPIANS AND ARAPILES REGION — David Limbrick moved, That this House —

(1) notes —

(a) the recently announced climbing bans at Mount Arapiles-Tooan State Park have caused significant distress and alarm within the climbing community and the local town of Natimuk;

(b) this follows from previous climbing bans and land use restrictions in the Grampians National Park;

(c) that consultation related to Aboriginal cultural heritage management does not allow for an open and transparent process that can foster broad inclusion and balance the needs of different land users;

(2) requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council, within eight weeks of the House agreeing to this resolution, documents related to the *Greater Gariwerd Landscape Management Plan* and the draft Dyurrite Cultural Landscape Management Plan Amendment, including but not limited to —

(a) all cultural heritage and environmental reports from the Grampians and Arapiles region for the last ten years;

(b) all reports associated with the Grampians Peaks Trail; and

(c) all reports, including draft reports, relating to rock climbing.

Debate ensued.

Question — put and agreed to.

8 NEWLY APPROVED COAL AND GAS PROJECTS — Sarah Mansfield moved, That this House —

(1) notes that we are in a climate emergency, caused by burning fossil fuels such as coal, gas and oil; and

(2) condemns the Albanese Labor Government for approving 28 new coal and gas projects since coming to power, including three new coal mine expansions in September that will generate more than 1.3 billion tonnes of greenhouse gas emissions in their lifetime.

Debate ensued.

Sheena Watt moved, as amendments, That —

1. In paragraph (2) **omit** all words and expressions after "condemns the" and **replace** them with "Victorian Greens for wasting this Chamber's time debating the Albanese Labor Government's record on energy investments; and".
2. After paragraph (2) **insert** the following:
   "(3) calls on members of the Victorian Greens parliamentary party to continue resigning their seats to run in the next federal election if they are more interested in the federal government.".

Debate ensued.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

9 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

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QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Proposed Great Forest National Park (QwN 759)** — substantive question asked by Jeff Bourman — response from Gayle Tierney due Friday, 29 November 2024.
- **Prospecting on private land (QwN 761)** — substantive and supplementary questions asked by David Limbrick — response from Ingrid Stitt due Friday, 29 November 2024.

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CONSTITUENCY QUESTIONS — Members asked constituency questions.

10 NEWLY APPROVED COAL AND GAS PROJECTS — Debate continued on the question, That this House —

(1) notes that we are in a climate emergency, caused by burning fossil fuels such as coal, gas and oil; and

(2) condemns the Albanese Labor Government for approving 28 new coal and gas projects since coming to power, including three new coal mine expansions in September that will generate more than 1.3 billion tonnes of greenhouse gas emissions in their lifetime — and on the amendments moved by Sheena Watt, That —

1. In paragraph (2) **omit** all words and expressions after "condemns the" and **replace** them with "Victorian Greens for wasting this Chambers time debating the Albanese Labor Government's record on energy investments; and".
2. After paragraph (2) **insert** the following:
   "calls on members of the Victorian Greens parliamentary party to continue resigning their seats to run in the next federal election if they are more interested in the federal government.".

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — That the amendments moved by Sheena Watt be agreed to — put.

The Council divided — The President in the Chair.

AYES, 16

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; Tom McIntosh; 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, 22

Melina Bath; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Original question — put.

The Council divided — The 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, 32

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; 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 negatived.

11 BUSINESS POSTPONED — Ordered — That the consideration of notice of motion, general business, No. 749, be postponed until later this day.

12 LEGAL AND SOCIAL ISSUES COMMITTEE — CAPSICUM SPRAY FOR PERSONAL DEFENCE — David Limbrick moved, That this House —

(1) notes —

(a) recent increases in violent crimes, particularly knife attacks in public places, increases in residential aggravated burglaries, and significant increases in aggravated assaults of females;

(b) the blame for these crimes rests solely with the perpetrators, not the victims;

(c) that the innate ability to deter and defend against attacks varies, with women and the elderly generally being more vulnerable;

(d) that capsicum spray can assist with deterrence and self-defence, particularly for the vulnerable;

(e) the use of capsicum spray is generally non-lethal and only requires minimal training;

(f) that capsicum spray is unlikely to be used in criminal attacks;

(g) that stores in Western Australia where these products are legal have seen increased sales in recent months;

(h) a petition started by Victorian woman Jayde Howard to legalise capsicum spray for self-defence has gathered nearly 15,000 signatures; and

(2) requires the Legal and Social Issues Committee to inquire into, consider and report, by March 2026, on permitting the use of capsicum spray for personal defence, including any issues related to amending Schedule 2 of the Control of Weapons Regulations 2021 to remove the prohibition on capsicum spray and any other related matters.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 18

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

13 BUSINESS POSTPONED — Ordered — That the consideration of notice of motion, general business, No. 754, be postponed until later this day.

14 OMBUDSMAN REFERRAL — VICTORIAN CURRICULUM AND ASSESSMENT AUTHORITY'S PROCESS ERRORS DURING THE 2024 VCE EXAMINATIONS — Georgie Crozier moved, That, pursuant to section 16 of the *Ombudsman Act 1973*, this House refers the following matters to the Ombudsman for investigation and report —

(1) the Victorian Curriculum and Assessment Authority's (VCAA) admission of a significant error, which led to thousands of Victorian Certificate of Education (VCE) students gaining access to sample exam cover sheets containing nearly identical questions and case studies to those in their final exams;

(2) the impact of this error on the integrity of the VCE examination process;

(3) the adequacy of the VCAA's response, which included minor alterations to compromised exams and replacement of instruction booklets, while allegedly failing to fully address the integrity issues and potential disadvantage caused to other students;

(4) a review of the role and accountability of executive staff at the VCAA for the systemic errors; and

(5) a complete review of the systems, processes, and resources used for the VCE examinations, given the evidence of a pattern of systemic failure over at least three years.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 16

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 19

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; 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.

Business interrupted at 5.18 pm, pursuant to Sessional Orders.

15 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

Business interrupted at 5.52 pm, pursuant to Sessional Orders.

16 PETITIONS (QUALIFYING FOR DEBATE) — BUS NETWORK REFORM FOR WESTERN SUBURBS — David Ettershank moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

17 INAUGURAL SPEECH — ANASINA GRAY-BARBERIO — Pursuant to an order of the Council on 26 November 2024, Anasina Gray-Barberio made her inaugural speech.

18 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.24 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 97 — Thursday, 28 November 2024

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 COMMITTEE MEMBERSHIP — The President advised the House that Danny O'Brien, Member for Gippsland South, resigned from the Public Accounts and Estimates Committee, effective from 27 November 2024.

3 CORRECTIONS AMENDMENT (ASSISTED REPRODUCTIVE TREATMENT) BILL 2024 — Georgie Crozier introduced *A Bill for an Act to amend the Corrections Act 1986 to provide that a prisoner does not have the right to undergo assisted reproductive treatment or any procedure for the purposes of another person undergoing assisted reproductive treatment 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.

4 PAPERS —

PAPERS PRESENTED BY DIRECTION OF THE GOVERNOR — Jaclyn Symes presented, by direction of the Governor, the:

County Court of Victoria Report, 2023-24 *(Ordered to be tabled).*

Magistrates' Court of Victoria Report, 2023-24 *(Ordered to be tabled).*

Supreme Court of Victoria Report, 2023-24 *(Ordered to be tabled)*.

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PAPERS PRESENTED BY ORDER OF THE COUNCIL —

Harriet Shing, by leave, presented the Metro Tunnel's Tunnel and Stations Public Private Partnership Project Summary Addendum 2, November 2024 *(Ordered to be tabled).*

Lizzie Blandthorn, by leave, presented the Inclusive Victoria's State disability plan: midway report 2022-2024 *(Ordered to be tabled).*

Gayle Tierney, by leave, presented the 2023-24 Sustainability Fund Activities Report *(Ordered to be tabled).*

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COMMITTEE REPORT — ECONOMY AND INFRASTRUCTURE COMMITTEE — Pursuant to section Standing Order 23.22, Georgie Purcell tabled a Report on the Inquiry into Local government funding and services (including Appendices, Extracts of Proceedings and Minority Reports) from the Economy and Infrastructure Committee, and presented Transcripts of Evidence *(Transcripts of Evidence ordered to be tabled and the Report published).*

Georgie Purcell 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 — Staff Wellbeing in Fire Rescue Victoria, November 2024 *(Ordered to be published)*.

Australian Grand Prix Corporation — Report, 2023-24.

Beaufort and Skipton Health Service — Report, 2023-24.

Caulfield Racecourse Reserve Trust — Report, 2023-24.

Cenitex — Report, 2023-24.

Central Gippsland Health Service — Report, 2023-24.

Commissioner for Environmental Sustainability — Minister's report of receipt of the 2023-24 Report.

Community Visitors — Report, 2023-24 *(Ordered to be published)*.

Consumer Affairs Victoria — Report, 2023-24 *(Ordered to be published)*.

Corangamite Catchment Management Authority — Report, 2023-24.
Country Fire Authority (CFA) — Report, 2023-24.
Court Services Victoria — Report, 2023-24.
Crimes (Assumed Identities) Act 2004 —
Report, 2020-21, under section 31 of the Act, by the Independent Broad-based Anti-corruption Commission.
Report, 2021-22, under section 31 of the Act, by the Independent Broad-based Anti-corruption Commission.
Report, 2022-23, under section 31 of the Act, by the Independent Broad-based Anti-corruption Commission.
Report, 2023-24, under section 31 of the Act, by Victoria Police.
Dhelkunya Dja Land Management Board — Minister's report of receipt of the 2023-24 Report.
East Gippsland Region Water Corporation — Report, 2023-24.
Environment Protection Authority (EPA) — Report, 2023-24.
Fire Services Implementation Monitor — Report, 2023-24.
Fisheries Act 1995 — Report, 2023-24 on the disbursement of Recreational Fishing Licence Revenue from the Recreational Fishing Licence Trust Account.
Forensic Leave Panel — Report, 2023.
Gunaikurnai Traditional Owner Land Management Board — Minister's report of receipt the 2023-24 Report.
Harness Racing Victoria — Report, 2023-24.
Heritage Council of Victoria — Minister's report of receipt of the 2023-24 Report.
Melbourne Convention and Exhibition Trust — Report, 2023-24.
Mental Health and Wellbeing Commission — Report, 2023-24.
Mental Health Complaints Commissioner — Report, 1 July to 30 August 2023.
Mildura Base Public Hospital — Report, 2023-24.
National Parks Act 1975 — Report, 2023-24 on the working of the Act.
Phillip Island Nature Parks — Report, 2023-24.
Professional Standards Council of Victoria — Report, 2023-24.
Puffing Billy Railway Board — Report, 2023-24.
Racing Integrity Commissioner — Report, 2023-24.
Robinvale District Health Services (RDHS) — Report, 2023-24.
Safe Transport Victoria — Report, 2023-24.
Seymour Health — Report, 2023-24.
Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule No. 132.
Surveillance Devices Act 1999 —
Report, 2021-22, under section 30L, by the Independent Broad-based Anti-corruption Commission.
Report, 2022-23, under section 30L, by the Independent Broad-based Anti-corruption Commission.
Reports, 2023-24, under section 30L, by the —
Independent Broad-based Anti-corruption Commission.
Environment Protection Authority.
Surveyors Registration Board — Minister's report of receipt of the 2023-24 Report.
Sustainability Victoria — Report, 2023-24.

Treaty Authority — Report, 2023-24.
Triple Zero Victoria — Report, 2023-24.
Trust for Nature (Victoria) — Report, 2023-24.
VicForests — Report, 2023-24.
Victims of Crime Commissioner — Report, 2023-24.
Victorian Civil and Administrative Tribunal (VCAT) — Report, 2023-24.
Victorian Environmental Assessment Council — Report, 2023-24.
Victorian Fisheries Authority — Report, 2023-24.
Victorian Gambling and Casino Control Commission — Report, 2023-24.
Victorian Institute of Forensic Medicine — Report, 2023-24.
Victorian Institute of Forensic Mental Health (Forensicare) — Report, 2023-24.
Victorian Marine and Coastal Council — Report, 2023-24.
Victorian Planning Authority — Report, 2023-24.
Victorian Responsible Gambling Foundation — Report, 2023-24.
Yarram and District Health Service — Report, 2023-24.

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PAPER PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following paper:

Response from the Minister for Treaty and First Peoples to petition titled Halt Barengi Gadjin Land Council Recognition and Settlement Agreement (petition No. 510) (presented by Joe McCracken on 15 October 2024) *(released on 27 November 2024)*.

* * * * *

PROCLAMATION — The Clerk tabled a proclamation of the Governor in Council fixing an operative date for the following Act:

Justice Legislation Amendment (Integrity, Defamation and Other Matters) Act 2024 — Division 2 of Part 12 — 10 February 2025 *(Gazette S648, 26 November 2024).*

5 PRODUCTION OF DOCUMENTS —

ROAD AND RAIL BRIDGE INFRASTRUCTURE — The Clerk tabled a letter from the Attorney-General, dated 20 November 2024, in response to a resolution of the Council on 30 October 2024 (on the motion of Moira Deeming), relating to road and rail bridge infrastructure, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

* * * * *

GOVERNMENT AGREEMENTS WITH ELBIT SYSTEMS AND THE ISRAEL MINISTRY OF DEFENSE — In response to a resolution of the Council on 15 May 2024 (on the motion of Sarah Mansfield), relating to Government agreements with Elbit Systems and the Israel Ministry of Defense, the Clerk tabled —

- one document in part and schedules of the three documents identified within the scope of the Order; and
- a letter from the Attorney-General, dated 21 November 2024, making a claim of executive privilege in relation to two documents in full and one document in part.

* * * * *

FUNDING VICTORIA'S HEALTH SERVICES — In response to a resolution of the Council on 14 August 2024 (on the motion of Georgie Crozier), and further to the Government's

initial response on 27 August 2024, relating to funding Victoria's health services, the Clerk tabled —

- a schedule of the 83 documents identified within the scope of the Order; and
- a letter from the Attorney-General, dated 25 November 2024, making a claim of executive privilege in relation to all 83 documents in full.

6 SITTING OF THE COUNCIL — Gayle Tierney moved, That the Council, at its rising, adjourn until Tuesday, 4 February 2025.

Question — put and agreed to.

7 MEMBERS' STATEMENTS — Members made statements.

8 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 770, be postponed until later this day.

9 STATE TAXATION FURTHER AMENDMENT BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Evan Mulholland *(EM24C)* circulated amendments proposed to be moved during Committee of the whole.

Business interrupted at 12.00 noon.

10 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

11 STATE TAXATION FURTHER AMENDMENT BILL 2024 — Debate continued on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

12 JUSTICE LEGISLATION AMENDMENT (COMMITTALS) BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Criminal Procedure Act 2009 and other Acts to reform the process for committal proceedings and for other purposes* and requesting the agreement of the Council.

On the motion of Gayle Tierney (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Gayle Tierney laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Gayle Tierney moved, That the Bill be now read a second time.

Gayle Tierney incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned for one week.

13 INQUIRIES AMENDMENT (YOORROOK JUSTICE COMMISSION RECORDS AND OTHER MATTERS) BILL 2024 — The President read a Message from the Assembly presenting

A Bill for an Act to amend the Inquiries Act 2014 and the Public Records Act 1973 in relation to the Yoorrook Justice Commission and for other purposes and requesting the agreement of the Council.

On the motion of Gayle Tierney (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Gayle Tierney laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Gayle Tierney moved, That the Bill be now read a second time.

Gayle Tierney incorporated the second reading speech in Hansard.

On the motion of Melina Bath, the debate was adjourned for one week.

14 DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (PARAMEDIC PRACTITIONERS) BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Drugs, Poisons and Controlled Substances Act 1981 to establish paramedic practitioners as a class of registered paramedics authorized to obtain, possess, use, sell and supply certain substances and for other purposes* and requesting the agreement of the Council.

On the motion of Gayle Tierney (for Ingrid Stitt), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Gayle Tierney laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Gayle Tierney moved, That the Bill be now read a second time.

Gayle Tierney incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier, the debate was adjourned for one week.

15 BUDGET PAPERS, 2024-25 — Debate resumed on the question, That the Budget Papers, 2024-25 be taken into consideration.

Question — put and agreed to.

16 ADJOURNMENT — Gayle Tierney moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.52 pm until Tuesday, 4 February 2025.

ROBERT McDONALD
Clerk of the Legislative Council

Published under the authority of the Legislative Council, Parliament of Victoria

COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 95, 96 and 97

TOBACCO AMENDMENT (TOBACCO RETAILER AND WHOLESALER LICENSING SCHEME) BILL 2024

Committed Tuesday, 26 November 2024

Amendments circulated: David Davis (DD153C) (p. 857) and Sarah Mansfield (SMA24C) (pp. 857-8)

Clause 1 — put and agreed to.

Clause 2 — David Davis moved amendment No. 1 *(DD153C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 2, as amended — put and agreed to.

Clauses 3 to 7 — put and agreed to.

Clause 8 — Sarah Mansfield moved amendment Nos. 1 to 3 *(SMA24C)*.

Question — That the amendments 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; Gaelle Broad; Georgie Crozier; David Davis; 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 negatived.

Clause 8 — put and agreed to.

Clauses 9 to 73 — put and agreed to.

Bill reported with an amendment.

AGED CARE RESTRICTIVE PRACTICES SUBSTITUTE DECISION-MAKER BILL 2024

Committed Tuesday, 26 November 2024

Clauses 1 to 25 — put and agreed to.

Bill reported without amendment.

* * * * *

STATE TAXATION FURTHER AMENDMENT BILL 2024

Committed Thursday, 28 November 2024

Amendments circulated: Evan Mulholland (EM24C) (p. 858)

Clause 1 — Evan Mulholland moved amendment No. 1 *(EM24C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 1 — put and agreed to.

Clauses 2 to 100 — put and agreed to.

Bill reported without amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. TOBACCO AMENDMENT (TOBACCO RETAILER AND WHOLESALER LICENSING SCHEME) BILL 2024

Amendment circulated by David Davis (DD153C)

1. Clause 2, lines 11 to 15, omit all words and expressions on these lines and substitute—

"(1) Subject to subsections (2) and (3), this Act comes into operation on a day or days to be proclaimed.

(2) If a provision of this Act (other than Division 3 of Part 3) does not come into operation before 1 July 2025, it comes into operation on that day.

(3) If Division 3 of Part 3 does not come into operation before 1 July 2026, it comes into operation on that day.".

Amendments circulated by Sarah Mansfield (SMA24C)

1. Clause 8, page 18, after line 11 insert—

"(6) Without limiting the grounds on which the Regulator may vary a licence under this section, the Regulator may do so if the Regulator considers that not making the variation would be adverse to public health or public safety having regard to—

(a) the number of licensed tobacco premises already in the vicinity of the proposed licenced tobacco premises; or

(b) the proximity of the proposed licensed tobacco premises to premises frequented by children.".

2. Clause 8, page 18, after line 25 insert—

"(3) Without limiting the grounds on which the Regulator may vary a licence under this section, the Regulator may do so if the Regulator considers that not making the variation would be adverse to public health or public safety having regard to—

(a) the number of licensed tobacco premises already in the vicinity of the proposed licenced tobacco premises; or

(b) the proximity of the proposed licensed tobacco premises to premises frequented by children.".

3. Clause 8, page 40, after line 8 insert—

"(3) In addition to subsection (1), and without limiting the grounds on which the Regulator may refuse to grant an application, the Regulator may refuse to grant a licence application, relocation application, variation application or renewal

application if the Regulator considers that the granting of the application would be adverse to public health or public safety having regard to—

(a) the number of licensed tobacco premises already in the vicinity of the proposed licenced tobacco premises; or

(b) the proximity of the proposed licensed tobacco premises to premises frequented by children.".

2. STATE TAXATION FURTHER AMENDMENT BILL 2024

Amendments circulated by Evan Mulholland (EM24C)

1. Clause 1, page 2, line 27, omit "a partial" and insert "an".

2. Clause 43, line 8, omit "wages to the extent that the GP" and insert "wages.".

3. Clause 43, lines 9 to 32 and page 43, lines 1 to 6, omit all words and expressions on these lines.

4. Clause 43, page 43, line 7, omit "(3)" and insert "(2)".

5. Clause 43, page 43, lines 8 to 36 and page 44, lines 1 to 11, omit all words and expressions on these lines.

6. Clause 43, page 44, lines 26 to 31, omit all words and expressions on these lines.

7. Clause 43, page 45, lines 1 to 3, omit all words and expressions on these lines.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 98, 99 and 100

No. 98 — Tuesday, 4 February 2025

1 The President took the Chair at 12.04 pm, read the Prayer and made an Acknowledgement of Country.

2 **THE LATE HONOURABLE JOHN EDWARD DELZOPPO OAM** — Jaclyn Symes moved, That this House expresses its sincere sorrow at the death, on 23 November 2024, of the Honourable John Edward Delzoppo OAM, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Assembly for the Electoral District of Narracan from 1982 to 1996 and as Speaker of the Legislative Assembly from 1992 to 1996.

Other members addressed the House.

Members rose in their places for one minute's silence as a mark of respect and the question was agreed to unanimously.

As a further mark of respect, the sitting was suspended for one hour.

[Sitting suspended from 12.11 pm to 1.13 pm]

3 **ASSENT TO ACTS** — The President read a Message from the Governor informing the Council that she had, on 3 December 2024, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

Aged Care Restrictive Practices Substitute Decision-maker Act 2024

State Taxation Further Amendment Act 2024

Tobacco Amendment (Tobacco Retailer and Wholesaler Licensing Scheme) Act 2024.

4 **COMMITTEE MEMBERSHIP** —

The President advised the House that the following members resigned from the Electoral Matters Committee —

(1) Brad Battin, Member for Berwick, effective from 1 February 2025;

(2) Wayne Farnham, Member for Narracan, effective from 3 February 2025;

(3) Luba Grigorovitch, Member for Kororoit, effective from today; and

(4) Emma Vulin, Member for Pakenham, effective from today.

The President advised the House that David Davis and Moira Deeming resigned from the Scrutiny of Acts and Regulations Committee, effective from 3 February 2025.

* * * * *

The President advised the House that Bev McArthur resigned from the Public Accounts and Estimates Committee, effective from today.

5 ECONOMY AND INFRASTRUCTURE COMMITTEE — EXTENSION TO REPORTING DATE — INQUIRY INTO THE VICTORIAN ELECTRICAL TRANSMISSION GRID — The President read a letter from the Chair of the Economy and Infrastructure Committee advising that the Committee agreed to extend the reporting date of its self-referred Inquiry into the Victorian electrical transmission grid from 20 December 2025 to 30 June 2026.

6 ACTING PRESIDENT — The President tabled the following Warrant discharging an Acting President:

LEGISLATIVE COUNCIL
VICTORIA

Pursuant to the provisions of Standing Order 2.12 of the Legislative Council, I discharge —

Mrs Bev McArthur

as an Acting President.

Given under my hand on 4 February 2025.

SHAUN LEANE
President of the Legislative Council

7 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of David Davis, the answers given by Lizzie Blandthorn to questions relating to Windsor Community Children's Centre (QwN 774) were ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Medical indemnity insurance – naloxone (QwN 780)** — substantive and supplementary questions asked by Sarah Mansfield — response from Ingrid Stitt due Wednesday, 5 February 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

8 PAPER — COMMITTEE REPORT — SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled Alert Digest No. 1 of 2025 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

9 PETITIONS —

DESIST FROM HIGH-RISE HIGH-DENSITY ZONE PLANNING — Georgie Crozier presented a petition bearing 313 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to desist from the announced high-rise high-density zones and re-commence proper discussions and consultation with local communities and councils and heritage peak bodies in all ten affected zones prior to taking any further planning actions *(Ordered to be tabled).*

On the motion of Georgie Crozier, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

INQUIRY INTO THE STATE OF VICTORIA'S ROADS — Bev McArthur presented a petition bearing 103 signatures from certain citizens of Victoria requesting that the Legislative Council require the Economy and Infrastructure Committee to inquire into, consider and report on the state of Victoria's roads *(Ordered to be tabled).*

10 PAPERS —

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Administrator of the National Health Funding Pool — Report, 2023-24.

Financial Management Act 1994 — 2024-25 Budget Update *(released on 13 December 2024 – a non-sitting day)*.

Interpretation of Legislation Act 1984 — Notices under section 32(3)(a)(iii) in relation to —

Accessible Parking Permit Scheme *(Gazette G2, 9 January 2025)*.

EPA Designation – Classification of PFAS-impacted soil *(Gazette G1, 2 January 2025)*.

Land Acquisition and Compensation Act 1986 — Minister's certificates of 10 December 2024 to not require the service of a notice of intention to acquire land, under section 7 of the Act.

Legal Profession Uniform Law Application Act 2014 — Practitioner Remuneration Order 2025.

Local Jobs First — Report, 2023-24.

Melbourne City Link Act 1995 — Operating Services Agreement Direct Deed: CityLink and Exhibition Street Extension, under sections 15(2) and 15D(6) of the Act.

Members of Parliament (Standards) Act 1978 — Register of Interests — Return submitted by a Member of the Legislative Council — Primary Return, 6 December 2024 *(Ordered to be published)*.

National Health Practitioner Ombudsman and National Health Practitioner Privacy Commissioner — Report, 2023-24.

Planning and Environment Act 1987 —

Infrastructure contributions and development contribution levies — Report, 2023-24, under section 46GZJ of the Act.

Notices of approval of the —

Ararat Planning Scheme — Amendment C48.

Ballarat Planning Scheme — Amendment C253.

Campaspe Planning Scheme — Amendment C122.

Cardinia, Casey, Hume, Melton, Mitchell, Whittlesea and Wyndham Planning Schemes — Amendment GC206.
Colac Otway Planning Scheme — Amendment C130.
Glen Eira Planning Scheme — Amendments C263, C266 and C268.
Golden Plains Planning Scheme — Amendment C102.
Greater Bendigo Planning Scheme — Amendment C291.
Greater Dandenong Planning Scheme — Amendment C244.
Hepburn Planning Scheme — Amendment C88.
Hume Planning Scheme — Amendment C276.
Kingston Planning Scheme — Amendments C221 and C224.
Knox Planning Scheme — Amendment C203.
Latrobe Planning Scheme — Amendment C131.
Macedon Ranges Planning Scheme — Amendment C163.
Maribyrnong Planning Scheme — Amendment C184.
Maroondah Planning Scheme — Amendment C158.
Melbourne Planning Scheme — Amendments C384, C474, C475 and C476.
Merri-bek Planning Scheme — Amendment C232.
Mildura and Swan Hill Planning Schemes — Amendment GC202.
Mildura Planning Scheme — Amendment C121.
Monash Planning Scheme — Amendment C157.
Mornington Peninsula Planning Scheme — Amendment C271.
Nillumbik Planning Scheme — Amendment C153.
Port Phillip Planning Scheme — Amendment C217.
Stonnington Planning Scheme — Amendment C348.
Swan Hill Planning Scheme — Amendment C78.
Victoria Planning Provisions — Amendments VC237, VC269, VC272 and VC273.
Whitehorse Planning Scheme — Amendment C254.
Whittlesea Planning Scheme — Amendment C278.
Wodonga Planning Scheme — Amendment C144.
Yarra Ranges Planning Scheme — Amendment C224.

Project Development and Construction Management Act 1994 — Nomination Order and Application Order of 10 December 2024, and a statement of reasons for making a Nomination Order of 3 December 2024, under section 9 of the Act.

Radiation Advisory Committee — Report, 2023-24.

Statutory Rules under the following Acts of Parliament —

Assisted Reproductive Treatment Act 2008 — No. 141/2024.
Circular Economy (Waste Reduction and Recycling) Act 2021 — No. 138/2024.
County Court Act 1958 — No. 135/2024.
Fire Rescue Victoria Act 1958 — No. 131/2024.
Magistrates' Court Act 1989 — No. 134/2024.
National Gas (Victoria) Act 2008 — No. 137/2024.
Occupational Health and Safety Act 2004 — No. 132/2024.
Residential Tenancies Act 1997 — No. 130/2024.
Service Victoria Act 2018 — No. 140/2024.
Subordinate Legislation Act 1994 — No. 136/2024.
Victorian Civil and Administrative Tribunal Act 1998 — No. 133/2024.

Water Industry Act 1994 — No. 139/2024.

Subordinate Legislation Act 1994 —

Documents under section 15 in relation to Statutory Rule Nos. 129/2024, 131/2024, 133/2024, 134/2024, 135/2024, 136/2024, 138/2024, 139/2024, 140/2024 and 141/2024.

Legislative Instruments and related documents under section 16B in respect of —

EPA Designation – Classification of PFAS-impacted soil, under the Environment Protection Act 2017.

Order to fix the greenhouse gas reduction rates for electricity and for gas in 2025, under the Victorian Energy Efficiency Target Act 2007.

* * * * *

PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Government response to the Economy and Infrastructure Committee's Report on Inquiry into pig welfare in Victoria *(released on 20 December 2024 – a non-sitting day)*.

Responses from the Minister for Environment to petitions titled —

Resolve corella issue in Bridgewater (petition No. 568) (presented by Gaelle Broad on 27 August 2024) *(released on 3 December 2024 – a non-sitting day)*.

Stop the aerial culling of deer (petition No. 578) (presented by Jeff Bourman on 26 November 2024) *(released on 4 February 2025)*.

Response from the Minister for Local Government to petition titled Cease the rollout of the Rainbow Libraries Toolkit (petition No. 601) (presented by Bev McArthur on 29 October 2024) *(released on 19 December 2024 – a non-sitting day)*.

Responses from the Minister for Planning to petitions titled —

Desist from high-rise high-density zone planning (petition Nos. 604 and 607) (presented by David Davis on 12 November 2024 and 26 November 2024) *(released on 20 December 2024 – a non-sitting day)*.

Kongwak Butter Factory development (petition No. 608) (presented by Renee Heath on 27 November 2024) *(released on 5 December 2024 – a non-sitting day)*.

Response from the Minister for Ports and Freight to petitions titled Restore the Newhaven Jetty (petition Nos. 561 and 593) (presented by Melina Bath on 17 October 2024) *(released on 17 December 2024 – a non-sitting day).*

Response from the Minister for Transport Infrastructure to petition titled Halt the closure of Progress Street in Dandenong South (petition No. 541) (presented by Ann-Marie Hermans on 15 October 2024) *(released on 4 December 2024 – a non-sitting day)*.

Response from the Premier to petitions titled End partnership with Elbit Systems (petition Nos. 547 and 553) (presented by Samantha Ratnam on 18 June 2024 and 2 May 2024) *(released on 6 December 2024 – a non-sitting day)*.

PROCLAMATIONS — The Clerk tabled proclamations of the Governor in Council fixing operative dates for the following Acts:

Aboriginal Land Legislation Amendment Act 2024 — Whole Act (other than Part 2) — 1 January 2025 *(Gazette S671, 3 December 2024)*.

Energy and Public Land Legislation Amendment (Enabling Offshore Wind Energy) Act 2024 — Remaining provisions — 19 December 2024 *(Gazette S686, 10 December 2024)*.

Health Legislation Amendment (Regulatory Reform) Act 2024 — Parts 2 and 3 — 1 January 2025 — Parts 4, 5, 6, 7, 8 and 9 — 1 March 2025 *(Gazette S700, 17 December 2024)*.

Prahran Mechanics' Institute Repeal Act 2024 — Whole Act — 1 January 2025 *(Gazette S700, 17 December 2024)*.

11 PRODUCTION OF DOCUMENTS —

MINISTERIAL ADVISORY COMMITTEE ON INFRASTRUCTURE CONTRIBUTIONS — In response to a resolution of the Council on 15 May 2024 (on the motion of David Davis), relating to the Ministerial advisory committee on infrastructure contributions, the Clerk tabled —

- nine documents and schedules of the 11 documents identified within the scope of the Order; and
- a letter from the Attorney-General, dated 26 November 2024, making a claim of executive privilege in relation to two documents in full.

* * * * *

SOCIAL HOUSING REGULATION REVIEW FINAL REPORT — The Clerk tabled a letter from the Treasurer, dated 20 December 2024, one document and a schedule of the document identified, in response to a resolution of the Council on 16 October 2024 (on the motion of Samantha Ratnam), relating to the Social Housing Regulation Review final report.

* * * * *

LAND USE IN THE GRAMPIANS AND ARAPILES REGION — The Clerk tabled a letter from the Attorney-General, dated 31 January 2025, in response to a resolution of the Council on 27 November 2024 (on the motion of David Limbrick), relating to land use in the Grampians and Arapiles region, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

* * * * *

UNPROTECTION OF DINGOES ORDER IN COUNCIL — In response to a resolution of the Council on 13 November 2024 (on the motion of Georgie Purcell), relating to the unprotection of dingoes Order in Council, the Clerk tabled a letter from the Attorney-General, dated 31 January 2025, advising that there —

- was insufficient time to respond and that a final response to the Order would be provided as soon as possible; and
- is currently a legal proceeding in the Supreme Court related to the dingo Order in Council and noting the sub judice convention that is observed and applied by the Council.

REVIEW OF POLICE OVERSIGHT — The Clerk tabled a letter from the Treasurer, dated 3 February 2025, one document and a schedule of the document identified, in response to a resolution of the Council on 27 November 2024 (on the motion of Rachel Payne), relating to the review of police oversight.

12 BUSINESS OF THE COUNCIL — David Davis moved, by leave, That the following general business take precedence on Wednesday, 5 February 2025 —

(1) order of the day No. 2, second reading of the Constitution Amendment (Abortion) Bill 2024;
(2) notice of motion given this day by David Davis on crime in Prahran;
(3) notice of motion given this day by Evan Mulholland on infrastructure in Werribee;
(4) notice of motion given this day by Georgie Crozier on Victoria's health system; and
(5) notice of motion given this day by Sarah Mansfield on access to abortion.

Question — put and agreed to.

13 MEMBERS' STATEMENTS — Members made statements.

14 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 778, and orders of the day Nos. 1 and 2, be postponed until later this day.

15 EDUCATION AND TRAINING REFORM AMENDMENT BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Question — put.

The Council divided — The President in the Chair.

AYES, 35

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; 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, 1

David Limbrick.

(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, 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.

16 ADJOURNMENT — Gayle Tierney moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.51 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 99 — Wednesday, 5 February 2025

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 COMMITTEE MEMBERSHIP — The President advised the House that David Davis resigned from the Economy and Infrastructure Standing Committee, effective from 4 February 2025.

3 PETITION — SAVE SILVERLEAVES FROM COASTAL EROSION — Melina Bath presented a petition bearing 4,370 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to urgently fund and implement the Department of Energy, Environment and Climate Action's proposed geotextile revetment to protect homes, public infrastructure and public land in the short term, and work collaboratively with the Silverleaves community to plan and fund long-term solutions to mitigate and manage coastal erosion *(Ordered to be tabled)*.

The petition having received the required number of signatures, Melina Bath listed the petition for future debate during Petitions (qualifying for debate).

4 PAPER PRESENTED UNDER AN ACT OF PARLIAMENT — The Clerk tabled the following paper:

Auditor-General — Reporting on Local Government Performance: Follow-up, February 2025 *(Ordered to be published).*

5 COMMITTEE MEMBERSHIP — David Davis moved, by leave, That David Davis be a participating member of the Economy and Infrastructure Standing Committee.

Question — put and agreed to.

6 MEMBERS' STATEMENTS — Members made statements.

7 CONSTITUTION AMENDMENT (ABORTION) BILL 2024 — Sarah Mansfield laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Sarah Mansfield moved, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned for two weeks.

8 PRODUCTION OF DOCUMENTS — SUBURBAN RAIL LOOP RISK REGISTER — David Davis moved, That this House —

(1) notes —

(a) the Suburban Rail Loop (SRL) project is the largest infrastructure project in Victoria's history and is not yet fully funded;

(b) the SRL project has already seen the cost of the project escalate from $50 billion for three stages to at least $34.5 billion for stage one alone;

(c) an early version of the SRL Risk Register, a strategic risks spreadsheet created prior to March 2020, was released by the Suburban Rail Loop Authority under the Victorian Civil and Administrative Tribunal's direction of 12 December 2024 in case Z773/2022;

(2) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council —

(a) within three weeks of the House agreeing to this resolution, the most recent SRL Risk Register; and

(b) every three months commencing from the date of tabling of the register in paragraph (2)(a) until the expiration of the project or the expiration of the 60th Parliament, the most current version of the SRL Risk Register.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

9 CRIME IN PRAHRAN — David Davis moved, That this House notes —

(1) the resignation of the Victorian Greens party member Mr Sam Hibbins as the Member for Prahran;

(2) the by-election is to be held in Prahran on 8 February 2025;

(3) that despite the significant increase in local population, between 2020 and 2023 the Prahran Police Station experienced a fall of 16 per cent in the total number of weekday staff and a fall of 27 per cent in the total number of weekend staff, and all too often the Prahran Police Station has not been open and fully staffed;

(4) independent Crime Statistics Agency data for the year ending 30 September 2024 shows total recorded criminal incidents in the Prahran electorate to be rising to record highs, including the increase of —

(a) residential burglaries in Prahran by 39 per cent;

(b) motor vehicle theft in Prahran by 68 per cent;

(c) thefts from motor vehicles in South Yarra by 64 per cent;

(d) residential burglaries in South Yarra by 43 per cent;

(e) retail theft in Windsor by 158 per cent; and

(5) the tolerance bordering on acquiescence of the Victorian Greens for the rising incidence of crime, particularly violent crime in Prahran.

Debate ensued.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

10 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Animals impacted by Grampians bushfires (QwN 783)** — substantive and supplementary questions asked by Georgie Purcell — response from Gayle Tierney due Friday, 7 February 2025.

- **WorkCover modernisation scheme (QwN 787)** — substantive and supplementary questions asked by Aiv Puglielli — response from Jaclyn Symes due Friday, 7 February 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

11 CRIME IN PRAHRAN — Debate continued on the question, That this House notes —

(1) the resignation of the Victorian Greens party member Mr Sam Hibbins as the Member for Prahran;

(2) the by-election is to be held in Prahran on 8 February 2025;

(3) that despite the significant increase in local population, between 2020 and 2023 the Prahran Police Station experienced a fall of 16 per cent in the total number of weekday staff and a fall of 27 per cent in the total number of weekend staff, and all too often the Prahran Police Station has not been open and fully staffed;

(4) independent Crime Statistics Agency data for the year ending 30 September 2024 shows total recorded criminal incidents in the Prahran electorate to be rising to record highs, including the increase of —

(a) residential burglaries in Prahran by 39 per cent;

(b) motor vehicle theft in Prahran by 68 per cent;

(c) thefts from motor vehicles in South Yarra by 64 per cent;

(d) residential burglaries in South Yarra by 43 per cent;

(e) retail theft in Windsor by 158 per cent; and

(5) the tolerance bordering on acquiescence of the Victorian Greens for the rising incidence of crime, particularly violent crime in Prahran.

Question — put.

The Council divided — The President in the Chair.

AYES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; 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.

12 INFRASTRUCTURE IN WERRIBEE — Evan Mulholland moved, That this House notes —

(1) the resignation of the Hon. Tim Pallas, former Treasurer, as the Member for Werribee;

(2) the by-election is to be held in Werribee on 8 February 2025;

(3) that Labor has taken Werribee and other western Melbourne seats for granted for too long, failing to provide adequate infrastructure given the massive population growth, including —

(a) electrifying lines to Wyndham Vale, despite promising to do so;

(b) neglecting Werribee's bus network which will suffer another blow after manufacturers were banned by Labor from ordering replacement diesel buses;

(c) building adequate road infrastructure, forcing the growing local community to wait endlessly in traffic;

(d) the Suburban Rail Loop West which has no estimated construction and completion dates and is simply a cynical ploy by Labor to string along the long-suffering people of the west;

and calls on the Labor Government to finally prioritise the people of Werribee over Premier Jacinta Allan's Suburban Rail Loop.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put.

The Council divided — The President in the Chair.

AYES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; 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; 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.

13 BUSINESS POSTPONED — Ordered — That the consideration of notice of motion, general business, No. 790, be postponed until later this day.

14 ACCESS TO ABORTION — Sarah Mansfield moved, That this House —

(1) notes that it was 17 years since abortion was decriminalised in Victoria;

(2) acknowledges the many decades of advocacy by fearless individuals that preceded abortion reforms;

(3) recognises that significant barriers still exist for people seeking to terminate a pregnancy, including —

(a) social stigma;

(b) some healthcare providers' refusal to participate in abortion provision;

(c) costs associated with surgical and medication treatment options as well as employment leave, travel and childcare arrangements;

(d) the complete lack of service provision in many local government areas across Victoria;

(4) further notes the recent efforts in multiple parliaments across Australia seeking to limit and/or repeal reproductive freedoms and access to abortion services;

(5) reaffirms its commitment to abortion as essential, routine healthcare and a basic right; and

(6) commits to actively guard against current and future threats to abortion and Victorians' reproductive freedoms, including but not limited to consideration of amendments to the *Constitution Act 1975*.

Debate ensued.

Business interrupted at 5.15 pm, pursuant to Sessional Orders, the debate stood adjourned in the name of Harriet Shing.

15 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

Business interrupted at 5.48 pm, pursuant to Sessional Orders.

16 PETITIONS (QUALIFYING FOR DEBATE) — RESTRICT EMERGENCY MANAGEMENT DAYS FOR VIOLENT AND HIGH-RISK PRISONERS — Renee Heath moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

17 ADJOURNMENT — Harriet Shing moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.00 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 100 — Thursday, 6 February 2025

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 ACTING PRESIDENT — The President tabled the following Warrant nominating an Acting President:

LEGISLATIVE COUNCIL
VICTORIA

Pursuant to the provisions of Standing Order 2.12 of the Legislative Council, I hereby nominate —

Mrs Gaelle Broad

to be an Acting President whenever requested to do so by the President or Deputy President.

Given under my hand on 6 February 2025.

SHAUN LEANE
President of the Legislative Council

3 PETITION — DESIST FROM HIGH-RISE HIGH-DENSITY ZONE PLANNING — David Davis presented a petition bearing 259 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to desist from the announced high-rise high-density zones and recommence proper discussions and consultation

with local communities and councils and heritage peak bodies in all ten affected zones prior to taking any further planning actions *(Ordered to be tabled)*.

On the motion of David Davis, the petition was ordered to be taken into consideration on the next day of meeting.

4 PAPERS —

PAPER PRESENTED BY DIRECTION OF THE GOVERNOR — Enver Erdogan presented, by direction of the Governor, the Children's Court of Victoria Report, 2023-24 *(Ordered to be tabled)*.

* * * * *

PAPER PRESENTED BY ORDER OF THE COUNCIL — Ingrid Stitt, by leave, presented the New Melton Hospital Project Summary, February 2025 *(Ordered to be tabled).*

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Parliamentary Committees Act 2003 — Government response to the Electoral Matters Committee's Report on the Inquiry into the conduct of the 2022 Victorian state election.

Residential Tenancies Bond Authority — Report, 2023-24.

Rural Northwest Health — Report, 2023-24.

Sentencing Advisory Council — Minister's report of receipt of 2023-24 Report.

* * * * *

PAPER PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following paper:

Government response to the Environment and Planning Committee's Report on the Inquiry into the 2022 flood event in Victoria.

5 SITTING OF THE COUNCIL — Jaclyn Symes moved, That the Council, at its rising, adjourn until Tuesday, 18 February 2025.

Question — put and agreed to.

6 COMMITTEE MEMBERSHIP —

Jaclyn Symes moved, by leave, That Jacinta Ermacora and Evan Mulholland be members of the Electoral Matters Committee.

Question — put and agreed to.

David Davis moved, by leave, That —

(1) Georgie Crozier be discharged as a member of the Procedure Committee;
(2) David Davis be a member of the Procedure Committee;
(3) Richard Welch be a member of the Public Accounts and Estimates Committee;
(4) Richard Welch be discharged as a participating member of the Economy and Infrastructure Standing Committee; and
(5) Richard Welch be a member of the Economy and Infrastructure Standing Committee.

Question — put and agreed to.

7 MEMBERS' STATEMENTS — Members made statements.

8 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 806, be postponed until later this day.

9 DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (PARAMEDIC PRACTITIONERS) BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Business interrupted at 12.00 noon.

10 QUESTION TIME — QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of David Davis, the answers given by Harriet Shing to questions relating to Suburban Rail Loop material risks disclosure (QwN 792) wer ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Duck hunting season (QwN 794)** — substantive and supplementary questions asked by Jeff Bourman — response from Gayle Tierney due Monday, 10 February 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

11 DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (PARAMEDIC PRACTITIONERS) BILL 2024 — Debate continued on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

12 COMMITTEE MEMBERSHIP — The Deputy President advised the House that Ellen Sandell, Member for Melbourne, resigned from the House Committee, effective from today.

13 STATUTE LAW REPEALS BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and, by leave, read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

14 CONSUMER AND PLANNING LEGISLATION AMENDMENT (HOUSING STATEMENT REFORM) BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Residential Tenancies Act 1997, the Estate Agents Act 1980, the Owners Corporations Act 2006, the Conveyancers Act 2006, the Sale of Land Act 1962, the Planning and Environment Act 1987 and the Victorian Civil and*

Administrative Tribunal Act 1998 and for other purposes and requesting the agreement of the Council.

On the motion of Harriet Shing, 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.

15 RETIREMENT VILLAGES AMENDMENT BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Retirement Villages Act 1986, to make minor amendments to other Acts and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing, 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.

16 ADJOURNMENT — Gayle Tierney moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.10 pm until Tuesday, 18 February 2025.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 98, 99 and 100

EDUCATION AND TRAINING REFORM AMENDMENT BILL 2024
Committed Tuesday, 4 February 2025

Clauses 1 to 68 — put and agreed to.

Bill reported without amendment.

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DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (PARAMEDIC PRACTITIONERS) BILL 2024
Committed Thursday, 6 February 2025

Clauses 1 to 26 — put and agreed to.

Bill reported without amendment.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 101, 102 and 103

No. 101 — Tuesday, 18 February 2025

1 The President took the Chair at 12.02 pm, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACTS** — The President read a Message from the Governor informing the Council that she had, on 11 February 2025, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

Drugs, Poisons and Controlled Substances Amendment (Paramedic Practitioners) Act 2025

Education and Training Reform Amendment Act 2025

Statute Law Repeals Act 2025.

3 **COMMITTEE MEMBERSHIP** — The President advised the House that Dylan Wight, Member for Tarneit, resigned from the Integrity and Oversight Committee, effective from today.

4 **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:

- **Investigation of allegations against Victoria Police members (QwN 800)** — substantive and supplementary questions asked by Rachel Payne — response from Enver Erdogan due Thursday, 20 February 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

5 **PETITIONS** —

SAVE SILVERLEAVES FROM COASTAL EROSION — Melina Bath presented a petition bearing 34 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to urgently fund and implement the Department of

Energy, Environment and Climate Action's proposed geotextile revetment to protect homes, public infrastructure and public land in the short term, and work collaboratively with the Silverleaves community to plan and fund long-term solutions to mitigate and manage coastal erosion *(Ordered to be tabled).*

* * * * *

STOP THE CONSTRUCTION OF A WASTE TRANSFER STATION IN HAMPTON PARK — Ann-Marie Hermans presented a petition bearing 1,415 signatures from certain citizens of Victoria requesting that the Legislative call on the Government to ensure that a waste transfer station is not constructed in the South-Eastern Metropolitan Region by overturning approval of planning permit application PA23/0694, rejecting development license application APP032219, and investigating the processes which have led to the planning permit application being approved by the City of Casey *(Ordered to be tabled).*

6 PAPERS —

COMMITTEE REPORT — SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra presented Alert Digest No. 2 of 2025 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Education and Care Services National Law Act 2010 — Education and Care Services National Amendment (Transitional Provisions) Regulations 2024, under section 303 of the Act.

Land Acquisition and Compensation Act 1986 — Minister's certificate of 10 February 2025 to not require the service of a notice of intention to acquire land, under section 7 of the Act.

Ombudsman — Support when children are sexually abused at school: The Department of Education's response to abuse in a Victorian primary school, February 2025 *(released on 13 February 2025 – a non-sitting day).*

Planning and Environment Act 1987 — Notices of approval of the —

Greater Geelong Planning Scheme — Amendment C452.

Mitchell and Strathbogie Planning Schemes — Amendment GC234.

Mount Alexander Planning Scheme — Amendment C94.

Statutory Rule under the Food Act 1984 — No. 1.

* * * * *

PROCLAMATION — The Clerk tabled a proclamation of the Governor in Council fixing an operative date for the following Act:

Melbourne Convention and Exhibition Trust Amendment Act 2024 — Whole Act — 5 February 2025 *(Gazette S29, 4 February 2025)*.

7 BUSINESS OF THE COUNCIL — David Davis moved, by leave, That the following general business take precedence on Wednesday, 19 February 2025 —

(1) notice of motion given this day by David Davis on a new sessional order relating to the order of business on Wednesday;

(2) notice of motion No. 790, standing in Georgie Crozier's name on Victoria's health system;

(3) notice of motion given this day by Bev McArthur on the Colorectal and Pelvic Reconstruction Service; and

(4) notice of motion given this day by David Davis on the Victorian debt ceiling.

Question — put and agreed to.

8 COMMITTEE MEMBERSHIP — David Davis moved, by leave, That Wendy Lovell be discharged as a participating member of the Legal and Social Issues Standing Committee.

Question — put and agreed to.

9 MEMBERS' STATEMENTS — Members made statements.

10 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 806, be postponed until later this day.

11 INQUIRIES AMENDMENT (YOORROOK JUSTICE COMMISSION RECORDS AND OTHER MATTERS) BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Question — put.

The Council divided — The President in the Chair.

AYES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted.

Lizzie Blandthorn moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

12 ADJOURNMENT — Ingrid Stitt moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.33 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 102 — Wednesday, 19 February 2025

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PETITIONS —

STOP THE CREATION OF ANY NEW NATIONAL PARKS — Melina Bath presented a petition bearing 40,208 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to not create any new national parks and keep state forests open to public access and traditional activities *(Ordered to be tabled).*

The petition having received the required number of signatures, Melina Bath listed the petition for future debate during Petitions (qualifying for debate).

* * * * *

DESIST FROM HIGH-RISE HIGH-DENSITY ZONE PLANNING — Georgie Crozier presented a petition bearing 34 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to desist from the announced high-rise high-density zones and recommence proper discussions and consultation with local communities and councils and heritage peak bodies in all ten affected zones prior to taking any further planning actions *(Ordered to be tabled).*

* * * * *

STOP THE CONSTRUCTION OF A WASTE TRANSFER STATION IN HAMPTON PARK — Ann-Marie Hermans presented a petition bearing 3,001 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to ensure that a waste transfer station is not constructed in the South-Eastern Metropolitan Region by overturning approval of planning permit application PA23/0694, rejecting development license application APP032219, and investigating the processes which have led to the planning permit application being approved by the City of Casey *(Ordered to be tabled).*

The petition having received the required number of signatures, Ann-Marie Hermans listed the petition for future debate during Petitions (qualifying for debate).

* * * * *

RESTORE THE FYANSFORD PAPER MILL WATER RACE WALL — Bev McArthur presented a petition bearing 2,018 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to approve funding to restore the Fyansford Paper Mill water race wall breach, and to clear the water race of noxious weeds, rubbish, dead trees and non-native plants to enable water to flow again *(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.

3 WRONGS AMENDMENT (VICARIOUS LIABILITY) BILL 2025 — Rachel Payne introduced *A Bill for an Act to amend the Wrongs Act 1958 to make certain organisations vicariously liable for the abuse of children by persons akin to employees of those organisations and to consequentially amend the Victoria Police Act 2013 and for other purposes.*

On the motion of Rachel Payne, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

4 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General — Major Projects Performance Reporting 2024, February 2025 *(Ordered to be published)*.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule No. 1.

5 PRODUCTION OF DOCUMENTS — RECREATIONAL NATIVE BIRD HUNTING ARRANGEMENTS — In response to a resolution of the Council on 20 March 2024 (on the motion of Georgie Purcell), relating to recreational native bird hunting arrangements, the Clerk tabled —

- 21 documents and schedules of the 36 documents identified within the scope of the Order; and
- a letter from the Attorney-General, dated 17 February 2025, making a claim of executive privilege in relation to 15 documents in full.

6 COMMITTEE MEMBERSHIP — Sarah Mansfield moved, by leave, That Anasina Gray-Barberio be a participating member of the Legal and Social Issues Standing Committee.

Question — put and agreed to.

7 MEMBERS' STATEMENTS — Members made statements.

8 PRODUCTION OF DOCUMENTS — PLAN MELBOURNE — Evan Mulholland moved, That this House —

(1) notes that —

(a) the Suburban Rail Loop (SRL) was not specifically considered in Plan Melbourne;

(b) Victoria's Housing Statement sets a target to build 800,000 homes by 2034, and Plan Melbourne states 1.6 million homes will be required by 2051;

(c) according to government documents, the SRL East precincts are intended to accommodate 70,000 homes alone;

(2) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council within three weeks of the House agreeing to this resolution —

(a) the latest version of Plan Melbourne, be it a wholesale revision, draft, addendum or similar;

(b) reports from consultancies that have been or are intended to be used to inform an updated version of Plan Melbourne;

(c) submissions from third parties, including municipalities, that have been, or are intended to be, used to inform an updated version of Plan Melbourne; and

(d) any material presented in the last 12 months to the Minister for Planning regarding changes to Plan Melbourne.

Debate ensued.

The President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

9 SESSIONAL ORDERS — ORDER OF BUSINESS ON WEDNESDAY — David Davis moved, That until the end of the Session, unless otherwise ordered by the Council, Sessional Order 2 is revoked and replaced with the following Sessional Order to come into operation on the next sitting week:

2. Order of business – Wednesday

Standing Orders 5.02(2) and (3) are suspended and the following order of business will apply on Wednesday —

Messages
Formal business
Members' statements (up to 15 members)
Private member bills – moving second readings of bills for which precedence has been ordered
Short form documents motions (up to 2 motions)
General business
At 12.00 noon Questions
General business (continues)
At 5.15 pm, or after 300 minutes of general business has elapsed (whichever is later) Statements on tabled papers and petitions (30 minutes)
Petitions (qualifying for debate) (30 minutes)
Government business (maximum 60 minutes)
Adjournment (up to 20 members).

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 24

Melina Bath; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; David Ettershank; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 14

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; Tom McIntosh; 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 agreed to.

10 VICTORIA'S HEALTH SYSTEM — Georgie Crozier moved, That this House —

(1) condemns the Allan Labor Government for failing to manage Victoria's health system, including the amalgamation of health services across Victoria which will lead to a loss of frontline jobs, services and local community voice, and centralised decision-making;

(2) notes —

(a) the lack of community consultation by the Allan Labor Government on their plans to amalgamate health services and create Local Health Service Networks which has led to ongoing uncertainty for local communities, staff and hospital management;

(b) that no additional funding has been provided to establish the networks;

(3) further notes —

(a) the closure of critical healthcare services, as a result of budget cuts, leaving vulnerable Victorians without the support and management they deserve and need;

(b) that hospitals across the State are running massive deficits in excess of $1 billion;

(c) that hospitals have failed to maintain benchmark cash on hand holdings and are struggling to pay staff salaries and suppliers on time; and

(4) further notes that under the leadership of the Hon. Jacinta Allan MP, the Department of Health is in disarray and the Labor Government's financial mismanagement and record debt is starving funding from Victorian hospitals leading to poorer outcomes for Victorian patients.

Debate ensued.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

11 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of David Davis, the answers given by Jaclyn Symes to questions relating to the Suburban Rail Loop early works

package (QwN 806) were ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Native bird hunting season (QwN 807)** — substantive and supplementary questions asked by Georgie Purcell — response from Gayle Tierney due Friday, 21 February 2025.
- **Regional Victoria crime rates (QwN 809)** — substantive and supplementary questions asked by Rikkie-Lee Tyrrell — response from Enver Erdogan due Friday, 21 February 2025.
- **Medicinal cannabis driving changes – public information (QwN 811)** — substantive and supplementary questions asked by David Ettershank — response from Harriet Shing due Friday, 21 February 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

12 VICTORIA'S HEALTH SYSTEM — Debate continued on the question, That this House —

(1) condemns the Allan Labor Government for failing to manage Victoria's health system, including the amalgamation of health services across Victoria which will lead to a loss of frontline jobs, services and local community voice, and centralised decision-making;

(2) notes —

(a) the lack of community consultation by the Allan Labor Government on their plans to amalgamate health services and create Local Health Service Networks which has led to ongoing uncertainty for local communities, staff and hospital management;

(b) that no additional funding has been provided to establish the networks;

(3) further notes —

(a) the closure of critical healthcare services, as a result of budget cuts, leaving vulnerable Victorians without the support and management they deserve and need;

(b) that hospitals across the State are running massive deficits in excess of $1 billion;

(c) that hospitals have failed to maintain benchmark cash on hand holdings and are struggling to pay staff salaries and suppliers on time; and

(4) further notes that under the leadership of the Hon. Jacinta Allan MP, the Department of Health is in disarray and the Labor Government's financial mismanagement and record debt is starving funding from Victorian hospitals leading to poorer outcomes for Victorian patients.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put.

The Council divided — The President in the Chair.

AYES, 15

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; 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, 20

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; 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.

13 COLORECTAL AND PELVIC RECONSTRUCTION SERVICE AT THE ROYAL CHILDREN'S HOSPITAL — Bev McArthur moved, That this House —

(1) acknowledges that —

(a) the Colorectal and Pelvic Reconstruction Service (CPRS) at The Royal Children's Hospital is a world-class, patient-specific surgical, nursing and allied health service that provides comprehensive and innovative care for children and their families affected by anorectal malformations, Hirschsprung disease and chronic constipation;

(b) CPRS provides specialised outpatient clinics including nurse-led bowel management, stoma therapy, and a psychology clinic to support families in reducing the psychosocial impacts;

(c) the increasing number of patients treated by CPRS alleviates a significant burden on other health services in Melbourne and regional Victoria, as they lack the expertise to handle complex colorectal conditions;

(2) notes that the —

(a) CPRS is the first and only service of its kind in Australia and has had measurable positive impacts on the physical and emotional health of children and families;

(b) false economy of removing the direct and continuing wraparound care would inefficiently offload responsibility to unprepared emergency departments and healthcare providers;

(3) expresses concern over reports from patients and families indicating that CPRS in its original form will be shut down imminently;

(4) recognises the philanthropic support for the establishment of CPRS in 2020, which could be jeopardised by any reduction in services;

(5) calls on the —

(a) State Government to ensure CPRS continues in its original form to support children and families; and

(b) Minister for Health to liaise with the Federal Minister for Health to ensure the funding and future of this vital program is safeguarded indefinitely.

Debate ensued.

The President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put and agreed to.

14 BUSINESS POSTPONED — Ordered — That the consideration of the remaining notices of motion and orders of the day, general business, be postponed until the next day of meeting.

15 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

Business interrupted at 5.39 pm, pursuant to Sessional Orders.

16 PETITIONS (QUALIFYING FOR DEBATE) — RESTORE THE NEWHAVEN JETTY — Melina Bath moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

17 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.40 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 103 — Thursday, 20 February 2025

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PETITION — DESIST FROM HIGH-RISE HIGH-DENSITY ZONE PLANNING — David Davis presented a petition bearing 42 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to desist from the announced high-rise high-density zones and recommence proper discussions and consultation with local communities and councils and heritage peak bodies in all ten affected zones prior to taking any further planning actions *(Ordered to be tabled)*.

On the motion of David Davis, the petition was ordered to be taken into consideration on the next day of meeting.

3 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Family Violence Protection Act 2008 — Report on the implementation of the Family Violence Multi-Agency Risk Assessment and Management Framework, 2023-24.

Office of Public Prosecutions — Report, 2023-24.

Voluntary Assisted Dying Act 2017 — Review of the Operation of Victoria's *Voluntary Assisted Dying Act 2017*, October 2024, under section 116 of the Act.

4 RIGHT OF REPLY — VICTORIAN PEST ANIMAL CONTROL — Pursuant to Standing Order 21.03, the President tabled a Right of Reply from Jacob Haddad, Managing Director, Victorian Pest Animal Control relating to statements made by Georgie Purcell during questions without notice on 12 November 2024 *(Ordered to be published)*.

5 SITTING OF THE COUNCIL — Gayle Tierney moved, That the Council, at its rising, adjourn until Tuesday, 4 March 2025.

Question — put and agreed to.

6 MEMBERS' STATEMENTS — Members made statements.

7 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 824, be postponed until later this day.

8 JUSTICE LEGISLATION AMENDMENT (COMMITTALS) BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Evan Mulholland moved, as a reasoned amendment, That all the words after "That" be omitted and replaced with "the Bill be withdrawn and not reintroduced until the Government —

(1) explains why it has rejected the Victorian Law Reform Commission recommendation to empower the Magistrates' and Children's Courts to discharge the accused on a relevant indictable charge or charges if satisfied that there is no reasonable prospect of conviction; and

(2) commits to reviewing the implementation of the Bill to identify and remedy any demonstrable unfairness to defendants.".

Debate ensued.

Business interrupted at 12.00 noon.

9 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of Georgie Crozier, the answers given by Jaclyn Symes to questions relating to performance reporting on major projects (QwN 817) were ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Testing on rats (QwN 816)** — substantive and supplementary questions asked by Georgie Purcell — response from Gayle Tierney due Monday, 24 February 2025.
- **Fisheries enforcement officers (QwN 820)** — substantive question asked by Jeff Bourman — response from Gayle Tierney due Monday, 24 February 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

10 JUSTICE LEGISLATION AMENDMENT (COMMITTALS) BILL 2024 — Debate continued on the question, That the Bill be now read a second time — and on the reasoned amendment moved by Evan Mulholland — That all the words after "That" be omitted and replaced with "the Bill be withdrawn and not reintroduced until the Government —

(1) explains why it has rejected the Victorian Law Reform Commission recommendation to empower the Magistrates' and Children's Courts to discharge the accused on a relevant indictable charge or charges if satisfied that there is no reasonable prospect of conviction; and

(2) commits to reviewing the implementation of the Bill to identify and remedy any demonstrable unfairness to defendants.".

Question — That the reasoned amendment moved by Evan Mulholland be agreed to — put.

The Council divided — The President in the Chair.

AYES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

Ryan Batchelor; John Berger; 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.

Question — That the Bill be now read a second time — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

11 CONSUMER AND PLANNING LEGISLATION AMENDMENT (HOUSING STATEMENT REFORM) BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

David Davis *(DD157C)* 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.

12 SOCIAL HOUSING DEVELOPMENTS — John Berger moved, That this House —

(1) condemns the Liberal and Nationals Coalition for their —

(a) consistent efforts to undermine and oppose social housing developments in Victoria;

(b) disregard shown to the wellbeing and dignity of their most vulnerable constituents;

(2) notes that in —

(a) 2017, the Member for Brighton opposed a development in Hampton, building 207 new apartments;

(b) 2021, the Member for Sandringham opposed a proposal to build 1,048 apartments in Highett; and

(c) 2022, the former Liberal Minister for Housing believed low-income families had no place in the Member for Brighton's electorate as they would not have the latest sneakers or iPhones.

Debate ensued.

On the motion of Lee Tarlamis, the debate was adjourned until the next day of meeting.

13 ENERGY AND LAND LEGISLATION AMENDMENT (ENERGY SAFETY) BILL 2025 — The Acting President read a Message from the Assembly presenting *A Bill for an Act to amend the Electricity Safety Act 1998, the Gas Safety Act 1997, the Pipelines Act 2005, the Energy Safe Victoria Act 2005 and the Land Act 1958 and for other purposes* and requesting the agreement of the Council.

On the motion of Enver Erdogan (for Ingrid Stitt), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Enver Erdogan laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Enver Erdogan moved, That the Bill be now read a second time.

Enver Erdogan incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned for one week.

14 JUSTICE LEGISLATION AMENDMENT (ANTI-VILIFICATION AND SOCIAL COHESION) BILL 2024 — The Acting President read a Message from the Assembly presenting *A Bill for an Act to amend the Crimes Act 1958, the Equal Opportunity Act 2010 and the Bail Act 1977, to repeal the Racial and Religious Tolerance Act 2001 and to make consequential amendments to other Acts and for other purposes* and requesting the agreement of the Council.

On the motion of Enver Erdogan (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Enver Erdogan laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Enver Erdogan moved, That the Bill be now read a second time.

Enver Erdogan incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned for one week.

15 REGULATORY LEGISLATION AMENDMENT (REFORM) BILL 2025 — The Acting President read a Message from the Assembly presenting *A Bill for an Act to amend the Adoption Act 1984, the Births, Deaths and Marriages Registration Act 1996, the Children, Youth and Families Act 2005, the Circular Economy (Waste Reduction and Recycling) Act 2021, the Commissioner for Environmental Sustainability Act 2003, the Domestic Animals Act 1994, the Electricity Industry Act 2000, the Environment Protection Act 2017, the Essential Services Commission Act 2001, the Housing Act 1983, the Mineral Resources (Sustainable Development) Act 1990, the Mineral Resources (Sustainable Development) Amendment Act 2023, the Service Victoria Act 2018, the Subdivision Act 1988, the Transfer of Land Act 1958 and the Water Act 1989 and for other purposes* and requesting the agreement of the Council.

On the motion of Gayle Tierney (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Gayle Tierney laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Gayle Tierney moved, That the Bill be now read a second time.

Gayle Tierney incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned for one week.

16 ADJOURNMENT — Gayle Tierney moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.37 pm until Tuesday, 4 March 2025.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 101, 102 and 103

INQUIRIES AMENDMENT (YOORROOK JUSTICE COMMISSION RECORDS AND OTHER MATTERS) BILL 2024

Committed Tuesday, 18 February 2025

Clauses 1 to 8 — put and agreed to.

Bill reported without amendment.

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JUSTICE LEGISLATION AMENDMENT (COMMITTALS) BILL 2024

Committed Thursday, 20 February 2025

Clauses 1 to 63 — put and agreed to.

Bill reported without amendment.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 104, 105 and 106

No. 104 — Tuesday, 4 March 2025

1 The President took the Chair at 12.02 pm, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACTS** — The President read a Message from the Governor informing the Council that she had, on 25 February 2025, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

Inquiries Amendment (Yoorrook Justice Commission Records and Other Matters) Act 2025

Justice Legislation Amendment (Committals) Act 2025.

3 **QUESTION TIME** —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

Harriet Shing, by leave, tabled the Suburban Rail Loop Authority's Business and Investment Case – Parts 1 and 2, together with two Post-it notes.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of David Davis, the answers given by Jaclyn Symes to questions relating to Aurora modelling of electricity prices (QwN 821) were ordered to be taken into consideration on the next day of meeting.

* * * * *

QUESTION DIRECTED FOR FURTHER WRITTEN RESPONSE — The President directed a minister to provide a further written response to a question without notice pursuant to Standing Order 8.07 as follows:

- **Testing on rats (QwN 816)** — substantive question asked by Georgie Purcell on Thursday, 20 February 2025 — response from Gayle Tierney due Thursday, 6 March 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

4 PETITIONS —

SAVE SILVERLEAVES FROM COASTAL EROSION — Melina Bath presented a petition bearing 37 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to urgently fund and implement the Department of Energy, Environment and Climate Action's proposed geotextile revetment to protect homes, public infrastructure and public land in the short term, and work collaboratively with the Silverleaves community to plan and fund long-term solutions to mitigate and manage coastal erosion *(Ordered to be tabled)*.

On the motion of Melina Bath, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

DESIST FROM HIGH-RISE HIGH-DENSITY ZONE PLANNING — David Davis presented a petition bearing 325 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to desist from the announced high-rise high-density zones and recommence proper discussions and consultation with local communities and councils and heritage peak bodies in all ten affected zones prior to taking any further planning actions *(Ordered to be tabled).*

On the motion of David Davis, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

DESIST FROM HIGH-RISE HIGH-DENSITY ZONE PLANNING — Evan Mulholland presented a petition bearing 46 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to desist from the announced high-rise high-density zones and recommence proper discussions and consultation with local communities and councils and heritage peak bodies in all ten affected zones prior to taking any further planning actions *(Ordered to be tabled).*

On the motion of Evan Mulholland, the petition was ordered to be taken into consideration on the next day of meeting.

5 PAPERS —

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled Alert Digest No. 3 of 2025 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Crown Land (Reserves) Act 1978 — Order of 4 February 2025 giving approval to the granting of a lease and a licence at the Daylesford Court House and Residence Reserve.

Interpretation of Legislation Act 1984 — Notice under section 32(3)(a)(iii) in relation to Statutory Rule No. 81/2024 *(Gazette S78, 27 February 2025)*.

Planning and Environment Act 1987 — Notices of approval of the —

Boroondara Planning Scheme — Amendment C414.

Cardinia Planning Scheme — Amendment C274.

Knox Planning Scheme — Amendment C191.

Victoria Planning Provisions — Amendments VC257, VC266 and VC274.

Subordinate Legislation Act 1994 — Legislative instrument and related documents under section 16B in respect of Ministerial Order No. 1472 – Order Amending Structured Workplace Learning and Work Experience Arrangements Ministerial Orders (Ministerial Order No. 1412 and Ministerial Order No. 1413) under the Education and Training Reform Act 2006.

* * * * *

PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

President's Report on overdue government responses to standing committee reports, as at 28 February 2025.

Responses from the Minister for Environment to petitions titled —

Abandon lethal management of brumbies (petition No. 498) (presented by Wendy Lovell on 28 November 2023) *(released on 27 February 2025 – a non-sitting day).*

Save Silverleaves from coastal erosion (petition Nos. 619 and 626) (presented by Melina Bath on 5 February 2025 and 18 February 2025) *(released on 26 February 2025 – a non-sitting day).*

Save the Inverloch Surf Life Saving Club and Surf Beach from coastal erosion (petition No. 581) (presented by Melina Bath on 12 November 2024) *(released on 26 February 2025 – a non-sitting day).*

Response from the Minister for Housing to petition titled Stop the destruction and privatisation of public housing (petition No. 518) (presented by Samantha Ratnam on 29 October 2024) *(released on 20 February 2025).*

6 BUSINESS OF THE COUNCIL — David Davis moved, by leave, That the following general business take precedence on Wednesday, 5 March 2025 —

(1) order of the day No. 4, second reading of the Voluntary Assisted Dying Amendment (Equity and Access) Bill 2024;
(2) notice of motion given this day by David Davis on amending the sessional orders relating to short form production of documents motions;
(3) notice of motion given this day by David Davis on the Building Electrification Regulatory Impact Statement;
(4) notice of motion given this day by Sarah Mansfield on the production of documents relating to the review of the Wildlife Act;
(5) notice of motion given this day by Georgie Crozier on sentinel events; and
(6) notice of motion No. 817 standing in David Davis' name on the Victorian debt ceiling.

Question — put and agreed to.

7 CONCURRENT DEBATE ON PETITIONS — David Davis moved, by leave, That this House authorises —

(1) the petition currently listed on the Notice Paper under Petitions (qualifying for debate) titled Desist from high-rise high-density zone planning to be debated concurrently with any petitions of the same name tabled by David Davis, Georgie Crozier and Evan Mulholland that are listed for consideration on the Notice Paper under orders of the day, general business at the time the petition debate under Standing Order 11.03(10) occurs; and

(2) the Chair to put a single question, "That the petitions be taken into consideration", at the conclusion of the debate.

Question — put and agreed to.

8 MEMBERS' STATEMENTS — Members made statements.

9 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 824, be postponed until later this day.

10 JUSTICE LEGISLATION AMENDMENT (ANTI-VILIFICATION AND SOCIAL COHESION) BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Melina Bath (for Evan Mulholland) *(EM25C and EM27C)* and Rachel Payne *(RP10C)* circulated amendments proposed to be moved during Committee of the whole.

Business interrupted at 6.30 pm.

On the motion of Gayle Tierney, the meal break scheduled for this day was suspended.

Debate continued.

On the motion of Lee Tarlamis, the debate was adjourned until the next day of meeting.

11 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.34 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 105 — Wednesday, 5 March 2025

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PETITION — MOONEE PONDS AND ESSENDON LEVEL CROSSING REMOVALS — Evan Mulholland presented a petition bearing 71 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to lower the railway track between Maribyrnong Road and Glenbervie Station, utilise the 'rail-under-road' solution for the dangerous and congested level crossings at Puckle and Park Streets and the dangerous underpass at Mt Alexander Road, release the current plans for dealing with the dangerous and congested level crossings at Puckle and Park Streets as agreed to by Cabinet in February 2018 and March 2021, and release all FOI requested data relating to level crossing removal in the Melbourne metropolitan area *(Ordered to be tabled)*.

On the motion of Evan Mulholland, the petition was ordered to be taken into consideration on the next day of meeting.

3 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General — Managing Disruptions Affecting Victoria's Public Transport Network, March 2025 *(Ordered to be published)*.

Crown Land (Reserves) Act 1978 —

Order of 3 March 2025 giving approval to the granting of a lease at Albert Park.

Order of 3 March 2025 giving approval to the granting of a license at Lake Boort Wildlife Reserve.

Fire Rescue Victoria — Report, 2023-24.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule No. 2.

4 PRODUCTION OF DOCUMENTS

SUBURBAN RAIL LOOP RISK REGISTER — In response to a resolution of the Council on 5 February 2025 (on the motion of David Davis), relating to the Suburban Rail Loop Risk Register, the Clerk tabled a letter from the Attorney-General, dated 3 March 2025, advising that —

- there was insufficient time to respond and that a final response to item 2(a) of the Order would be provided as soon as possible; and
- item 2(b) of the Order prospectively seeks documents not yet in existence and therefore is not within the power of the Parliament.

* * * * *

AMALGAMATIONS OF VICTORIA'S HEALTH SERVICES — In response to a resolution of the Council on 29 May 2024 (on the motion of Georgie Crozier), relating to the amalgamations of Victoria's health services, the Clerk tabled —

- one document in full, one document in part and schedules of the 26 documents identified within the scope of the Order; and
- a letter from the Attorney-General, dated 3 March 2025, making a claim of executive privilege in relation to 24 documents in full and one document in part.

5 MEMBERS' STATEMENTS — Members made statements.

6 VOLUNTARY ASSISTED DYING AMENDMENT (EQUITY AND ACCESS) BILL 2024 — Sarah Mansfield laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Sarah Mansfield moved, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned for two weeks.

7 PRODUCTION OF DOCUMENTS — NATIVE BIRD HUNTING 2025 SEASON — Georgie Purcell moved, That this House requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council within four weeks of the House agreeing to this resolution, all documents relating to Victoria's native bird hunting arrangements, including but not limited to —

(1) the 2025 season arrangements, including all communication between the Department of Energy, Environment and Climate Action and the Game Management Authority with the Minister for Outdoor Recreation, the Minister for Environment and the Premier;

(2) the commissioning of the report and research by Dr Thomas Prowse to inform setting sustainable game duck harvests including correspondence between Dr Prowse, the Game Management Authority and relevant departments;

(3) the decision to close off preseason consultation with animal welfare, science and advocacy organisations ahead of the 2025 season;

(4) the specific science that informed the decision to keep the pink-eared duck and hardhead on the game species list for 2025;
(5) any correspondence regarding why the new mandatory training for shooters does not apply to existing licence holders;
(6) any advice received regarding the potential impact of avian influenza on native waterbird numbers across Eastern Australia; and
(7) the Game Management Authority's abundance estimate helicopter survey for game ducks in Victoria for 2024.

Debate ensued.

The President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

8 PRODUCTION OF DOCUMENTS — AMENDMENTS TO THE VICTORIA PLANNING PROVISIONS — David Davis moved, That this House —

(1) notes that the Allan Labor Government published in the Victoria Government Gazette that the Minister for Planning had approved the following amendments to the Victoria Planning Provisions (VPP) —
  (a) VC257 on Tuesday, 25 February 2025 and tabled on Tuesday, 4 March 2025;
  (b) VC274 on Friday, 28 February 2025 and tabled on Tuesday, 4 March 2025;
(2) requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council within three weeks of the House agreeing to this resolution —
  (a) briefings and documents presented to or relied upon by the Minister for Planning in the gazettal of VPP Amendments VC257 and VC274;
  (b) the impact assessments on transport infrastructure, community infrastructure and drainage for the ten pilot activity centres;
  (c) the 2019 Ministerial Advisory Committee's Planning Mechanisms for Social and Affordable Housing report;
  (d) the 2021 Ten Year Strategy for Social and Affordable Housing;
  (e) the 2020 Ministerial Advisory Committee Infrastructure Contributions report;
  (f) the agendas, including attachments, and minutes of all meetings of the Infrastructure Contributions working group; and
  (g) the Activity Centres Standing Advisory Committee referral letters.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

9 SESSIONAL ORDERS — SHORT FORM DOCUMENTS MOTIONS — David Davis moved, That until the end of the Session, unless otherwise ordered by the Council, Sessional Order 6 is revoked and replaced with the following Sessional Order to come into operation on the next sitting week:

6. Production of documents – short form documents motions

After Standing Order 10.01(3) insert:

(4) A motion under this Standing Order (other than a motion that imposes a sanction) may be treated by the Council as a short form documents

motion. The following short form documents motion procedures will apply —

(a) a member must advise of the intention for the motion to be treated by the Council as a short form documents motion at the time of giving notice under Standing Order 6.01;

(b) a maximum of two motions under this Sessional Order may be —

(i) moved by non-government members and debated each Wednesday;

(ii) moved by government members and debated on Tuesday and Thursday;

(c) if additional notices above the number permitted for debate each sitting day are given for short form documents motions, they will be listed on subsequent sitting days in the order that notice was given;

(d) a motion proposed to be debated under this Sessional Order will take precedence on —

(i) Tuesday and Thursday at the time prescribed for government business;

(ii) Wednesday at the time prescribed for short form documents motions in Sessional Order 2;

(e) the following time limits will apply to a short form documents motion —

(i) the mover of the motion may speak only once for up to six minutes;

(ii) any other member may speak for up to five minutes;

(iii) the total time for consideration of the motion will be up to 20 minutes; and

(f) at the conclusion of debate or after 20 minutes of debate (whichever occurs first), the President will put all questions necessary to dispose of the motion and any amendments.

Debate ensued.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

10 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

11 SESSIONAL ORDERS — **SHORT FORM DOCUMENTS MOTIONS** — Debate continued on the question, That until the end of the Session, unless otherwise ordered by the Council, Sessional Order 6 is revoked and replaced with the following Sessional Order to come into operation on the next sitting week:

6. Production of documents – **short form documents motions**

After Standing Order 10.01(3) insert:

(4) A motion under this Standing Order (other than a motion that imposes a sanction) may be treated by the Council as a short form documents motion. The following short form documents motion procedures will apply —

(a) a member must advise of the intention for the motion to be treated by the Council as a short form documents motion at the time of giving notice under Standing Order 6.01;
(b) a maximum of two motions under this Sessional Order may be —
  (i) moved by non-government members and debated each Wednesday;
  (ii) moved by government members and debated on Tuesday and Thursday;
(c) if additional notices above the number permitted for debate each sitting day are given for short form documents motions, they will be listed on subsequent sitting days in the order that notice was given;
(d) a motion proposed to be debated under this Sessional Order will take precedence on —
  (i) Tuesday and Thursday at the time prescribed for government business;
  (ii) Wednesday at the time prescribed for short form documents motions in Sessional Order 2;
(e) the following time limits will apply to a short form documents motion —
  (i) the mover of the motion may speak only once for up to six minutes;
  (ii) any other member may speak for up to five minutes;
  (iii) the total time for consideration of the motion will be up to 20 minutes; and
(f) at the conclusion of debate or after 20 minutes of debate (whichever occurs first), the President will put all questions necessary to dispose of the motion and any amendments.

Question — put and agreed to.

12 BUSINESS POSTPONED — Ordered — That the consideration of notice of motion, general business, No. 858, be postponed until later this day.

13 PRODUCTION OF DOCUMENTS — REVIEW OF THE WILDLIFE ACT — Sarah Mansfield moved, That this House —

(1) notes that —
  (a) the *Wildlife Act 1975* established the rules around how people interact with wildlife in Victoria but has not been reviewed since becoming law 50 years ago;
  (b) in May 2020, the Minister for Energy, Environment and Climate Change announced the Independent Review of Victoria's *Wildlife Act 1975* (the Review), which would consist of an independent expert advisory panel led by Chairperson Jane Brockington, Dr Jack Pascoe and Dr John Hellstrom;
  (c) the Panel spent much of the following year working through more than 1,000 submissions to the Review and consulted with 18 key stakeholders, and heard related concerns regarding the *Flora and Fauna Guarantee Act 1988*, which identifies processes that threaten the health and survival of Victoria's biodiversity;
  (d) the Panel delivered their final report to the Minister in December 2021;

(e) the Government still has not tabled the Panel's report or responded to their recommendations;

(2) requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council, within four weeks of the House agreeing to this resolution —

(a) the Review of the *Wildlife Act 1975* Expert Advisory Panel Report; and

(b) the Government response to the Expert Review of the *Wildlife Act 1975*.

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.

14 BUILDING ELECTRIFICATION REGULATORY IMPACT STATEMENT — Richard Welch (for David Davis) moved, That this House notes that —

(1) the Victorian Government's Building Electrification Regulatory Impact Statement (RIS), if implemented, will have a significant effect on households and businesses;

(2) submissions to the —

(a) Building Electrification RIS closed on 28 February 2025;

(b) Minimum Standards for Rental Properties and Rooming Houses Regulatory Impact Statement closed on 1 July 2024;

(3) submissions to both paragraphs (2)(a) and (b) have not been made public;

(4) the Deloitte Modelling which informed and guided the Building Electrification RIS has not been released publicly, in particular assumptions underlying the modelling;

(5) the Energy Networks Australia submission that has been released lists as its key findings —

(a) Victorians will pay an additional $22 billion over the next 20 years;

(b) no real emissions reduction, as any savings are largely wiped out in the first five years, with minimal long-term impact;

(c) inadequate supply of renewables and storage, and increased demand will push up prices, especially during peak periods when gas traditionally provides reliability;

(d) families will be forced to transition off gas, regardless of their financial situation or market conditions;

(6) a proper and open RIS process would see the release of the submissions and modelling to enable the contest of proposals, ideas and assumptions underlying the submissions to the Building Electrification RIS;

(7) Infrastructure Victoria's planning document, including associated appendices, was released on 4 March 2025;

and calls on the Government to conduct an open and transparent RIS process on its electrification plans which would see a release, at the earliest possible time, of the items outlined in paragraphs (3) and (4).

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 15

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 19

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; 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 the next day of meeting.

16 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

Business interrupted at 5.48 pm, pursuant to Sessional Orders.

17 PETITIONS (QUALIFYING FOR DEBATE) — DESIST FROM HIGH-RISE HIGH-DENSITY ZONE PLANNING — *Pursuant to an order of the Council on 4 March 2025, consideration of this petition was debated concurrently with general business, orders of the day, Nos. 46, 52, 54, 58, 62 and 63.*

David Davis moved, That the petitions be taken into consideration.

Debate ensued.

The President advised that the time allocated for debate had concluded.

Question — put and agreed to.

18 ADJOURNMENT — Ingrid Stitt moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.04 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 106 — Thursday, 6 March 2025

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Duties Act 2000 — Treasurer's Reports of —

Corporate Reconstruction and Consolidation Concessions and Exemptions for 2023-24, under section 250B(4) of the Act.

Foreign Purchaser Additional Duty Exemptions for 1 July 2023 to 30 June 2024, under section 3E(2) of the Act.

Major Events Act 2009 — Amendment of Major Sporting Event Order for the 2023 to 2025 Formula 1 Australian Grand Prix, dated 18 February 2025, under section 22 of the Act.

Parliamentary Committees Act 2003 — Government response to the Public Accounts and Estimates Committee's Report on the Inquiry into vaping and tobacco controls.

Remembrance Parks Central Victoria —

Report, 2022-23.

Report, 2023-24.

Water Efficiency Labelling and Standards Act 2005 — Water Efficiency Labelling and Standards scheme, Report, 2023-24.

3 SITTING OF THE COUNCIL — Gayle Tierney moved, That the Council, at its rising, adjourn until Tuesday, 18 March 2025.

Question — put and agreed to.

4 MEMBERS' STATEMENTS — Members made statements.

5 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 868, be postponed until later this day.

6 CONSUMER AND PLANNING LEGISLATION AMENDMENT (HOUSING STATEMENT REFORM) BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Business interrupted at 12.00 noon.

7 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWER TAKEN INTO CONSIDERATION — On the motion of David Davis, the answer given by Jaclyn Symes to a substantive question relating to Yarra Trams franchisees (QwN 837) was ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Regional Development Victoria – Hydrogen projects funding (QwN 838)** — substantive and supplementary questions asked by David Davis — response from Jaclyn Symes due Friday, 7 March 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

8 CONSUMER AND PLANNING LEGISLATION AMENDMENT (HOUSING STATEMENT REFORM) BILL 2024 — Debate continued on the question, That the Bill be now read a second time.

Question — put.

The Council divided — The President in the Chair.

AYES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; 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; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted.

Harriet Shing moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

9 HELP TO BUY (COMMONWEALTH POWERS) BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to adopt specified provisions of the Help to Buy Act 2024 of the Commonwealth, to refer legislative power of the State in the form of an amendment reference to the Parliament of the Commonwealth to make amendments to the Help to Buy Act 2024 of the Commonwealth, to make consequential amendments to other Acts and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Harriet Shing laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Harriet Shing moved, That the Bill be now read a second time.

Harriet Shing incorporated the second reading speech in Hansard.

On the motion of Melina Bath, the debate was adjourned for one week.

10 SAFE PATIENT CARE (NURSE TO PATIENT AND MIDWIFE TO PATIENT RATIOS) AMENDMENT BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Safe Patient Care (Nurse to Patient and Midwife to Patient Ratios) Act 2015 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 (for Georgie Crozier), the debate was adjourned for one week.

11 TERRORISM (COMMUNITY PROTECTION) AND CONTROL OF WEAPONS AMENDMENT BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Terrorism (Community Protection) Act 2003 and the Control of Weapons Act 1990 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 Melina Bath, the debate was adjourned for one week.

12 ADJOURNMENT — Harriet Shing moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.31 pm until Tuesday, 18 March 2025.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 104, 105 and 106

CONSUMER AND PLANNING LEGISLATION AMENDMENT (HOUSING STATEMENT REFORM) BILL 2024

Committed Thursday, 6 March 2025

Amendments circulated: David Davis (DD157C) (pp. 912-14)

Clause 1 — David Davis moved amendment Nos. 1 and 2 *(DD157C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy 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.

David Davis moved amendment Nos. 3 and 4 *(DD157C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy 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.

Clause 1 — put and agreed to.

Clauses 2 to 24 — put and agreed to.

Clause 25 — Question — That clause 25 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 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.

Clauses 26 to 48 — put and agreed to.

New Clause 48A — David Davis moved amendment No. 10 *(DD157C)*.

Question — That New Clause 48A stand part of the Bill — put.

The Committee divided — The Deputy 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.

Clauses 49 to 117 — put and agreed to.

Clauses 118 to 134 — Question — That the Part heading preceding clause 118 and clauses 118 to 134 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 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.

Clauses 135 to 143 — Question — That the Part heading and Division heading preceding clause 135 and clauses 135 to 143 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 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.

Clauses 144 to 149 — Question — That the Division heading preceding clause 144 and clauses 144 to 149 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 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.

Clauses 150 to 162 — Question — That the Part heading preceding clause 150 and clauses 150 to 162 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 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.

Clauses 163 and 164 — Question — That the Part heading preceding clause 163 and clauses 163 and 164 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 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.

Clauses 165 to 169 — Question — That the Division heading preceding clause 165 and clauses 165 to 169 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 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.

Clauses 170 to 172 — put and agreed to.

Clause 173 — Question — That the Part heading preceding clause 173 and clause 173 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 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.

Clauses 174 to 192 — put and agreed to.

Bill reported without amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. CONSUMER AND PLANNING LEGISLATION AMENDMENT (HOUSING STATEMENT REFORM) BILL 2024

Amendments circulated by David Davis (DD157C)

1. Clause 1, lines 6 to 8, omit all words and expression on these lines.

2. Clause 1, page 2, lines 1 and 2, omit all words and expressions on these lines.

3. Clause 1, page 4, lines 6 to 12, omit all words and expressions on these lines.

4. Clause 1, page 4, lines 14 to 17, omit all words and expressions on these lines.

5. Clause 18, omit this clause.

6. Clause 25, omit this clause.

7. Clause 26, omit this clause.

8. Clause 27, omit this clause.

9. Clause 28, omit this clause.

NEW CLAUSE

10. Insert the following New Clause to follow clause 48—

'48A New Part 14A inserted

After section 527 of the **Residential Tenancies Act 1997 insert**—

"Part 14A—Review of operation of Act

527A Review of operation of Act as amended by Consumer and Planning Legislation Amendment (Housing Statement Reform) Act 2025

(1) The Minister, in consultation with the Attorney-General and the Minister for Planning, must cause a review of the operation of this Act as amended by Part 2 of the **Consumer and Planning Legislation Amendment (Housing Statement Reform) Act 2025** to be commenced after the second anniversary of the day on which Part 2 of the **Consumer and Planning Legislation Amendment (Housing Statement Reform) Act 2025** came into operation.

(2) The Minister must cause a copy of the report of the review to be laid before each House of the Parliament within 14 days after its completion, but no later than the fifth anniversary of the day on which Part 2 of the **Consumer and Planning Legislation Amendment (Housing Statement Reform) Act 2025** came into operation.".'.

11. Clause 49, omit this clause.

12. Part heading preceding clause 118, omit this heading.

13. Clause 118, omit this clause.

14. Clause 119, omit this clause.

15. Clause 120, omit this clause.

16. Clause 121, omit this clause.

17. Clause 122, omit this clause.

18. Clause 123, omit this clause.

19. Clause 124, omit this clause.

20. Clause 125, omit this clause.

21. Clause 126, omit this clause.

22. Clause 127, omit this clause.

23. Clause 128, omit this clause.

24. Clause 129, omit this clause.

25. Clause 130, omit this clause.

26. Clause 131, omit this clause.

27. Clause 132, omit this clause.

28. Clause 133, omit this clause.

29. Clause 134, omit this clause.

30. Part heading preceding clause 135, omit this heading.

31. Division heading preceding clause 135, omit this heading.

32. Clause 135, omit this clause.

33. Clause 136, omit this clause.

34. Clause 137, omit this clause.

35. Clause 138, omit this clause.

36. Clause 139, omit this clause.

37. Clause 140, omit this clause.

38. Clause 141, omit this clause.

39. Clause 142, omit this clause.

40. Clause 143, omit this clause.

41. Division heading preceding clause 144, omit this heading.

42. Clause 144, omit this clause.

43. Clause 145, omit this clause.

44. Clause 146, omit this clause.

45. Clause 147, omit this clause.

46. Clause 148, omit this clause.

47. Clause 149, omit this clause.

48. Part heading preceding clause 150, omit this heading.

49. Clause 150, omit this clause.

50. Clause 151, omit this clause.

51. Clause 152, omit this clause.

52. Clause 153, omit this clause.

53. Clause 154, omit this clause.

54. Clause 155, omit this clause.

55. Clause 156, omit this clause.

56. Clause 157, omit this clause.

57. Clause 158, omit this clause.

58. Clause 159, omit this clause.

59. Clause 160, omit this clause.

60. Clause 161, omit this clause.

61. Clause 162, omit this clause.

62. Part heading preceding clause 163, omit this heading.

63. Division heading preceding clause 163, omit this heading.

64. Clause 163, omit this clause.

65. Clause 164, omit this clause.

66. Division heading preceding clause 165, omit this heading.

67. Clause 165, omit this clause.

68. Clause 166, omit this clause.

69. Clause 167, omit this clause.

70. Clause 168, omit this clause.

71. Clause 169, omit this clause.

72. Part heading preceding clause 173, omit this heading.

73. Clause 173, omit this clause.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 107, 108 and 109

No. 107 — Tuesday, 18 March 2025

1 The President took the Chair at 12.02 pm, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACT** — The President read a Message from the Governor informing the Council that she had, this day, given the Royal Assent to the following Act presented to her by the Clerk of the Parliaments:

Consumer and Planning Legislation Amendment (Housing Statement Reform) Act 2025.

3 **QUESTION TIME** —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

QUESTION DIRECTED FOR WRITTEN RESPONSE — The President directed a minister to provide a written response to a question without notice pursuant to Standing Order 8.07 as follows:

- **Treasurer's advance – junior doctors' unpaid overtime (QwN 851)** — supplementary question asked by Georgie Crozier — response from Jaclyn Symes due Wednesday, 19 March 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

4 **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. 4 of 2025 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

* * * * *

LEGAL AND SOCIAL ISSUES COMMITTEE — Pursuant to Standing Order 23.22, Trung Luu tabled a Report on the Inquiry into the Drugs, Poisons and Controlled Substances

Amendment (Regulation of Personal Adult Use of Cannabis) Bill 2023 (including an Appendix, Extracts of Proceedings, Minority Reports and Transcripts of Evidence) from the Legal and Social Issues Committee *(Ordered to be published).*

Trung Luu moved, That the Council take note of the Report.

Debate ensued.

Question — put and agreed to.

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Financial Management Act 1994 — 2024-25 Mid-Year Financial Report (incorporating Quarterly Financial Report No. 2), March 2025 *(Ordered to be published) (released on 7 March 2025 – a non-sitting day).*

Municipal Association of Victoria — Report, 2023-24.

Murray-Darling Basin Authority — Report, 2023-24.

Planning and Environment Act 1987 — Notices of approval of the —

Casey Planning Scheme — Amendment C301.

Greater Geelong Planning Scheme — Amendment C397.

Knox Planning Scheme — Amendment C192.

Melton Planning Scheme — Amendment C246.

Moonee Valley Planning Scheme — Amendment C212.

Mornington Peninsula Planning Scheme — Amendment C307.

South Gippsland Planning Scheme — Amendment C134.

Victoria Planning Provisions — Amendment VC267.

Wyndham Planning Scheme — Amendment C256.

Statutory Rules under the following Acts of Parliament —

Conservation, Forests and Lands Act 1987 — No. 2.

Surveying Act 2004 — No. 4.

Tobacco Act 1987 — No. 3.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule Nos. 3 and 4.

* * * * *

PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Response from the Minister for Planning to petitions titled Stop the construction of a waste transfer station in Hampton Park (petition Nos. 605 and 628) (presented by Ann-Marie Hermans on 18 February 2025 and 19 February 2025) *(released on 11 March 2025 – a non-sitting day)*.

Response from the Minister for WorkSafe and the TAC to petition titled Ban all fireworks displays (petition No. 525) (presented by Georgie Purcell on 5 March 2024) *(released on 13 March 2025 – a non-sitting day)*.

5 PRODUCTION OF DOCUMENTS — PLAN MELBOURNE — The Clerk tabled a letter from the Attorney-General, dated 16 March 2025, in response to a resolution of the Council on 19 February 2025 (on the motion of Evan Mulholland), relating to Plan Melbourne, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

6 BUSINESS OF THE COUNCIL — David Davis moved, by leave, That the following general business take precedence on Wednesday, 19 March 2025 —

(1) notice of motion given this day by Georgie Purcell on wombat populations;

(2) notice of motion given this day by Evan Mulholland on investigating corruption and misconduct in the CFMEU;

(3) notice of motion No. 853 standing in Georgie Crozier's name on sentinel events; and

(4) notice of motion No. 817 standing in David Davis' name on the Victorian debt ceiling.

Question — put and agreed to.

7 MEMBERS' STATEMENTS — Members made statements.

8 FAMILY VIOLENCE PROTECTION AMENDMENT BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Family Violence Protection Act 2008 in relation to service of certain orders and for other purposes* and requesting the agreement of the Council.

On the motion of Enver Erdogan, the Bill was read a first time.

Pursuant to Standing Order 14.35, Enver Erdogan declared the Bill to be an urgent bill and moved, That the Bill be treated as an urgent bill.

Question — put and agreed to.

Enver Erdogan laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Enver Erdogan moved, That the Bill be now read a second time.

Enver Erdogan incorporated the second reading speech in Hansard.

Debate ensued.

Question — put and agreed to.

Bill read a second time and, by leave, read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

9 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 870, and orders of the day, government business, Nos. 1 to 5, be postponed until later this day.

10 TERRORISM (COMMUNITY PROTECTION) AND CONTROL OF WEAPONS AMENDMENT BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Evan Mulholland *(EM28C)*, Katherine Copsey *(KC37C, KC38C and KC42C)*, David Limbrick *(DL71C)* and Enver Erdogan *(EE04C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put and agreed to.

Bill read a second time.

The Acting President advised that the President ruled certain amendments proposed to be moved during Committee of the whole by Enver Erdogan *(EE04C)* and Evan Mulholland *(EM28C)* are similarly outside the scope of the Bill.

Enver Erdogan moved, That it be an instruction to the Committee that they have power to consider amendments to the *Control of Weapons Act 1990* in relation to machetes.

Question — put and agreed to.

The Acting President advised that the President ruled certain amendments proposed to be moved during Committee of the whole by David Limbrick *(DL71C)* are outside the scope of the Bill.

David Limbrick moved, That it be an instruction to the Committee that they have power to consider amendments and New Clauses to amend the *Control of Weapons Act 1990* in relation to articles designed or adapted to discharge oleoresin capsicum spray.

Question — put and agreed to.

Bill committed to a Committee of the whole.

House in Committee.

[Sitting suspended from 6.29 pm to 7.32 pm]

Bill further considered in Committee of the whole.

Business interrupted at 10.00 pm.

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.

Bill reported with amendments, the Report was adopted.

Enver Erdogan, by leave, laid on the Table a supplementary statement of compatibility with the *Charter of Human Rights and Responsibilities Act 2006*.

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, 29

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; 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 with amendments and requesting their agreement.

11 ASSENT TO ACT — The President read a Message from the Governor informing the Council that she had, this day, given the Royal Assent to the following Act presented to her by the Clerk of the Parliaments:

Family Violence Protection Amendment Act 2025.

12 BAIL AMENDMENT (TOUGH BAIL) BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Bail Act 1977 and the Summary Offences Act 1966 and to make consequential amendments to other Acts and for other purposes* and requesting the agreement of the Council.

On the motion of Enver Erdogan, the Bill was read a first time.

Pursuant to Standing Order 14.35, Enver Erdogan declared the Bill to be an urgent bill and moved, That the Bill be treated as an urgent bill.

Debate ensued.

Question — put.

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; 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; 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.

Enver Erdogan laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Enver Erdogan moved, That the Bill be now read a second time.

Enver Erdogan incorporated the second reading speech in Hansard.

On the motion of Lee Tarlamis, the debate was adjourned until the next day of meeting.

13 ADJOURNMENT — Gayle Tierney moved, That the House do now adjourn.

Debate ensued.

The Council continued to sit after 12.00 midnight.

WEDNESDAY, 19 MARCH 2025

Debate continued.

The Council adjourned at 12.41 am until later this day.

ROBERT McDONALD
Clerk of the Legislative Council

No. 108 — Wednesday, 19 March 2025

1 The President took the Chair at 9.33 am, read the Prayer and made an Acknowledgement of Country.

2 **PAPER PRESENTED UNDER AN ACT OF PARLIAMENT** — The Clerk tabled the following paper:

Land Acquisition and Compensation Act 1986 — Minister's certificate of 16 March 2025 to not require the service of a notice of intention to acquire land, under section 7 of the Act.

3 **MEMBERS' STATEMENTS** — Members made statements.

4 **PRODUCTION OF DOCUMENTS — SUBURBAN RAIL LOOP AUTHORITY** — Evan Mulholland moved, That this House —

(1) notes that the Auditor-General's Report, *Major Projects Performance Report 2024*, states at —

(a) Appendix D-60 that "Governance mechanisms for the Suburban Rail Loop East early works package include … updates to the Minister for the Suburban Rail Loop";

(b) Appendix A-59 that a "pricing reset" that was to be finalised in June 2024 was still underway at the time of publication and that a Gate 4 review had demanded "clearer contingency options in case the main works are delayed or do not go ahead" and the "SRLA has developed a detailed contingency plan for the early works and actions to take in each construction zone if there is a delay to the main works";

(2) requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council —

(a) within three weeks of the House agreeing to this resolution —

(i) the most recent Suburban Rail Loop Authority (SRLA) update to the Minister for the Suburban Rail Loop;

(ii) copies of the contingency plans and a copy of the most recent, complete or incomplete, "pricing reset" document referred to in paragraph (1)(b); and

(b) every update from the SRLA on the Suburban Rail Loop East early works package that the Minister for the Suburban Rail Loop receives within three weeks of its receipt by the Minister until the expiration of the project or the expiration of the 60th Parliament.

Debate ensued.

The President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

5 **PRODUCTION OF DOCUMENTS — WATER GRID PLAN** — Sarah Mansfield moved, That this House —

(1) notes that in 2022 the Victorian Government published the *Central and Gippsland Region Sustainable Water Strategy*, which highlights the need to reduce reliance on river water for domestic, agricultural and industrial uses;

(2) further notes that as part of the strategy the Government was to release the inaugural Water Grid Plan in 2023, outlining options for future urban water supply

measures, a cornerstone of reducing demand on river water and planning for growing population demands on water in a drying climate; and

(3) requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council within three weeks of the House agreeing to this resolution, the Water Grid Plan as outlined for release in the *Central and Gippsland Region Sustainable Water Strategy*.

Debate ensued.

Question — put and agreed to.

6 WOMBAT POPULATIONS — Georgie Purcell moved, That this House —

(1) notes that —

(a) the iconic wombat faces a number of threats across the State, including illegal shooting and legal shooting programs, sarcoptic mange, roadstrikes, habitat destruction and private keeping;

(b) bare-nosed wombats are now the only species of wombat in Victoria and populations are declining nation-wide;

(c) the impact of the threats facing wombats is not fully understood as a total population count has not been conducted in Victoria;

(d) alternatives to lethal control have proven to be successful in wombat management on private property including the installation of wombat gates;

(e) wombats are ecological engineers who play an integral role by improving soil health and supporting bushfire recovery;

(2) calls on the Government to —

(a) review the appropriateness of lethal control for wombats on the approved species list for Authority to Control Wildlife permits and explore alternative control measures;

(b) review the appropriateness of wombats on the species list for Private Keeping of Wildlife licenses;

(c) consider undertaking a total population count of wombats in Victoria; and

(d) consider providing additional funding for wombat mange treatment in the up-coming 2025-26 budget process.

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; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Business interrupted at 12.07 pm, pursuant to Sessional Orders.

7 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of Georgie Crozier, the answers given by Lizzie Blandthorn to questions relating to children in care on bail (QwN 856) were ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Recreational use of wetlands (QwN 857)** — substantive and supplementary questions asked by Jeff Bourman — response from Gayle Tierney due Friday, 21 March 2025.
- **Research into the use of cannabis to reduce opioid harm (QwN 859)** — substantive question asked by David Ettershank — response from Ingrid Stitt due Thursday, 20 March 2025.
- **Water top-ups for Grampians residents (QwN 860)** — substantive and supplementary questions asked by Melina Bath — response from Gayle Tierney due Thursday, 20 March 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

8 TERRORISM (COMMUNITY PROTECTION) AND CONTROL OF WEAPONS AMENDMENT BILL 2024 — 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.

9 INVESTIGATING CORRUPTION AND MISCONDUCT IN THE CFMEU — Evan Mulholland moved, That this House notes that —

(1) the Premier, the Hon. Jacinta Allan MP, supported the strongest possible action to stamp out the rotten culture in the Construction Forestry and Maritime Employees Union (CFMEU) and supported Mr Mark Irving KC as administrator;

(2) Mr Irving appointed Mr Geoffrey Watson SC to probe into the wrongdoings in the construction sector;

(3) Mr Watson alleged on *60 Minutes* that —

(a) the Premier's response to the CFMEU corruption scandal in commissioning the *Independent Review into Victoria's Construction Sector* (the Review) amounts to a "cover up" because it "was hopeless … where it didn't go was where it needed to go";

(b) the Government, including senior bureaucrats and Ministers, undoubtedly knew of the corruption and underworld influence on Big Build sites;

(c) the Government failed to ensure that the Review adequately probed Big Build wrongdoing;

(d) gangland figures appeared so unconcerned by the Government's response they were still profiting from taxpayers;

(4) the Government failed to ensure the safety of women on Big Build worksites, where at least three horrific attacks were perpetrated and in all instances victims were black-listed from all government worksites;

(5) underworld gangs and bikies are fleecing millions from taxpayers, profiting from corruption, standover tactics and intimidation on Big Build sites;

and calls on the Premier to immediately establish a Royal Commission into the nature and extent of misconduct, corrupt practice, waste and abuse of women on government worksites with the Commission following the recommendations of Mr Geoffrey Watson SC.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put.

The Council divided — The President in the Chair.

AYES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; 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.

10 SENTINEL EVENTS — Georgie Crozier moved, That this House —

(1) condemns the lack of action by the Allan Labor Government to address the rising number of sentinel events in Victorian hospitals;

(2) notes that —

(a) the 2022-23 *Sentinel Events Report* found a record number of sentinel events were recorded, including 16 more deaths than the previous year and only 23 per cent of sentinel events were reported within the required three-day reporting window;

(b) in the past five years, the Latrobe Regional Hospital has reported nine sentinel events to Safer Care Victoria (SCV), including —

(i) the deaths of newborn babies and children;

(ii) claims that four sentinel events reported were patients who died due to delayed care and two other patients experienced severe post operative complications and serious lifelong morbidity;

(iii) staff involved in a number of the sentinel events were not interviewed during investigations by SCV;

(iv) one case involving the death of a patient where medical notes show there was chaos on the ward with understaffing and no access to computer systems and pathology;

(v) concerns raised by anaesthetists, surgeons, nurses and midwives on the clinical experience of staff and the lack of education and training provided to doctors;

(c) the Australian Medical Association raised concerns about the lack of consistent oversight and reporting within Victoria's health system by writing to the Minister for Health in November 2024 and SCV in December 2024; and

(3) calls on the Government to immediately undertake a fully independent inquiry into the reporting and investigations of sentinel events.

Debate ensued.

Question — put and agreed to.

11 TERRORISM (COMMUNITY PROTECTION) AND CONTROL OF WEAPONS AMENDMENT BILL 2024 — Pursuant to Joint Standing Order 6(1), the President announced receipt of a report from Clerk of the Parliaments notifying that the following correction has been made in this Bill:

In Clause 55, as amended by the Council's amendment No. 4 and agreed to by the Assembly, that replaces subsection 10D(1) of the *Control of Weapons Act 1990*, the double quotation at the beginning of the insertion has been omitted and single quote marks at the beginning and the end of the insertion have been inserted.

The corrections ensure that the words and expressions inserted by the Council amendment No. 4 are appropriately inserted into the Bill.

12 BUSINESS POSTPONED — Ordered — That the consideration of the remaining notices of motion and orders of the day, general business, be postponed until later this day.

13 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

14 PETITIONS (QUALIFYING FOR DEBATE) — CEASE THE ROLLOUT OF THE RAINBOW LIBRARIES TOOLKIT — Bev McArthur moved, That the petition be taken into consideration.

Debate ensued.

The President advised that the time allocated for debate had concluded.

Question — put.

The Council divided — The President in the Chair.

AYES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; 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 notices of motion, government business, Nos. 278 to 884, be postponed until later this day.

16 BAIL AMENDMENT (TOUGH BAIL) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Evan Mulholland *(EM30C)* 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.

17 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.56 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 109 — Thursday, 20 March 2025

1 The President took the Chair at 9.33 am, read the Prayer and made an Acknowledgement of Country.

2 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Emergency Services Superannuation Act 1986 — Report on the Actuarial Investigation of the Emergency Services Superannuation Scheme as at 30 June 2024, under section 19 of the Act.

Members of Parliament (Standards) Act 1978 — Register of Interests — Returns submitted by Members of the Legislative Council — Ordinary Returns, 1 July 2024 to 31 January 2025 *(Ordered to be published).*

Statutory Rule under the Confiscation Act 1997 — No. 5.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule No. 5.

3 COMMITTEE MEMBERSHIP — David Davis moved, by leave, That —

(1) Trung Luu be discharged from the Legal and Social Issues Standing Committee; and

(2) Ann-Marie Hermans be a member of the Legal and Social Issues 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 894, be postponed until later this day.

6 BAIL AMENDMENT (TOUGH BAIL) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Katherine Copsey moved, as a reasoned amendment, That all the words after "That" be omitted and replaced with "this House refuses to read this Bill a second time until the Government engages in meaningful and comprehensive consultations to address the concerns of expert human rights, legal and First Nations stakeholders.".

Debate ensued.

Katherine Copsey *(KC43C)* circulated amendments proposed to be moved during Committee of the whole.

Business interrupted at 12.00 noon.

7 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of Georgie Crozier, the answers given by Jaclyn Symes to questions relating to the Royal Women's Hospital family accommodation site sale (QwN 863) were ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Stubble quail hunting (QwN 862)** — substantive and supplementary questions asked by Georgie Purcell — response from Gayle Tierney due Monday, 24 March 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

8 BAIL AMENDMENT (TOUGH BAIL) 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 "this House refuses to read this Bill a second time until the Government engages in meaningful and comprehensive consultations to address the concerns of expert human rights, legal and First Nations stakeholders.".

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; 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, 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; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Bev McArthur; 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 negatived.

Question — That the Bill be now read a second time — 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; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Bev McArthur; 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.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

[Sitting suspended from 6.29 pm to 7.33 pm]

Bill further considered in Committee of the whole.

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.

Bill reported with amendments, 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; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Bev McArthur; 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.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill with amendments and requesting their agreement.

9 SITTING OF THE COUNCIL — Harriet Shing moved, That the Council, at its rising, adjourn until Tuesday, 1 April 2025.

Question — put and agreed to.

10 GAMBLING LEGISLATION AMENDMENT (PRE-COMMITMENT AND CARDED PLAY) BILL 2024 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Gambling Regulation Act 2003 and the Casino Control Act 1991 in relation to pre-commitment and carded play and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Enver Erdogan), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Harriet Shing laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Harriet Shing moved, That the Bill be now read a second time.

Harriet Shing incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned for one week.

11 FIRE SERVICES PROPERTY AMENDMENT (EMERGENCY SERVICES AND VOLUNTEERS FUND) BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend and change the title of the Fire Services Property Levy Act 2012 to expand the coverage of that Act to emergency services and volunteers, to make consequential amendments to other Acts and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Harriet Shing laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Harriet Shing moved, That the Bill be now read a second time.

Harriet Shing incorporated the second reading speech in Hansard (except for the statement under section 85(5) of the *Constitution Act 1975*).

Harriet Shing made a statement pursuant to section 85(5) of the *Constitution Act 1975* on the reasons for altering or varying this section.

On the motion of David Davis, the debate was adjourned for one week.

12 ADJOURNMENT — Harriet Shing moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 11.45 pm until Tuesday, 1 April 2025.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 107, 108 and 109

TERRORISM (COMMUNITY PROTECTION) AND CONTROL OF WEAPONS AMENDMENT BILL 2024

Committed Tuesday, 18 March 2025

Amendments circulated: Katherine Copsey (KC37C, KC38C and KC42C) (pp. 941-2), Enver Erdogan (EE04C) (pp. 942-4), David Limbrick (DL71C) (pp. 944-5) and Evan Mulholland (EM28C) (pp. 945-6).

Clause 1 — Katherine Copsey moved amendment Nos. 1 and 2 *(KC37C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 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)

NOES, 29

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; 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 negatived.

Enver Erdogan moved amendment No. 1 *(EE04C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 36

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; 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, 1

David Limbrick.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Evan Mulholland moved amendment No. 1 *(EM28C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

David Limbrick moved amendment No. 1 *(DL71C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 3

Jeff Bourman; David Limbrick; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 34

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Katherine Copsey moved amendment No. 1 *(KC38C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 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)

NOES, 29

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; 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 negatived.

Katherine Copsey moved amendment No. 1 *(KC42C)*.

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, 30

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; 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 negatived.

Clause 1, as amended — put and agreed to.

Clause 2 — Enver Erdogan moved amendment No. 2 *(EE04C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 2, as amended — put and agreed to.

Clauses 3 to 54 — put and agreed to.

New Clause 54A — Enver Erdogan moved amendment No. 3 *(EE04C)*.

Question — That New Clause 54A stand part of the Bill — put and agreed to.

Clause 55 — Enver Erdogan moved amendment Nos. 4 to 6 *(EE04C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 28

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Georgie Crozier; David Davis; 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; 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, 9

Jeff Bourman; 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.

Enver Erdogan moved amendment No. 7 *(EE04C)*.

Question — That the amendment be agreed to — put and agreed to.

Question — That Clause 55, as amended, stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 29

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; 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.

Clause 56 — Enver Erdogan moved amendment Nos. 8 and 9 *(EE04C)*.

Question — That the amendments be agreed to — put and agreed to.

Question — That Clause 56, as amended, stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 29

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; 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.

Clause 57 — Question — That Clause 57 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 29

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; 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.

Clause 58 — Enver Erdogan moved amendment No. 10 *(EE04C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 58, as amended — put and agreed to.

Bill reported with amendments.

BAIL AMENDMENT (TOUGH BAIL) BILL 2025

Committed Thursday, 20 March 2025

Amendments circulated: Katherine Copsey (KC43C) (pp. 946-7) and Evan Mulholland (EM30C) (pp. 947-8)

Clause 1 — Katherine Copsey moved amendment No. 1 *(KC43C)*.

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; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; 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 negatived.

Katherine Copsey moved amendment No. 2 *(KC43C)*.

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; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; 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 negatived.

Evan Mulholland moved amendment No. 1 *(EM30C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 14

Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; 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, 21

Ryan Batchelor; John Berger; 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; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Katherine Copsey moved amendment Nos. 3 and 4 *(KC43C)*.

Question — That the amendments 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, 30

Ryan Batchelor; 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; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; 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 negatived.

Clause 1 — put and agreed to.

Clause 2 — Evan Mulholland moved amendment No. 3 *(EM30C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 14

Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; 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, 21

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; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 2 — put and agreed to.

Clauses 3 to 8 — put and agreed to.

Clause 9 — Evan Mulholland moved amendment Nos. 5 and 6 *(EM30C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 20

Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Nick McGowan; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; David Limbrick; Tom McIntosh; Harriet Shing; Ingrid Stitt; Lee Tarlamis; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clause 9, as amended — put and agreed to.

Clause 10 — Evan Mulholland moved amendment Nos. 7 and 8 *(EM30C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 21

Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Nick McGowan; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 14

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; Tom McIntosh; Harriet Shing; Ingrid Stitt; Lee Tarlamis; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clause 10, as amended — put and agreed to.

Clause 11 — put and agreed to.

Clause 12 — Evan Mulholland moved amendment Nos. 9 and 10 *(EM30C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; 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, 20

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; Lee Tarlamis; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 12 — put and agreed to.

Clause 13 — put and agreed to.

Clause 14 — Evan Mulholland moved amendment Nos. 13 and 14 *(EM30C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 14

Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; 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, 21

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; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 14 — put and agreed to.

Clauses 15 to 18 — put and agreed to.

Short Title — Evan Mulholland moved amendment No. 16 *(EM30C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 22

Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Nick McGowan; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 13

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; Tom McIntosh; Harriet Shing; Ingrid Stitt; Lee Tarlamis; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Question — That the short title, as amended, be the short title of the bill — put and agreed to.

Bill reported with amendments.

AMENDMENTS CIRCULATED IN RELATION TO —

1. TERRORISM (COMMUNITY PROTECTION) AND CONTROL OF WEAPONS AMENDMENT BILL 2024

Amendments circulated by Katherine Copsey (KC37C)

1. Clause 1, page 2, line 10, omit "Commonwealth; and" and insert "Commonwealth.".

2. Clause 1, page 2, lines 11 to 15, omit all words on expressions on these lines.

3. Part heading preceding clause 55, omit this heading.

4. Clause 55, omit this clause.

5. Clause 56, omit this clause.

6. Clause 57, omit this clause.

AMENDMENT OF LONG TITLE

7. In the long title omit "and the **Control of Weapons Act 1990**".

AMENDMENT OF SHORT TITLE

8. In the title, omit "and Control of Weapons".

Amendments circulated by Katherine Copsey (KC38C)

1. Clause 1, page 2, after line 14 insert—
"(ia) require a review of the operation of provisions relating to the declaration of designated areas following their amendment by this Act; and".

NEW CLAUSE

2. Insert the following New Clause to follow clause 57—

'**57A New section 11D inserted**

After section 11C of the **Control of Weapons Act 1990 insert**—

"**11D Review of amendments made by Terrorism (Community Protection) and Control of Weapons Amendment Act 2025**

(1) The Minister must cause a review to be conducted of the operation of section 10D as amended by Part 3 of the **Terrorism (Community Protection) and Control of Weapons Amendment Act 2025**.

(2) The review must commence no later than 2 years after the commencement of Part 3 of the **Terrorism (Community Protection) and Control of Weapons Amendment Act 2025**.

(3) The review must be completed no later than 3 months after it commences.

(4) The Minister must ensure that the review is tabled before each House of the Parliament as soon as practicable after it is completed."'.

Amendments circulated by Katherine Copsey (KC42C)

1. Clause 1, page 2, after line 14 insert—

"(ia) further provide for reporting requirements; and".

NEW CLAUSE

2. Insert the following New Clause to follow clause 56—

'**56A Additional reporting requirements**

After section 10KB(a) of the **Control of Weapons Act 1990 insert**—

"(ab) the number of searches carried out in designated areas under sections 10G, 10GA and 10H during that financial year; and

(ac) for each search carried out in a designated area under section 10G, 10GA or 10H during that financial year—

(i) a description of any item that was detected and seized by the police officer or protective services officer who carried out the search; and

(ii) whether the person on whom the search was carried out was arrested in connection with the detection and seizure of any item; and

(ad) demographic data recorded in field reports completed in respect of searches carried out in designated areas under sections 10G, 10GA and 10H during that financial year, including data relating to the ethnic appearance of persons on whom searches were carried out and specific data relating to—

(i) persons of Middle Eastern ethnic appearance on whom searches were carried out; and

(ii) persons of Mediterranean ethnic appearance on whom searches were carried out; and

(ae) an explanation for any demographic data that, contrary to a requirement under Victorian law, was not recorded in a field report completed in respect of a search carried out in a designated area under section 10G, 10GA or 10H during that financial year; and".'.

Amendments circulated by Enver Erdogan (EE04C)

1. Clause 1, page 2, after line 14 insert—

"(ia) amend certain definitions; and".

2. Clause 2, lines 17 and 18, omit all words and expressions on these lines and insert—

"(1) This Act (other than section 54A) comes into operation on the day after the day on which it receives the Royal Assent.

(2) Subject to subsection (3), section 54A comes into operation on a day or days to be proclaimed.

(3) If section 54A does not come into operation before 31 December 2025, it comes into operation on that day.".

NEW CLAUSE

3. Insert the following New Clause before clause 55—

'**54A Definitions**

(1) In section 3(1) of the **Control of Weapons Act 1990**, in the definition of ***controlled weapon***, the example at the foot of paragraph (a) is **repealed**.

(2) In section 3(1) of the **Control of Weapons Act 1990**, in the definition of ***prohibited weapon***, after "imitation firearm" **insert** ", a machete".'.

4. Clause 55, lines 10 to 33, omit all words and expressions on these lines and insert—

"(i) more than one incident of violence or disorder has occurred in that area in the previous 12 months that involved the use of weapons; and

(ii) there is a likelihood that the violence or disorder will recur; or

(b) the Chief Commissioner is satisfied that—

(i) more than one incident of violence or disorder has occurred in that area in the previous 12 months that involved the use of weapons; and

(ii) it is necessary to designate the area for the purpose of enabling police officers or protective services officers to exercise search powers to prevent or deter the occurrence of any violence or disorder that the Chief Commissioner is satisfied is likely to occur; or

(c) the Chief Commissioner is satisfied that—

(i) an event is to be held in that area and incidents of violence or disorder involving the use of weapons have occurred at previous occasions of that event (wherever occurring); and

(ii) there is a likelihood that the violence or disorder will recur; or

(d) the Chief Commissioner is satisfied that—

(i) an event is to be held in that area; and

(ii) by information known to the Chief Commissioner, there is a likelihood that violence or disorder involving the use of weapons will occur in that area during the period of intended operation of the declaration.".

5. Clause 55, page 33, lines 1 to 3, omit all words and expressions on these lines.

6. Clause 55, page 33, lines 6 and 7, omit all words and expressions on these lines and insert—

'(3) For section 10D(3)(b) of the **Control of Weapons Act 1990 substitute**—

"(b) in the case of a declaration—

(i) under subsection (1)(a), must not exceed 24 hours; or

(ii) under subsection (1)(b), must not exceed 6 months.".'.

7. Clause 55, page 34, lines 4 and 5, omit all words and expressions on these lines and insert—

'(10) For section 10D(10) of the **Control of Weapons Act 1990 substitute**—

"(10) A declaration under this section is not a legislative instrument within the meaning of the **Subordinate Legislation Act 1994**.".'.

8. Clause 56, line 7, before "In" insert "(1)".

9. Clause 56, after line 8 insert—

'(2) After section 10E(7) of the **Control of Weapons Act 1990 insert**—

"(8) A declaration under this section is not a legislative instrument within the meaning of the **Subordinate Legislation Act 1994**.".'.

10. Clause 58, lines 3 and 4, omit "the first anniversary of its commencement" and insert "31 December 2026".

Amendments circulated by David Limbrick (DL71C)

1. Clause 1, page 2, after line 14 insert—

"(ia) to provide for the possession, carriage and use of articles designed or adapted to discharge oleoresin capsicum spray; and".

NEW CLAUSES

2. Insert the following New Clauses before clause 55—

'**54A Definitions**

(1) In section 3(1) of the **Control of Weapons Act 1990**, in the definition of ***controlled weapon***, after paragraph (a) **insert**—

"(ab) an article designed or adapted to discharge oleoresin capsicum spray; or".

(2) In section 3(1) of the **Control of Weapons Act 1990**, in the definition of ***prohibited weapon***, after "a prohibited weapon" **insert** "but does not include an article designed or adapted to discharge oleoresin capsicum spray".

54B Control of controlled weapons

(1) In section 6(3) of the **Control of Weapons Act 1990**, after "***lawful excuse***" **insert** "(other than in relation to the possession, carriage or use of a controlled weapon that is an article designed or adapted to discharge oleoresin capsicum spray)".

(2) After section 6(3) of the **Control of Weapons Act 1990 insert**—

"(3A) In this section ***lawful excuse*** (in relation to the possession, carriage or use of a controlled weapon that is an article designed or adapted to discharge oleoresin capsicum spray) includes—

(a) the pursuit of any lawful employment, duty or activity; and

(b) self-defence.".'.

Amendments circulated by Evan Mulholland (EM28C)

1. Clause 1, page 2, after line 14 insert—

"(ia) further provide for prohibited weapons; and".

2. Clause 2, lines 17 and 18, omit all words and expressions on these lines and insert—

"(1) This Act (other than sections 54B and 54D) comes into operation on the day after the day on which it receives the Royal Assent.

(2) Subject to subsection (3), sections 54B and 54D come into operation on a day or days to be proclaimed.

(3) If sections 54B and 54D do not come into operation before 30 September 2025, they come into operation on that day.".

NEW CLAUSES

3. Insert the following New Clause before clause 55—

"**54A Definitions**

In section 3(1) of the **Control of Weapons Act 1990**, in the definition of ***controlled weapon***, the example at the foot of paragraph (a) is **repealed**.".

4. Insert the following New Clause to follow clause 54A—

'54B Definitions

In section 3(1) of the **Control of Weapons Act 1990**, in the definition of ***prohibited weapon***, after "imitation firearm" **insert** ", a machete".'.

5. Insert the following New Clause to follow clause 54B—

'54C Prohibited weapons

After section 5(3) of the **Control of Weapons Act 1990 insert**—

"(4) In this section (other than subsection 1A)—

prohibited weapon includes a machete.".'.

6. Insert the following New Clause to follow clause 54C—

"**54D Prohibited weapons**

Section 5(4) of the **Control of Weapons Act 1990** is **repealed**.".

7. Clause 58, lines 3 and 4, omit "the first anniversary of its commencement" and insert "30 September 2026".

2. BAIL AMENDMENT (TOUGH BAIL) BILL 2025

Amendments circulated by Katherine Copsey (KC43C)

1. Clause 1, lines 8 to 12, omit all words and expressions on these lines.
2. Clause 1, page 2, lines 5 to 9, omit all words and expressions on these lines.
3. Clause 1, page 2, line 19, omit "offences; and" and insert "offences.".
4. Clause 1, page 2, lines 20 to 23, omit all words and expressions on these lines.
5. Clause 1, page 2, lines 24 to 26, omit all words and expressions on these lines.
6. Clause 5, omit this clause.
7. Clause 7, omit this clause.
8. Clause 8, omit this clause.
9. Clause 9, page 6, lines 6 and 7, omit "and to the **Summary Offences Act 1966**".
10. Clause 10, lines 17 and 18, omit "(other than by section 8 of that Act)".
11. Clause 10, line 22, omit "committed." and insert 'committed.".'.
12. Clause 10, lines 23 to 26, omit all words and expressions on these lines.
13. Clause 13, omit this clause.
14. Part heading preceding clause 14, omit this heading.
15. Clause 14, omit this clause.
16. Clause 15, omit this clause
17. Part heading preceding clause 16, omit this heading.
18. Clause 16, line 2, omit all words and expressions on this line.
19. Clause 16, lines 3 to 7, omit all words and expressions on these lines.
20. Clause 16, lines 8 to 14, omit all words and expressions on these lines.
21. Clause 17, line 15, omit all words and expressions on this line.

22. Clause 17, lines 16 to 25, omit all words and expressions on these lines.

23. Clause 17, lines 26 and 27, omit all words and expressions on these lines.

AMENDMENT OF LONG TITLE

24. Long title, omit "and the **Summary Offences Act 1966**".

Amendments circulated by Evan Mulholland (EM30C)

1. Clause 1, page 2, line 18, after "offences" insert "(including both the offence of committing an indictable offence while on bail and the offence of contravening a conduct condition while on bail)".

2. Clause 1, page 2, after line 19 insert—

"(viii) to make further provision in relation to which bail decision makers may grant bail to a person who is accused of either the offence of committing an indictable offence while on bail or the offence of contravening a conduct condition while on bail; and".

3. Clause 2, line 31, omit "29 September" and insert "30 June".

NEW CLAUSES

4. After clause 5 insert—

'**5A Power of police officer, sheriff or authorised person**

In the note at the foot of section 10(5) of the Principal Act, for "Schedule 2 offences" **substitute** "certain Schedule 2 offences".

5B Power of bail justice to grant or refuse bail

In the note at the foot of section 10A(5) of the Principal Act, for "Schedule 2 **offences**" substitute "certain Schedule 2 offences".

5C Treason, murder, certain other offences

In section 13(4) of the Principal Act—

(a) in paragraph (a), for "person." **substitute** "person; or".

(b) after paragraph (a) **insert**—

"(b) the offence to which section 4AA(2)(c) or (d) relates is—

(i) an offence referred to in item 30H of Schedule 2; or

(ii) an offence referred to in item 30I of Schedule 2; or

(iii) in relation to an offence referred to in item 30H of Schedule 2, an offence referred to in item 31 of that Schedule; or

(iv) in relation to an offence referred to in item 30I of Schedule 2, an offence referred to in item 31 of that Schedule.".

5D Accused on 2 or more undertakings of bail

(1) In section 13A(1) of the Principal Act, for "Schedule 2 offence" **substitute** "relevant Schedule 2 offence".

(2) After section 13A(2) of the Principal Act **insert**—

"(3) For the purposes of this section, a ***relevant Schedule 2 offence*** is any Schedule 2 offence other than—

(a) an offence referred to in item 30H of Schedule 2; or

(b) an offence referred to in item 30I of Schedule 2; or

(c) in relation to an offence referred to in item 30H of Schedule 2, an offence referred to in item 31 of that Schedule; or

(d) in relation to an offence referred to in item 30I of Schedule 2, an offence referred to in item 31 of that Schedule.".'.

5. Clause 9, page 6, line 8, omit "**(Tough Bail)**".

6. Clause 9, page 6, line 12, omit "**(Tough Bail)**".

7. Clause 10, line 17, omit "**(Tough Bail)**".

8. Clause 10, line 26, omit "**(Tough Bail)**".

9. Clause 12, page 8, line 34, omit 'firearm);".' and insert "firearm);".

10. Clause 12, page 8, after line 34 insert—

'(aac) section 75 (robbery);

(aad) section 76 (burglary);".'.

11. Clause 12, page 10, line 24, omit 'offence).".' and insert "offence).".

12. Clause 12, page 10, after line 24 insert—

'30H. An offence against section 30B (commit indictable offence while on bail).

30I. An offence against section 49F of the **Summary Offences Act 1966** (contravening conduct condition of bail undertaking).".'.

13. Clause 14, line 18, omit all words and expressions on this line.

14. Clause 14, lines 22 to 24, omit all words and expressions on these lines.

15. Clause 18, line 3, omit "29 September" and insert "30 June".

AMENDMENT OF SHORT TITLE

16. Short title, omit "**(Tough Bail)**".

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 110, 111 and 112

No. 110 — Tuesday, 1 April 2025

1 The President took the Chair at 12.02 pm, read the Prayer and made an Acknowledgement of Country.

2 **BAIL AMENDMENT BILL 2025** — The President read a Message from the Assembly informing the Council that they have agreed to the amendments made by the Council in this Bill.

3 **ASSENT TO ACTS** — The President read a Message from the Governor informing the Council that she had, on 25 March 2025, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

Bail Amendment Act 2025

Terrorism (Community Protection) and Control of Weapons Amendment Act 2025.

4 **QUESTION TIME** —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of David Davis, the answers given by Jaclyn Symes to questions relating to funding for the Suburban Rail Loop (QwN 875) were ordered to be taken into consideration on the next day of meeting.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

5 **PAPERS** —

COMMITTEE REPORTS —

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled Alert Digest No. 5 of 2025 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

SELECT COMMITTEE ON THE 2026 COMMONWEALTH GAMES BID — Pursuant to Standing Order 23.22, David Limbrick tabled the Select Committee's Final Report on the Inquiry into the 2026 Commonwealth Games bid (including Appendices, Extracts of Proceedings and Minority Reports), and presented Transcripts of Evidence *(Transcripts of Evidence ordered to be tabled and the Report published).*

David Limbrick moved, That the Council take note of the Report.

Debate ensued.

Question — put and agreed to.

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Crown Land (Reserves) Act 1978 — Order of 24 March 2025 giving approval to the granting of a lease at Albert Park.

Parliamentary Committees Act 2003 — Government response to the Integrity and Oversight Committee's Report on the Inquiry into the Operation of the *Freedom of Information Act 1982* (Vic) *(released on 24 March 2025 – a non-sitting day)*.

Planning and Environment Act 1987 — Notices of approval of the —

Ararat, Baw Baw, Buloke, Darebin, East Gippsland, Frankston, Gannawarra, Greater Bendigo, Macedon Ranges, Melbourne, Monash, Moorabool, Northern Grampians, Port Phillip and Stonnington Planning Schemes — Amendment GC242.

Ballarat Planning Scheme — Amendment C259.

Banyule Planning Scheme — Amendment C178.

Bass Coast Planning Scheme — Amendment C174.

Boroondara Planning Scheme — Amendment C415.

East Gippsland Planning Scheme — Amendment C173.

Glen Eira Planning Scheme — Amendments C270 and C271.

Greater Bendigo Planning Scheme — Amendment C274.

Hepburn Planning Scheme — Amendment C89.

Maribyrnong Planning Scheme — Amendment C190.

Melbourne Planning Scheme — Amendment C477.

Murrindindi Planning Scheme — Amendment C77.

Safe Drinking Water Act 2003 — Report, 2023-24.

Statutory Rules under the following Acts of Parliament —

Freedom of Information Act 1982 — No. 7.

Heritage Act 2017 — No. 13.

Independent Broad-based Anti-corruption Commission Act 2011 — No. 8.

Inquiries Act 2014 — No. 14.

Integrity Oversight Victoria Act 2011 — No. 11.

Local Government Act 2020 — No. 9.

Ombudsman Act 1973 — No. 10.

Public Health and Wellbeing Act 2008 — No. 12.

Supreme Court Act 1986 — No. 6.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule No. 6.

Wildlife Act 1975 — Notices under section 86 of the Act —

Wildlife (Prohibition of Game Hunting) Notice No. 1/2025 *(Gazette G10, 6 March 2025)*.

Wildlife (Prohibition of Game Hunting) Notice No. 2/2025 *(Gazette S107, 14 March 2025)*.

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PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Responses from the Minister for Environment to petitions titled —

Review Tower Hill's State Game Reserve status (petition No. 452) (presented by Georgie Purcell on 29 August 2023) *(released on 26 March 2025 – a non-sitting day).*

Review proposed Metropolitan and Regional Parks Regulations (petition No. 466) (presented by Bev McArthur on 1 August 2023) *(released on 26 March 2025 – a non-sitting day).*

Responses from the Minister for Planning to petitions titled Desist from high-rise high-density zone planning (petition Nos. 621, 629, 631, 635 and 636) (presented by David Davis on 6 February 2025, 20 February 2025 and 4 March 2025, Georgie Crozier on 19 February 2025 and Evan Mulholland on 4 March 2025) *(released on 31 March 2025 – a non-sitting day)*.

Response from the Minister for Water to petition titled Restore the Fyansford Paper Mill water race wall (petition No. 538) (presented by Bev McArthur on 19 February 2025) *(released on 24 March 2025 – a non-sitting day)*.

* * * * *

PROCLAMATIONS — The Clerk tabled proclamations of the Governor in Council fixing operative dates for the following Acts:

Bail Amendment Act 2025 — Whole Act (other than sections 11 and 12) — 26 March 2025 *(Gazette S138, 25 March 2025)*.

National Parks (Amendment) Act 1989 — section 29(3) — 31 March 2025 *(Gazette S109, 18 March 2025)*.

6 PRODUCTION OF DOCUMENTS — AMENDMENTS TO THE VICTORIA PLANNING PROVISIONS — The Clerk tabled a letter from the Attorney-General, dated 27 March 2025, in response to a resolution of the Council on 5 March 2025 (on the motion of David Davis), relating to amendments to the Victoria Planning Provisions, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

7 BUSINESS OF THE COUNCIL — David Davis moved, by leave, That the following general business take precedence on Wednesday, 2 April 2025 —

(1) order of the day No. 3, second reading of the Wrongs Amendment (Vicarious Liability) Bill 2025;

(2) notice of motion given this day by Evan Mulholland on the Suburban Rail Loop;

(3) notice of motion given this day by David Davis establishing a Select Committee on Victoria Planning Provisions, Amendments VC257, VC267 and VC276;

(4) notice of motion No. 817 standing in the name of David Davis on the Victorian debt ceiling; and

(5) notice of motion No. 811 standing in the name of Jeff Bourman on employment opportunities in the defence industry.

Question — put and agreed to.

8 MEMBERS' STATEMENTS — Members made statements.

9 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 896, and order of the day, government business, No. 1, be postponed until later this day.

10 SAFE PATIENT CARE (NURSE TO PATIENT AND MIDWIFE TO PATIENT RATIOS) AMENDMENT BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

11 BUSINESS POSTPONED — Ordered — That the consideration of orders of the day, government business, Nos. 3 and 4, be postponed until later this day.

12 JUSTICE LEGISLATION AMENDMENT (ANTI-VILIFICATION AND SOCIAL COHESION) BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Aiv Puglielli *(AP49C and AP51C)* circulated amendments proposed to be moved during Committee of the whole.

[Sitting suspended from 6.25 pm to 7.25 pm]

Debate continued.

Question — put.

The Council divided — The President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Business interrupted at 10.00 pm.

Jaclyn Symes declared, That the sitting be extended by up to one hour pursuant to Standing Order 4.08.

Bill further considered in Committee of the whole.

Business interrupted at the conclusion of the declared extension.

Jaclyn Symes declared, That the sitting be extended by up to one further hour pursuant to Standing Order 4.08.

Bill further considered in Committee of the whole.

Business interrupted at the conclusion of the declared extension.

The Council continued to sit after 12.00 midnight.

WEDNESDAY, 2 APRIL 2025

Jaclyn Symes moved, That the sitting be extended.

Question — put.

The Council divided — The Deputy President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question — put and agreed to.

Bill further considered in Committee of the whole.

Bill reported with amendments, the Report was adopted.

Jaclyn Symes moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill with amendments and requesting their agreement.

13 ADJOURNMENT — Gayle Tierney moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 3.55 am until later this day.

ROBERT McDONALD
Clerk of the Legislative Council

No. 111 — Wednesday, 2 April 2025

1 The Deputy President took the Chair at 9.31 am, read the Prayer and made an Acknowledgement of Country.

2 COMMITTEE MEMBERSHIP — The Deputy President advised the House that Nick McGowan resigned as a participating member from the Legal and Social Issues Standing Committee, effective from Tuesday, 1 April 2025.

3 PETITION — DESIST FROM HIGH-RISE HIGH-DENSITY ZONE PLANNING — David Davis presented a petition bearing 77 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to desist from the announced high-rise high-density zones and recommence proper discussions and consultation with local communities and councils and heritage peak bodies in all ten affected zones prior to taking any further planning actions *(Ordered to be tabled).*

4 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General — State Trustees' Financial Administration Services, April 2025 *(Ordered to be published)*.

Interpretation of Legislation Act 1984 — Notice under section 32(4)(a)(iii) in relation to the Australian Code for the Transport of Dangerous Goods by Road and Rail *(Gazette S151, 1 April 2025)*.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule Nos. 7, 8, 9, 10 and 11.

5 PRODUCTION OF DOCUMENTS —

REVIEW OF THE WILDLIFE ACT — In response to a resolution of the Council on 5 March 2025 (on the motion of Sarah Mansfield), relating to the review of the *Wildlife Act 1975*, the Clerk tabled —

- a schedule of the two documents identified within the scope of the Order; and

- a letter from the Attorney-General, dated 1 April 2025, making a claim of executive privilege in relation to two documents in full.

* * * * *

NATIVE BIRD HUNTING 2025 SEASON — The Clerk tabled a letter from the Attorney-General, dated 1 April 2025, in response to a resolution of the Council on 5 March 2025 (on the motion of Georgie Purcell), relating to the review of the native bird hunting 2025 season, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

6 MEMBERS' STATEMENTS — Members made statements.

7 WRONGS AMENDMENT (VICARIOUS LIABILITY) BILL 2025 — Rachel Payne laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Rachel Payne moved, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned for two weeks.

8 PRODUCTION OF DOCUMENTS — 2022 ROLLOUT OF HEPA PURIFIERS IN GOVERNMENT SCHOOLS — David Limbrick moved, That this House requires the Leader of the Government, pursuant to Standing Order 10.01, to table in the Council, by 30 June 2025, all documents in possession of the Department of Education relating to the 2022 rollout of High Efficiency Particulate Air (HEPA) purifiers in Victorian government and low-fee non-government schools, including but not limited to —

(1) the timeline of procurement and delivery of devices;
(2) Samsung warranty and fault reports and department replacement requests, detailing unit functionality and school usage;
(3) outcomes of ventilation assessments conducted in schools;
(4) evaluations, studies, or data assessing the impact of HEPA filters on air quality, health outcomes, or absenteeism in schools;
(5) guidelines provided to schools; and
(6) any advice received from the Chief Health Officer and any other internal or external experts, including related to the expansion of the program in 2022.

Debate ensued.

The Deputy President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

9 PRODUCTION OF DOCUMENTS — ENERGY DOCUMENTS — David Davis moved, That this House —

(1) notes that the Government has not made public the submissions to the —
    (a) Regulatory Impact Statement on electrification;
    (b) Victorian Energy Upgrades strategic review;
(2) requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council within three weeks of the House agreeing to this resolution —
    (a) the submissions to the Regulatory Impact Statement on electrification and the Victorian Energy Upgrades strategic review;
    (b) all documents relied upon or drawn upon by the Essential Services Commission during the granting of a transmission licence in February 2025 to

Transmission Company Victoria, a subsidiary of the Australian Energy Market Operator (AEMO);

(c) documents submitted to AEMO by the Department of Energy, Environment and Climate Action (DEECA) in 2024 and 2025 concerning the Victoria to New South Wales Interconnector West (VNI West) project and the Western Renewables Link project;

(d) formal communications to AEMO since 30 June 2024, by the —

(i) Minister for Energy and Resources;

(ii) Minister for Climate Action;

(iii) DEECA; and

(iv) Secretaries or Deputy Secretaries of the Department.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

10 SUBURBAN RAIL LOOP EAST PROJECT — Evan Mulholland moved, That this House notes that —

(1) Infrastructure Australia's recent report raised serious concerns about the Suburban Rail Loop (SRL) East project;

(2) in the 2025-2026 Australian Federal Budget announced on 25 March 2025, the Commonwealth Government failed to provide the additional $9.5 billion needed to deliver the SRL East project;

and, in light of this new information, requests the Auditor-General to update their 2022 report to examine the SRL East project.

Debate ensued.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

11 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Agricultural feed lots (QwN 877)** — substantive and supplementary questions asked by Georgie Purcell — response from Gayle Tierney due Friday, 4 April 2025.
- **Policing of 420 event (QwN 879)** — substantive and supplementary questions asked by David Ettershank — response from Enver Erdogan due Friday, 4 April 2025.
- **Ministerial diaries (QwN 881)** — substantive question asked by David Limbrick — response from Jaclyn Symes due Friday, 4 April 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

12 SUBURBAN RAIL LOOP EAST PROJECT — Debate continued on the question, That this House notes that —

(1) Infrastructure Australia's recent report raised serious concerns about the Suburban Rail Loop (SRL) East project;

(2) in the 2025-2026 Australian Federal Budget announced on 25 March 2025, the Commonwealth Government failed to provide the additional $9.5 billion needed to deliver the SRL East project;

and, in light of this new information, requests the Auditor-General to update their 2022 report to examine the SRL East project.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put.

The Council divided — The President in the Chair.

AYES, 22

Melina Bath; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Aiv Puglielli; Georgie Purcell; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 17

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Tom McIntosh; Rachel Payne; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

13 JUSTICE LEGISLATION AMENDMENT (ANTI-VILIFICATION AND SOCIAL COHESION) BILL 2024 — The President read a Message from the Assembly informing the Council that they have agreed to the amendments made by the Council in this Bill.

14 SELECT COMMITTEE ON VICTORIA PLANNING PROVISIONS AMENDMENTS, VC257, VC274 AND VC276 — David Davis moved, That —

(1) a Select Committee of nine members be appointed to inquire into, consider and report, by 13 May 2025, on whether the amendments to the Victoria Planning Provisions made through VC257, VC274 and VC267 give proper effect to the objectives of planning in Victoria, and the objectives of the planning framework, as set out in section 4 of the *Planning and Environment Act 1987*;

(2) the Committee will consist of three members from the Government nominated by the Leader of the Government in the Council, three members from the Opposition nominated by the Leader of the Opposition in the Council and three members from among the remaining members in the Council;

(3) the members will be appointed by lodgement of the names with the President within five calendar days of the Council agreeing to this resolution;

(4) the Chair of the Committee will be a non-Government member;

(5) a member of the Committee may appoint a substitute to act in their place (for nominated meetings or for a defined period of time) by that member, or the

leader of that member's party, writing to the Chair advising of the member who will act as their substitute;

(6) a member who has been substituted off the Committee must not participate in any proceedings of the Committee for the nominated meetings or defined period of time that they have been substituted off for;

(7) substitute members will have all the rights of a member of the Committee and shall be taken to be a member of the Committee for the purpose of forming a quorum;

(8) the first meeting of the Committee will be held within one week of members' names being lodged with the President;

(9) the Committee may proceed to the despatch of business notwithstanding that all members have not been appointed and notwithstanding any vacancy;

(10) the Committee will hold public hearings; and

(11) the Committee may obtain technical and specialist assistance to aid its inquiry.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put.

The Council divided — The President in the Chair.

AYES, 22

Melina Bath; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Aiv Puglielli; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 17

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; David Limbrick; Tom McIntosh; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

15 BUSINESS POSTPONED — Ordered — That the consideration of notice of motion, general business, No. 817, be postponed until later this day.

16 EMPLOYMENT OPPORTUNITIES IN THE DEFENCE INDUSTRY — Jeff Bourman moved, That this House notes that —

(1) in 2022-23, the Australian defence industry contributed $10.6 billion to Australia's gross value added (GVA), up 4.1 per cent from the previous year and in the same period the industry consisted of 5,544 businesses and employed 64,100 persons, up 6.3 per cent;

(2) the top three industries account for 75.6 per cent of the total defence industry GVA, with the three largest contributors being —

(a) professional, scientific and technical services;

(b) manufacturing;

(c) construction;

(3) the states with the largest defence industry GVA growth between 2021-22 and 2022-23 were —

(a) NSW, up $370 million;

(b) South Australia, up $125 million;

(c) Western Australia, up $58 million;

(4) Victoria rates fifth in manufacturing, second in construction, and third in professional, scientific and technical services of defence industry GVA, with currently 24,000 defence industry jobs in Victoria;

(5) in March 2023, unemployment in Gippsland rose from 6,800 to 7,100 while youth unemployment jumped from 3,400 to 6,600;

(6) Gippsland's largest employment industries are Health Care and Social Assistance, and Education and Training;

(7) the number of 15 to 64-year-olds on job seeker income support payments in Gippsland is 13,360 or 7.6 per cent of the community;

and calls on the Government to work with the Federal Government, Defence and Industry to develop critical information and provide networking opportunities along with support and advocacy services to develop a plan for increasing employment opportunities in the Defence Industry for Gippsland.

Debate ensued.

Question — put and agreed to.

17 BUSINESS POSTPONED — Ordered — That the consideration of the remaining notices of motion and orders of the day, general business, be postponed until later this day.

18 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

19 PETITIONS (QUALIFYING FOR DEBATE) — **SAVE SILVERLEAVES FROM COASTAL EROSION** — Melina Bath moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

17 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.54 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 112 — Thursday, 3 April 2025

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PAPERS —

COMMITTEE REPORT — **PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE** — Pursuant to section 35 of the *Parliamentary Committees Act 2003,* Michael Galea tabled a Report on the 2023-24 financial and performance outcomes and presented Transcripts of Evidence *(Transcripts of Evidence ordered to be tabled and the Report published).*

Michael Galea moved, That the Council take note of the Report.

Debate ensued.

Question — put and agreed to.

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General —

Recycling Resources from Waste, April 2025 *(Ordered to be published)*.

Results of 2023–24 Audits: Local Government, April 2025 *(Ordered to be published)*.

Drugs, Poisons and Controlled Substances Act 1981 — Report, 2024, under section 96 by the Chief Commissioner of Victoria Police.

Judicial Entitlements Act 2015 — Advisory opinion to the Attorney-General, February 2025, under section 33 of the Act.

Parliamentary Committees Act 2003 — Government response to the Public Accounts and Estimates Committee's Report on the 2024-25 Budget Estimates.

Planning and Environment Act 1987 — Notice of approval of the Victoria Planning Provisions — Amendment VC276.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule No. 13.

3 **SITTING OF THE COUNCIL** — Lizzie Blandthorn moved, That the Council, at its rising, adjourn until Tuesday, 13 May 2025.

Question — put and agreed to.

4 **MEMBERS' STATEMENTS** — Members made statements.

5 **BUSINESS POSTPONED** — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 915, be postponed until later this day.

6 **HELP TO BUY (COMMONWEALTH POWERS) BILL 2025** — Debate resumed on the question, That the Bill be now read a second time.

David Davis moved, as a reasoned amendment, That all the words after "That" be omitted and replaced with "the Bill be withdrawn and not reintroduced until the outcome of the Federal Election is determined, noting the contrasting position of the two major Federal political parties on this policy.".

Debate ensued.

Business interrupted at 12.00 noon.

7 **QUESTION TIME** —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

8 **HELP TO BUY (COMMONWEALTH POWERS) BILL 2025** — Debate continued on the question, That the Bill be now read a second time — and on the reasoned amendment moved by David Davis — That all the words after "That" be omitted and replaced with "the Bill be withdrawn and not reintroduced until the outcome of the Federal Election

is determined, noting the contrasting position of the two major Federal political parties on this policy.".

Question — That the reasoned amendment moved by David Davis be agreed to — put.

The Council divided — The President in the Chair.

AYES, 16

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Question — That the Bill be now read a second time — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

9 FIRE SERVICES PROPERTY AMENDMENT (EMERGENCY SERVICES AND VOLUNTEERS FUND) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

David Davis *(DD169C)* circulated amendments proposed to be moved during Committee of the whole.

On the motion of Lee Tarlamis, the debate was adjourned until the next day of meeting.

10 BUILDING LEGISLATION AMENDMENT (BUYER PROTECTIONS) BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Building Act 1993, the Domestic Building Contracts Act 1995, the Sale of Land Act 1962, the Subdivision Act 1988 and the Victorian Civil and Administrative Tribunal Act 1998 and for other purposes* and requesting the agreement of the Council.

On the motion of Ingrid Stitt (for Harriet Shing), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Ingrid Stitt laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Ingrid Stitt moved, That the Bill be now read a second time.

Ingrid Stitt incorporated the second reading speech in Hansard.

On the motion of David Davis, the debate was adjourned for one week.

11 TRANSPORT LEGISLATION AMENDMENT (VEHICLE SHARING SCHEME SAFETY AND STANDARDS) BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Road Safety Act 1986 in relation to vehicle sharing schemes and offences involving electric scooters and the Transport (Compliance and Miscellaneous) Act 1983 in relation to vehicle sharing schemes and for other purposes* and requesting the agreement of the Council.

On the motion of Ingrid Stitt (for Harriet Shing), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Ingrid Stitt laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Ingrid Stitt moved, That the Bill be now read a second time.

Ingrid Stitt incorporated the second reading speech in Hansard.

On the motion of David Davis (for Evan Mulholland), the debate was adjourned for one week.

12 VICTORIAN ENERGY EFFICIENCY TARGET AMENDMENT (ENERGY UPGRADES FOR THE FUTURE) BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Victorian Energy Efficiency Target Act 2007 and for other purposes* and requesting the agreement of the Council.

On the motion of Ingrid Stitt, the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Ingrid Stitt laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Ingrid Stitt moved, That the Bill be now read a second time.

Ingrid Stitt incorporated the second reading speech in Hansard.

On the motion of David Davis, the debate was adjourned for one week.

13 ADJOURNMENT — Ingrid Stitt moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.26 pm until Tuesday, 13 May 2025.

ROBERT McDONALD
Clerk of the Legislative Council

Published under the authority of the Legislative Council, Parliament of Victoria

COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 110, 111 and 112

SAFE PATIENT CARE (NURSE TO PATIENT AND MIDWIFE TO PATIENT RATIOS) AMENDMENT BILL 2025

Committed Tuesday, 1 April 2025

Clauses 1 to 20 — put and agreed to.

Bill reported without amendment.

* * * * *

JUSTICE LEGISLATION AMENDMENT (ANTI-VILIFICATION AND SOCIAL COHESION) BILL 2024

Committed Tuesday, 1 April 2025

Amendments circulated: Evan Mulholland (EM25C and EM27C) (pp. 968-70), Rachel Payne (RP10C) (p. 970) and Aiv Puglielli (AP49C and AP51C) (pp. 970-5)

New Clause 1AA — Aiv Puglielli moved amendment No. 1 *(AP51C)*.

Question — That New Clause 1AA stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clause 1 — Aiv Puglielli moved amendment No. 2 *(AP51C)*.

Question — That the amendment be agreed to — put.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clause 1, as amended — put and agreed to.

Clause 2 — Rachel Payne moved amendment No. 1 *(RP10C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 16

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clause 2, as amended — put and agreed to.

Clause 3 — put and agreed to.

Clause 4 — Aiv Puglielli moved amendment Nos. 3 to 10 *(AP51C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clause 4, as amended — put and agreed to.

Clauses 5 to 8 — put and agreed to.

Clause 9 — Aiv Puglielli moved amendment Nos. 11 and 12 *(AP51C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 19

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Aiv Puglielli; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 20

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Georgie Purcell; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Evan Mulholland moved amendment No. 1 *(EM25C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Aiv Puglielli moved amendment No. 13 *(AP51C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Question — That clause 9, as amended, stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clauses 10 to 43 — put and agreed to.

Clause 44 — Rachel Payne moved amendment No. 2 *(RP10C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clause 44, as amended — put and agreed to.

Bill reported with amendments.

* * * * *

HELP TO BUY (COMMONWEALTH POWERS) BILL 2025

Committed Thursday, 3 April 2025

Clauses 1 to 17 — put and agreed to.

Bill reported without amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. JUSTICE LEGISLATION AMENDMENT (ANTI-VILIFICATION AND SOCIAL COHESION) BILL 2024

Amendment circulated by Evan Mulholland (EM25C)

1. Clause 9, page 14, lines 3 and 4, omit "with the protected attribute".

Amendments circulated by Evan Mulholland (EM27C)

1. Clause 1, page 2, lines 1 to 3, omit all words and expressions on these lines.

2. Clause 1, page 2, line 6, omit "repeal" and insert "amend".

3. Clause 1, page 2, line 7, after "**2001**" insert "to remove serious vilification offences".

4. Clause 2, line 11, omit "3,".

5. Clause 2, line 14, omit "subsections (3) and (4)" and insert "subsection (3)".

6. Clause 2, lines 17 to 19, omit "section 32 or a provision of Part 2, Part 4 (other than Division 2) or Part 6 (other than Division 2)" and insert "a provision referred to in subsection (2)".

7. Clause 2, lines 22 to 25, omit all words and expressions on these lines.

8. Clause 4, page 9, line 19, omit 'Act.".' and insert "Act.".

9. Clause 4, page 9, after line 19 insert—

'**195S Review of amendments made by Justice Legislation Amendment (Anti-vilification and Social Cohesion) Act 2024**

(1) The Attorney-General must cause a review to be conducted of the operation of the amendments made to this Act and the **Racial and Religious Tolerance Act 2001** by the **Justice Legislation Amendment (Anti-vilification and Social Cohesion) Act 2024**.

(2) The review must be commenced no later than 5 years after the commencement of Part 2 of the **Justice Legislation Amendment (Anti-vilification and Social Cohesion) Act 2024**.

(3) The review must be completed no later than one year after it commences.

(4) The Attorney-General must cause a copy of the review to be laid before each House of the Parliament no later than 14 sitting days after receiving it.".'.

10. Part heading preceding clause 5, omit this heading.

11. Division heading preceding clause 5, omit this heading.

12. Clause 5, omit this clause.

13. Clause 6, omit this clause.

14. Clause 7, omit this clause.

15. Clause 8, omit this clause.

16. Clause 9, omit this clause.

17. Division heading preceding clause 10, omit this heading.

18. Subdivision heading preceding clause 10, omit this heading.

19. Clause 10, omit this clause.

20. Clause 11, omit this clause.

21. Clause 12, omit this clause.

22. Clause 13, omit this clause.

23. Subdivision heading preceding clause 14, omit this heading.

24. Clause 14, omit this clause.

25. Clause 15, omit this clause.

26. Clause 16, omit this clause.

27. Clause 17, omit this clause.

28. Clause 18, omit this clause.

29. Clause 19, omit this clause.

30. Division heading preceding clause 20, omit this heading.

31. Clause 20, omit this clause.

32. Clause 21, omit this clause.

33. Clause 22, omit this clause.

34. Clause 23, omit this clause.

35. Clause 24, omit this clause.

36. Clause 25, omit this clause.

37. Clause 26, omit this clause.

38. Clause 27, omit this clause.

39. Clause 28, omit this clause.

40. Division heading preceding clause 29, omit this heading.

41. Clause 29, omit this clause.

42. Clause 30, omit this clause.

43. Clause 31, omit this clause.

44. Division heading preceding clause 32, omit this heading.

45. Clause 32, omit this clause.

46. Clause 33, omit this clause.

47. Clause 34, omit this clause.

48. Clause 35, omit this clause.

49. Clause 36, omit this clause.

50. Part heading preceding clause 37, omit "**Consequential amendment of other Acts**" and insert "**Amendment of Criminal Procedure Act 2009**".

51. Division heading preceding clause 37, omit this heading.

52. Division heading preceding clause 38, omit this heading.

53. Clause 38, omit this clause.

54. Clause 39, omit this clause.

55. Division heading preceding clause 43, omit this heading.

56. Clause 43, omit this clause.

AMENDMENT OF LONG TITLE

57. Long title, omit "the **Equal Opportunity Act 2010** and the **Bail Act 1977**, to repeal" and insert "the **Bail Act 1977** and".

Amendments circulated by Rachel Payne (RP10C)

1. Clause 2, lines 24 and 25, omit "18 September 2027" and insert "30 June 2026".

2. Clause 44, line 18, omit "18 September 2028" and insert "30 June 2027".

Amendments circulated by Aiv Puglielli (AP49C)

1. Clause 4, after line 17 insert—

"***homelessness*** has the same meaning as in section 4(1) of the **Equal Opportunity Act 2010**;

immigration status has the same meaning as in section 4(1) of the **Equal Opportunity Act 2010**;".

2. Clause 4, after line 21 insert—

"(ba) homelessness;

(bb) immigration status;".

3. Clause 4, after line 25 insert—

"(fa) sex worker status;".

4. Clause 4, page 4, after line 10 insert—

"***sex worker status*** has the same meaning as in section 4(1) of the **Equal Opportunity Act 2010**;".

5. Clause 7, line 27, omit "definition—" and insert "definitions—".

6. Clause 7, after line 27 insert—

'"***homelessness*** has the meaning given by section 4A;

immigration status includes—

(a) being an immigrant; or

(b) being a refugee or an asylum seeker; or

(c) holding any kind of visa under the Migration Act 1958 of the Commonwealth;'.

7. Clause 7, line 28, omit '"***protected***" and insert "***protected***".

8. Clause 7, line 29, omit '102B;".' and insert "102B;".

9. Clause 7, after line 29 insert—

'***sex worker status*** means a person's status of providing, or having provided, commercial sexual services within the meaning of section 35(1) of the **Crimes Act 1958**;".'.

NEW CLAUSE

10. Insert the following New Clause to follow clause 7—

'**7A New section 4A inserted**

After section 4 of the **Equal Opportunity Act 2010 insert**—

"**4A Meaning of *homelessness***

(1) For the purposes of this Act, ***homelessness*** means the state of having inadequate access to safe and secure housing.

(2) A person has inadequate access to safe and secure housing for the purposes of this section if the only housing to which the person has access—

(a) damages, or is likely to damage, the person's health; or

(b) threatens the person's safety; or

(c) marginalises the person through failing to provide access to—

(i) adequate personal amenities; or

(ii) the economic and social supports that a home normally affords; or

(d) places the person in circumstances which threaten or adversely affect the adequacy, safety, security and affordability of that housing.

(3) Additionally, if a person has inadequate access to safe and secure housing for the purposes of a law of the Commonwealth, that person has inadequate access to safe and secure housing for the purposes of this section.

(4) Nothing in subsection (2) or (3) limits the circumstances in which, for the purposes of this Act, a person is to be taken to have inadequate access to safe and secure housing for the purposes of this section.".'.

11. Clause 9, page 12, after line 23 insert—

"(ba) homelessness;

(bb) immigration status;".

12. Clause 9, page 12, after line 27 insert—

"(fa) sex worker status;".

NEW CLAUSES

13. Insert the following New Division to follow Division 1 of Part 3—

'**Division 1A—Duty to eliminate vilification**

9A Heading to Part 3 amended

In the heading to Part 3 of the **Equal Opportunity Act 2010**, after "**discrimination,**" **insert** "**vilification,**".

9B Purpose of Part

In section 14 of the **Equal Opportunity Act 2010**, after "discrimination," **insert** "vilification,".

9C Section 15 amended

(1) In the heading to section 15 of the **Equal Opportunity Act 2010**, after "**discrimination,**" **insert** "**vilification,**".

(2) After section 15(2) of the **Equal Opportunity Act 2010 insert**—

"(2A) A person must also take reasonable and proportionate measures to eliminate contraventions of Part 6A in connection with the person's relevant activities.

(2B) The person's relevant activities are the activities that the person undertakes in the capacity in respect of which the person has a duty under Part 4, 6 or 7.".

(5) In section 15(3), (4) and (5) of the **Equal Opportunity Act 2010**, after "subsection (2)" **insert** "or (2A)".

(6) In section 15(5)(a) of the **Equal Opportunity Act 2010**, for "6" **substitute** "6, 6A".'.

14. Clause 32, line 7, before "Acquired" insert "1".

15. Clause 32, line 8, omit '(HIV).".' and insert "(HIV).".

16. Clause 32, after line 8 insert—

'2 Hepatitis.".'.

17. Clause 36, line 28, after "operation" insert "and effectiveness".

18. Clause 36, after line 32 insert—

"(1A) The Attorney-General must cause the review to be conducted by a person who, in the opinion of the Attorney-General, possesses appropriate qualifications and expertise relating to the prevention of vilification.

(1B) The matters examined by the review must include whether this Act should be amended to confer further powers on the Commission in relation to vilification, including powers to do any of the following—

(a) to undertake an investigation under Part 9 in relation to a possible contravention of Part 6A—

(i) as a public inquiry; and

(ii) on the Commission's own initiative; and

(iii) without the requirement that the matter meets the criterion set out in section 127(a)(ii), so long as the Commission reasonably suspects that the criterion is met; and

(iv) without the requirement that the matter meets the criterion set out in section 127(a)(iii);

(b) to compel any of the following things for the purposes of an investigation under Part 9 in relation to a possible contravention of Part 6A, and instead of having the Tribunal do so by order—

(i) the production of information or documents to the Commission; or

(ii) attendance of a person before the Commission to answer questions;

(c) receiving an enforceable undertaking, or issuing a compliance notice, as a consequence of an investigation under Part 9 in relation to a possible contravention of Part 6A.".

Amendments circulated by Aiv Puglielli (AP51C)

NEW CLAUSE

1. Insert the following New Clause before clause 1—

"**1AA Statement for this Act**

The Parliament recognises the right of all Victorians to be free from vilification and to participate equally in a democratic society.

The diversity of the people of Victoria enhances our community and Victorians embrace the benefits provided by this diversity and are proud that people live together harmoniously. However, vilification is still occurring in Victoria.

Vilification harms social cohesion through its inherent divisiveness and perpetuates the unequal distribution of power. Vilifying conduct is contrary to democratic values because of its effect on the people who are subjected to it. It diminishes their dignity, sense of self-worth and belonging to their community and can cause profound physical and psychological harm. It also reduces their ability to contribute to, or fully participate in, all social, political, economic and cultural aspects of society as equals, thus reducing the benefit that diversity brings to the community.

It is the intention of Parliament to enact law for the people of Victoria that respects the inherent dignity of all of us and promotes our equal participation in public life.".

2. Clause 1, after line 5 insert—

"(ab) to protect Aboriginal and Torres Strait Islander people and others experiencing systemic injustice and structural oppression; and

(ac) to promote full and equal participation in an open and inclusive democratic society, without impeding robust discussion that does not vilify or marginalise others based on a protected attribute; and".

3. Clause 4, page 7, line 27, before "A" insert "(1)".

4. Clause 4, page 7, line 28, omit "195O(1)—" and insert "195O(1)".

5. Clause 4, page 7, line 29, omit "(a)".

6. Clause 4, page 7, line 29, after "by" insert "or with the consent of".

7. Clause 4, page 7, line 30, omit "Prosecutions or a" and insert "Prosecutions.".

8. Clause 4, page 7, line 31, omit all words and expressions on this line.

9. Clause 4, page 8, lines 1 to 5, omit all words and expressions on these lines.

10. Clause 4, page 8, after line 5 insert—

"(2) In determining whether an offence against section 195N(1) or 195O(1) is to be prosecuted, the Director of Public Prosecutions must take into account all the

circumstances (including the social, cultural and historical circumstances) surrounding the conduct that is alleged to constitute the offence.".

11. Clause 9, page 14, line 1, after "circumstances" insert "(including the social, cultural, historical and other circumstances of the other person or group of persons)".

12. Clause 9, page 15, after line 4 insert—

"(4) In determining, for the purposes of subsection (1), whether particular public conduct is likely to have the effect described in that subsection, all the circumstances surrounding that conduct (including the social, cultural, historical and other circumstances of the other person or group of persons) are to be taken into account.".

13. Clause 9, page 16, line 4, after "proselytising" insert "that is in conformity with the doctrines, beliefs or principles of that religion".

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 113, 114 and 115

No. 113 — Tuesday, 13 May 2025

1 The President took the Chair at 12.02 pm, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACTS** — The President read a Message from the Governor informing the Council that she had, on 8 April 2025, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

Help to Buy (Commonwealth Powers) Act 2025

Justice Legislation Amendment (Anti-vilification and Social Cohesion) Act 2025

Safe Patient Care (Nurse to Patient and Midwife to Patient Ratios) Amendment Act 2025.

3 **QUESTION TIME** —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

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QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Sheep dipping (QwN 896)** — substantive and supplementary questions asked by Georgie Purcell — response from Gayle Tierney due Thursday, 15 May 2025.
- **Victoria Police cultural training (QwN 900)** — substantive and supplementary questions asked by Anasina Gray-Barberio — response from Enver Erdogan due Thursday, 15 May 2025.

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CONSTITUENCY QUESTIONS — Members asked constituency questions.

4 **PETITIONS** —

STOP THE BAN ON GAS APPLIANCES — David Davis presented a petition bearing 5,530 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to follow the example set by their state and federal counterparts by respecting and protecting Victorians' right to select the most reliable and affordable

energy solutions for their homes, protect our energy security and financial well-being and stop the ban on gas appliances *(Ordered to be tabled).*

On the motion of David Davis, the petition was ordered to be taken into consideration on the next day of meeting.

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PUBLIC ACCESS TO BEACONSFIELD RESERVOIR — Renee Heath presented a petition bearing 659 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government and Melbourne Water to maintain Beaconsfield Reservoir's current water level of 8.85 metres, retain the historic dam wall at its current height, open the surrounding parkland to public access and turn the reserve into a public park with facilities provided to enhance its accessibility and useability *(Ordered to be tabled).*

On the motion of Renee Heath, the petition was ordered to be taken into consideration on the next day of meeting.

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FUNDING FOR THE DEVELOPMENT OF A NEW COMMUNITY HALL IN CLYDE AND CLYDE NORTH — Ann-Marie Hermans presented a petition bearing 127 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to fund and support the development of a new community hall in Clyde and Clyde North that reflects the aspirations and needs of the community *(Ordered to be tabled).*

On the motion of Ann-Marie Hermans, the petition was ordered to be taken into consideration on the next day of meeting.

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ENVIRONMENTAL EFFECTS STATEMENT FOR THE DECOMMISSIONING OF OIL AND GAS AT BARRY BEACH MARINE TERMINAL — Sarah Mansfield presented a petition bearing 147 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government and the Minister for Planning to commission an Environmental Effects Statement (EES) into Esso Australia's plans for the decommissioning of retired oil and gas rigs at Barry Beach Marine Terminal and ensure that the EES involves a period of public consultation, recognising that any decommissioning activity undertaken in Victoria must reflect international best practice *(Ordered to be tabled).*

On the motion of Sarah Mansfield, the petition was ordered to be taken into consideration on the next day of meeting.

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UPGRADE THE DONNYBROOK ROAD BRIDGE — Evan Mulholland presented a petition bearing 685 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to upgrade the Donnybrook Road bridge over the Hume Freeway by making it a dual lane road in order to meet the public demand of the rapidly growing Kalkallo and Donnybrook communities *(Ordered to be tabled).*

On the motion of Evan Mulholland, the petition was ordered to be taken into consideration on the next day of meeting.

5 PAPERS —

PAPERS PRESENTED BY ORDER OF THE COUNCIL —

Jaclyn Symes, by leave, presented the Final Report on the Independent review of the modernisation of the WorkCover Scheme *(Ordered to be tabled).*

Jaclyn Symes, by leave, presented the University of Divinity Report, 2024 *(Ordered to be tabled).*

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COMMITTEE REPORTS —

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled Alert Digest No. 6 of 2025 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

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SELECT COMMITTEE ON VICTORIA PLANNING PROVISIONS AMENDMENTS VC257, VC267 AND VC274 — Pursuant to Standing Order 23.22, David Ettershank tabled the Select Committee's Report on the Inquiry into Victoria Planning Provisions amendments VC257, VC267 and VC274 (including Appendices, Extracts of Proceedings, Minority Reports and Transcripts of Evidence) *(Ordered to be published)*.

David Ettershank moved, That the Council take note of the Report.

Debate ensued.

Question — put and agreed to.

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ELECTORAL MATTERS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Lee Tarlamis tabled a Special report on Ballot paper shortages at the 2022 Victorian state election: Implementation of Recommendation 60 of Volume 2 of the Inquiry into the conduct of the 2022 Victorian state election *(Ordered to be published)*.

Lee Tarlamis moved, That the Council take note of the Report.

Question — put and agreed to.

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PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Crown Land (Reserves) Act 1978 — Order of 12 May 2025 giving approval to the granting of a licence at The Pines Flora and Fauna Reserve.

Deakin University — Report, 2024.

Federation University Australia — Report, 2024.

Financial Management Act 1994 — Minister for Environment's report that the Alpine Resorts Victoria Report, 2024 has not been received, together with an explanation for the delay, under section 46(3)(a) of the Act.

Interpretation of Legislation Act 1984 — Notice under section 32(3)(a)(iii) in relation to Statutory Rule No. 130/2024 *(Gazette S213, 30 April 2025)*.

La Trobe University — Report, 2024.

Local Government Act 2020 — Order in Council for the suspension of an individual Councillor of Whittlesea City Council, under section 229A(5) of the Act.

Monash University — Report, 2024.

Planning and Environment Act 1987 — Notices of approval of the —

Bayside Planning Scheme — Amendment C207.

Bayside, Boroondara, Darebin, Frankston, Glen Eira, Hume, Kingston, Maroondah, Monash, Moonee Valley, Stonnington and Whittlesea Planning Schemes — Amendment GC252.

Benalla Planning Scheme — Amendment C46.
Brimbank Planning Scheme — Amendment C243.
Casey, Greater Dandenong, Hobsons Bay, Melbourne, Whittlesea and Yarra Planning Schemes — Amendment GC237.
Darebin Planning Scheme — Amendment C227.
Frankston Planning Scheme — Amendment C160.
Glen Eira Planning Scheme — Amendment C273.
Hume Planning Scheme — Amendment C279.
Kingston Planning Scheme — Amendment C226.
Knox Planning Scheme — Amendment C202.
Mansfield Planning Scheme — Amendment C55.
Maroondah Planning Scheme — Amendment C160.
Merri-bek Planning Scheme — Amendment C234.
Moorabool Planning Scheme — Amendment C118.
South Gippsland Planning Scheme — Amendment C132.
Towong Planning Scheme — Amendment C40.
Victoria Planning Provisions — Amendments VC251, VC280 and VC281.
Warrnambool Planning Scheme — Amendment C213.
Wyndham Planning Scheme — Amendment C272.

Professional Standards Act 2003 —
The Chartered Accountants Australia and New Zealand Professional Standards Scheme *(Gazette S207, 29 April 2025).*
The New South Wales Bar Association Professional Standards Scheme *(Gazette S207, 29 April 2025)*.
The Victorian Bar Professional Standards Scheme *(Gazette S207, 29 April 2025)*.
The Western Australian Bar Association Professional Standards Scheme *(Gazette S207, 29 April 2025)*.

Royal Melbourne Institute of Technology (RMIT University) — Report, 2024.

Statutory Rules under the following Acts of Parliament —
Audit Act 1994 — No. 23.
Bail Act 1977 — No. 16.
Marine (Drug, Alcohol and Pollution Control) Act 1988 — No. 25.
Parliamentary Workplace Standards and Integrity Act 2024 — No. 17.
Road Safety Act 1986 — Nos. 15 and 21.
Subordinate Legislation Act 1994 — Nos. 19, 20 and 24.
Transport (Compliance and Miscellaneous) Act 1983 — No. 22.
Wrongs Act 1958 — No. 18.

Subordinate Legislation Act 1994 —
Documents under section 15 in relation to —
Orders under the Occupational Health and Safety Act 2004 relating to the —
Engineered stone compliance code.
Metal casting compliance code.
Statutory Rule Nos. 12, 14, 15, 16, 17, 18, 19, 20, 21, 22, 24 and 25.
Legislative instruments and related documents under section 16B in respect of —
Declaration of Gaseous Fuels under the Gas Industry Act 2001.

PrimeSafe Meat Industry Licensing and Fees Determination 2025 under the Meat Industry Act 1993.

PrimeSafe Seafood Safety Licensing and Fees Determination 2025 under the Seafood Safety Act 2003 and the Meat Industry Act 1993.

Swinburne University of Technology — Report, 2024.

The University of Melbourne — Report, 2024.

Victoria University — Report, 2024.

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PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Government response to the Economy and Infrastructure Committee's Inquiry into the Workplace Injury Rehabilitation and Compensation Amendment (WorkCover Scheme Modernisation) Bill 2023.

Government response to the Legal and Social Issues Committee's Inquiry into the state education system in Victoria *(released on 16 April 2025 – a non-sitting day)*.

Response from the Minister for Environment to petition titled Save Silverleaves from coastal erosion (petition no. 611) (presented by Melina Bath on 4 March 2025) *(released on 9 April 2025 – a non-sitting day)*.

Response from the Minister for Planning to petition titled Desist from high-rise high-density zone planning (petition no. 644) (presented by David Davis on 2 April 2025) *(released on 24 April 2025 – a non-sitting day)*.

Response from the Minister for Transport Infrastructure to petition titled Moonee Ponds and Essendon level crossing removals (petition No. 637) (presented by Evan Mulholland on 5 March 2025) *(released on 4 April 2025 – a non-sitting day)*.

* * * * *

PROCLAMATIONS — The Clerk tabled proclamations of the Governor in Council fixing operative dates for the following Acts:

Agriculture and Food Safety Legislation Amendment Act 2024 — Whole Act — 17 April 2025 *(Gazette S182, 15 April 2025).*

Roads and Road Safety Legislation Amendment Act 2024 — Division 5 of Part 2 — 3 April 2025 *(Gazette S149, 1 April 2025).*

Youth Justice Act 2024 — Parts 22.2 and 22.3 and Division 1 of Part 22.1 — 22 April 2025 *(Gazette S149, 1 April 2025).*

6 PRODUCTION OF DOCUMENTS —

ENERGY DOCUMENTS — The Clerk tabled a letter from the Attorney-General, dated 16 April 2025, in response to a resolution of the Council on 2 April 2025 (on the motion of David Davis), relating to energy documents, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

On the motion of David Davis, the Attorney-General's letter was ordered to be taken into consideration on the next day of meeting.

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SUBURBAN RAIL LOOP AUTHORITY — The Clerk tabled a letter from the Attorney-General, dated 16 April 2025, in response to a resolution of the Council on 19 March 2025 (on the motion of Evan Mulholland), relating to the Suburban Rail Loop

Authority, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

On the motion of David Davis, the Attorney-General's letter was ordered to be taken into consideration on the next day of meeting.

* * * * *

WATER GRID PLAN — The Clerk tabled a letter from the Attorney-General, dated 16 April 2025, in response to a resolution of the Council on 19 March 2025 (on the motion of Sarah Mansfield), relating to the Water Grid Plan, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

On the motion of David Davis, the Attorney-General's letter was ordered to be taken into consideration on the next day of meeting.

* * * * *

GOVERNMENT PROCUREMENT CONTRACTS AND PROJECT BRIEFS — CFMEU AND CFMMEU — In response to a resolution of the Council on 28 August 2024 (on the motion of Evan Mulholland), relating to Government procurement contracts and project briefs with the CFMEU and CFMMEU, and further to the Government's initial response on 10 September 2024, the Clerk tabled a letter from the Attorney-General, dated 12 May 2025, advising that no documents were identified within the scope of the Order.

On the motion of David Davis, the Attorney-General's letter was ordered to be taken into consideration on the next day of meeting.

7 BUSINESS OF THE COUNCIL — Aiv Puglielli moved, by leave, That the following general business take precedence on Wednesday, 14 May 2025 —

(1) order of the day No. 1, resumption of debate on the second reading of the Wrongs Amendment (Vicarious Liability) Bill 2025;

(2) notice of motion given this day by Katherine Copsey referring matters relating to electric vehicles to the Economy and Infrastructure Committee; and

(3) notice of motion No. 905, standing in David Davis' name to revoke Victoria Planning Provisions Planning Scheme Amendments VC257 and VC267.

Question — put and agreed to.

8 MEMBERS' STATEMENTS — Members made statements.

9 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 916, and order of the day, government business, No. 1, be postponed until later this day.

10 COGNATE DEBATE — Lizzie Blandthorn moved, by leave, That this House authorises the President to permit the second reading debate on the Energy and Land Legislation Amendment (Energy Safety) Bill 2025 to be taken concurrently with the second reading debate on the Victorian Energy Efficiency Target Amendment (Energy Upgrades for the Future) Bill 2025.

Question — put and agreed to.

11 ENERGY AND LAND LEGISLATION AMENDMENT (ENERGY SAFETY) BILL 2025 — VICTORIAN ENERGY EFFICIENCY TARGET AMENDMENT (ENERGY UPGRADES FOR THE FUTURE) BILL 2025 — The concurrent debate commenced on the questions, That these Bills be now read a second time.

David Davis *(DD164C)* and Ingrid Stitt *(IS12C)* circulated amendments to the Energy and Land Legislation Amendment (Energy Safety) Bill 2025 proposed to be moved during Committee of the whole.

David Davis *(DD171C)* circulated amendments to the Victorian Energy Efficiency Target Amendment (Energy Upgrades for the Future) Bill 2025 proposed to be moved during Committee of the whole.

The concurrent debate having concluded —

12 ENERGY AND LAND LEGISLATION AMENDMENT (ENERGY SAFETY) BILL 2025 — Question — That the Bill be now read a second time — put.

The Council divided — The President in the Chair.

AYES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

The President ruled certain amendments proposed to be moved during Committee of the whole by Ingrid Stitt *(IS12C)* are outside the scope of the Bill.

Ingrid Stitt moved, That it be an instruction to the Committee that they have power to consider amendments and New Clauses to amend the *Electricity Industry Act 2000* to enable licensees that sell electricity to more than 5000 customers, rather than the Essential Services Commission, to set the rate or rates at which those licensees purchase small renewable energy generation electricity from customers.

Question — put and agreed to.

Bill committed to a Committee of the whole.

House in Committee.

Bill reported with amendments, the Report was adopted.

Ingrid Stitt moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill with amendments and requesting their agreement.

13 VICTORIAN ENERGY EFFICIENCY TARGET AMENDMENT (ENERGY UPGRADES FOR THE FUTURE) BILL 2025 — Question — That the Bill be now read a second time — put.

The Council divided — The President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 16

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted.

Ingrid Stitt moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 16

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

14 ADJOURNMENT — Harriet Shing moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.23 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 114 — Wednesday, 14 May 2025

1 The President took the Chair at 9.33 am, read the Prayer and made an Acknowledgement of Country.

2 PETITION — ENVIRONMENTAL EFFECTS STATEMENT FOR THE DECOMMISSIONING OF OIL AND GAS AT BARRY BEACH MARINE TERMINAL — Sarah Mansfield presented a petition bearing 3,593 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government and the Minister for Planning to commission an Environmental Effects Statement (EES) into Esso Australia's plans for the decommissioning of retired oil and gas rigs at Barry Beach Marine Terminal and ensure that the EES involves a period of public consultation, recognising that any decommissioning activity undertaken in Victoria must reflect international best practice *(Ordered to be tabled)*.

The petition having received the required number of signatures, Sarah Mansfield listed the petition for future debate during Petitions (qualifying for debate).

3 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General —

Domestic Building Insurance, May 2025 *(Ordered to be published)*.

Quality of Victoria's Critical Data Assets, May 2025 *(Ordered to be published)*.

Bendigo Kangan Institute — Report, 2024.

Box Hill Institute — Report, 2024.
Chisholm Institute — Report, 2024.
Gordon Institute of TAFE (The Gordon) — Report, 2024.
Goulburn Ovens Institute of TAFE (GOTAFE) — Report, 2024.
Holmesglen Institute — Report, 2024.
Melbourne Polytechnic — Report, 2024.
South West Institute of TAFE — Report, 2024.
Sunraysia Institute of TAFE (SuniTAFE) — Report, 2024.
TAFE Gippsland — Report, 2024.
William Angliss Institute of TAFE — Report, 2024.
Wodonga Institute of TAFE — Report, 2024.

4 MEMBERS' STATEMENTS — Members made statements.

5 PRODUCTION OF DOCUMENTS — BRIEFINGS PROVIDED TO THE TREASURER — Richard Welch (for David Davis) moved, That this House requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council, within three weeks of the House agreeing to this resolution, all briefings provided by the Department of Treasury and Finance to the Treasurer, including formal briefings, advisory documents, background information documents from the date the Treasurer, the Hon. Jaclyn Symes MLC, was sworn into the role of Treasurer to 7 March 2025.

Debate ensued.

The President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

6 PRODUCTION OF DOCUMENTS — UPFIELD, SOMERTON AND WALLAN SERVICE ENHANCEMENT PLANNING FEASIBILITY STUDY — Anasina Gray-Barberio moved, That this House —

(1) notes that the Upfield train line has four kilometres of single track between Gowrie and Upfield stations, meaning that only one train can run at a time;

(2) further notes that —

(a) *The Age* recently —

(i) referred to the Upfield line as "Melbourne's most infuriating train line", with people often waiting 20 minutes or more for a train to arrive;

(ii) reported the Victorian Labor Government had scrapped plans to build a turnback at Gowrie Station as part of the Metro Tunnel project;

(b) the Victorian Labor Government has recently announced two new activity centres along the Upfield line, but has announced no corresponding increase to services; and

(3) requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council, within three weeks of the House agreeing to this resolution, all documents relating to the findings of the Upfield, Somerton and Wallan service enhancement planning feasibility study that was financially completed in the fourth quarter of 2017-18.

Debate ensued.

Question — put and agreed to.

7 WRONGS AMENDMENT (VICARIOUS LIABILITY) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Rachel Payne, by leave, made a further brief contribution to the second reading debate of the Bill.

On the motion of Lee Tarlamis, the debate was adjourned until later this day.

8 ECONOMY AND INFRASTRUCTURE COMMITTEE — ELECTRICITY SUPPLY FOR ELECTRIC VEHICLES — Katherine Copsey moved, That this House requires the Economy and Infrastructure Committee to inquire into, consider and report, by 27 March 2026, on how Victoria can best harmonise electric vehicles (EVs) with electricity supply and demand, including but not limited to —

(1) strategies to reduce EV charging during periods of peak demand on the grid and increase charging during periods of peak supply;

(2) whether public charging infrastructure is being installed at a sufficient rate in different parts of Victoria, including older suburbs where most people do not have access to off-street parking;

(3) the best role for electricity distribution businesses in rolling out EV charging infrastructure, and how distribution network tariffs should be set for EV chargers;

(4) strategies to facilitate the take-up of EV ownership, including the facilitation of bidirectional charging;

(5) whether old EV batteries could have a second life as household or community batteries after removal from vehicles;

(6) the barriers and opportunities to the manufacture, reconditioning and recycling of EV batteries, or other elements of the EV supply chain, in Victoria; and

(7) any other related matters the Committee considers relevant.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

9 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Victoria Police carrying naloxone (QwN 901)** — substantive and supplementary questions asked by Aiv Puglielli — response from Enver Erdogan due Friday, 16 May 2025.
- **Drought support measures (QwN 903)** — substantive and supplementary questions asked by Jeff Bourman — response from Gayle Tierney due Friday, 16 May 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

10 ECONOMY AND INFRASTRUCTURE COMMITTEE — ELECTRICITY SUPPLY FOR ELECTRIC VEHICLES — Debate continued on the question, That this House requires the Economy and Infrastructure Committee to inquire into, consider and report, by 27 March 2026, on how Victoria can best harmonise electric vehicles (EVs) with electricity supply and demand, including but not limited to —

(1) strategies to reduce EV charging during periods of peak demand on the grid and increase charging during periods of peak supply;
(2) whether public charging infrastructure is being installed at a sufficient rate in different parts of Victoria, including older suburbs where most people do not have access to off-street parking;
(3) the best role for electricity distribution businesses in rolling out EV charging infrastructure, and how distribution network tariffs should be set for EV chargers;
(4) strategies to facilitate the take-up of EV ownership, including the facilitation of bidirectional charging;
(5) whether old EV batteries could have a second life as household or community batteries after removal from vehicles;
(6) the barriers and opportunities to the manufacture, reconditioning and recycling of EV batteries, or other elements of the EV supply chain, in Victoria; and
(7) any other related matters the Committee considers relevant.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put and agreed to.

11 REVOCATION OF VICTORIA PLANNING PROVISIONS PLANNING SCHEME AMENDMENTS VC257 AND VC267 — David Davis moved, That this House —

(1) notes that Planning Scheme Amendments VC257 and VC267 change the Victoria Planning Provisions and that —
  (a) Planning Scheme Amendment VC257 was gazetted on 25 February 2025 and tabled in this House on 4 March 2025;
  (b) Planning Scheme Amendment VC267 was gazetted on 6 March 2025 and tabled in this House on 18 March 2025; and
(2) pursuant to section 38(2) of the *Planning and Environment Act 1987*, revokes Amendments VC257 and VC267 to the Victoria Planning Provisions.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put.

The Council divided — The President in the Chair.

AYES, 15

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

12 BUSINESS POSTPONED — Ordered — That the consideration of the remaining notices of motion and orders of the day, general business, be postponed until later this day.

13 ENERGY AND LAND LEGISLATION AMENDMENT (ENERGY SAFETY) BILL 2025 — The President read a Message from the Assembly informing the Council that they have agreed to the amendments made by the Council in this Bill.

14 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

15 PETITIONS (QUALIFYING FOR DEBATE) — STOP THE CREATION OF ANY NEW NATIONAL PARKS — Melina Bath moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

16 ADJOURNMENT — Lizzie Blandthorn moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.43 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 115 — Thursday, 15 May 2025

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PAPER PRESENTED UNDER AN ACT OF PARLIAMENT — The Clerk tabled the following paper:

A Statutory Rule under the Health Practitioner Regulation National Law — No. 26.

3 MEMBERS' STATEMENTS — Members made statements.

4 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 936, be postponed until later this day.

5 FIRE SERVICES PROPERTY AMENDMENT (EMERGENCY SERVICES AND VOLUNTEERS FUND) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Jeff Bourman *(JB91C)* circulated amendments proposed to be moved during Committee of the whole.

Business interrupted at 12.01 pm.

6 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Generative artificial intelligence use by the public service (QwN 914)** — substantive and supplementary questions asked by David Limbrick — response from Jaclyn Symes due Monday, 19 May 2025.
- **Bounty for foxes (QwN 916)** — substantive question asked by Rikkie-Lee Tyrrell — response from Gayle Tierney due Monday, 19 May 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

7 FIRE SERVICES PROPERTY AMENDMENT (EMERGENCY SERVICES AND VOLUNTEERS FUND) BILL 2025 — Debate continued on the question, That the Bill be now read a second time.

Jaclyn Symes *(JS66C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put.

The Council divided — The President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 18

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a second time.

David Davis moved, That this House requires the Economy and Infrastructure Committee to inquire into, consider and report, by 30 June 2025, on the Fire Services Property Amendment (Emergency Services and Volunteers Fund) Bill 2025.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 18

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Bill committed to a Committee of the whole.

House in Committee.

[Sitting suspended from 6.29 pm to 7.32 pm]

Bill further considered in Committee of the whole.

Business interrupted at 10.00 pm.

Jaclyn Symes declared, That the sitting be extended by up to one hour pursuant to Standing Order 4.08.

Bill further considered in Committee of the whole.

Business interrupted at the conclusion of the declared extension.

Jaclyn Symes declared, That the sitting be extended by up to one further hour pursuant to Standing Order 4.08.

Bill further considered in Committee of the whole.

The Deputy President reported progress with suggested amendments for the consideration of the Assembly and asked leave to sit again.

Bill returned to the Assembly with a Message requesting they make the amendments suggested by the Committee of the whole Council.

Bill ordered to be further considered in Committee of the whole later this day.

8 VICTORIAN STATE BUDGET 2025-26 — The President read a Message from the Assembly informing the Council that under section 52 of the *Constitution Act 1975*, approval has been granted for Jaclyn Symes MLC, Treasurer, to attend the Assembly on Tuesday, 20 May 2025 to give a speech on the Annual Appropriation Bill.

9 SUPERANNUATION LEGISLATION AMENDMENT BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Emergency Services Superannuation Act 1986, the State Superannuation Act 1988 and the Transport Superannuation Act 1988 and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Harriet Shing laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Harriet Shing moved, That the Bill be now read a second time.

Harriet Shing incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned for one week.

10 JUSTICE LEGISLATION AMENDMENT (MISCELLANEOUS) BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to make miscellaneous amendments to the Crimes Act 1958, the Criminal Procedure Act 2009, the Justice Legislation Amendment (Criminal Appeals) Act 2019, the Magistrates' Court Act 1989, the Sentencing Act 1991, the Social Services Regulation Act 2021 and the Worker Screening Act 2020 and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Enver Erdogan), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Harriet Shing laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Harriet Shing moved, That the Bill be now read a second time.

Harriet Shing incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned for one week.

11 WORKPLACE INJURY REHABILITATION AND COMPENSATION AMENDMENT BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Workplace Injury Rehabilitation and Compensation Act 2013, the Accident Compensation Act 1985 and the Occupational Health and Safety Act 2004 and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Harriet Shing laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Harriet Shing moved, That the Bill be now read a second time.

Harriet Shing incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned for one week.

12 REGULATORY LEGISLATION AMENDMENT (REFORM) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Business interrupted at the conclusion of the declared extension.

The Council continued to sit after 12.00 midnight.

FRIDAY, 16 MAY 2025

Harriet Shing moved, That the sitting be extended.

Question — put and agreed to.

Debate continued.

Question — put and agreed to.

Bill read a second time and, by leave, read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

13 FIRE SERVICES PROPERTY AMENDMENT (EMERGENCY SERVICES AND VOLUNTEERS FUND) BILL 2025 — The President read a Message from the Assembly informing the Council that they have made the amendments suggested by the Committee of the whole Council in this Bill and requesting the agreement of the Council.

Harriet Shing moved, That the Message be referred to the Committee of the whole on the Bill forthwith.

Question — put and agreed to.

Bill further considered in Committee of the whole.

Bill reported without further amendment, the Report was adopted.

Jaclyn Symes moved, That the Bill be now read a third time and do pass.

Question — That the Bill be now read a third time — put.

The Council divided — The President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time with the concurrence of an absolute majority of the whole number of the members of the Legislative Council.

Question — That the Bill do pass — put and agreed to.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill, including the amendments made by the Assembly on the suggestion of the Committee of the whole Council, without further amendment.

14 SITTING OF THE COUNCIL — Harriet Shing moved, That the Council, at its rising, adjourn until Tuesday, 27 May 2025.

Question — put and agreed to.

15 ADJOURNMENT — Gayle Tierney moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 2.23 am until Tuesday, 27 May 2025.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 113, 114 and 115

ENERGY AND LAND LEGISLATION AMENDMENT (ENERGY SAFETY) BILL 2025

Committed Tuesday, 13 May 2025

Amendments circulated: David Davis (DD164C) (pp. 1002-3) and Ingrid Stitt (IS12C) (pp. 1003-4)

Clause 1 — David Davis moved amendment No. 1 *(DD164C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Ingrid Stitt moved amendment No. 1 *(IS12C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 1, as amended — put and agreed to.

Clause 2 — Ingrid Stitt moved amendment No. 2 *(IS12C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 2, as amended — put and agreed to.

Clauses 3 to 91 — put and agreed to.

Clause 92 — David Davis moved amendment No. 13 *(DD164C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 92 — put and agreed to.

Clause 93 — put and agreed to.

Clause 94 — David Davis moved amendment Nos. 14 and 15 *(DD164C)*.

Question — That the amendments be agreed to — put and negatived.

Clause 94 — put and agreed to.

Clauses 95 and 96 — put and agreed to.

Clause 97 — David Davis moved amendment Nos. 16 to 18 *(DD164C)*.

Question — That the amendments be agreed to — put and negatived.

Clause 97 — put and agreed to.

New Clauses 97A to 97D — Ingrid Stitt moved amendment No. 3 *(IS12C)*.

Question — That New Clauses 97A to 97D stand part of the Bill — put and agreed to.

Clause 98 — put and agreed to.

Schedules 1 to 3 — put and agreed to.

Long Title — Ingrid Stitt moved amendment No. 4 *(IS12C)*.

Question — That the amendment be agreed to — put and agreed to.

Question — That the long title, as amended, be the long title of the Bill — put and agreed to.

Bill reported with amendments.

VICTORIAN ENERGY EFFICIENCY TARGET AMENDMENT (ENERGY UPGRADES FOR THE FUTURE) BILL 2025

Committed Tuesday, 13 May 2025

Amendments circulated: David Davis (DD171C) (p. 1005)

Clause 1 — David Davis moved amendment No. 1 *(DD171C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

David Davis moved amendment No. 3 *(DD171C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 1 — put and agreed to.

Clauses 2 to 61 — put and agreed to.

Bill reported without amendment.

FIRE SERVICES PROPERTY AMENDMENT (EMERGENCY SERVICES AND VOLUNTEERS FUND) BILL 2025

Committed Thursday, 15 May 2025

Amendments circulated: Jeff Bourman (JB92C) (pp. 1005-7), David Davis (DD173C) (p. 1008) and Jaclyn Symes (JS66C) (pp. 1008-10)

Clause 1 — David Davis *(DD173C)* and Jeff Bourman *(JB92C)* circulated amendments proposed to be moved during Committee of the whole to replace previously circulated amendments.

Jeff Bourman moved suggested amendment No. 1 *(JB92C).*

Question — That the suggested amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 1 — put and agreed to.

Clauses 2 to 5 — put and agreed to.

Clause 6 — David Davis moved suggested amendment No. 1 *(DD173C).*

Question — That the suggested amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Jaclyn Symes moved suggested amendment Nos. 1 and 2 *(JS66C).*

Question — That the suggested amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 24

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clause 6 — stands postponed pursuant to Standing Order 14.16(3).

Clauses 7 to 12 — put and agreed to.

Clause 13 — Jaclyn Symes moved suggested amendment Nos. 3 to 5 *(JS66C).*

Question — That the suggested amendments be agreed to — put and agreed to.

Jaclyn Symes moved suggested amendment No. 6 *(JS66C).*

Question — That the suggested amendment be agreed to — put and agreed to.

David Davis moved suggested amendment No. 2 *(DD173C).*

Question — That the suggested amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 13 — stands postponed pursuant to Standing Order 14.16(3).

Clause 14 — put and agreed to.

Clause 15 — David Davis moved amendment Nos. 3 to 5 *(DD173C).*

Question — That the amendments be agreed to — put and negatived.

Clause 15 — put and agreed to.

Clauses 16 and 17 — put and agreed to.

New Clause 17A — Jaclyn Symes moved suggested amendment No. 7 *(JS66C).*

Question — That the suggested amendment be agreed to — put and agreed to.

New Clause 17A — stands postponed pursuant to Standing Order 14.16(3).

Clauses 18 to 21 — put and agreed to.

Clause 22 — Jaclyn Symes moved suggested amendment Nos. 8 to 11 *(JS66C).*

Question — That the suggested amendments be agreed to — put and agreed to.

Clause 22 — stands postponed pursuant to Standing Order 14.16(3).

Clause 23 — put and agreed to.

Progress reported with suggested amendments.

Friday, 16 May 2025 —

Progress having been reported on Thursday, 15 May 2025, Bill further considered in Committee of the whole.

Postponed Clause 6 — Question — That clause 6, as amended by the Assembly on the suggestion of the Committee of the whole Council, stand part of the Bill — put and agreed to.

Postponed Clause 13 — Question — That clause 13, as amended by the Assembly on the suggestion of the Committee of the whole Council, stand part of the Bill — put and agreed to.

Postponed New Clause 17A — Question — That New Clause 17A, as inserted by the Assembly on the suggestion of the Committee of the whole Council, stand part of the Bill — put and agreed to.

Postponed Clause 22 — Question — That clause 22, as amended by the Assembly on the suggestion of the Committee of the whole Council, stand part of the Bill — put and agreed to.

Bill, including the amendments made by the Assembly on the suggestion of the Committee of the whole Council, reported without further amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. ENERGY AND LAND LEGISLATION AMENDMENT (ENERGY SAFETY) BILL 2025

Amendments circulated by David Davis (DD164C)

1. Clause 1, lines 8 to 10, omit all words and expressions on these lines.

2. Clause 2, line 18, omit "19,".

3. Clause 2, lines 22 and 23, omit all words and expressions on these lines.

4. Division heading preceding clause 13, omit this heading.

5. Clause 13, omit this clause.

6. Clause 14, omit this clause.

7. Clause 15, omit this clause.

8. Clause 16, omit this clause.

9. Clause 17, omit this clause.

10. Clause 18, omit this clause.

11. Clause 19, omit this clause.

12. Clause 20, omit this clause.

13. Clause 92, after line 33 insert—

'(6) After section 19(5) of the **Energy Safe Victoria Act 2005 insert**—

"(5A) Subject to subsection (5B), Energy Safe Victoria must publish a copy of the completed plan, as existing from time to time, on its Internet site.

(5B) The copy of the plan published under subsection (5A) must not contain any information of a confidential or commercially-sensitive nature.".

(7) For section 19(6) of the **Energy Safe Victoria Act 2005 substitute**—

"(6) Energy Safe Victoria must consult with the Minister before publishing or making available a corporate plan for the purposes of this Division.".'.

14. Clause 94, lines 27 to 31, omit all words and expressions on these lines and insert—

"(3) Energy Safe Victoria must consult with the Minister before publishing or making available an annual update for the purposes of this Division.".

15. Clause 94, page 74, after line 4 insert—

"(4A) Subject to subsection (4B), Energy Safe Victoria must publish a copy of the annual update, as existing from time to time, on its Internet site.

(4B) The copy of the annual update published under subsection (4A) must not contain any information of a confidential or commercially-sensitive nature.".

16. Clause 97, line 8, before "Nothing" insert "(1)".

17. Clause 97, line 17, omit '(a).".' and insert "(a).".

18. Clause 97, after line 17 insert—

'(2) If the Minister enters into an agreement to lease land referred to in subsection (1)(a), the Minister must, no later than the day on which the Minister enters into a lease pursuant to that agreement, publish on the Internet site of the Department a notice specifying—

(a) the market value of the rights granted by the lease at the time the agreement to lease is entered into; and

(b) the market value of the rights granted by the lease at the time the lease is to be entered into pursuant to the agreement (if different from the value referred to in paragraph (a)); and

(c) the method used to calculate the values referred to in paragraphs (a) and (b); and

(d) any other information that the Minister considers appropriate.".'.

Amendments circulated by Ingrid Stitt (IS12C)

1. Clause 1, page 3, after line 13 insert—

"(ea) to amend the **Electricity Industry Act 2000** to enable licensees that sell electricity to more than 5000 customers, rather than the Essential Services Commission, to set the rate or rates at which those licensees purchase small renewable energy generation electricity from customers; and".

2. Clause 2, line 17, after "7" insert ", 7A".

NEW CLAUSES

3. Insert the following New Part after Part 7—

'**Part 7A—Amendment of Electricity Industry Act 2000**

97A Section 40FBA substituted

For section 40FBA of the **Electricity Industry Act 2000 substitute**—

"**40FBA Rates for purchases of small renewable energy generation electricity**

For the purposes of section 40FB(2)(a), in each financial year the amount to be credited against the charges payable to a relevant licensee by a customer who is a relevant generator is the amount determined at the rate or rates published as part of the general renewable energy feed-in terms and conditions under section 40G.".

97B Section 40FBB repealed

Section 40FBB of the **Electricity Industry Act 2000** is **repealed**.

97C Retailer licence condition relating to purchase of small renewable energy generation electricity

(1) For section 40G(1)(a) of the **Electricity Industry Act 2000 substitute**—

"(a) to publish general renewable energy feed-in terms and conditions including, but not limited to, a rate or rates for the purposes of section 40FBA; and".

(2) After section 40G(1) of the **Electricity Industry Act 2000 insert**—

"(1A) A rate included in the general renewable energy feed-in terms and conditions for the purposes of section 40FBA must not be less than $0.00 per kilowatt-hour.".

97D New section 124 inserted

After section 123 of the **Electricity Industry Act 2000 insert**—

"**124 Savings provision—Energy and Land Legislation Amendment (Energy Safety) Act 2025**

(1) Despite the amendments made to this Act by Part 7A of the amending Act, the rate or rates applying for the 2024 financial year under section 40FBA (as in force immediately before the commencement of section 97A of the amending Act) for the purposes of section 40FB(2)(a) are taken to continue to apply until 30 June 2025 for the purposes of section 40FB(2)(a).

(2) This section does not affect or take away from the **Interpretation of Legislation Act 1984**.

(3) In this section—

amending Act means the **Energy and Land Legislation Amendment (Energy Safety) Act 2025**."'.

AMENDMENT OF LONG TITLE

4. Long title, omit "and the **Land Act 1958**" and insert ", the **Land Act 1958** and the **Electricity Industry Act 2000**".

2. VICTORIAN ENERGY EFFICIENCY TARGET AMENDMENT (ENERGY UPGRADES FOR THE FUTURE) BILL 2025

Amendments circulated by David Davis (DD171C)

1. Clause 1, line 8, omit "target," and insert "target; and".

2. Clause 1, lines 9 to 11, omit all words and expressions on these lines.

3. Clause 1, page 2, before line 1 insert—

"(ba) to provide for completion of a strategic review of the VEU scheme and tabling requirements relating to a report of the strategic review; and".

4. Part heading preceding clause 8, omit "**Extension**" and insert "**Future**".

5. Clause 8, omit this clause.

6. Clause 9, omit this clause.

7. Clause 10, omit this clause.

NEW CLAUSE

8. Insert the following New Clause to follow clause 11—

'**11A New section 76AA inserted**

After section 76 of the Principal Act **insert**—

"**76AA Strategic review of VEU scheme**

(1) The Minister must cause a strategic review of the VEU scheme to be completed as soon as practicable.

(2) The Minister must cause a copy of the report of the strategic review to be tabled in each House of the Parliament.".'.

3. FIRE SERVICES PROPERTY AMENDMENT (EMERGENCY SERVICES AND VOLUNTEERS FUND) BILL 2025

Amendments circulated by Jeff Bourman (JB92C)

1. **Suggested amendment to the Legislative Assembly**—
Clause 1, line 6, omit "and volunteers".

2. **Suggested amendment to the Legislative Assembly**—
Clause 4, lines 6 and 7, omit all words and expressions on these lines and insert '**Property**" **substitute** "**Emergency Services**".'.

3. **Suggested amendment to the Legislative Assembly**—
Clause 5, lines 11 and 12, omit "and volunteers".

4. **Suggested amendment to the Legislative Assembly**—
Clause 8, lines 29 and 30, omit "**and volunteers funding**".

5. **Suggested amendment to the Legislative Assembly**—
Clause 10, lines 9 and 10, omit "and volunteers funding".

6. **Suggested amendment to the Legislative Assembly**—
Clause 19, line 13, omit "**and Volunteers Fund**".

7. **Suggested amendment to the Legislative Assembly**—
Clause 20, line 20, omit "**and Volunteers Fund**".

8. **Suggested amendment to the Legislative Assembly**—
Clause 20, line 26, omit "**and Volunteers Fund**".

9. **Suggested amendment to the Legislative Assembly**—
Clause 20, line 30, omit "**and Volunteers Fund**" and insert "**Levy**".

10. **Suggested amendment to the Legislative Assembly**—
Clause 20, page 18, lines 4 and 5, omit "**and Volunteers Fund**".

11. **Suggested amendment to the Legislative Assembly**—
Clause 20, page 18, lines 8 and 9, omit "and volunteers funding".

12. **Suggested amendment to the Legislative Assembly**—
Clause 22, lines 4 and 5, omit all words and expressions on these lines and insert '**Property**" **substitute** "**Emergency Services**";'.

13. **Suggested amendment to the Legislative Assembly**—
Clause 22, lines 8 and 9, omit "**and Volunteers Fund**" and insert "**Levy**".

14. **Suggested amendment to the Legislative Assembly**—
Clause 22, lines 15 and 16, omit all words and expressions on these lines and insert '**Property**" **substitute** "**Emergency Services**";'.

15. **Suggested amendment to the Legislative Assembly**—
Clause 22, lines 19 and 20, omit "**and Volunteers Fund**" and insert "**Levy**".

16. **Suggested amendment to the Legislative Assembly**—
Clause 22, lines 26 and 27, omit '**Property Levy**" **substitute** "**Emergency Services and Volunteers Fund**' and insert '**Property**" **substitute** "**Emergency Services**'.

17. **Suggested amendment to the Legislative Assembly**—
Clause 22, lines 31 and 32, omit "**and Volunteers Fund**" and insert "**Levy**".

18. **Suggested amendment to the Legislative Assembly**—
Clause 22, page 20, lines 8 and 9, omit "***and volunteers funding***".

19. **Suggested amendment to the Legislative Assembly**—
Clause 22, page 20, lines 11 and 12, omit "**and Volunteers Fund**" and insert "**Levy**".

20. **Suggested amendment to the Legislative Assembly**—
Clause 22, page 20, lines 15 to 17, omit '**Property Levy**" **substitute** "**Emergency Services and Volunteers Fund**' and insert '**Property**" **substitute** "**Emergency Services**'.

21. **Suggested amendment to the Legislative Assembly**—
Clause 22, page 20, lines 24 and 25, omit all words and expressions on these lines and insert '**Property**" **substitute** "**Emergency Services**";'.

22. **Suggested amendment to the Legislative Assembly**—
Clause 22, page 20, lines 28 to 30, omit '**Property Levy**" **substitute** "**Emergency Services and Volunteers Fund**' and insert '**Property**" **substitute** "**Emergency Services**'.

23. **Suggested amendment to the Legislative Assembly**—
Clause 22, page 20, lines 33 and 34, omit "and volunteers funding".

24. **Suggested amendment to the Legislative Assembly**—
Clause 22, page 21, lines 2 and 3, omit all words and expressions on these lines and insert '**Property**" **substitute** "**Emergency Services**";'.

25. **Suggested amendment to the Legislative Assembly**—
Clause 22, page 21, lines 4 to 6, omit '**Property Levy**" **substitute** "**Emergency Services and Volunteers Fund**' and insert '**Property**" **substitute** "**Emergency Services**'.

26. **Suggested amendment to the Legislative Assembly**—
Clause 22, page 21, lines 8 to 10, omit '**Property Levy**" **substitute** "**Emergency Services and Volunteers Fund**' and insert '**Property**" **substitute** "**Emergency Services**'.

27. **Suggested amendment to the Legislative Assembly**—
Clause 22, page 21, lines 12 to 14, omit '**Property Levy**" **substitute** "**Emergency Services and Volunteers Fund**' and insert '**Property**" **substitute** "**Emergency Services**'.

28. **Suggested amendment to the Legislative Assembly**—
Clause 22, page 21, lines 17 to 19, omit all words and expressions on these lines and insert '**Property**" **substitute** "**Emergency Services**";'.

29. **Suggested amendment to the Legislative Assembly**—
Clause 22, page 21, line 23, omit "and volunteers funding".

30. **Suggested amendment to the Legislative Assembly**—
Clause 22, page 21, lines 25 to 27, omit all words and expressions on these lines and insert '**Property**" **substitute** "**Emergency Services**";'.

31. **Suggested amendment to the Legislative Assembly**—
Clause 22, page 21, lines 30 and 31, omit "and volunteers funding".

32. **Suggested amendment to the Legislative Assembly**—
Clause 22, page 21, lines 34 and 35, omit "and volunteers funding".

33. **Suggested amendment to the Legislative Assembly**—
Clause 22, page 22, lines 3 to 5, omit '**Property Levy**" **substitute** "**Emergency Services and Volunteers Fund**' and insert '**Property**" **substitute** "**Emergency Services**'.

AMENDMENT OF LONG TITLE

34. **Suggested amendment to the Legislative Assembly**—
Long title, omit "and volunteers".

AMENDMENT OF SHORT TITLE

35. **Suggested amendment to the Legislative Assembly**—
Short title, omit "**and Volunteers Fund**".

Amendments circulated by David Davis (DD173C)

1. **Suggested amendment to the Legislative Assembly**—
Clause 6, page 3, lines 30 to 32 and page 4, lines 1 to 28, omit all words and expressions on these lines.

2. **Suggested amendment to the Legislative Assembly**—
Clause 13, page 9, after line 14 insert—

'(4) After section 12(6) of the Principal Act **insert**—

"(7) Despite anything to the contrary in this Act, the proceeds of the levy must not be used to fund any Department within the meaning of the **Public Administration Act 2004**."'.

3. Clause 15, line 21, omit "**Division 2**" and insert "**Divisions 2 and 3**".

4. Clause 15, page 16, line 27, omit 'trust."' and insert "trust.".

5. Clause 15, page 16, after line 27 insert—

'Division 3—Reporting

20E Annual report on levy

The Minister must cause the following information to be included in the report of operations of the Minister's Department under Part 7 of the **Financial Management Act 1994** for a financial year—

(a) the total amount of revenue raised from the levy in the financial year;

(b) a breakdown of that amount by collection agency and by land use classification as set out in section 15(1);

(c) the amounts distributed to each funding recipient from the revenue raised from the levy in the financial year."'.

Amendments circulated by Jaclyn Symes (JS66C)

1. **Suggested amendment to the Legislative Assembly—**

Clause 6, page 4, lines 27 and 28, omit "Forest Fire Management Victoria" and insert "emergency management".

2. **Suggested amendment to the Legislative Assembly—**

Clause 6, page 4, after line 28 insert—

"**Examples**

1 Functions of Emergency Management Victoria, the Emergency Management Commissioner, the Chief Executive, Emergency Management Victoria and the Secretary to the Department of Justice and Community Safety in relation to emergency management include operation of the following—

- the State Control Centre;

- Emergency Recovery Victoria;
- the Emergency Alert Program in Victoria;
- the Emergency Management Operational Communication Program.

2 Functions of the Secretary within the meaning of section 3(1) of the **Forests Act 1958** in relation to emergency management include functions delegated to the Chief Fire Officer employed under that Act.".

3. **Suggested amendment to the Legislative Assembly—**

Clause 13, page 9, line 4, after "recipient" insert "other than the CFA, Fire Rescue Victoria and VicSES".

4. **Suggested amendment to the Legislative Assembly—**

Clause 13, page 9, line 6, omit "exceeding—" and insert "exceeding 95%.".

5. **Suggested amendment to the Legislative Assembly—**

Clause 13, page 9, lines 7 to 9, omit all words and expressions on those lines and insert—

'(2B) The percentage of the annual funding requirements of the CFA and VicSES that are to be funded by the levy in a levy year is 95%.

(2C) The percentage of the annual funding requirements of Fire Rescue Victoria that are to be funded by the levy in a levy year is 90%.".'.

6. **Suggested amendment to the Legislative Assembly—**

Clause 13, page 9, after line 14 insert—

'(4) After section 12(5) of the Principal Act **insert**—

"(5A) The Minister must specify in a notice of a determination in respect of the next levy year under subsection (1)—

(a) for each funding recipient—

(i) an estimate of the amount in dollars of the funding requirements of the funding recipient that are to be funded by the levy in that levy year; and

(ii) the percentage of the funding requirements of the funding recipient that the amount in subparagraph (i) represents; and

(b) an estimate of the amount of levy to be collected in that levy year for each land use classification specified in section 15(1); and

(c) that there is no duplication of funding.".'.

NEW CLAUSE

7. **Suggested amendment to the Legislative Assembly—**

Insert the following New Clause to follow clause 17—

'**17A New section 62A inserted**

After section 62 of the Principal Act **insert**—

"**62A Proceeds of levy**

The proceeds of levy collected under this Act must not exceed the sum of—

(a) the amounts applied to fund the funding recipients in accordance with section 12(2A), (2B) and (2C); and

(b) the administrative costs incurred in the performance of functions under this Act.".'.

8. **Suggested amendment to the Legislative Assembly—**

Clause 22, line 9, omit "determined under" and insert "specified in".

9. **Suggested amendment to the Legislative Assembly—**

Clause 22, line 10, omit "12(2A)" and insert "12(2B)".

10. **Suggested amendment to the Legislative Assembly—**

Clause 22, line 20, omit "determined under" and insert "specified in".

11. **Suggested amendment to the Legislative Assembly—**

Clause 22, line 21, omit "12(2A)" and insert "12(2C)".

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 116, 117 and 118

No. 116 — Tuesday, 27 May 2025

1 The President took the Chair at 12.04 pm, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACTS** — The President read a Message from the Lieutenant-Governor informing the Council that he had, on 20 May 2025, given the Royal Assent to the following Acts presented to him by the Clerk of the Parliaments:

Energy and Land Legislation Amendment (Energy Safety) Act 2025

Regulatory Legislation Amendment (Reform) Act 2025

Victorian Energy Efficiency Target Amendment (Energy Upgrades for the Future) Act 2025.

The President read a Message from the Lieutenant-Governor informing the Council that he had, this day, given the Royal Assent to the following Act presented to him by the Clerk of the Legislative Council:

Fire Services Property Amendment (Emergency Services and Volunteers Fund) Act 2025.

3 **GAMBLING LEGISLATION AMENDMENT BILL 2025** — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Gambling Regulation Act 2003 and the Casino Control Act 1991 and for other purposes* and requesting the agreement of the Council.

On the motion of Enver Erdogan, the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Enver Erdogan laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Enver Erdogan moved, That the Bill be now read a second time.

Enver Erdogan incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, by leave, the debate was adjourned until later this day.

4 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of David Davis, the answers given by Jaclyn Symes to questions relating to Victoria's credit rating (QwN 922) were ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Neurodivergent students (QwN 918)** — substantive and supplementary questions asked by Anasina Gray-Barberio — response from Lizzie Blandthorn due Thursday, 29 May 2025.
- **North Richmond precinct revitalisation (QwN 920)** — substantive and supplementary questions asked by Rachel Payne — response from Jaclyn Symes due Wednesday, 28 May 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

5 PETITION — STOP CREATION OF WOMBAT-LERDERDERG AND MOUNT BUANGOR NATIONAL PARKS — Wendy Lovell presented a petition bearing 11,974 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to not create Wombat-Lerderderg National Park or Mount Buangor National Park, and keep state forests open for public access and the enjoyment of traditional activities *(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).

6 PAPERS —

COMMITTEE REPORT — SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sheena Watt tabled Alert Digest No. 7 of 2025 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

* * * * *

BUDGET PAPERS, 2025-26 — Pursuant to sections 27D, 27E and 40 of the *Financial Management Act 1994*, the Clerk tabled the 2025-26 —

(a) Budget Paper No. 2 – Strategy and Outlook;

(b) Budget Paper No. 3 – Service Delivery;

(c) Budget Paper No. 5 – Statement of Finances (incorporating Quarterly Financial Report No. 3);

(d) Budget Information Paper – Gender Equality Statement; and

(e) Department Performance Statement.

Jaclyn Symes, by leave, presented the 2025-26 —

(a) Budget Paper No. 1 – Treasurer's Speech;

(b) Budget Paper No. 4 – State Capital Program; and

(c) Budget Overview *(Ordered to be tabled)*.

On the motion of Jaclyn Symes, the Budget Papers, 2025-26 were ordered to be taken into consideration on the next day of meeting.

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Planning and Environment Act 1987 — Notices of approval of the —

Brimbank Planning Scheme — Amendment C241.

Greater Geelong Planning Scheme — Amendment C466.

Greater Shepparton Planning Scheme — Amendment C252.

Kingston Planning Scheme — Amendment C225.

Melbourne Planning Scheme — Amendment C481.

Mornington Peninsula Planning Scheme — Amendment C256.

Statutory Rule under the Magistrates' Court Act 1989 — No. 30.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule Nos. 23, 27 and 30.

Surveillance Devices Act 1999 — Surveillance Devices Inspection Report by Integrity Oversight Victoria on its inspections of surveillance device records during the period 1 July 2023 to 31 December 2023, under section 30Q of the Act.

Wildlife Act 1975 — Notices under section 86 of the Act —

Wildlife (Prohibition of Game Hunting) Notice No. 5/2025 *(Gazette S186, 15 April 2025)*.

Wildlife (Prohibition of Game Hunting) Notice No. 6/2025 *(Gazette S235, 19 May 2025)*.

* * * * *

PROCLAMATION — The Clerk tabled a proclamation of the Lieutenant-Governor in Council fixing an operative date for the following Act:

Roads and Road Safety Legislation Amendment Act 2024 — Division 1 of Part 2 and Division 5 of Part 3 — 16 June 2025 *(Gazette S239, 20 May 2025).*

7 BUSINESS OF THE COUNCIL — David Davis moved, by leave, That the following general business take precedence on Wednesday, 28 May 2025 —

(1) notice of motion No. 817, in an amended form, standing in David Davis' name on Victoria's debt;

(2) notice of motion No. 925, in an amended form, standing in Bev McArthur's name on drought support;

(3) notice of motion given this day by Melina Bath on free camping; and

(4) notice of motion given this day by Anasina Gray-Barberio referring matters relating to school funding to the Legal and Social Issues Committee.

Question — put and agreed to.

8 ENVIRONMENT AND PLANNING COMMITTEE — EXTENSION TO REPORTING DATE — INQUIRY INTO CLIMATE RESILIENCE — Ryan Batchelor moved, by leave, That the reporting date for the Environment and Planning Committee's Inquiry into climate resilience be extended to 12 August 2025.

Question — put and agreed to.

9 MEMBERS' STATEMENTS — Members made statements.

10 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 943, and orders of the day, government business, Nos. 1 and 2, be postponed until later this day.

11 GAMBLING LEGISLATION AMENDMENT (PRE-COMMITMENT AND CARDED PLAY) BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Katherine Copsey *(KC45C)* and Enver Erdogan *(EE09C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put.

The Council divided — The President in the Chair.

AYES, 35

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; 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, 1

David Limbrick.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported with 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 RETIREMENT VILLAGES AMENDMENT BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

David Davis *(DD176C)*, Georgie Purcell *(GP03C)* and Harriet Shing *(HS01C)* 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.

Business interrupted at 6.30 pm.

On the motion of Harriet Shing, the meal break scheduled for this day was suspended.

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.

13 GAMBLING LEGISLATION AMENDMENT (PRE-COMMITMENT AND CARDED PLAY) BILL 2024 — The President read a Message from the Assembly informing the Council that they have agreed to the amendments made by the Council in this Bill.

14 ADJOURNMENT — Lizzie Blandthorn moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 8.06 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 117 — Wednesday, 28 May 2025

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General —

The Orange Door: Follow-up, May 2025 *(Ordered to be published)*.

Work-related Violence in Government Schools, May 2025 *(Ordered to be published)*.

Crimes (Assumed Identities) Act 2004 — Report, 2023-24, under section 31 of the Act, by the Independent Broad-based Anti-corruption Commission.

Statutory Rules under the following Acts of Parliament —

Aboriginal Lands Act 1970 — No. 29.

Road Safety Act 1986 — No. 28.

Victorian Energy Efficiency Target Act 2007 — No. 27.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule No. 29.

3 COMMITTEE MEMBERSHIP —

Harriet Shing moved, by leave, That Jacinta Ermacora, Tom McIntosh and Sonja Terpstra be participating members of the Legal and Social Issues Standing Committee.

Question — put and agreed to.

Sarah Mansfield moved, by leave, That —

(1) Aiv Puglielli be discharged as a member of the Legal and Social Issues Standing Committee;

(2) Aiv Puglielli be a participating member of the Legal and Social Issues Standing Committee;

(3) Anasina Gray-Barberio be discharged as a participating member of the Legal and Social Issues Standing Committee; and

(4) Anasina Gray-Barberio be a member of the Legal and Social Issues Standing Committee.

Question — put and agreed to.

4 MEMBERS' STATEMENTS — Members made statements.

5 PRODUCTION OF DOCUMENTS — GREAT OUTDOORS TASKFORCE — Georgie Purcell moved, That this House —

(1) notes that —

(a) the Government has described the Great Outdoors Taskforce process as a landmark opportunity to open up 1.8 million hectares of native forests that were formerly used for logging, potentially making the largest additions to Victoria's Parks estate;

(b) statements from Chairperson, Lisa Neville, indicated a shift in direction with no recommendations to be made regarding changes to land tenure or the creation of new national parks;

(c) despite significant community and public consultation in forest protection, no public report or detailed rationale for this change being in scope has been released and that it is in the public interest in these high value forests;

(2) requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council within six weeks of the House agreeing to this resolution, all documents relating to the Great Outdoors Taskforce and its consultation, including but not limited to —

(a) detailed responses, reports and submissions from the Engage Victoria survey on the 'The future of Victoria's state forests' undertaken by the Great Outdoors Taskforce and the Department of Energy, Environment and Climate Action;

(b) correspondence, advice, instructions, meeting minutes, or recommendations relating to the decision to not make recommendations on changes to land tenure or the creation of new national parks;

(c) all correspondence between the Minister for Environment and/or the Minister for Outdoor Recreation's Offices and the Great Outdoors Taskforce relating to the finalisation of the report and its scope; and

(d) any other related materials.

Debate ensued.

The President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

6 PRODUCTION OF DOCUMENTS — PAYROLL TAX FOR GENERAL PRACTITIONERS AND OTHER HEALTH PROFESSIONALS — Georgie Crozier (for David Davis) moved, That this House, in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council within three weeks of the House agreeing to this resolution —

(1) briefs provided to the Treasurer since 1 December 2022 relating to the State Government's payroll tax arrangements as applied to general practitioners and other health professionals;

(2) briefs provided to the Minister for Health since 1 December 2022 relating to the State Government's payroll tax arrangements as applied to general practitioners and other health professionals; and

(3) assessments and/or analysis, including projections of revenue receipts by the Department of Treasury and Finance and/or its agencies on the implications, costs and impacts of the State Government's general practitioner and health tax.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

7 VICTORIA'S DEBT CEILING — David Davis moved, That this House —

(1) notes —

(a) the Bracks Government introduced a debt ceiling of six per cent of Gross State Product (GSP) in 2004;

(b) Victoria's general government sector (GGS) debt has increased from $21.7 billion, six per cent of GSP in the *2014-15 Budget Update*, to $155.5 billion, 24.5 per cent of GSP in the *2025-26 Budget*;

(c) the Andrews Labor Government increased the debt ceiling to 12 per cent and then removed the debt ceiling entirely;

(d) Victoria's debt servicing burden has increased significantly;

(e) the State's extraordinary indebtedness will reduce the opportunities of younger Victorians;

(f) the Andrews and Allan Governments have squandered over $40 billion in unscheduled cost overruns in infrastructure projects, contributing directly to increased borrowings and surging debt;

(g) the Auditor-General's Report titled *Annual Financial Report of the State of Victoria: 2023-24* noted —

(i) debt for COVID-19 related expenditure totalled $31.5 billion, 18.7 per cent of the Government's current outstanding debt;

(ii) $137 billion of GGS gross debt relates to investment in infrastructure programs;

(iii) "the state has not articulated a clear plan for long-term fiscal management...Current strategies are short term, reactive and do not address both the existing financial challenges and emerging financial risks";

(2) calls on the Government to —

(a) establish a fiscal repair plan with quantitative measures to provide a certain budget repair path; and

(b) re-establish and publish a debt ceiling.

Debate ensued.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

8 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of David Davis, the answers given by Jaclyn Symes to questions relating to energy investment (QwN 932) were ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Suburban Rail Loop East pricing reset (QwN 926)** — supplementary question asked by Evan Mulholland — response from Harriet Shing due Thursday, 29 May 2025.
- **Greyhound racing (QwN 927)** — substantive and supplementary questions asked by Georgie Purcell — response from Enver Erdogan due Friday, 30 May 2025.
- **Firewood collection in Moira Shire (QwN 929)** — substantive and supplementary questions asked by Rikkie-Lee Tyrrell — response from Gayle Tierney due Friday, 30 May 2025.
- **Waste management (QwN 931)** — substantive and supplementary questions asked by Rachel Payne — response from Gayle Tierney due Friday, 30 May 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 VICTORIA'S DEBT CEILING — Debate continued on the question, That this House —

(1) notes —

(a) the Bracks Government introduced a debt ceiling of six per cent of Gross State Product (GSP) in 2004;

(b) Victoria's general government sector (GGS) debt has increased from $21.7 billion, six per cent of GSP in the *2014-15 Budget Update*, to $155.5 billion, 24.5 per cent of GSP in the *2025-26 Budget*;

(c) the Andrews Labor Government increased the debt ceiling to 12 per cent and then removed the debt ceiling entirely;

(d) Victoria's debt servicing burden has increased significantly;

(e) the State's extraordinary indebtedness will reduce the opportunities of younger Victorians;

(f) the Andrews and Allan Governments have squandered over $40 billion in unscheduled cost overruns in infrastructure projects, contributing directly to increased borrowings and surging debt;

(g) the Auditor-General's Report titled *Annual Financial Report of the State of Victoria: 2023-24* noted —

(i) debt for COVID-19 related expenditure totalled $31.5 billion, 18.7 per cent of the Government's current outstanding debt;

(ii) $137 billion of GGS gross debt relates to investment in infrastructure programs;

(iii) "the state has not articulated a clear plan for long-term fiscal management...Current strategies are short term, reactive and do not address both the existing financial challenges and emerging financial risks";

(2) calls on the Government to —

(a) establish a fiscal repair plan with quantitative measures to provide a certain budget repair path; and

(b) re-establish and publish a debt ceiling.

Question — put.

The Council divided — The President in the Chair.

AYES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 19

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; 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.

10 DROUGHT SUPPORT — Bev McArthur moved, by leave, in an amended form, That this House —

(1) acknowledges that Western and South-Western Victoria is experiencing severe drought, with Bureau of Meteorology data showing rainfall over the past 24 months in the lowest five to ten percent of historical records, with many communities enduring their driest 15-month period;

(2) identifies that other areas of rural Victoria, including the North-East, Central Victoria, and parts of Gippsland, are also experiencing significant drought conditions;

(3) appreciates Victorian primary producers as the cornerstone of the State's economy and food security, with Victorian agriculture accounting for approximately 23 per cent of the nation's gross agricultural output, supporting over 150,000 jobs and supplying essential food, fibre and dairy products;

(4) expresses concern that prolonged drought places severe financial and emotional strain on farm families, with leading farm organisations reporting that feed and water supplies have become scarce with financial pressures mounting for many producers;

(5) notes warnings that without additional support these hardships could have devastating effects on rural communities and Victoria's supply chains;

(6) commends the South Australian Government's vital support to drought affected farmers;

(7) calls on the Government to provide immediate, targeted help to drought affected areas, including but not limited to —

(a) subsidised water supply for agricultural purposes;

(b) financial assistance with fodder and water delivery; and

(8) emphasises that assistance is urgent and needed to help sustain agricultural productivity and support the resilience and wellbeing of Victoria's farming communities.

Debate ensued.

Question — put and agreed to.

11 RETIREMENT VILLAGES AMENDMENT BILL 2024 — The President read a Message from the Assembly informing the Council that they have agreed to the amendments made by the Council in this Bill.

12 BUSINESS POSTPONED — Ordered — That the consideration of notice of motion, general business, No. 946, be postponed until later this day.

13 LEGAL AND SOCIAL ISSUES COMMITTEE — PUBLIC SCHOOL FUNDING — Anasina Gray-Barberio moved, That this House requires the Legal and Social Issues Committee to inquire into, consider and report, by 30 April 2026, on the impact of the Allan Labor Government's decision to delay raising Victoria's school funding to 75 per cent of the Schooling Resource Standard until 2031, effectively cutting $2.4 billion from what was previously committed to Victorian government schools, including but not limited to —

(1) the State and Commonwealth funding per student in Victorian government schools relative to funding in other states and territories;
(2) the impact of this delay on Commonwealth funding;
(3) the impact of this delay and funding cut on the education of students enrolled at Victorian schools today and those starting prior to 2031;
(4) the consequences of this funding cut on Victoria's teaching and school workforce; and
(5) the effect the funding cut will have on the ability of Victorian government schools to purchase educational resources, teaching materials and capital equipment, as well as fund much needed building and school grounds maintenance.

Debate ensued.

Question — put and agreed to.

14 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.

15 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

16 PETITIONS (QUALIFYING FOR DEBATE) — STOP THE CONSTRUCTION OF A WASTE TRANSFER STATION IN HAMPTON PARK — Ann-Marie Hermans moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

17 APPROPRIATION (2025-2026) BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act for the appropriation of certain sums out of the Consolidated Fund for the ordinary annual services of the Government for the financial year 2025/2026 and for other purposes* and requesting the agreement of the Council.

On the motion of Gayle Tierney (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Gayle Tierney laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Gayle Tierney moved, That the Bill be now read a second time.

Gayle Tierney incorporated the second reading speech in Hansard.

On the motion of David Davis, the debate was adjourned for one week.

18 APPROPRIATION (PARLIAMENT 2025-2026) BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act for the appropriation of certain sums*

out of the Consolidated Fund for the Parliament in respect of the financial year 2025/2026 and for other purposes and requesting the agreement of the Council.

On the motion of Gayle Tierney (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Gayle Tierney laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Gayle Tierney moved, That the Bill be now read a second time.

Gayle Tierney incorporated the second reading speech in Hansard.

On the motion of David Davis, the debate was adjourned for one week.

19 STATE TAXATION ACTS AMENDMENT BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Commercial and Industrial Property Tax Reform Act 2024, the Duties Act 2000, the First Home Owner Grant and Home Buyer Schemes Act 2000, the Land Tax Act 2005, the Payroll Tax Act 2007, the Taxation Administration Act 1997, the Unclaimed Money Act 2008 and the Victorian Conservation Trust Act 1972 and for other purposes* and requesting the agreement of the Council.

On the motion of Gayle Tierney (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Gayle Tierney laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Gayle Tierney moved, That the Bill be now read a second time.

Gayle Tierney incorporated the second reading speech in Hansard.

On the motion of David Davis, the debate was adjourned for one week.

20 ADJOURNMENT — Gayle Tierney moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.01 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 118 — Thursday, 29 May 2025

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 CONTROL OF WEAPONS AMENDMENT (MACHETE BAN) BILL 2025 — Evan Mulholland introduced *A Bill for an Act to amend the Control of Weapons Act 1990 and the Terrorism (Community Protection) and Control of Weapons Amendment Act 2025 and for other purposes*.

On the motion of Evan Mulholland, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

3 PAPERS —

COMMITTEE REPORT — INTEGRITY AND OVERSIGHT COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Ryan Batchelor tabled a Report on the Performance of the Victorian integrity agencies 2022/23 (including an Appendix) 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:

Statutory Rules under the following Acts of Parliament —

Forests Act 1958 — No. 34.

Freedom of Information Act 1982 — No. 32.

Legal Profession Uniform Law Application Act 2014 — No. 33.

Meat Industry Act 1993 — No. 31.

Road Safety Act 1986 — No. 36.

Surveying Act 2004 — No. 35.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule No. 33.

4 SITTING OF THE COUNCIL — Gayle Tierney moved, That the Council, at its rising, adjourn until Tuesday, 17 June 2025.

Question — put and agreed to.

5 MEMBERS' STATEMENTS — Members made statements.

6 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 943, be postponed until later this day.

7 JUSTICE LEGISLATION AMENDMENT (MISCELLANEOUS) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned until later this day.

8 BUILDING LEGISLATION AMENDMENT (BUYER PROTECTIONS) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Business interrupted at 12.00 noon.

9 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

10 BUILDING LEGISLATION AMENDMENT (BUYER PROTECTIONS) BILL 2025 — Debate continued on the question, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned until later this day.

11 JUSTICE LEGISLATION AMENDMENT (MISCELLANEOUS) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Enver Erdogan *(EE11C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put and agreed to.

Bill read a second time.

The Acting President advised that the President ruled certain amendments proposed to be moved during Committee of the whole by Enver Erdogan *(EE11C)* are outside the scope of the Bill.

Enver Erdogan moved, That it be an instruction to the Committee that they have the power to consider amendments and New Clauses to amend the *Victoria Police Act 2013* in relation to the appointment of the Chief Commissioner of Police, Deputy Commissioners and persons acting as Chief Commissioner of Police or Deputy Commissioners.

Debate ensued.

Question — put and agreed to.

Bill 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.

12 COGNATE DEBATE — APPROPRIATION (2025-2026) BILL 2025 — BUDGET PAPERS, 2025-26 — Harriet Shing moved, by leave, That this House authorises the President to permit the second reading debate on the Appropriation (2025-2026) Bill 2025 to be taken concurrently with the debate on the motion to take note of the Budget Papers, 2025-26, contingent on such a motion being moved.

Question — put and agreed to.

13 BUILDING LEGISLATION AMENDMENT (BUYER PROTECTIONS) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Question — put.

The Council divided — The President in the Chair.

AYES, 19

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

[Sitting suspended from 6.31 pm to 7.32 pm]

Bill further considered in Committee of the whole.

Bill reported without amendment, the Report was adopted.

Harriet Shing moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 19

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

14 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 10.20 pm until Tuesday, 17 June 2025.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 116, 117 and 118

GAMBLING LEGISLATION AMENDMENT (PRE-COMMITMENT AND CARDED PLAY) BILL 2024

Committed Tuesday, 27 May 2025

Amendments circulated: Katherine Copsey (KC45C) (p. 1030) and Enver Erdogan (EE09C) (pp. 1030-1)

Clauses 1 to 10 — put and agreed to.

Clause 11 — Katherine Copsey moved amendment No. 1 *(KC45C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 6

Katherine Copsey; 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, 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; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 11 — put and negatived.

Clause 12 — Enver Erdogan moved amendment Nos. 2 to 5 *(EE09C)*.

Question — That the amendments be agreed to — put and agreed to.

Clause 12, as amended — put and agreed to.

Clauses 13 to 15 — put and agreed to.

Clause 16 — Enver Erdogan moved amendment No. 6 *(EE09C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 16, as amended — put and agreed to.

Clauses 17 and 18 — put and agreed to.

Bill reported with amendments.

RETIREMENT VILLAGES AMENDMENT BILL 2024

Committed Tuesday, 27 May 2025

Amendments circulated: David Davis (DD176C) (pp. 1031-7), Georgie Purcell (GP03C) (p. 1037) and Harriet Shing (HS01C) (pp. 1037-41)

Clause 1 — put and agreed to.

Clause 2 — David Davis moved amendment No. 1 *(DD176C)*.
Question — That the amendment be agreed to — put and negatived.
Clause 2 — put and agreed to.

Clauses 3 to 5 — put and agreed to.

Clause 6 — David Davis moved amendment No. 2 *(DD176C)*.
Question — That the amendment be agreed to — put and negatived.

David Davis moved amendment Nos. 3 to 5 *(DD176C)*.
Question — That the amendments be agreed to — put and negatived.

Harriet Shing moved amendment No. 1 *(HS01C)*.
Question — That the amendment be agreed to — put and agreed to.

Georgie Purcell moved amendment No. 1 *(GP03C)*.
Question — That the amendment be agreed to — put and agreed to.

Clause 6, as amended — put and agreed to.

Clause 7 — David Davis moved amendment No. 6 *(DD176C)*.
Question — That the amendment be agreed to — put and negatived.

David Davis moved amendment No. 7 *(DD176C)*.
Question — That the amendment be agreed to — put and negatived.

Harriet Shing moved amendment No. 2 *(HS01C)*.
Question — That the amendment be agreed to — put and agreed to.

Clause 7, as amended — put and agreed to.

Clauses 8 to 18 — put and agreed to.

Clause 19 — Harriet Shing moved amendment Nos. 3, 5 and 6 *(HS01C)*.
Question — That the amendments be agreed to — put and agreed to.

Harriet Shing moved amendment Nos. 4 and 7 to 11 *(HS01C)*.
Question — That the amendments be agreed to — put and agreed to.

Clause 19, as amended — put and agreed to.

Clauses 20 to 33 — put and agreed to.

Clause 34 — David Davis moved amendment Nos. 8 to 10 *(DD176C)*.
Question — That the amendments be agreed to — put and negatived.
Clause 34 — put and agreed to.

Clause 35 — put and agreed to.

Clause 36 — Harriet Shing moved amendment No. 12 *(HS01C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 36, as amended — put and agreed to.

Clause 37 — put and agreed to.

Clause 38 — David Davis moved amendment Nos. 21 to 26 *(DD176C)*.
David Davis, by leave, withdrew amendment Nos. 21 to 26.
Clause 38 — put and agreed to.

Clauses 39 to 42 — put and agreed to.

Clause 43 — Georgie Purcell moved amendment Nos. 2 and 3 *(GP03C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 43, as amended — put and agreed to.

Clause 44 — David Davis moved amendment Nos. 27 and 28 *(DD176C)*.
Question — That the amendments be agreed to — put and negatived.
Clause 44 — put and agreed to.

Clause 45 — put and agreed to.

Clause 46 — Harriet Shing moved amendment Nos. 13 to 18 *(HS01C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 46, as amended — put and agreed to.

Clause 47 — put and agreed to.

Clause 48 — Harriet Shing moved amendment Nos. 19 to 22 *(HS01C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 48, as amended — put and agreed to.

Clauses 49 to 60 — put and agreed to.

Clause 61 — Harriet Shing moved amendment No. 23 *(HS01C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 61, as amended — put and agreed to.

Clauses 62 to 65 — put and agreed to.

Clause 66 — Harriet Shing moved amendment No. 24 *(HS01C)*.
Question — That the amendment be agreed to — put and agreed to.

Harriet Shing moved amendment No. 25 *(HS01C)*.
Question — That the amendment be agreed to — put and agreed to.

Clause 66, as amended — put and agreed to.

Clauses 67 and 68 — put and agreed to.

Bill reported with amendments.

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JUSTICE LEGISLATION AMENDMENT (MISCELLANEOUS) BILL 2025
Committed Thursday, 29 May 2025
Amendments circulated: Enver Erdogan (EE11C) (pp. 1041-2)

Clause 1 — Enver Erdogan moved amendment No. 1 *(EE11C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 1, as amended — put and agreed to.

Clauses 2 to 19 — put and agreed to.

New Division Heading and New Clauses 19A, 19B, 19C and 19D — Enver Erdogan moved amendment No. 2 *(EE11C)*.
Question — That New Division Heading and New Clauses 19A, 19B, 19C and 19D stand part of the Bill — put and agreed to.

Clause 20 — put and agreed to.

Long Title — Enver Erdogan moved amendment No. 3 *(EE11C)*.
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.

* * * * *

BUILDING LEGISLATION AMENDMENT (BUYER PROTECTIONS) BILL 2025
Committed Thursday, 29 May 2025

Clauses 1 to 106 — put and agreed to.

Bill reported without amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. GAMBLING LEGISLATION AMENDMENT (PRE-COMMITMENT AND CARDED PLAY) BILL 2024

Amendments circulated by Katherine Copsey (KC45C)

1. Clause 11, lines 30 and 31, omit "A direction under subsection (1) may include a direction" and insert "On or before 1 December 2027, the Minister must give a direction under subsection (1)".

NEW CLAUSE

2. Insert the following New Clause to follow clause 15—

'**15A Regulations**

After section 11.2.1(6) of the **Gambling Regulation Act 2003 insert**—

"(7) Regulations in relation to the matters and things specified in item 3.26A(e) and (f) and item 3.26B(j) and (k) of Schedule 1 must be made so as to come into effect on or before 1 December 2027.".'.

Amendments circulated by Enver Erdogan (EE09C)

1. Clause 11, omit this clause.

2. Clause 12, line 9, omit "**section 3.8A.13A**" and insert "**sections 3.8A.13A to 3.8A.13C**".

3. Clause 12, after line 11 insert—

'"**3.8A.13A Direction for player accounts**

(1) The Minister may, by instrument, direct the monitoring licensee to ensure that a person cannot play a game on a gaming machine in an approved venue unless a player account has been established for the person.

(2) A direction under subsection (1) must be—

(a) given to the monitoring licensee; and

(b) published in the Government Gazette.

(3) It is a condition of the monitoring licence that the licensee must comply with a direction under subsection (1).

(4) A direction under subsection (1) may apply on different days in relation to different geographical areas, different venues or different gaming machines.

3.8A.13B Tabling and revocation of direction by Parliament

(1) The Minister must cause a direction under section 3.8A.13A to be laid before each House of the Parliament within 10 sitting days after the direction is published in the Government Gazette.

(2) A direction under section 3.8A.13A is revoked in whole or part if—

(a) notice of a resolution to revoke the direction is given in a House of the Parliament on or before the 10th sitting day after the direction is laid before that House; and

(b) the resolution is passed by that House on or before the 12th sitting day after notice is given under paragraph (a).

(3) If a direction under section 3.8A.13A is revoked under subsection (2)—

(a) any provision of a previous direction under section 3.8A.13A that had been revoked by the direction comes back into operation from the beginning of the day on which the direction is revoked; and

(b) any provision of a previous direction under section 3.8A.13A that had been amended by the direction takes effect without that amendment from the beginning of the day on which the direction is revoked as if the amendment had not been made.

(4) The Minister must publish a notice of the revocation of a direction or part of a direction under subsection (2) in the Government Gazette.'.

4. Clause 12, line 12, omit '"**3.8A.13A**' and insert "**3.8A.13C**".

5. Clause 12, lines 15 and 16, omit "referred to in section 3.8A.2(1A) is in force" and insert "is in force under section 3.8A.13A".

6. Clause 16, page 9, line 10, omit "3.8A.13A(3)" and insert "3.8A.13C(3)".

2. RETIREMENT VILLAGES AMENDMENT BILL 2024

Amendments circulated by David Davis (DD176C)

1. Clause 2, line 18, omit "1 May" and insert "31 October".

2. Clause 6, lines 26 to 33 and page 6, lines 1 and 2, omit all words and expressions on these lines and insert—

"(a) made to meet the reasonable recurring costs of caring for the person in a place that is not the retirement village or a residential care facility, and includes a payment for the purposes of a residential rental agreement under Part 2 of the **Residential Tenancies Act 1997**; and".

3. Clause 6, page 6, line 22, omit "***maintenance***" and insert "***item maintenance and replacement***".

4. Clause 6, page 6, line 23, omit "38BL" and insert "38BK".

5. Clause 6, page 6, line 24, after "***maintenance***" insert "***and replacement***".

6. Clause 7, page 23, line 28, omit "adjusted" and insert "benchmark".

7. Clause 7, page 24, lines 1 to 5, omit all words and expressions on these lines.

8. Clause 34, page 101, line 20, after this line insert—

"(ia) the following details about those alternative accommodation arrangements—

(A) evidence that the arrangements have been entered into and of the terms of the arrangements; and

(B) evidence that the person making the request is liable to make payments for the right to occupy premises under the arrangements and of the amounts that the person is liable to pay;".

9. Clause 34, page 103, lines 6 to 24, omit all words and expressions on these lines.

10. Clause 34, page 103, lines 29 to 31 and page 104, line 1, omit all words and expressions on these lines and insert—

"made under section 32R must be made on the date that the person making the payment request delivers up vacant possession of the person's premises in the retirement village.".

11. Clause 36, page 110, line 13, omit "adjusted" and insert "benchmark".

12. Clause 36, page 110, line 21, omit "adjusted" and insert "benchmark".

13. Clause 36, page 111, line 16, omit "adjusted" and insert "benchmark".

14. Clause 36, page 116, line 25, after "maintenance" insert "and replacement".

15. Clause 37, page 119, line 17, omit "maintenance" and insert "item maintenance and replacement".

16. Clause 37, page 119, line 18, omit "(if any)".

17. Clause 37, page 119, line 28, after "maintenance" insert "and replacement".

18. Clause 37, page 120, line 3, after "maintenance" insert "and replacement".

19. Clause 37, page 120, line 8, after "maintenance" insert "and replacement".

20. Clause 37 page 120, line 13, after "maintenance" insert "and replacement".

21. Clause 38, line 21 omit "reviewed" and insert "audited".

22. Clause 38, lines 22 to 33 and page 121, lines 1 to 20, omit all words and expressions on these lines and insert "qualified auditor and whose appointment has received the consent (or is taken to have received the consent) of the residents under subsection (3).

23. Clause 38, page 121, line 21, omit "(4)" and insert "(2)".

24. Clause 38, page 121, line 21, omit "or reviews".

25. Clause 38, page 121, line 23, omit "or review".

26. Clause 38, page 121, lines 24 to 35 and page 122, lines 1 and 2, omit all words and expressions on these lines and insert—

'(3) The operator of a retirement village must seek the consent of the residents of the village to the appointment of an independent person who is a qualified auditor as the auditor of the accounts of the village in the following way—

(a) the operator must give each resident written notice (a ***consent request notice***) stating the following—

(i) the name of the person proposed for appointment;

(ii) the qualifications of the person;

(iii) the address of the person;

(iv) the proposed period of appointment.

(b) if the audit fees are to be paid by the residents, the fees must be included in the consent request notice and itemised in the annual financial statements.

(4) The consent must be sought each calendar year unless consent is given for a longer period of appointment, not exceeding 3 years.

(5) Within 28 days after receiving a consent request notice, the residents of the retirement village must—

(a) meet, consider and vote on—

(i) the proposed appointment of the person as the auditor; and

(ii) if the proposed period of appointment is more than one year, the proposed period; and

(b) give the retirement village operator notice in writing (a ***consent response notice***) that the residents consent, or do not consent to—

(i) the appointment of the person as auditor; and

(ii) if the residents consent to the appointment but not the proposed period of appointment, the period of appointment to which the residents consent.

(6) If the residents of a retirement village do not consent to the appointment of the person as the auditor—

(a) the residents, by notice in writing given to the operator, must propose a qualified auditor as an alternative person on whom the residents have agreed by a vote for appointment; and

(b) if the alternative person is appointed, the audit fees of the auditor must be paid by the residents as part of the annual financial statements.

(7) A notice under subsection (6) may be given—

(a) in the consent response notice; or

(b) in a further notice in writing given to the operator, but only if—

(i) the intention to provide the further notice is indicated in the consent response notice; and

(ii) the further notice is provided within 30 days after the consent response notice is given to the operator.

(8) The residents of a retirement village are taken to have consented to the appointment of the following person as auditor of the accounts of the village—

(a) the person proposed by the operator (but only for a period of 1 year if a longer period was proposed by the operator), if the residents do not advise the operator of the village of their decision as required by subsection (5)(b) or (6);

(b) the person proposed by the residents, if the operator of the village agrees to the appointment of an alternative person proposed by the residents under subsection (6).

(9) In this section—

qualified auditor means a person who is a member of, and who holds a current practising certificate from—

(a) CPA Australia; or

(b) the Institute of Public Accountants; or

(c) Chartered Accountants Australia and New Zealand.".'.

27. Clause 44, page 127, lines 17 and 18, omit ", taking into account fair wear and tear to the premises".

28. Clause 44, page 128, lines 20 and 21, omit ", taking into account fair wear and tear to the premises".

29. Clause 45, lines 9 to 12, omit all words and expressions on these lines and insert—

'(1) In section 38(1) of the Principal Act—

(a) **insert** the following definition—

"***benchmark maintenance charge*** means the benchmark maintenance charge determined and indexed in accordance with section 38AA;";

(b) **omit** the definition of ***adjusted maintenance charge***;

(c) in the definition of ***special levy***, for "owner or manager" **substitute** "proprietor or operator of a retirement village".'.

30. Clause 45, line 18, omit "adjusted" and insert "benchmark".

31. Clause 45, line 20, omit "adjusted" and insert "benchmark".

32. Clause 45, line 26, omit "adjusted" and insert "benchmark".

33. Clause 45, after line 32 insert—

'(ba) in paragraph (a), for "adjusted" **substitute** "benchmark";'.

34. Clause 45, page 136, line 2, omit '"operator".' and insert '"operator";'.

35. Clause 45, page 136, after line 2 insert—

'(d) in paragraph (c), for "adjusted" **substitute** "benchmark".'.

36. Clause 45, page 136, line 6, omit "adjusted" and insert "benchmark".

37. Clause 45, page 136, line 18, omit "adjusted" and insert "benchmark".

38. Clause 45, page 136, after line 24 insert—

'(ab) for "adjusted" **substitute** "benchmark";'.

NEW CLAUSE

39. Insert the following New Clause to follow clause 45—

'**45A Section 38AA amended**

(1) In the heading to section 38AA of the Principal Act, for "**adjusted**" **substitute** "**benchmark**".

(2) In section 38AA(1) of the Principal Act, for "adjusted" **substitute** "benchmark".

(3) In section 38AA(2) of the Principal Act, for "adjusted" (wherever occurring) **substitute** "benchmark".'.

40. Clause 49, page 143, line 1, omit "**Making good of deficit**" and insert "**Any deficit in accounts to be carried over**".

41. Clause 49, page 143, lines 2 to 27, omit all words and expressions on these lines and insert—

"Any deficit in the accounts for a financial year of a retirement village must be carried forward to the accounts for the next financial year.".

42. Clause 49, page 145, after line 10 insert—

"(ba) that is located within a resident's premises; or".

43. Clause 49, page 148, line 12, omit "**certain**".

44. Clause 49, page 148, line lines 14 to 24, omit all words and expressions on these lines and insert—

"(1) The operator of a retirement village may fund the cost of capital maintenance and capital replacement in respect of which the operator is responsible from the capital item maintenance and replacement fund for the retirement village and maintenance charges.

(2) Subject to section 38BO, the operator of a retirement village must establish and maintain a capital item maintenance and replacement fund.".

45. Clause 49, page 148, line 27, omit "maintenance" and insert "item maintenance and replacement".

46. Clause 49, page 148, after line 33 insert—

"(ca) upgrading the operator's assets;".

47. Clause 49, page 149, line 3, omit "**maintenance**" insert "**item maintenance and replacement**".

48. Clause 49, page 149, lines 4 to 13, omit all words and expressions on these lines and insert—

"(1) The operator of a retirement village who sets aside any maintenance charges paid by residents of the retirement village for the purpose of funding capital maintenance and replacement of items of capital for which the operator is responsible must pay the charges into the capital item maintenance and replacement fund in accordance with subsection (2).".

49. Clause 49, page 149, line 15, omit "maintenance" and insert "item maintenance and replacement".

50. Clause 49, page 149, line 18, after "maintenance" insert "and replacement".

51. Clause 49, page 149, line 24, after "maintenance" insert "and replacement".

52. Clause 49, page 149, line 28, omit "maintenance" and insert "item maintenance and replacement".

53. Clause 49, page 149, line 31, omit "maintenance" and insert "item maintenance and replacement".

54. Clause 49, page 149, line 33, after "maintenance" insert "and replacement".

55. Clause 49, page 149, line 34, after "maintenance" insert "and replacement".

56. Clause 49, page 150, line 2, omit "maintenance" and insert "item maintenance and replacement".

57. Clause 49, pages 150, lines 6 to 32 and page 151, lines 1 to 6, omit all words and expressions on these lines.

58. Clause 49, page 151, line 7, after "**maintenance**" insert "**and replacement**".

59. Clause 49, page 151, line 10, after "maintenance" (where twice occurring) insert "and replacement".

60. Clause 49, page 151, line 13, after "maintenance" insert "and replacement"

61. Clause 49, page 151, line 25, omit "estimate" and insert "estimated".

62. Clause 49, page 152, line 1, omit "**maintenance**" and insert "**item maintenance and replacement**".

63. Clause 49, page 152, line 2, after "**maintenance**" insert "**and replacement**".

64. Clause 49, page 152, line 4, omit "maintenance" and insert "item maintenance and replacement".

65. Clause 49, page 152, line 5, after "maintenance" insert "and replacement".

66. Clause 49, page 155, line 24, omit "adjusted" and insert "benchmark".

67. Clause 64, line 23, omit "adjusted" and insert "benchmark".

68. Clause 65, page 203, line 8, omit "adjusted" and insert "benchmark".

69. Clause 68, line 3, omit "1 May" and insert "31 October".

Amendments circulated by Georgie Purcell (GP03C)

1. Clause 6, page 9, after line 21 insert—

"***pet*** means any animal other than an assistance dog within the meaning of the **Equal Opportunity Act 2010**;".

2. Clause 43, line 32, omit "**2010**." and insert "**2010**; or".

3. Clause 43, after line 32 insert—

"(e) unreasonably limit the keeping of a pet on a resident's premises.".

Amendments circulated by Harriet Shing (HS01C)

1. Clause 6, page 6, after line 25 insert—

"***certificate of insurance***, in relation to a retirement village, means a certificate issued by an insurer who has insured property in the village against damage which sets out the terms of the insurance policy given and the start and end date of the policy;".

2. Clause 7, page 25, line 2, after this line insert—

"**3EA Interpretation of vacant possession and permanently vacating**

(1) In this Act, in relation to a premises occupied by a resident in a retirement village, a reference to giving up or delivering vacant possession of the premises, however expressed, is a reference to the point in time when all the following have occurred—

(a) the resident has ceased to occupy the premises;

(b) all personal property of the resident has been removed from the premises;

(c) any keys to the premises have been returned to the operator or proprietor of the village;

(d) if the resident occupies the premises under a retirement village contract that requires notice to be given before the resident delivers up vacant possession of the premises, the notice has been given and the notice period has elapsed.

(2) Subsection (1) is not intended to limit the common law meaning of delivering up or giving vacant possession of a premises.

(3) In this Act, in relation to a premises occupied by a resident in a retirement village, a reference to permanently vacating the premises, however expressed, is a reference to the point in time at which the resident delivers up vacant possession of the premises.".

3. Clause 19, page 49, after line 7 insert—

"(fa) the prescribed information about or relating to all insurance arrangements that are in place in relation to the retirement village (other than policies of insurance held by residents of the village) including—

(i) details of any insurance policies in force over all or part of the village and copies of any relevant certificates of insurance; and

(ii) details of any funds set aside by the operator or proprietor to insure against any potential damage to the village by whatever means;".

4. Clause 19, page 63, lines 6 to 12, omit all words and expressions on these lines and insert—

"expiration of the period during which the contract can be rescinded under section 26X.".

5. Clause 19, page 67, after line 3 insert—

"(ea) the prescribed information about or relating to all insurance arrangements that are in place in relation to the retirement village (other than policies of insurance held by residents of the village) including—

(i) details of any insurance policies in force over all or part of the village and copies of any relevant certificates of insurance; and

(ii) details of any funds set aside by the operator or proprietor to insure against any potential damage to the village by whatever means;".

6. Clause 19, page 68, after line 3 insert—

"(ba) the prescribed information about or relating to all insurance arrangements that are in place in relation to the retirement village (other than policies of insurance held by residents of the village) including—

(i) details of any insurance policies in force over all or part of the village and copies of any relevant certificates of insurance; and

(ii) details of any funds set aside by the operator or proprietor to insure against any potential damage to the village by whatever means;".

7. Clause 19, page 78, lines 16 to 28, omit all words and expressions on these lines and insert—

"(1) Despite anything to the contrary in the **Sale of Land Act 1962**, a person who signs a residence contract to become a resident in a retirement village may, at any time before the end of the period of 7 business days after signing the contract, rescind the contract in accordance with this Act.

(2) If a person rescinds a contract under subsection (1), the person is entitled to the return of all money paid under the contract by the person, except for the prescribed administration fee, if any, which may be retained—

(a) if a contracting party has entered into the contract, by the contracting party; or

(b) if an owner resident has entered into the contract, by the owner resident.".

8. Clause 19, page 78, line 31, omit "resident that the resident may" and insert "person who signs the contract that the person may".

9. Clause 19, page 78, line 32, omit "3 clear business days after the resident" and insert "7 business days after the person".

10. Clause 19, page 78, line 34, omit "resident" and insert "person".

11. Clause 19, page 79, lines 3 and 4, omit "a resident who is a party to the contract" and insert "the person who has signed the contract to become a resident".

12. Clause 36, page 113, lines 28 to 31, omit all words and expressions on these lines and insert—

"(2) The quorum for a meeting of residents is—

(a) for a retirement village with 40 or more residents who are entitled to vote in the meeting, 25% of those residents; or

(b) for a retirement village with 20 or more residents but fewer than 40 residents who are entitled to vote in the meeting, 10 of those residents; or

(c) for a retirement village with fewer than 20 residents who are entitled to vote in the meeting, 50% of those residents.".

13. Clause 46, line 8, omit "**Former**" and insert "**Certain**".

14. Clause 46, after line 14 insert—

"(2) If a resident of a retirement village dies before delivering up vacant possession of the resident's premises in the village, the resident is not liable for a maintenance charge that arises on or after the time of death of the resident.".

15. Clause 46, line 15, omit "(2)" and insert "(3)".

16. Clause 46, line 16, after "village" insert "(as the case requires)".

17. Clause 46, after line 24 insert—

"(4) If a resident of a retirement village dies before delivering up vacant possession of the resident's premises in the village, the proprietor or operator of the retirement village (as the case requires) must not purport to charge a maintenance charge that arises on or after the time of death of the resident.

Penalty: 60 penalty units for a natural person;
120 penalty units for a body corporate.".

18. Clause 46, line 25, omit "(3)" and insert "(5)".

19. Clause 48, page 142, line 3, after "village" insert "(as the case requires)".

20. Clause 48, page 142, after line 12 insert—

"(2) If a resident of a retirement village dies before delivering up vacant possession of the resident's premises in the village, the proprietor or operator of the village (as the case requires) must not levy a charge for optional services against the resident for any period on or after the time of death of the resident.

Penalty: 60 penalty units for a natural person;
120 penalty units for a body corporate.".

21. Clause 48, page 142, line 13, omit "(2)" and insert "(3)".

22. Clause 48, page 142, line 15, after "(1)" insert "or (2)".

23. Clause 61, line 14, omit "3 business days" and insert "7 business days".

24. Clause 66, page 208, after line 15 insert—

"(3) On and from the commencement of section 6 of the **Retirement Villages Amendment Act 2024**, any reference in another Act or in regulations made under another Act to a ***residence right***, within the meaning of this Act as in force before that commencement, being a reference in the other Act or regulations that was in force immediately before that commencement, includes a reference to a ***right to occupy premises***, within the meaning of this Act as in force on and from that commencement.".

25. Clause 66, page 211, lines 3 to 30, omit all words and expressions on these lines and insert—

"Despite the commencement of section 19 of the **Retirement Villages Amendment Act 2024**—

(a) Divisions 2, 3, 5 and 6 of new Part 4 do not apply—

(i) to any resident of a retirement village who occupies the village under an applicable resident right; and

(ii) in respect of any applicable residence contract; and

(b) sections 18, 18A, 18B and 20 to 26 of the old Act continue to apply to any such resident and to any such contract as if, in relation to the resident and contract, any reference (however expressed) to—

(i) an owner of a retirement village within the meaning of section 3 of the old Act were a reference to the proprietor of the retirement village occupied by the resident, and a reference to that owner's agent were a reference to that proprietor's agent; and

(ii) a manager of a retirement village within the meaning of section 3 of the old Act were a reference to the operator of the retirement village occupied by the resident, and a reference to that manager's agent were a reference to that operator's agent.".

3. JUSTICE LEGISLATION AMENDMENT (MISCELLANEOUS) BILL 2025

Amendments circulated by Enver Erdogan (EE11C)

1. Clause 1, page 2, after line 10 insert—

"(ea) to amend the **Victoria Police Act 2013** in relation to the appointment of the Chief Commissioner of Police, Deputy Commissioners and persons acting as Chief Commissioner of Police or a Deputy Commissioner; and".

NEW CLAUSES

2. Insert the following New Division after Division 3 of Part 5—

'**Division 4—Amendment of Victoria Police Act 2013**

19A Appointment of Chief Commissioner

After section 17(1) of the **Victoria Police Act 2013 insert**—

"(1A) The Chief Commissioner must be—

(a) an Australian citizen; or

(b) a permanent resident within the meaning of the Australian Citizenship Act 2007 of the Commonwealth; or

(c) a person who has a permanent visa or is entitled to be granted a permanent visa under the Migration Act 1958 of the Commonwealth; or

(d) a New Zealand citizen who has a special category visa or is entitled to be granted a special category visa under the Migration Act 1958 of the Commonwealth.".

19B Appointment of Acting Chief Commissioner

After section 18(1) of the **Victoria Police Act 2013 insert**—

"(1A) An Acting Chief Commissioner must be—

(a) an Australian citizen; or

(b) a permanent resident within the meaning of the Australian Citizenship Act 2007 of the Commonwealth; or

(c) a person who has a permanent visa or is entitled to be granted a permanent visa under the Migration Act 1958 of the Commonwealth; or

(d) a New Zealand citizen who has a special category visa or is entitled to be granted a special category visa under the Migration Act 1958 of the Commonwealth.".

19C Appointment of Deputy Commissioners

After section 21(1) of the **Victoria Police Act 2013 insert**—

"(1A) A Deputy Commissioner must be—

(a) an Australian citizen; or

(b) a permanent resident within the meaning of the Australian Citizenship Act 2007 of the Commonwealth; or

(c) a person who has a permanent visa or is entitled to be granted a permanent visa under the Migration Act 1958 of the Commonwealth; or

(d) a New Zealand citizen who has a special category visa or is entitled to be granted a special category visa under the Migration Act 1958 of the Commonwealth.".

19D Appointment of Acting Deputy Commissioner

After section 22(1) of the **Victoria Police Act 2013 insert**—

"(1A) An Acting Deputy Commissioner must be—

(a) an Australian citizen; or

(b) a permanent resident within the meaning of the Australian Citizenship Act 2007 of the Commonwealth; or

(c) a person who has a permanent visa or is entitled to be granted a permanent visa under the Migration Act 1958 of the Commonwealth; or

(d) a New Zealand citizen who has a special category visa or is entitled to be granted a special category visa under the Migration Act 1958 of the Commonwealth.".'.

AMENDMENT OF LONG TITLE

3. Long title, after "**Act 2021**" insert ", the **Victoria Police Act 2013**".

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 119, 120 and 121

No. 119 — Tuesday, 17 June 2025

1 The President took the Chair at 12.02 pm, read the Prayer and made an Acknowledgement of Country.

2 **THE LATE HONOURABLE CHARLES RACE MATHEWS** — Jaclyn Symes moved, That this House expresses its sincere sorrow at the death, on 5 May 2025, of the Honourable Charles Race Thorson Mathews, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Assembly for the Electoral District of Oakleigh from 1979 to 1992, and as Minister for the Arts and Minister for Police and Emergency Services from 1982 to 1987, and Minister for Community Services from 1987 to 1988.

Other members addressed the House.

Members rose in their places for one minute's silence as a mark of respect and the question was agreed to unanimously.

As a further mark of respect, the sitting was suspended for one hour.

[Sitting suspended from 12.17 pm to 1.22 pm]

3 **ASSENT TO ACTS** — The President read a Message from the Lieutenant-Governor informing the Council that he had, on 3 June 2025, given the Royal Assent to the following Acts presented to him by the Clerk of the Parliaments:

Building Legislation Amendment (Buyer Protections) Act 2025

Gambling Legislation Amendment (Pre-commitment and Carded Play) Act 2025

Retirement Villages Amendment Act 2025.

4 **QUESTION TIME** —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Regulation of IVF (QwN 944)** — substantive and supplementary questions asked by Rachel Payne — response from Ingrid Stitt due Thursday, 19 June 2025.
- **Collection of firewood (QwN 946)** — substantive and supplementary questions asked by Jeff Bourman — response from Gayle Tierney due Thursday, 19 June 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

5 PETITIONS —

REFORM WORKCOVER LEGISLATION — Sarah Mansfield presented a petition bearing 57 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to urgently reform legislation in relation to WorkCover to ensure psychological injuries caused by workplace bullying, harassment, and victimisation are recognised as legitimate workplace injuries *(Ordered to be tabled).*

* * * * *

WATER SERVICE FOR BELLBRAE CFA STATION — Bev McArthur presented a petition bearing 317 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to connect mains water service to the Bellbrae Country Fire Authority (CFA) station to support the incredible volunteers who work so hard to keep the community safe *(Ordered to be tabled).*

* * * * *

HONORARY JUSTICE SERVICES SUPPORT — Rachel Payne presented a petition bearing 5,739 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Attorney-General to enact systemic change in the effectiveness and engagement of the Honorary Justice Services Support, resulting in the recruitment of 5,000 new Justices of the Peace (JP) by 2027 and 500 new JPs per annum thereafter *(Ordered to be tabled).*

The petition having received the required number of signatures, Rachel Payne listed the petition for future debate during Petitions (qualifying for debate).

* * * * *

MANDATORY DESEXING OF DOGS USED FOR BREEDING PURPOSES — Georgie Purcell presented a petition bearing 111 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to introduce legislation for mandatory desexing of all dogs used for breeding purposes by six years of age, including by micro and backyard breeders, unless medically inadvisable, and impose penalties for non-compliance *(Ordered to be tabled).*

* * * * *

PEDESTRIAN CROSSING AT CHELSEA STATION, NEPEAN HIGHWAY — Rachel Payne presented a petition bearing 1,258 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to build a signalised pedestrian crossing on the Nepean Highway, near the Chelsea train station lift and footbridge to provide direct access to shops and services that residents and visitors need *(Ordered to be tabled).*

On the motion of Rachel Payne, the petition was ordered to be taken into consideration on the next day of meeting.

6 CHARTER OF HUMAN RIGHTS AND RESPONSIBILITIES AMENDMENT (RIGHT TO HOUSING) BILL 2025 — Anasina Gray-Barberio introduced *A Bill for an Act to amend the Charter of Human Rights and Responsibilities Act 2006 to establish a right to housing and for other purposes*.

On the motion of Anasina Gray-Barberio, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

7 PAPERS —

COMMITTEE REPORT — SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sheena Watt tabled Alert Digest No. 8 of 2025 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Essential Services Commission — Public report on Port of Melbourne Market Rent Inquiry 2025, 30 April 2025.

Interpretation of Legislation Act 1984 — Notice under section 32(3)(a)(iii) in relation to Wildlife (Prohibition of Game Hunting) Notice No. 4/2025 *(Gazette G22, 29 May 2025)*.

Planning and Environment Act 1987 — Notices of approval of the —

Boroondara Planning Scheme — Amendment C398.
Brimbank Planning Scheme — Amendment C244.
Darebin Planning Scheme — Amendment C210.
Glen Eira Planning Scheme — Amendment C267.
Greater Bendigo Planning Scheme — Amendment C263.
Greater Geelong Planning Scheme — Amendments C475 and C478.
Melbourne Planning Scheme — Amendment C480.
Moyne Planning Scheme — Amendment C83.
Port Phillip Planning Scheme — Amendments C223 and C226.
Queenscliffe Planning Scheme — Amendment C40.
Whitehorse Planning Scheme — Amendment C258.
Yarra Ranges Planning Scheme — Amendment C207.

Statutory Rules under the following Acts of Parliament —

Cemeteries and Crematoria Act 2003 — No. 46.
Crown Land (Reserves) Act 1978 — No. 41.
Electricity Safety Act 1998 — No. 40.
Forests Act 1958 — No. 42.
Land Act 1958 — No. 43.
Mental Health and Wellbeing Act 2022 — No. 47.
National Parks Act 1975 — No. 44.
Partnership Act 1958 — No. 39.
Subordinate Legislation Act 1994 — Nos. 37 and 48.
Tobacco Act 1987 — No. 38.
Wildlife Act 1975 — No. 45.

Subordinate Legislation Act 1994 —

Documents under section 15 in relation to Statutory Rule Nos. 28, 32, 34, 35, 36, 37, 38, 40, 41, 42, 43, 44 and 45.

Legislative instruments and related documents under section 16B in respect of —

Dairy Food Safety Victoria Determination of licence classes and fees for dairy businesses 2025 under the Dairy Act 2000.

Ministerial Order No. 1468 – Order Amending Ministerial Order No. 1125 – Procedures for Suspension and Expulsion of Students in Government Schools under the Education and Training Reform Act 2006.

Wildlife Act 1975 — Wildlife (Prohibition of Game Hunting) Notice No. 7/2025 *(Gazette S259, 28 May 2025)*.

* * * * *

PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Response from the Minister for Energy and Resources to petition titled Stop the ban on gas appliances (petition No. 584) (presented by David Davis on 13 May 2025) *(released on 3 June 2025 – a non-sitting day)*.

Response from the Minister for Roads and Road Safety to petition titled Upgrade the Donnybrook Road bridge (petition No. 595) (presented by Evan Mulholland on 13 May 2025) *(released on 3 June 2025 – a non-sitting day)*.

8 BUSINESS OF THE COUNCIL — David Davis moved, by leave, That the following general business take precedence on Wednesday, 18 June 2025 —

(1) order of the day made this day, second reading of the Charter of Human Rights and Responsibilities Amendment (Right to Housing) Bill 2025;

(2) notice of motion given this day by Rikkie-Lee Tyrrell on hardship funding for farmers;

(3) notice of motion given this day by Georgie Crozier on ambulance transfer data at Northern Hospital;

(4) notice of motion No. 892 standing in Evan Mulholland's name on the location of the SBS headquarters; and

(5) notice of motion given this day by David Davis on road management on the Princes Freeway.

Question — put and agreed to.

9 LEGAL AND SOCIAL ISSUES COMMITTEE — EXTENSION TO REPORTING DATE — INQUIRY INTO AMBULANCE VICTORIA — Joe McCracken moved, by leave, That the reporting date for the Legal and Social Issues Committee's Inquiry into Ambulance Victoria be extended to no later than 14 October 2025.

Question — put and agreed to.

10 MEMBERS' STATEMENTS — Members made statements.

11 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion government business, Nos. 278 to 943, be postponed until later this day.

12 STATE TAXATION ACTS AMENDMENT BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

David Davis *(DD178C)* and Sarah Mansfield *(SMA33C)* 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 BUSINESS POSTPONED — Ordered — That the consideration of orders of the day, government business, Nos. 2 to 7, be postponed until later this day.

14 GAMBLING LEGISLATION AMENDMENT BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Evan Mulholland *(DD175C)* circulated an amendment proposed to be moved during Committee of the whole.

Question — put.

The Council divided — The President in the Chair.

AYES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; 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; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

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, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; 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; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

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.

15 JUSTICE LEGISLATION AMENDMENT (MISCELLANEOUS) 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 ADJOURNMENT — Gayle Tierney moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.59 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 120 — Wednesday, 18 June 2025

1 The President took the Chair at 9.33 am, read the Prayer and made an Acknowledgement of Country.

2 PETITION — DESIST FROM HIGH-RISE HIGH-DENSITY ZONE PLANNING — Richard Welch (for David Davis) presented a petition bearing 16 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to desist from the announced high-rise high-density zones and recommence proper discussions and consultation with local communities and councils and heritage peak bodies in all ten affected zones prior to taking any further planning actions *(Ordered to be tabled)*.

3 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General —

Annual Plan, 2025-26.

Contractors and Consultants: Management, June 2025 *(Ordered to be published)*.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule Nos. 39 and 57.

4 PRODUCTION OF DOCUMENTS —

BRIEFINGS PROVIDED TO THE TREASURER — The Clerk tabled a letter from the Attorney-General, dated 15 June 2025, in response to a resolution of the Council on 14 May 2025 (on the motion of David Davis), relating to departmental briefings provided to the Treasurer, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

* * * * *

UPFIELD, SOMERTON AND WALLAN SERVICE ENHANCEMENT PLANNING FEASIBILITY STUDY — The Clerk tabled a letter from the Attorney-General, dated 15 June 2025, in response to a resolution of the Council on 14 May 2025 (on the motion of Anasina Gray-Barberio), relating to documents related to the Upfield, Somerton and Wallan service enhancement planning feasibility study, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

5 MEMBERS' STATEMENTS — Members made statements.

6 CHARTER OF HUMAN RIGHTS AND RESPONSIBILITIES AMENDMENT (RIGHT TO HOUSING) BILL 2025 — Anasina Gray-Barberio laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Anasina Gray-Barberio moved, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned for two weeks.

7 PRODUCTION OF DOCUMENTS — PLANNING SCHEME AMENDMENTS — David Davis moved, That this House —

(1) notes that the Allan Labor Government published in the Victoria Government Gazette that the Minister for Planning had approved the following planning scheme amendments —

(a) Amendment GC252 to the Bayside, Boroondara, Darebin, Frankston, Glen Eira, Hume, Kingston, Maroondah, Monash, Moonee Valley, Stonnington and Whittlesea Planning Schemes on Friday, 11 April 2025 and tabled on Tuesday, 13 May 2025;

(b) Amendment VC267 to the Victoria Planning Provisions on Thursday, 6 March 2025 and tabled on Tuesday, 18 March 2025;

(2) further notes that the time limited Select Committee on Victoria Planning Provisions amendments VC257, VC267 and VC274 tabled their report on Tuesday, 13 May 2025 and sought a series of documents from the Government which have not been provided, including —

(a) the materials relied upon or provided to the Minister for Planning in making Planning Scheme amendments VC267, VC257, VC274 and GC252;

(b) documents supporting the declaration of the 50 activity centres plus ten large pilot activity centres, making a total of 60 centres declared by the Minister for Planning;

(c) a list of local council representatives who attended consultation with industry stakeholders and the Department of Transport and Planning (DTP) in the seven workshops held by the technical reference group;

(d) the "extensive housing target modelling" for municipalities;

(e) documents linked with the Minister for Planning's involvement, or not, in community engagement activities including the community reference groups which DTP led and in which the Victorian Planning Authority (VPA) was involved;

(f) membership of committees formed to provide Government advice in relation to development contribution schemes;

(g) modelling on housing affordability;

(h) whether the Minister for Planning chose the chairs and members of the community reference groups for the announced activity centres;

(i) modelling by the VPA;

(3) requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council within three weeks of the House agreeing to this resolution —

(a) briefings and documents presented to or relied on by the Minister for Planning in the approval of planning scheme amendments GC252 and VC267; and

(b) all documents identified in the Select Committee's transcripts from public hearings and listed in paragraph (2).

Debate ensued.

The President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

8 PRODUCTION OF DOCUMENTS — EARLY CHILDHOOD EDUCATION — Anasina Gray-Barberio moved, That this House —

(1) requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council within 30 days of the House agreeing to this resolution, the following documents that relate to the early childhood education and care sector created since 1 January 2022 that are in the possession, custody or control of the Minister for Education, Minister for Children, Minister for Disability, Minister for Police, Commission for Children and Young People, or the Department of Education —

(a) all documents not currently publicly available relating to emergency action notices, prohibition notices, suspension notices, compliance notices, show cause notices, cancellation notices, or other notices or directions served on or regarding early childhood education and care (ECEC) providers under the *Children, Youth and Families Act 2005,* the *Child Wellbeing and Safety Act 2005*, the *Education and Care Services National Law Act 2010* and the *Children's Services Act 1996*;

(b) documents relating to internal risk assessments or regulatory response decisions;

(c) documents of compliance actions taken against individual services or providers, including number and type of reaches and regulatory outcomes;

(d) internal guidance documents or frameworks used to classify provider risk, assess compliance, or determine regulatory responses; and

(2) requests that any information provided that identifies details of individual children and families be redacted, and that redaction of names of staff be considered where appropriate to protect privacy unless relevant to regulatory findings.

Debate ensued.

Question — put and agreed to.

9 HARDSHIP FUNDING FOR FARMERS — Rikkie-Lee Tyrrell moved, That this House notes that —

(1) Victoria is currently under the worst drought conditions in decades according to the Victorian Farmers Federation, with some areas having their lowest rainfall totals on record;

(2) farmers are bearing the brunt with —

(a) high feed and water costs;

(b) high fuel and energy costs;

(c) high freight costs;

(d) ever increasing costs of day-to-day life;

(3) farmers are concerned with the proposed increases to the Emergency Services and Volunteers Fund levy for the 2026-27 financial year and beyond;

(4) agricultural production in Victoria in 2021-22 was valued at $20.2 billion and employed over 153,000 Victorians;
(5) the announcement of the expansion of the Allan Labor Government's drought support package on 30 May 2025 is commendable but more needs to be done;
(6) in October 2019, the then Andrews Labor Government announced the Farmers' Drought Fund, providing payments of up to $3,000 to farming families;
(7) farmers and councils have been pleading for this kind of targeted help to ease the strain of the ongoing drought;

and calls on the Allan Labor Government to implement hardship funding for farming households to help with the pressures of the ongoing drought.

Debate ensued.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

10 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Women's sport (QwN 949)** — substantive and supplementary questions asked by Georgie Purcell — response from Gayle Tierney due Friday, 20 June 2025.
- **Waste-to-energy (QwN 951)** — substantive and supplementary questions asked by Rachel Payne — response from Gayle Tierney due Friday, 20 June 2025.
- **Port of Melbourne – truck traffic (QwN 955)** — substantive and supplementary questions asked by Aiv Puglielli — response from Lizzie Blandthorn due Friday, 20 June 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

11 HARDSHIP FUNDING FOR FARMERS — Debate continued on the question, That this House notes that —

(1) Victoria is currently under the worst drought conditions in decades according to the Victorian Farmers Federation, with some areas having their lowest rainfall totals on record;
(2) farmers are bearing the brunt with —
  (a) high feed and water costs;
  (b) high fuel and energy costs;
  (c) high freight costs;
  (d) ever increasing costs of day-to-day life;
(3) farmers are concerned with the proposed increases to the Emergency Services and Volunteers Fund levy for the 2026-27 financial year and beyond;
(4) agricultural production in Victoria in 2021-22 was valued at $20.2 billion and employed over 153,000 Victorians;
(5) the announcement of the expansion of the Allan Labor Government's drought support package on 30 May 2025 is commendable but more needs to be done;

(6) in October 2019, the then Andrews Labor Government announced the Farmers' Drought Fund, providing payments of up to $3,000 to farming families;

(7) farmers and councils have been pleading for this kind of targeted help to ease the strain of the ongoing drought;

and calls on the Allan Labor Government to implement hardship funding for farming households to help with the pressures of the ongoing drought.

Question — put and agreed to.

12 AMBULANCE TRANSFER DATA AT NORTHERN HOSPITAL — Georgie Crozier moved, That this House —

(1) condemns the fraudulent activity conducted by the Northern Hospital Emergency Department;

(2) notes that —

(a) staff have routinely falsified data relating to the time patients spend waiting to be offloaded from an ambulance into the hospital's emergency department;

(b) data has been falsified to meet strict statewide targets for ambulances to transfer 90 per cent of patients to hospital staff within 40 minutes;

(c) ambulance offload times have been altered by up to an hour;

(d) manipulation of this data is reported to have been happening since 2017 and is widespread and known to management;

(e) the falsification and manipulation of recording data has extremely serious implications for the integrity of data and public confidence in Victoria's health system; and

(3) calls on the Allan Labor Government to appoint an external and independent health expert to review processes relating to the collection of data on ambulance transfer times in public health emergency departments, as required for reporting to the Department of Health and the Victorian Agency for Health Information.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put.

The Council divided — The President in the Chair.

AYES, 14

Melina Bath; 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, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; 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; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

13 LOCATION OF SBS HEADQUARTERS — Evan Mulholland moved, That this House —

(1) notes —

(a) the Special Broadcasting Service (SBS) is one of two government funded national broadcasters, both of which are based in Sydney;

(b) that according to the SBS Report, 2023-24, of the 1,319 SBS staff, 80 per cent were based in New South Wales, while only 14 per cent were based in Victoria;

(2) recognises —

(a) that Victoria has the highest proportion of population born overseas in Australia;

(b) that Melbourne's population is increasing faster than Sydney and becoming increasingly more multicultural;

(3) expresses concern that the *SBS Report, 2021-22* and the federal Minister for Communications news release of 27 April 2023 indicates a feasibility study on the possible re-location of SBS headquarters from Artemon to Western Sydney;

(4) expresses further concern at extraordinary revelations by senior SBS official at the 12 March 2025 hearing of the Economy and Infrastructure Committee's Inquiry into cultural and creative industries in Victoria, that the decision to base their new production hub in Western Sydney was one forced on SBS by the Albanese Labor Government, despite the Minister for Communications claiming in a media release on 8 December 2024 that this was a SBS board and management initiative;

(5) condemns the Albanese Labor Government for betraying Victoria by denying us the opportunity to host a production hub; and

(6) calls on the Allan Labor Government to advocate for a Melbourne based SBS headquarters and to facilitate the process of setting up in a multicultural Melbourne location like Broadmeadows or Dandenong.

Debate ensued.

Michael Galea moved, as amendments —

1. In paragraph (4), **omit** "initiative;" and **replace** it with "initiative; and".
2. **Omit** all words and expressions in paragraph (5).

Debate ensued.

Question — That the amendments moved by Michael Galea be agreed to — put and agreed to.

Question — That the motion, amended as follows, be agreed to — That this House —

(1) notes —

(a) the Special Broadcasting Service (SBS) is one of two government funded national broadcasters, both of which are based in Sydney;

(b) that according to the SBS Report, 2023-24, of the 1,319 SBS staff, 80 per cent were based in New South Wales, while only 14 per cent were based in Victoria;

(2) recognises —

(a) that Victoria has the highest proportion of population born overseas in Australia;

(b) that Melbourne's population is increasing faster than Sydney and becoming increasingly more multicultural;

(3) expresses concern that the *SBS Report, 2021-22* and the federal Minister for Communications news release of 27 April 2023 indicates a feasibility study on the possible re-location of SBS headquarters from Artemon to Western Sydney;

(4) expresses further concern at extraordinary revelations by senior SBS official at the 12 March 2025 hearing of the Economy and Infrastructure Committee's Inquiry into cultural and creative industries in Victoria, that the decision to base their new production hub in Western Sydney was one forced on SBS by the Albanese Labor Government, despite the Minister for Communications claiming in a media release on 8 December 2024 that this was a SBS board and management initiative; and

(5) calls on the Allan Labor Government to advocate for a Melbourne based SBS headquarters and to facilitate the process of setting up in a multicultural Melbourne location like Broadmeadows or Dandenong — put and agreed to.

14 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.

15 ASSENT TO ACT — The President read a Message from the Governor informing the Council that she had, this day, given the Royal Assent to the following Act presented to her by the Clerk of the Parliaments:

Justice Legislation Amendment (Miscellaneous) Act 2025.

16 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

17 PETITIONS (QUALIFYING FOR DEBATE) — ENVIRONMENTAL EFFECTS STATEMENT FOR THE DECOMMISSIONING OF OIL AND GAS AT BARRY BEACH MARINE TERMINAL — Sarah Mansfield moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

18 ADJOURNMENT — Harriet Shing moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.38 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 121 — Thursday, 19 June 2025

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PETITIONS —

LOWER THE AGE OF RESPONSIBILITY FOR SERIOUS CRIMES — Moira Deeming presented a petition bearing 87 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to urgently reform the doli incapax rule to ensure that children aged 10 to 13 who commit serious offences such as sexual abuse, are held accountable for their actions by lowering the age of responsibility for serious crimes, introducing mandatory rehabilitation programmes for young offenders, and providing mandatory, free counselling for all victims of child sexual abuse *(Ordered to be tabled).*

HALT GENDER AFFIRMATION PRACTICES — Moira Deeming presented a petition bearing 3,797 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to halt gender affirmation practices in Victoria *(Ordered to be tabled).*

* * * * *

REVIEW THE CURRENT VACCINE MANDATES IMPOSED ON WORKERS — Moira Deeming presented a petition bearing 3,367 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to review the current vaccine mandate directions in place, immediately cease the COVID-19 and flu vaccine directions and issue a state directive to enable Victorian employers to reinstate employees who had their employment terminated due to non-compliance with vaccine mandates *(Ordered to be tabled).*

3 PAPERS —

PAPERS PRESENTED BY ORDER OF THE COUNCIL —

Ingrid Stitt, by leave, presented the Victorian Government Response to the Community Visitors Report, 2023-24 *(Ordered to be tabled).*

Jaclyn Symes, by leave, presented the Victorian Government Aboriginal Affairs Report, 2024, including Domain 1 to 6 Data Tables and 2024 Closing the Gap Tables *(Ordered to be tabled).*

* * * * *

COMMITTEE REPORT — ECONOMY AND INFRASTRUCTURE COMMITTEE — Pursuant to Standing Order 23.22, Georgie Purcell tabled a Report on the Inquiry into cultural and creative industries in Victoria (including an Appendix, Extracts of Proceedings and Minority Reports) from the Economy and Infrastructure Committee, and presented Transcripts of Evidence *(Transcripts of Evidence ordered to be tabled and the Report published).*

Georgie Purcell 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 —

HealthShare Victoria Procurement, June 2025 *(Ordered to be published)*.

Results of 2024 Audits: TAFEs and Universities, June 2025 *(Ordered to be published)*.

Independent Broad-based Anti-corruption Commission —

Report to the Minister for Police, 1 January 2021 to 31 December 2022, under section 70O of the Sex Offenders Registration Act 2004.

Report to the Minister for Police, 1 January 2021 to 31 December 2022, under section 174B of the Firearms Act 1996 *(Ordered to be published)*.

Integrity Oversight Victoria, Annual Plan 2025-26 *(Ordered to be published)*.

Interpretation of Legislation Act 1984 — Notice under section 32(3)(a)(iii) in relation to Statutory Rule No. 40 *(Gazette S313, 18 June 2025)*.

Multicultural Victoria Act 2011 — Victorian Government report on Multicultural Affairs, 2023-24.

Parliamentary Budget Office — Operational Plan 2025-26: Priorities and protocols.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule Nos. 46, 47 and 49.

The Queen Elizabeth Centre (QEC) — Report, 2023-24.

* * * * *

PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Government response to the Economy and Infrastructure Committee's Inquiry into Local Government funding and services.

Response from the Minister for Planning to petitions titled Environmental Effects Statement for the decommissioning of oil and gas at Barry Beach Marine Terminal (petition Nos. 617 and 659) (presented by Sarah Mansfield on 13 May 2025 and 14 May 2025) *(released on 18 June 2025)*.

4 PRODUCTION OF DOCUMENTS — PAYROLL TAX FOR GENERAL PRACTITIONERS AND OTHER HEALTH PROFESSIONALS — The Clerk tabled a letter from the Attorney-General, dated 18 June 2025, in response to a resolution of the Council on 28 May 2025 (on the motion of David Davis), relating to the payroll tax for general practitioners and other health professionals, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

5 SITTING OF THE COUNCIL — Gayle Tierney moved, That the Council, at its rising, adjourn until Tuesday, 29 July 2025.

Question — put and agreed to.

6 MEMBERS' STATEMENTS — Members made statements.

7 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 943, be postponed until later this day.

8 STATE TAXATION ACTS AMENDMENT BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Jaclyn Symes *(JS68C)* 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.

The Deputy President reported progress with suggested amendments for the consideration of the Assembly and asked leave to sit again.

Bill returned to the Assembly with a Message requesting they make the amendments suggested by the Committee of the whole Council.

Bill ordered to be further considered in Committee of the whole later this day.

9 COGNATE DEBATE — APPROPRIATION (2025-2026) BILL 2025 — BUDGET PAPERS, 2025-26 — Jaclyn Symes moved, That the Budget Papers, 2025-26 be taken into consideration.

Pursuant to an order of the Council on 29 May 2025, the second reading debate on the Appropriation (2025-2026) Bill 2025 was taken concurrently with the debate on the motion to take the Budget Papers, 2025-26 into consideration.

Debate resumed on the questions, That the Appropriation (2025-2026) Bill 2025 be now read a second time, and That the Budget Papers, 2025-26 be taken into consideration.

Business interrupted at 12.00 noon.

10 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of David Davis, the answers given by Ingrid Stitt to questions relating to MyCentre funding (QwN 958) were ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Sound moderators for firearms (QwN 959)** — substantive and supplementary questions asked by Jeff Bourman — response from Enver Erdogan due Monday, 23 June 2025.
- **Notification to victim survivors of family violence (QwN 964)** — substantive and supplementary questions asked by Anasina Gray-Barberio — response from Enver Erdogan due Monday, 23 June 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

11 COGNATE DEBATE — APPROPRIATION (2025-2026) BILL 2025 — BUDGET PAPERS, 2025-26 — Debate continued on the questions, That the Appropriation (2025-2026) Bill 2025 be now read a second time, and That the Budget Papers, 2025-26 be taken into consideration.

Lee Tarlamis moved, That the debate on the motion to take the Budget Papers, 2025-26 into consideration be adjourned until later this day.

Question — put and agreed to.

The concurrent debate having concluded —

12 APPROPRIATION (2025-2026) BILL 2025 — Debate continued on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

13 STATE TAXATION ACTS AMENDMENT BILL 2025 — The Deputy President read a Message from the Assembly informing the Council that they have made the amendments suggested by the Committee of the whole Council in this Bill and requesting the agreement of the Council.

Jaclyn Symes moved, That the Message be referred to the Committee of the whole on the Bill forthwith.

Question — put and agreed to.

Bill further considered in Committee of the whole.

Bill reported without further amendment, the Report was adopted, 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, including the amendments made by the Assembly on the suggestion of the Committee of the whole Council, without further amendment.

14 APPROPRIATION (PARLIAMENT 2025-2026) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and, by leave, read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

15 BUDGET PAPERS, 2025-26 — Debate resumed on the question, That the Budget Papers, 2025-26 be taken into consideration.

On the motion of Lee Tarlamis, the debate was adjourned until the next day of meeting.

16 CORRECTIONS LEGISLATION AMENDMENT BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Serious Offenders Act 2018, the Sex Offenders Registration Act 2004 and the Corrections Act 1986 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 Melina Bath, the debate was adjourned for one week.

17 FINANCIAL MANAGEMENT LEGISLATION AMENDMENT BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Financial Management Act 1994, the Constitution Act 1975 and the Local Government Act 1989 and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Harriet Shing laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Harriet Shing moved, That the Bill be now read a second time.

Harriet Shing incorporated the second reading speech in Hansard.

On the motion of David Davis, the debate was adjourned for one week.

18 ROADS AND PORTS LEGISLATION AMENDMENT (ROAD SAFETY AND OTHER MATTERS) BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Road Safety Act 1986, the Road Management Act 2004, the Port*

Management Act 1995, the Marine Safety Act 2010, the Marine (Drug, Alcohol and Pollution Control) Act 1988, the Transport (Safety Schemes Compliance and Enforcement) Act 2014, the Transport (Compliance and Miscellaneous) Act 1983, the Transport Integration Act 2010 and other Acts and for other purposes and requesting the agreement of the Council.

On the motion of Harriet Shing, 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 David Davis (for Melina Bath), the debate was adjourned for one week.

19 ADJOURNMENT — Lizzie Blandthorn moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.09 pm until Tuesday, 29 July 2025.

ROBERT McDONALD
Clerk of the Legislative Council

Published under the authority of the Legislative Council, Parliament of Victoria

COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 119, 120 and 121

GAMBLING LEGISLATION AMENDMENT BILL 2025

Committed Tuesday, 17 June 2025

Amendment circulated: Evan Mulholland (DD175C) (p. 1065)

Clauses 1 to 6 — put and agreed to.

Clause 7 — Evan Mulholland moved suggested amendment No. 1 *(DD175C)*.

Question — That clause 7 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; 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; 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; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clauses 8 to 75 — put and agreed to.

Schedule 1 — put and agreed to.

Bill reported without amendment.

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STATE TAXATION ACTS AMENDMENT BILL 2025

Committed Thursday, 19 June 2025

Amendments circulated: David Davis (DD178C) (p. 1065), Sarah Mansfield (SMA33C) (pp. 1065-6) and Jaclyn Symes (JS68C) (p. 1066)

Clause 1 — David Davis moved suggested amendment No. 1 *(DD178C)*.

Question — That the suggested amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 16

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; 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; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 1 — put and agreed to.

Clauses 2 to 5 — put and agreed to.

Clause 6 — Sarah Mansfield moved suggested amendment No. 1 *(SMA33C)*.

Question — That the suggested amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 6

Katherine Copsey; 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, 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; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; 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 negatived.

Clause 6 — put and agreed to.

Clauses 7 to 16 — put and agreed to.

New Clause 16A — David Davis moved suggested amendment No. 2 *(DD178C)*.

Question — That the suggested amendment be agreed to — put and agreed to.

New Clause 16A — stands postponed pursuant to Standing Order 14.16(3).

Clauses 17 to 23 — put and agreed to.

Clause 24 — Jaclyn Symes moved suggested amendment Nos. 1 and 2 *(JS68C)*.

Question — That the suggested amendments be agreed to — put.

The Committee divided — The Deputy 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; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; 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; 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.

Sarah Mansfield moved suggested amendment Nos. 2 and 3 *(SMA33C)*.

Question — That the suggested amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 6

Katherine Copsey; 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, 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; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; 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 negatived.

Clause 24 — stands postponed pursuant to Standing Order 14.16(3).

Clauses 25 to 43 — put and agreed to.

Progress reported with suggested amendments.

Progress having been reported earlier this day, Bill further considered in Committee of the whole.

Postponed New Clause 16A — Question — That New Clause 16A, as inserted by the Assembly on the suggestion of the Committee of the whole Council, stand part of the Bill — put and agreed to.

Postponed Clause 24 — Question — That Clause 24, as amended by the Assembly on the suggestion of the Committee of the whole Council, stand part of the Bill — put and agreed to.

Bill, including the amendments made by the Assembly on the suggestion of the Committee of the whole Council, reported without further amendment.

* * * * *

APPROPRIATION (2025-2026) BILL 2025

Committed Thursday, 19 June 2025

Clauses 1 to 10 — put and agreed to.

Schedules 1 to 3 — put and agreed to.

Bill reported without amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. GAMBLING LEGISLATION AMENDMENT BILL 2025

Amendment circulated by Evan Mulholland (DD175C)

1. **Suggested amendment to the Legislative Assembly—**
Clause 7, omit this clause.

2. STATE TAXATION ACTS AMENDMENT BILL 2025

Amendments circulated by David Davis (DD178C)

1. **Suggested amendment to the Legislative Assembly—**
Clause 1, page 3, lines 2 to 5, omit "to introduce a new rate of penalty tax for recklessness by a taxpayer or their agent as to the operation of a taxation law or their obligations under certain taxation laws".

NEW CLAUSE

2. **Suggested amendment to the Legislative Assembly—**
Insert the following New Clause to follow clause 16—

'**16A Exemption continues if land becomes unfit for occupation**

In section 58(2) of the **Land Tax Act 2005**, for "second" **substitute** "fourth".'.

3. **Suggested amendment to the Legislative Assembly—**
Clause 29, omit this clause.

Amendments circulated by Sarah Mansfield (SMA33C)

1. **Suggested amendment to the Legislative Assembly—**
Clause 6, lines 4 and 5, omit all words and expressions on these lines and insert—

'For section 21AA(1)(c) of the **Duties Act 2000 substitute**—

"(c) either—

(i) the contract for the purchase of the dutiable property is entered into on or after 21 October 2024 and before 21 October 2025; or

(ii) the contract for the purchase of the dutiable property is entered into on or after 21 October 2025 and before 21 October 2026 and the dutiable value of the dutiable property is not more than $1 600 000.".'.

2. **Suggested amendment to the Legislative Assembly—**
Clause 24, after line 15 insert—

'(2A) After section 70F(2) of the **Land Tax Act 2005 insert**—

"(2A) A residential rental agreement referred to in subsection (1) or (2) must be subject to the restriction that any rent increase during the fixed term of the agreement must not require the renter to pay more than 105% of the rent payable immediately before the increase.".'.

3. **Suggested amendment to the Legislative Assembly—**
Clause 24, after line 19 insert—

'(3A) In section 70F(3) of the **Land Tax Act 2005**, for "those" **substitute** "the restriction referred to in subsection (2A) and any other restriction".'.

Amendments circulated by Jaclyn Symes (JS68C)

1. **Suggested amendment to the Legislative Assembly—**
Clause 24, lines 14 and 15, omit "12 months but less than 3 years" and insert "the prescribed period or, if no period is prescribed, any period,".

2. **Suggested amendment to the Legislative Assembly—**
Clause 24, after line 15 insert—

'(2A) After section 70F(2) of the **Land Tax Act 2005 insert**—

"(2A) The period (if any) prescribed for the purposes of subsection (2) must not exceed 12 months.".'.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 122, 123 and 124

No. 122 — Tuesday, 29 July 2025

1 The President took the Chair at 12.03 pm, read the Prayer and made an Acknowledgement of Country.

2 **THE LATE HONOURABLE BRIAN JAMES DIXON** — Jaclyn Symes moved, That this House expresses its sincere sorrow at the death, on 9 July 2025, of the Honourable Brian James Dixon, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Assembly for the Electoral District of St Kilda from 1964 to 1982, and as Minister for Youth, Sport and Recreation from 1973 to 1982, Minister of Social Welfare from 1976 to 1979, Minister of Housing from 1979 to 1981, and Minister for Employment and Training from 1981 to 1982.

Other members addressed the House.

Members rose in their places for one minute's silence as a mark of respect and the question was agreed to unanimously.

As a further mark of respect, the sitting was suspended for one hour.

[Sitting suspended from 12.33 pm to 1.36 pm]

3 **ASSENT TO ACTS** — The President read Messages from the Governor informing the Council that she had —

On 24 June 2025, given the Royal Assent to the following Acts presented to her by the Deputy Speaker:

Appropriation (2025-2026) Act 2025

Appropriation (Parliament 2025-2026) Act 2025.

On 24 June 2025, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

Gambling Legislation Amendment Act 2025

State Taxation Acts Amendment Act 2025.

4 **QUESTION TIME** —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

ANSWERS TAKEN INTO CONSIDERATION — Ordered that the following answers be taken into consideration on the next day of meeting —

- On the motion of Georgie Crozier, the answers given by Lizzie Blandthorn to questions relating to notifications of outcomes of Working with Children Checks (QwN 966).
- On the motion of Georgie Crozier, the answers given by Lizzie Blandthorn to questions relating to the effectiveness of the Quality Assessment and Regulation Division (QARD) (QwN 969).

* * * * *

MINISTER'S STATEMENT TAKEN INTO CONSIDERATION — On the motion of Georgie Crozier, the minister's statement made by Lizzie Blandthorn relating to response to childcare allegations was ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Nationally harmonised Working with Children Checks (QwN 968)** — substantive and supplementary questions asked by Rachel Payne — response from Enver Erdogan due Thursday, 31 July 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

5 PETITIONS —

MARINE RANGERS — Melina Bath presented a petition bearing 4 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to increase or keep the current number of Marine Rangers in Victoria *(Ordered to be tabled).*

On the motion of Melina Bath, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

NEW PUBLIC HIGH SCHOOL FOR KILMORE — Gaelle Broad presented a petition bearing 570 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to immediately start building a public high school for Kilmore *(Ordered to be tabled).*

On the motion of Gaelle Broad, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

CANCEL PLANS TO COMMISSION A STATUE OF FORMER PREMIER DANIEL ANDREWS — Moira Deeming presented a petition bearing 12,644 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to cancel any plans to commission or install a statue of former Premier, the Hon. Daniel Andrews, particularly if any form of public funds or private funding is to be used, as commemorating a living and divisive political figure whose legacy remains subject to scrutiny breaks with long-standing convention *(Ordered to be tabled).*

The petition having received the required number of signatures, Moira Deeming listed the petition for future debate during Petitions (qualifying for debate).

* * * * *

RESTORE FUNDING FOR HALLS OUTDOOR EDUCATION — Renee Heath presented a petition bearing 116 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to urgently reinstate funding to Halls Outdoor Education to safeguard its unique training services, regional jobs, and youth opportunities *(Ordered to be tabled).*

* * * * *

SAFETY WORK ON MAIN AND CONNESS STREETS IN CHILTERN — Wendy Lovell presented a petition bearing 102 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to initiate immediate safety improvements to the intersection of Main Street and Conness Street in Chiltern, fix the road surface in Main Street, reduce heavy vehicle usage through residential areas, and develop a long-term plan to improve the intersection and the residential area of Main Street which houses the Chiltern Preschool and Chiltern Childcare Centre *(Ordered to be tabled).*

On the motion of Wendy Lovell, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

SAFETY IMPROVEMENTS TO THE INTERSECTION OF MAIN STREET AND CONNESS STREET IN CHILTERN — Wendy Lovell presented a petition bearing 133 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to initiate immediate safety improvements to the intersection of Main Street and Conness Street in Chiltern, conduct a traffic count at the intersection, check that heavy vehicle weight limits are not being exceeded and develop a long-term plan to improve safety at the intersection *(Ordered to be tabled).*

On the motion of Wendy Lovell, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

ROOMING HOUSES PLANNING SCHEME REQUIREMENTS — Wendy Lovell presented a petition bearing 402 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to change the section 52.23 requirements for Victorian Planning Schemes to allow for a limit on the number of rooming houses an area can have, set a minimum distance between existing rooming houses and allow for community consultation through council or private building surveyors when building a domestic scale rooming house *(Ordered to be tabled).*

On the motion of Wendy Lovell, the petition was ordered to be taken into consideration on the next day of meeting.

6 PAPERS —

COMMITTEE REPORT — SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled Alert Digest No. 9 of 2025 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General — Developing Fishermans Bend, June 2025 *(released on 26 June 2025 – a non-sitting day) (Ordered to be published)*.

Conservation, Forests and Lands Act 1987 — Code of Practice for Bushfire Management on Public Land 2025.

Crown Land (Reserves) Act 1978 — Order of 13 June 2025 giving approval to the granting of a licence at Alexandra Gardens Reserve.

Ombudsman — Annual Plan, 2025-26 *(released on 25 June 2025 – a non-sitting day) (Ordered to be published)*.

Planning and Environment Act 1987 — Notices of approval of the —

Alpine Planning Scheme — Amendment C70.

Bayside, Kingston, Monash and Whitehorse Planning Schemes — Amendment GC244.

Boroondara Planning Scheme — Amendments C386 and C388.

Boroondara, Frankston, Hume, Maroondah, Moonee Valley, Stonnington and Whittlesea Planning Schemes — Amendment GC265.

Casey Planning Scheme — Amendment C284.

Casey, Darebin, Frankston, Greater Dandenong, Hobsons Bay, Hume, Moonee Valley and Stonnington Planning Schemes — Amendment GC238.

Corangamite Planning Scheme — Amendment C65.

Glen Eira Planning Scheme — Amendment C251.

Glen Eira, Greater Dandenong, Kingston and Monash Planning Schemes — Amendment GC226.

Greater Geelong Planning Scheme — Amendments C387 and C468.

Greater Shepparton Planning Scheme — Amendment C117.

Hobsons Bay Planning Scheme — Amendment C137.

Kingston Planning Scheme — Amendment C229.

Knox Planning Scheme — Amendment C184.

Macedon Ranges Planning Scheme — Amendment C154.

Maroondah Planning Scheme — Amendment C148.

Melbourne Planning Scheme — Amendments C403, C405 and C478.

Melton Planning Scheme — Amendments C231 and C243.

Monash Planning Scheme — Amendment C179.

Moorabool Planning Scheme — Amendment C112.

Mornington Peninsula Planning Scheme — Amendments C304, C309 and C310.

Swan Hill Planning Scheme — Amendment C79.

Victoria Planning Provisions — Amendments VC258, VC275 and VC286.

Warrnambool Planning Scheme — Amendment C219.

Whittlesea Planning Scheme — Amendment C269.

Yarra Planning Scheme — Amendment C332.

Yarra Ranges Planning Scheme — Amendment C223.

Professional Standards Act 2003 — The CPA Australia Professional Standards Scheme, under section 14 of the Act *(Gazette S315, 19 June 2025)*.

Statutory Rules under the following Acts of Parliament —

Assisted Reproductive Treatment Act 2008 — No. 69.

Child Wellbeing and Safety Act 2005 — No. 62.

Circular Economy (Waste Reduction and Recycling) Act 2021 — No. 68.
Court Security Act 1980 — No. 61.
Crime Statistics Act 2014 — No. 65.
Emergency Management Act 2013 — No. 50.
First Home Owner Grant and Home Buyer Schemes Act 2000 — No. 58.
Gene Technology Act 2001 — No. 51.
Major Crime (Investigative Powers) Act 2004 — No. 49.
Marine and Coastal Act 2018 — No. 70.
National Parks Act 1975 — No. 64.
Port Management Act 1995 — No. 54.
Private Security Act 2004 — No. 53.
Rail Safety National Law Application Act 2013 — No. 66.
Residential Tenancies Act 1997 — No. 63.
Road Safety Act 1986 — No. 67.
Safe Drinking Water Act 2003 — No. 60.
Subordinate Legislation Act 1994 — Nos. 56 and 57.
Tobacco Act 1987 — No. 52.
Transport (Safety Schemes Compliance and Enforcement) Act 2014 — No. 55.
Water Act 1989 — No. 59.

Subordinate Legislation Act 1994 —

Documents under section 15 in relation to Statutory Rule Nos. 48, 50, 51, 52, 54, 55, 56, 58, 59, 60, 61, 62, 63, 64, 66, 67 and 68.

Legislative Instruments and related documents under section 16B in respect of —

Code of Practice for Bushfire Management on Public Land 2025 under the Conservation, Forests and Lands Act 1987.

Ministerial Direction on the Preparation and Content of Green Wedge Management Plans under section 46AEA of the Planning and Environment Act 1987.

Order making declaration under section 12B(1) of the Prevention of Cruelty to Animals Act 1986.

Terrorism (Community Protection) Act 2003 — Inspection Reports by Integrity Oversight Victoria of Victoria Police records, under section 37D of the Act —

September 2023 to April 2024.

May 2024 to October 2024.

Victorian Independent Remuneration Tribunal and Improving Parliamentary Standards Act 2019 — Members of Parliament (Victoria) Annual Adjustment Determination 2025: Statement of Reasons, effective 1 July 2025, under section 26 of the Act.

Yoorrook Justice Commission — Reports under section 37 of the Inquiries Act 2014 —

Final Report – Yoorrook: Truth Be Told *(released on 1 July 2025 – a non-sitting day) (Ordered to be published)*.

Third Interim Report – Yoorrook for Transformation *(released on 1 July 2025 – a non-sitting day) (Ordered to be published)*.

PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Response from the Minister for Agriculture to petition titled Mandatory desexing of dogs used for breeding purposes (petition No. 613) (presented by Georgie Purcell on 17 June 2025) (*released on 28 July 2025 – a non-sitting day)*.

Response from the Minister for Corrections to petition titled Restrict emergency management days for violent and high-risk prisoners (petition No. 591) (presented by Renee Heath on 16 October 2024) *(released on 20 June 2025 – a non-sitting day)*.

Response from the Minister for Emergency Services to petition titled Water service for Bellbrae CFA station (petition No. 623) (presented by Bev McArthur on 17 June 2025) *(released on 17 July 2025 – a non-sitting day)*.

Response from the Minister for Environment to petition titled Stop creation of Wombat-Lerderderg and Mount Buangor National Parks (petition No. 599) (presented by Wendy Lovell on 27 May 2025) *(released on 25 June 2025 – a non-sitting day)*.

Responses from the Minister for Health to petitions titled —

Halt gender affirmation practices (petition No. 548) (presented by Moira Deeming on 19 June 2025).

Review the current vaccine mandates imposed on workers (petition No. 545) (presented by Moira Deeming on 19 June 2025).

Response from the Minister for Water to petition titled Public access to Beaconsfield Reservoir (petition No. 566) (presented by Renee Heath on 13 May 2025) *(released on 21 July 2025 – a non-sitting day)*.

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PROCLAMATIONS — The Clerk tabled proclamations of the Governor in Council fixing operative dates for the following Acts:

Building Legislation Amendment (Buyer Protections) Act 2025 — Parts 1 and 2, section 42 and Parts 7 and 8 — 1 July 2025 *(Gazette S322, 24 June 2025).*

Consumer and Planning Legislation Amendment (Housing Statement Reform) Act 2025 — Parts 1 and 13 — 23 June 2025 *(Gazette S308, 17 June 2025).*

Help to Buy (Commonwealth Powers) Act 2025 — Whole Act — 25 June 2025 *(Gazette S322, 24 June 2025).*

Transport Infrastructure and Planning Legislation Amendment Act 2024 — Remaining provisions — 1 July 2025 *(Gazette S308, 17 June 2025)*.

Victorian Energy Efficiency Target Amendment (Energy Upgrades for the Future) Act 2025 — Parts 2, 5, 6, 7, 8, 12 and 14 — 1 July 2025 *(Gazette S322, 24 June 2025)*.

7 PRODUCTION OF DOCUMENTS —

GREAT OUTDOORS TASKFORCE — The Clerk tabled a letter from the Attorney-General, dated 25 July 2025, in response to a resolution of the Council on 28 May 2025 (on the motion of Georgie Purcell), relating to the Great Outdoors Taskforce, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

PLANNING SCHEME AMENDMENTS — The Clerk tabled a letter from the Attorney-General, dated 25 July 2025, in response to a resolution of the Council on 18 June 2025 (on the motion of David Davis), relating to planning scheme amendments, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

* * * * *

EARLY CHILDHOOD EDUCATION — The Clerk tabled a letter from the Attorney-General, dated 25 July 2025, in response to a resolution of the Council on 18 June 2025 (on the motion of Anasina Gray-Barberio), relating to early childhood education, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

* * * * *

On the motion of David Davis, the Attorney-General's letters relating to the Great Outdoors Taskforce, planning scheme amendments, and early childhood education production of documents orders were ordered to be taken into consideration on the next day of meeting.

* * * * *

On the motion of Anasina Gray-Barberio, the Attorney-General's letter relating to the early childhood education production of documents order was ordered to be taken into consideration on the next day of meeting.

8 BUSINESS OF THE COUNCIL — Aiv Puglielli moved, by leave, That the following general business take precedence on Wednesday, 30 July 2025 —

(1) notice of motion given this day by David Davis referring matters to the Ombudsman relating to the Quality Assessment and Regulation Division's oversight of early childhood services;

(2) notice of motion given this day by Anasina Gray-Barberio establishing a Select Committee on the Early Childhood Education and Care sector in Victoria;

(3) order of the day made this day to take into consideration a letter from the Attorney-General in response to a production of documents order on early childhood education; and

(4) notice of motion No. 975 standing in Rachel Payne's name on workplace drug testing.

Question — put and agreed to.

9 MEMBERS' STATEMENTS — Members made statements.

10 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 943, be postponed until later this day.

11 TRANSPORT LEGISLATION AMENDMENT (VEHICLE SHARING SCHEME SAFETY AND STANDARDS) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and, by leave, read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

12 BUSINESS POSTPONED — Ordered — That the consideration of orders of the day, government business, Nos. 2 to 5, be postponed until later this day.

13 ROADS AND PORTS LEGISLATION AMENDMENT (ROAD SAFETY AND OTHER MATTERS) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Joe McCracken *(JMC01C)* and Rachel Payne *(RP11C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put and agreed to.

Bill read a second time.

The Acting President advised that the President ruled certain amendments proposed to be moved during Committee of the whole by Rachel Payne *(RP11C)* are outside the scope of the Bill.

Rachel Payne moved, That it be an instruction to the Committee that they have the power to consider an amendment and a New Clause to amend the *Road Safety Act 1986* to provide that medicinal cannabis that does not impair driving must be treated in the same manner as other prescription drugs.

Question — put and agreed to.

Bill committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted.

Harriet Shing moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 34

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; 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, 1

David Limbrick.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

14 ADJOURNMENT — Ingrid Stitt moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.17 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 123 — Wednesday, 30 July 2025

1 The President took the Chair at 9.33 am, read the Prayer and made an Acknowledgement of Country.

2 PETITION — RENAMING OF BERWICK SPRINGS LAKE — Ann-Marie Hermans presented a petition bearing 2,690 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to revoke the unilateral renaming of Berwick Springs Lake, implement proper local community consultation regarding any future naming decision regarding the lake found in the Berwick Springs Reserve and investigate the processes which led to the unilateral approval by the Minister for Planning *(Ordered to be tabled)*.

The petition having received the required number of signatures, Ann-Marie Hermans listed the petition for future debate during Petitions (qualifying for debate).

3 WORKER SCREENING AMENDMENT (SAFETY OF CHILDREN) BILL 2025 — David Davis introduced *A Bill for an Act to amend the Worker Screening Act 2020 in relation to the screening of persons who work with or care for children and for other purposes*.

On the motion of David Davis, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

4 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General — Delivering Savings Under the COVID Debt Repayment Plan, July 2025 *(Ordered to be published)*.

Interpretation of Legislation Act 1984 — Notice under section 32(3)(a)(iii) in relation to Statutory Rule No. 63 *(Gazette G30, 24 July 2025)*.

5 PRODUCTION OF DOCUMENTS —

PORT OF HASTINGS' APPLICATION FOR OFFSHORE WIND TURBINE FACILITIES — In response to a resolution of the Council on 7 February 2024 (on the motion of David Davis), and further to the Government's initial response on 5 March 2024, relating to the Port of Hastings' application for offshore wind turbine facilities, the Clerk tabled —

- 23 documents in full and two documents in part, together with schedules of the 37 documents identified within the scope of the order; and
- a letter from the Attorney-General, dated 28 July 2025, making a claim of executive privilege in relation to 12 documents in full and two documents in part, and stating that the Government has focussed its response on documents falling in paragraph (f) of the Order as attempting to respond to the full scope of the Order would have unreasonably diverted the resources of the relevant area of the Department of Energy, Environment and Climate Action.

2022 ROLLOUT OF HEPA PURIFIERS IN GOVERNMENT SCHOOLS — The Clerk tabled a letter from the Attorney-General, dated 28 July 2025, in response to a resolution of the Council on 2 April 2025 (on the motion of David Limbrick), relating to the 2022 rollout of HEPA purifiers in government schools, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

6 MEMBERS' STATEMENTS — Members made statements.

7 PRODUCTION OF DOCUMENTS — INITIAL REVIEW OF VICTORIA'S WORKING WITH CHILDREN SCHEME — Rachel Payne moved, That this House, in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within 30 days of the House agreeing to this resolution, documents relating to the Department of Government Services 2025 'initial review' of Victoria's Working with Children scheme, including but not limited to all reports and draft reports.

Debate ensued.

The President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

8 PRODUCTION OF DOCUMENTS — SILVER REVIEW — David Davis moved, That this House —

(1) notes that —

(a) the Silver Review has been handed to the Treasurer and the Government more generally advising on public service staffing and savings measures;

(b) several versions of the review have been provided to the Government, including a final version provided in late June 2025, and presumably at least one earlier version was provided to the Government in the lead up to the 2025-26 budget process;

(c) there may have been informal briefings, including verbal briefings, provided to the Government, in particular to the Treasurer and the Premier;

(2) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within three weeks of the House agreeing to this resolution —

(a) all copies and versions of the Silver Review provided to the Government at any point;

(b) all related briefings and/or related notes associated with the Silver Review; and

(3) further requires that when the due date is reached, if the Government claims that it is unable to provide these documents within the timeframe, that a list of all documents that have been located to that date must be provided in the interim, including details of their creation dates and when they were provided to the Government.

Debate ensued.

Question — put and agreed to.

9 OMBUDSMAN REFERRAL — QUALITY ASSESSMENT AND REGULATION DIVISION'S OVERSIGHT OF EARLY CHILDHOOD SERVICES — Georgie Crozier (for David Davis moved), That this House —

(1) notes with concern the allegations of child sexual abuse by a Melbourne childcare worker, the significant impact on affected families, and the testing of over 2,000 children following the individual's employment across at least 24 centres;

(2) further notes that —

(a) Victoria's Working with Children Check system was identified in a 2022 Ombudsman report, *Investigation into a former youth worker's unauthorised access to private information about children*, as among the weakest in the nation, and recommendations for urgent reform have not been implemented;

(b) there is an absence of mandatory training for Working with Children Check applicants and a lack of a centralised register of childcare educators to support effective oversight;

(c) the Quality Assessment and Regulation Division (QARD) responsible for regulating early childhood services has recorded a 45 per cent increase in complaints and a 67 per cent decline in enforcement action since 2018;

(3) observes that QARD was excluded from the Rapid Child Safety Review announced by the Government;

(4) pursuant to section 16 of the *Ombudsman Act 1973*, refers the following matters to the Ombudsman for investigation and report —

(a) the performance of QARD in monitoring, investigating, and enforcing compliance with Victoria's Child Safe Standards and the National Quality Framework; and

(b) any failure to comply with applicable laws, policies, or codes in relation to its regulatory role.

Debate ensued.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

10 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:

- **Mandatory training in Working with Children Check process (QwN 975)** — substantive and supplementary questions asked by Georgie Purcell — response from Enver Erdogan due Friday, 1 August 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

11 OMBUDSMAN REFERRAL — QUALITY ASSESSMENT AND REGULATION DIVISION'S OVERSIGHT OF EARLY CHILDHOOD SERVICES — Debate continued on the question, That this House —

(1) notes with concern the allegations of child sexual abuse by a Melbourne childcare worker, the significant impact on affected families, and the testing of over 2,000 children following the individual's employment across at least 24 centres;

(2) further notes that —

(a) Victoria's Working with Children Check system was identified in a 2022 Ombudsman report, *Investigation into a former youth worker's unauthorised access to private information about children*, as among the weakest in the nation, and recommendations for urgent reform have not been implemented;

(b) there is an absence of mandatory training for Working with Children Check applicants and a lack of a centralised register of childcare educators to support effective oversight;

(c) the Quality Assessment and Regulation Division (QARD) responsible for regulating early childhood services has recorded a 45 per cent increase in complaints and a 67 per cent decline in enforcement action since 2018;

(3) observes that QARD was excluded from the Rapid Child Safety Review announced by the Government;

(4) pursuant to section 16 of the *Ombudsman Act 1973*, refers the following matters to the Ombudsman for investigation and report —

(a) the performance of QARD in monitoring, investigating, and enforcing compliance with Victoria's Child Safe Standards and the National Quality Framework; and

(b) any failure to comply with applicable laws, policies, or codes in relation to its regulatory role.

Question — put and agreed to.

12 SELECT COMMITTEE — EARLY CHILDHOOD EDUCATION AND CARE SECTOR IN VICTORIA — Anasina Gray-Barberio moved, by leave, in an amended form, That —

(1) a Select Committee of six members be appointed to inquire into, consider and report on the Early Childhood Education and Care (ECEC) sector in Victoria, including but not limited to —

(a) the adequacy of current quality and safety standards across all ECEC service types;

(b) the quality and oversight of educator training, professional development and qualifications, including a review of the effectiveness of Working with Children Checks and of Registered Training Organisations issuing early childhood certifications;

(c) the impacts of Victoria's predominantly privatised ECEC system, including a comparison with public, not-for-profit and cooperative models in terms of accessibility, affordability, safety and outcomes;

(d) the impact of workforce conditions, such as pay, job security, workload and recognition on educator wellbeing, retention and service quality;

(e) the adequacy of staff-to-child ratio regulations, including ratios being averaged across entire services rather than applied per room;

(f) whether there is sufficient oversight of the Department of Education and the role it plays in monitoring and maintaining child safety;

(g) any other matter in relation to the adequacy, implementation, compliance and/or enforcement of child safety standards and regulations in the ECEC sector;

(2) the Committee provide an interim report by a date determined by the Committee, and a final report by 30 July 2026;

(3) the Committee consist of two members from the Government nominated by the Leader of the Government in the Council, two members from the Opposition nominated by the Leader of the Opposition in the Council, and two members from among the remaining members in the Council, to be nominated jointly by those remaining members;
(4) substitute members may be appointed and the provisions outlined in Standing Order 23.08 will apply;
(5) the members will be appointed by lodgement of the names with the President within five calendar days of the Council agreeing to this resolution;
(6) the Chair of the Committee will be a non-Government member and the Deputy Chair will be a Government member;
(7) the first meeting of the Committee will be held within one week of members' names being lodged with the President;
(8) the Committee will hold public hearings; and
(9) the Committee may obtain technical and specialist assistance to aid its inquiry.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put and agreed to.

13 BUSINESS POSTPONED — Ordered — That the consideration of order of the day, general business, No. 1, be postponed until later this day.

14 WORKPLACE DRUG TESTING — David Ettershank (for Rachel Payne) moved, That this House notes that —

(1) the current workplace drug testing regime discriminates against people who take prescribed medications, including medicinal cannabis;
(2) the Legal and Social Issues Standing Committee's *Inquiry into workplace drug testing in Victoria* examined the legislative and regulatory framework for alcohol and other drug (AOD) testing in workplaces and found that —
    (a) existing AOD testing methods largely focus on testing for presence rather than impairment, making them ineffective in preventing risks to workplace health and safety;
    (b) under the current testing regime, unimpaired employees face the risk of disciplinary action, including loss of employment, for taking a prescribed medication such as medicinal cannabis;
    (c) Victoria's current laws governing AOD testing are outdated, inconsistent and result in uncertainty for both employers and employees;
(3) the Inquiry recommended that —
    (a) drug testing should only be undertaken in the context of a comprehensive AOD policy and support framework, developed between employees, unions and employers within a workplace relations context;
    (b) the Government amend —
        (i) the *Occupational Health and Safety Act 2004* to regulate AOD testing;
        (ii) the *Equal Opportunity Act 2010* to prevent discrimination against people who have a medical condition or are taking a prescribed medication;

(c) WorkSafe update its guidelines and introduce a compliance code to provide a regulatory framework for AOD in the workplace;

and calls on the Government to promptly progress these important reforms.

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, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; 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; 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, 13

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; 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.

15 BUSINESS POSTPONED — Ordered — That the consideration of the remaining notices of motion and orders of the day, general business, be postponed until the next day of meeting.

16 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

17 PETITIONS (QUALIFYING FOR DEBATE) — STOP CREATION OF WOMBAT-LERDERDERG AND MOUNT BUANGOR NATIONAL PARKS — Wendy Lovell moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

18 CONDOLENCE STATEMENTS — THE LATE GRACIA BAYLOR AM AND THE LATE JOAN COXSEDGE — Jaclyn Symes moved, by leave, That this House —

(1) acknowledges that Hilda Gracia Baylor AM, and Joan Marjorie Coxsedge were the first two women elected to the Legislative Council;

(2) expresses its sincere sorrow at the death, on 23 May 2025, of Gracia Baylor AM, Member of the Legislative Council for the Electoral Province of Boronia from 1979 to 1985; and

(3) expresses its sincere sorrow at the death, on 14 January 2024, of Joan Coxsedge, Member for the Legislative Council for the Electoral Province of Melbourne West from 1979 to 1992.

Other members addressed the House.

Members rose in their places for one minute's silence as a mark of respect and the question was agreed to unanimously.

19 ADJOURNMENT — Gayle Tierney moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.23 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 124 — Thursday, 31 July 2025

1 The President took the Chair at 9.33 am, read the Prayer and made an Acknowledgement of Country.

2 PAPERS —

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Melbourne Cricket Ground Trust — Report, year ended 31 March 2025.

Statutory Rules under the following Acts of Parliament —

Country Fire Authority Act 1958 — No. 72.

Worker Screening Act 2020 — No. 71.

Wrongs Act 1958 — Notice of scale of fees and costs for referrals of medical questions to medical panels under Part VBA *(Gazette G26, 26 June 2025)*.

* * * * *

PAPER PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following paper:

Government response to the Legal and Social Issues Committee's Inquiry into food security in Victoria.

3 SITTING OF THE COUNCIL — Jaclyn Symes moved, That the Council, at its rising, adjourn until Tuesday, 12 August 2025.

Question — put and agreed to.

4 MEMBERS' STATEMENTS — Members made statements.

5 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1009, be postponed until later this day.

6 WORKPLACE INJURY REHABILITATION AND COMPENSATION AMENDMENT BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

David Davis *(DD170C)* circulated amendments proposed to be moved during Committee of the whole.

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:

- **Firearms and machetes regulations (QwN 986)** — substantive and supplementary questions asked by Jeff Bourman — response from Enver Erdogan due Monday, 4 August 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

8 WORKPLACE INJURY REHABILITATION AND COMPENSATION AMENDMENT BILL 2025 — Question — That the Bill be now read a second time — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

9 CORRECTIONS LEGISLATION AMENDMENT BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Trung Luu *(TL01C)* 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 an 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 with an amendment and requesting their agreement.

10 CRIMES AMENDMENT (PERFORMANCE CRIME) BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Crimes Act 1958 to provide for a new offence in relation to the publication of material about the commission of certain offences 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 David Davis (for Evan Mulholland), the debate was adjourned for one week.

11 LOCAL JOBS FIRST AMENDMENT BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Local Jobs First Act 2003 to provide for additional obligations, penalties and enforcement powers related to Local Jobs First and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Gayle Tierney), 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 David Davis, the debate was adjourned for one week.

12 NATIONAL ELECTRICITY (VICTORIA) AMENDMENT (VICGRID STAGE 2 REFORM) BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the National Electricity (Victoria) Act 2005, the Electricity Industry Act 2000 and the Electricity Industry (Residual Provisions) Act 1993 and for other purposes* and requesting the agreement of the Council.

Harriet Shing moved, That the Bill be now read a first time.

Question — put.

The Council divided — The President in the Chair.

AYES, 18

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Lee Tarlamis; Sonja Terpstra; Gayle Tierney.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 13

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill ordered to be read a second time on the next day of meeting.

13 ADJOURNMENT — Lizzie Blandthorn moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.36 pm until Tuesday, 12 August 2025.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 122, 123 and 124

ROADS AND PORTS LEGISLATION AMENDMENT (ROAD SAFETY AND OTHER MATTERS) BILL 2025

Committed Tuesday, 29 July 2025

Amendments circulated: Joe McCracken (JMC01C) (p. 1090) and Rachel Payne (RP11C) (p. 1090)

Clause 1 — Rachel Payne moved amendment No. 1 *(RP11C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 7

Katherine Copsey; 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)

NOES, 28

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; 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; 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)

Question negatived.

Joe McCracken moved amendment Nos. 1 and 2 *(JMC01C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 13

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; 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; 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; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 1 — put and agreed to.

Clauses 2 to 107 — put and agreed to.

Schedule 1 — put and agreed to.

Bill reported without amendment.

* * * * *

WORKPLACE INJURY REHABILITATION AND COMPENSATION AMENDMENT BILL 2025

Committed Thursday, 31 July 2025

Amendments circulated: David Davis (DD170C) (p. 1091)

Clauses 1 to 26 — put and agreed to.

New Clause 26A — David Davis moved amendment No. 1 *(DD170C)*.

Question — That New Clause 26A stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 11

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; 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; Gayle Tierney.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clauses 27 to 36 — put and agreed to.

Clause 37 — David Davis moved amendments Nos. 2 and 4 *(DD170C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 11

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; 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; Gayle Tierney.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

David Davis moved amendment No. 3 *(DD170C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 11

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; 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; Gayle Tierney.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 37 — put and agreed to.

Clauses 38 to 57 — put and agreed to.

Bill reported without amendment.

* * * * *

CORRECTIONS LEGISLATION AMENDMENT BILL 2025

Committed Thursday, 31 July 2025

Amendments circulated: Trung Luu (TL01C) (pp. 1091-92)

Clause 1 — Trung Luu moved amendment No. 1 *(TL01C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 13

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 18

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Lee Tarlamis; Sonja Terpstra; Gayle Tierney.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 1 — put and agreed to.

Clauses 2 to 29 — put and agreed to.

Clause 30 — Trung Luu moved amendment No. 2 *(TL01C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 25

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Harriet Shing; Ingrid Stitt; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; 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; 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.

Question — That Clause 30, as amended, stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 25

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Harriet Shing; Ingrid Stitt; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; 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; 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 31 to 58 — put and agreed to.

Bill reported with an amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. ROADS AND PORTS LEGISLATION AMENDMENT (ROAD SAFETY AND OTHER MATTERS) BILL 2025

Amendments circulated by Joe McCracken (JMC01C)

1. Clause 1, page 2, line 20, omit "**2004**—" and insert "**2004** to enable responsible road authorities to be prescribed for certain road infrastructure; and".

2. Clause 1, page 2, lines 21 to 25, omit all words and expressions on these lines.

3. Clause 2, line 3, omit "Division 1 of".

4. Division heading preceding clause 19, omit this heading.

5. Division heading preceding clause 21, omit this heading.

6. Clause 21, omit this clause.

7. Clause 22, omit this clause.

Amendments circulated by Rachel Payne (RP11C)

1. Clause 1, page 2, after line 3 insert—

"(ia) to provide that medicinal cannabis that does not impair driving must be treated in the same manner as other prescription drugs; and".

NEW CLAUSE

2. Insert the following New Clause to follow clause 5—

'**5A Offences involving alcohol or other drugs**

After section 49(3C) of the **Road Safety Act 1986 insert**—

"(3D) Subsection (1)(bb), (bc), (h), (i) and (j) do not apply to a person whose blood or oral fluid contains delta-9-tetrahydrocannabinol from a legal cannabis product—

(a) which is a prescription drug; and

(b) for which the person has a prescription or other authority to obtain, possess and use that product; and

(c) which has been used in accordance with that prescription or authority.

(3E) For the avoidance of doubt, subsection (3D) does not operate to exempt a person from the application of subsection (1)(bb), (bc), (h), (i) and (j) in relation to any other prescribed illicit drug which may be present in the person's blood or oral fluid.".'.

2. WORKPLACE INJURY REHABILITATION AND COMPENSATION AMENDMENT BILL 2025

Amendments circulated by David Davis (DD170C)

NEW CLAUSE

1. Insert the following New Clause to follow clause 26—

'**26A Premiums order**

After section 448(4) of the Principal Act **insert**—

"(5) A premiums order made under this section for the premium period beginning on 1 July 2025 and ending on 30 June 2026 must not specify a method to be used in calculating the premiums payable in respect of that premium period if the calculation of premiums payable using that method results in premiums payable that are greater than the premiums payable in the preceding premium period.".'.

2. Clause 37, line 22, after "delivered by" insert "the Authority or".

3. Clause 37, page 29, after line 15 insert—

"(1A) The Authority must not approve a person or body under subsection (1) if—

(a) the person is a natural person who is an insolvent under administration; or

(b) an administrator of the person or body has been appointed under Part 5.3A of the Corporations Act; or

(c) in the case of a body registered under the Fair Work (Registered Organisations) Act 2009 of the Commonwealth, an administrator of the body has been appointed under that Act.".

4. Clause 37, page 29, after line 18 insert—

"(3) The Authority must offer training for the purposes of section 106A to employers referred to in section 106(2).

(4) The Authority must not charge a fee for the delivery of training referred to in subsection (3).".

3. CORRECTIONS LEGISLATION AMENDMENT BILL 2025

Amendments circulated by Trung Luu (TL01C)

1. Clause 1, page 2, line 12, after "offences" insert "and penalties for certain prison offences".

2. Clause 30, lines 18 and 19, after "custodial worker on duty" insert "or another person employed or engaged to work in a prison while working in the prison".

NEW CLAUSES

3. Insert the following clauses to follow clause 30—

'**30A New section 50A inserted**

After section 50 of the **Corrections Act 1986 insert**—

"**50A Use of handcuffs if prisoner is suspected of certain prison offences**

(1) If a prisoner is suspected of committing a prison offence under section 50(1) that is a prison offence referred to in paragraph (a) of the definition of ***prison offence***, the prisoner must be restrained by the use of handcuffs when the prisoner is being moved under escort from one place to another in the prison for the specified period.

(2) The specified period is—

(a) until the disciplinary officer decides to take no further action under section 50(4); or

(b) the disciplinary officer records the offence in the register under section 50(5) but does not charge the prisoner with the prison offence; or

(c) if steps are taken to have the matter dealt with under the criminal law under section 50(5A) or 51(d), until the outcome of the police investigation; or

(d) until the charge is determined at the Governor's hearing under section 53.

(3) A prisoner who is subject to the use of handcuffs under subsection (1) may appeal to the Governor at any time to have the requirement in that subsection waived for the remainder of the specified period.".

30B Governor's hearing

After section 53(4) of the **Corrections Act 1986 insert**—

"(4A) If the Governor finds that the prisoner is guilty of a prison offence referred to in paragraph (a) of the definition of ***prison offence***, the Governor must impose on the prisoner a penalty of requiring the prisoner to be restrained by the use of handcuffs when the prisoner is being moved under escort from one place to another in the prison for a period of not less than 3 months after the date of the finding.".'.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 125, 126 and 127

No. 125 — Tuesday, 12 August 2025

1 The President took the Chair at 12.02 pm, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACTS** — The President read a Message from the Governor informing the Council that she had, on 5 August 2025, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

Roads and Ports Legislation Amendment (Road Safety and Other Matters) Act 2025
Transport Legislation Amendment (Vehicle Sharing Scheme Safety and Standards) Act 2025
Workplace Injury Rehabilitation and Compensation Amendment Act 2025.

3 **QUESTION TIME** —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Community led family violence responses (QwN 992)** — substantive and supplementary questions asked by Rachel Payne — response from Lizzie Blandthorn due Thursday, 14 August 2025.
- **Parentline service cost (QwN 993)** — substantive question asked by Georgie Crozier — response from Lizzie Blandthorn due Wednesday, 13 August 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

4 **PETITIONS** —

VICTORIAN FISHERIES AUTHORITY WORKFORCE CHANGES — Bev McArthur presented a petition bearing 20,115 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to inquire into whether the Victorian

Fisheries Authority's '2025 workforce changes' announced on 20 May 2025 defies assurances implied under the 2023-24 Budget Paper No. 3: Service Delivery, 'COVID Debt Repayment Plan – savings and efficiencies' initiative, and ensure that frontline staff and service delivery be protected from cost cutting *(Ordered to be tabled).*

The petition having received the required number of signatures, Bev McArthur listed the petition for future debate during Petitions (qualifying for debate).

* * * * *

VEHICLE REGISTRATION LEVY TO FUND EMERGENCY WILDLIFE CARE — Georgie Purcell presented a petition bearing 3,485 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to implement a road levy charge for registered vehicles to help fund emergency wildlife care *(Ordered to be tabled).*

On the motion of Georgie Purcell, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

REJECT THE PROPOSED KOYUGA NANNEELLA WIND FARM — Rikkie-Lee Tyrrell presented a petition bearing 1,621 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to withhold approval of the Fera Australia Koyuga Nanneella wind farm based on its unsuitable location *(Ordered to be tabled).*

On the motion of Rikkie-Lee Tyrrell, the petition was ordered to be taken into consideration on the next day of meeting.

5 VICTORIAN CIVIL AND ADMINISTRATIVE TRIBUNAL AMENDMENT (REPORTING OF GUARDIANSHIP AND ADMINISTRATION PROCEEDINGS) BILL 2025 — Anasina Gray-Barberio introduced *A Bill for an Act to amend the Victorian Civil and Administrative Tribunal Act 1998 in relation to publishing or broadcasting information that may identify parties in guardianship and administration proceedings before the Victorian Civil and Administrative Tribunal and for other purposes*.

On the motion of Anasina Gray-Barberio, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

6 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. 10 of 2025 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

* * * * *

ENVIRONMENT AND PLANNING COMMITTEE — Pursuant to Standing Order 23.22, Ryan Batchelor tabled a Report on the Inquiry into climate resilience (including an Appendix, Extracts of Proceedings and Minority Reports) from the Environment and Planning 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.

Debate ensued.

Question — put and agreed to.

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Crown Land (Reserves) Act 1978 —

Order of 6 August 2025 giving approval to the granting of a licence at Kings Domain Reserve and Alexandra Park Reserve.

Order of 21 June 2025 giving approval to the granting of a licence at Tooradin Foreshore Reserve.

Interpretation of Legislation Act 1984 — Notice under section 32(3)(a)(iii) in relation to Statutory Rule No. 50 *(Gazette S398, 1 August 2025)*.

Planning and Environment Act 1987 — Notices of approval of the —

Ballarat Planning Scheme — Amendment C263.

Buloke, Gannawarra, Hindmarsh, Horsham, Northern Grampians, Swan Hill and Yarriambiack Planning Schemes — Amendment GC262.

Greater Geelong Planning Scheme — Amendment C465.

Macedon Ranges Planning Scheme — Amendment C160.

Mitchell Planning Scheme — Amendments C158, C161 and C175.

Monash Planning Scheme — Amendment C180.

Nillumbik Planning Scheme — Amendment C149.

Victoria Planning Provisions — Amendment C282.

Whittlesea Planning Scheme — Amendment C289.

Statutory Rules under the following Acts of Parliament —

Australian Consumer Law and Fair Trading Act 2012 — No. 74.

Powers of Attorney Act 2014 — No. 73.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule Nos. 53, 69, 71, 72 and 75.

* * * * *

PAPER PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following paper:

Response from the Minister for Planning to petition titled Desist from high-rise high-density zone planning (petition No. 667) (presented by David Davis on 18 June 2025) *(released on 4 August 2025 – a non-sitting day)*.

7 BUSINESS OF THE COUNCIL — David Davis moved, by leave, That the following general business take precedence on Wednesday, 13 August 2025 —

(1) order of the day made this day, second reading of the Victorian Civil and Administrative Tribunal Amendment (Reporting of Guardianship and Administration Proceedings) Bill 2025;

(2) order of the day No. 1, second reading of the Worker Screening Amendment (Safety of Children) Bill 2025;

(3) notice of motion given this day by David Davis on rising energy bills;

(4) notice of motion given this day by David Davis relating to overdue production of documents orders;

(5) notice of motion given this day by Georgie Crozier on delivery of health services; and

(6) notice of motion given this day by David Limbrick on reviewing self-defence laws.

Question — put and agreed to.

8 MEMBERS' STATEMENTS — Members made statements.

9 CORRECTIONS LEGISLATION AMENDMENT BILL 2025 — The President read a Message from the Assembly informing the Council that they have agreed to the amendment made by the Council in this Bill.

10 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1016, be postponed until later this day.

11 NATIONAL ELECTRICITY (VICTORIA) AMENDMENT (VICGRID STAGE 2 REFORM) BILL 2025 — Lizzie Blandthorn (for Ingrid Stitt) laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Lizzie Blandthorn moved, That the Bill be now read a second time.

Lizzie Blandthorn incorporated the second reading speech in Hansard.

On the motion of David Davis, the debate was adjourned for one week.

12 SUPERANNUATION LEGISLATION AMENDMENT BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

David Davis *(DD174C)* 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 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

13 BUSINESS POSTPONED — Ordered — That the consideration of order of the day, government business, No. 3, be postponed until later this day.

14 FINANCIAL MANAGEMENT LEGISLATION AMENDMENT BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Aiv Puglielli *(AP56C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put.

The Council divided — The President in the Chair.

AYES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 13

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported 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.

15 ADJOURNMENT — Jaclyn Symes moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.27 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 126 — Wednesday, 13 August 2025

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PETITION — REJECT THE PROPOSED KOYUGA NANNEELLA WIND FARM — Rikkie-Lee Tyrrell presented a petition bearing 500 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to withhold approval of the Fera Australia Koyuga Nanneella wind farm based on its unsuitable location *(Ordered to be tabled)*.

On the motion of Rikkie-Lee Tyrrell, the petition was ordered to be taken into consideration on the next day of meeting.

3 ESTATE AGENTS AMENDMENT (ADVERTISING RESERVE PRICES FOR HOME BUYERS) BILL 2025 — Aiv Puglielli introduced *A Bill for an Act to amend the Estate Agents Act 1980 to require estate agents or agent's representatives to disclose and advertise the reserve price of residential property, to increase penalties for offences relating to underquoting the estimated and indicative selling price of residential property, and for other purposes*.

On the motion of Aiv Puglielli, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

4 PAPERS —

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General — Planned Surgery in Victoria, August 2025 *(Ordered to be published)*.

Statutory Rule under the County Court Act 1958 — No. 75.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule No. 76.

PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Response from the Minister for Roads and Road Safety to petition titled Pedestrian crossing at Chelsea Station, Nepean Highway (petition No. 634) (presented by Rachel Payne on 17 June 2025) *(released on 12 August 2025).*

Response from the Minister for WorkSafe and the TAC to petition titled Reform WorkCover legislation (petition No. 661) (presented by Sarah Mansfield on 17 June 2025) *(released on 12 August 2025).*

5 MEMBERS' STATEMENTS — Members made statements.

6 VICTORIAN CIVIL AND ADMINISTRATIVE TRIBUNAL AMENDMENT (REPORTING OF GUARDIANSHIP AND ADMINISTRATION PROCEEDINGS) BILL 2025 — Anasina Gray-Barberio laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Anasina Gray-Barberio moved, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned for two weeks.

7 WORKER SCREENING AMENDMENT (SAFETY OF CHILDREN) 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.

On the motion of Lee Tarlamis, the debate was adjourned for two weeks.

8 PRODUCTION OF DOCUMENTS — ENERGY COSTS — David Davis moved, That this House —

(1) notes —

(a) the rising energy bills encountered by Victorian households and businesses, with supply and usage charges increasing further from 1 August 2025;

(b) the cost of major infrastructure blowouts, such as the Victoria to New South Wales Interconnector West, to be pushed onto the energy bills of Victorian households and businesses;

(2) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within three weeks of the House agreeing to this resolution, copies of any briefs in the last 12 months concerning the costs of energy including electricity and gas, and the impact of these energy costs on families and businesses provided by the —

(a) Department of Energy, Environment and Climate Action to the Minister for Energy and Resources;

(b) Department of Premier and Cabinet to the Premier; and

(c) Department of Treasury and Finance to the Treasurer.

Debate ensued.

Question — put and agreed to.

9 PRODUCTION OF DOCUMENTS — PROPERTY MARKET REVIEW 2022 — Aiv Puglielli moved, That this House, in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within 60 days of the House agreeing to this resolution, the final report of the Property Market Review commissioned by the then Minister for Consumer Affairs, Gaming and Liquor Regulation in 2022.

Debate ensued.

Question — put and agreed to.

10 ENERGY BILLS — David Davis moved, That this House —

(1) expresses its concern at the rising energy bills faced by Victorian households and businesses;

(2) notes that supply and usage charges were increased further on 1 August 2025;

(3) further notes that households and businesses will see significant increases in their energy bills in the months and years ahead under Labor's energy arrangements; and

(4) holds the Minister for Energy and Resources responsible for the increased energy costs being paid by Victorian households and businesses in Labor's eleventh year of government.

Debate ensued.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

11 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed a minister to provide a written response to questions without notice pursuant to Standing Order 8.07 as follows:

- **Animal care and protection laws (QwN 1001)** — substantive and supplementary questions asked by Georgie Purcell — response from Gayle Tierney due Friday, 15 August 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

12 ENERGY BILLS — Debate continued on the question, That this House —

(1) expresses its concern at the rising energy bills faced by Victorian households and businesses;

(2) notes that supply and usage charges were increased further on 1 August 2025;

(3) further notes that households and businesses will see significant increases in their energy bills in the months and years ahead under Labor's energy arrangements; and

(4) holds the Minister for Energy and Resources responsible for the increased energy costs being paid by Victorian households and businesses in Labor's eleventh year of government.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put.

The Council divided — The President in the Chair.

AYES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; 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.

13 PRODUCTION OF DOCUMENTS — OVERDUE PRODUCTION OF DOCUMENTS ORDERS — David Davis moved, That this House —

(1) notes the failure of the Leader of the Government to comply with 38 resolutions of the Council requiring the tabling of specified documents in the Legislative Council by particular dates;

(2) further notes that in —

(a) 21 cases no documents have been provided and no adequate excuse has been offered;

(b) 17 cases some documents have been provided but executive privilege has been claimed, and the Government has failed to adhere to Standing Order 10.03 that allows for the adjudication by an independent arbiter to occur;

(3) further notes documents have not been provided and no adequate excuse offered for the following orders —

(a) Hydrogen Energy Supply Chain Project, on the motion of Dr Mansfield on 22 March 2023 for which documents were due on 12 April 2023;

(b) Albury Wodonga Health, on the motion of Ms Lovell on 6 March 2024 for which documents were due on 27 March 2024;

(c) Victoria's Bus Network Plan Review, on the motion of Mr Luu on 6 March 2024 for which documents were due on 27 March 2024;

(d) Transition out of commercial native forest logging, on the motion of Dr Mansfield on 31 July 2024 for which documents were due on 21 August 2024;

(e) Municipal population targets and activity centres, on the motion of Mr Davis on 16 October 2024 for which documents were due on 6 November 2024;

(f) Road and rail bridge infrastructure, on the motion of Mrs Deeming on 30 October 2024 for which documents were due on 27 November 2024;

(g) Unprotection of dingoes Order in Council, on the motion of Ms Purcell on 13 November 2024 for which documents were due on 22 January 2025;

(h) Land use in the Grampians and Arapiles region, on the motion of Mr Limbrick on 27 November 2024 for which documents were due on 20 January 2025;

(i) Plan Melbourne, on the motion of Mr Mulholland on 19 February 2025 for which documents were due on 12 March 2025;

(j) Native bird hunting 2025 season, on the motion of Ms Purcell on 5 March 2025 for which documents were due on 2 April 2025;

(k) Amendments to the Victoria Planning Provisions, on the motion of Mr Davis on 5 March 2025 for which documents were due on 26 March 2025;

(l) Suburban Rail Loop Authority, on the motion of Mr Mulholland on 19 March 2025 for which documents were due on 9 April 2025;

(m) Water Grid Plan, on the motion of Dr Mansfield on 19 March 2025 for which documents were due on 9 April 2025;
(n) 2022 rollout of HEPA purifiers in government schools, on the motion of Mr Limbrick on 2 April 2025 for which documents were due on 30 June 2025;
(o) Energy documents, on the motion of Mr Davis on 2 April 2025 for which documents were due on 23 April 2025;
(p) Briefings provided to the Treasurer, on the motion of Mr Davis on 14 May 2025 for which documents were due on 4 June 2025;
(q) Upfield, Somerton and Wallan Service Enhancement planning feasibility study, on the motion of Ms Gray-Barberio on 14 May 2025 for which documents were due on 4 June 2025;
(r) Great Outdoors Taskforce, on the motion of Ms Purcell on 28 May 2025 for which documents were due on 9 July 2025;
(s) Payroll tax for General Practitioners and other health professionals, on the motion of Mr Davis on 28 May 2025 for which documents were due on 18 June 2025;
(t) Planning scheme amendments, on the motion of Mr Davis on 18 June 2025 for which documents were due on 9 July 2025;
(u) Early childhood education, on the motion of Ms Gray-Barberio on 18 June 2025 for which documents were due on 18 July 2025;

(4) further notes that documents have been identified, but have not been provided or have been partially provided with executive privilege claimed over certain documents that have been withheld, although the Government has failed to comply with Standing Order 10.03 for the following orders —
(a) staff shortages in the public health system, on the motion of Ms Crozier on 8 February 2023, for which 11 documents were identified and only two documents in full and one in part were provided;
(b) Assistant Treasurer briefs on the banking and financial service contracts, on the motion of Ms Crozier on 8 March 2023, for which eight documents were identified and three documents in full and five documents in part were provided;
(c) Seasonal changes to the 2023 duck hunting season, on the motion of Mr Bourman on 3 May 2023, for which 65 documents were identified and 54 documents in full and seven documents in part were provided;
(d) Gas and electricity supplies, on the motion of Mr Davis on 15 November 2023, where 21 documents were identified and 12 documents provided;
(e) Redevelopment of high-rise public housing sites, on the motion of Dr Ratnam on 15 November 2023, for which 158 documents were identified and only 12 documents were provided;
(f) Kangaroo Harvest Management Plan, on the motion of Ms Purcell on 29 November 2023, for which 254 were identified and 227 documents in full and three documents in part were provided;
(g) Commonwealth infrastructure review, on the motion of Mr Davis on 29 November 2023, for which 36 documents were identified and 11 documents in full and three documents in part were provided;
(h) Port of Hastings' application for offshore wind turbine facilities, on the motion of Mr Davis on 7 February 2024, for which 37 documents were

identified and 23 documents in full and two documents in part were provided;

(i) Better Regulation Victoria's Review of Victoria's approach to illicit tobacco regulation, on the motion of Mr Limbrick on 7 February 2024, for which 139 documents were identified and 130 documents in full and one document in part were provided;

(j) Medically Supervised Injecting Room in Melbourne's CBD, on the motion of Mr Ettershank on 21 February 2024, for which 18 documents were identified and four documents in full and three documents in part were provided;

(k) Recreational native bird hunting arrangements, on the motion of Ms Purcell on 20 March 2024, for which 36 documents were identified and 21 documents were provided;

(l) 2026 Commonwealth Games bid, on the motion of Mr Limbrick on 1 May 2024, where 353 documents were identified and the Government claimed executive privilege over 350 documents in full and three documents in part but failed to provide the three documents in part;

(m) Ministerial advisory committee on infrastructure contributions, on the motion of Mr Davis on 15 May 2024, for which 11 documents were identified and nine documents were provided in full;

(n) Government agreements with Elbit Systems and the Israeli Ministry of Defense, on the motion of Dr Mansfield on 15 May 2024, for which only one document in part was provided out of the three documents identified;

(o) Amalgamations of Victoria's Health services, on the motion of Ms Crozier on 29 May 2024, for which 26 documents were identified and one document in full and one document in part were provided;

(p) Funding Victoria's health services, on the motion of Ms Crozier on 14 August 2024, for which production was due on 28 August 2024 and 83 documents were identified but none were provided;

(q) Review of the Wildlife Act 1975, on the motion of Dr Mansfield on 5 March 2025, for which production was due on 2 April 2025 and two documents were identified but none were provided;

(5) affirms the privileges, immunities and powers conferred on the Council pursuant to section 19 of the *Constitution Act 1975*, and the power to make Standing Orders under section 43 of that Act;

(6) affirms the right of the Council to require the production of documents;

(7) requires the Leader of the Government to table in the Council, by 12.00 noon on 26 August 2025, the documents ordered by the Council in the motions identified in paragraphs (3)(a) to (u);

(8) demands the Leader of the Government provide to the Clerk, by 12.00 noon on 26 August 2025, all documents for which executive privilege has been claimed so that these can be assessed according to Standing Orders and any involvement of an independent legal arbiter, to be appointed by the President, can be determined; and

(9) permits that if the Leader of the Government has not complied with Standing Orders 10.01 to 10.03 in relation to all the documents listed in paragraphs (3) and (4) within the timeframe specified in paragraphs (7) and (8), the Council will, at the conclusion of formal business on Tuesday, 26 August 2025

(or if formal business does not occur that day, at the conclusion of formal business on the next sitting day) give precedence for a non-government member to move, without leave, "That this House suspends the Leader of the Government from the service of the Council for the remainder of today and for the next two subsequent sitting days".

Debate ensued.

Wendy Lovell moved, as an amendment, That in paragraphs (7), (8) and (9), **omit** "26 August 2025" and **insert** "14 October 2025" in its place.

Debate ensued.

On the motion of Lee Tarlamis, the debate was adjourned until the next day of meeting.

14 DELIVERY OF HEALTH SERVICES — Georgie Crozier moved, That this House notes that —

(1) too many Victorians continue to suffer because of the Allan Labor Government's failure to deliver basic health services, as the latest Victorian Agency for Health Information quarterly data released on 7 August 2025 reveals —
   (a) there are 58,627 Victorians on the waiting list for vital surgery;
   (b) ambulance response times remain well below the Government's own target, with the benchmark of 15 minutes to respond to urgent Code 1 cases only met 65.3 per cent of the time;
   (c) at Box Hill Hospital, only 47 per cent of patients are being transferred to the Emergency Department within the recommended time frame;
   (d) wait times for specialist appointments have increased in the last quarter;
   (e) wait times for dental appointments have increased in the last quarter; and

(2) in 2022, Labor promised to deliver 240,000 surgeries a year and when they failed to meet this number, they simply revised it downwards.

Debate ensued.

On the motion of Lee Tarlamis, the debate was adjourned until the next day of meeting.

15 REVIEWING SELF-DEFENCE LAWS — David Limbrick moved, That this House —

(1) notes —
   (a) the steady increase in the number of reported incidents of aggravated burglary and assault in Victoria since 2018, with a significant increase in the past year;
   (b) a lack of clear understanding of what protections are afforded to Victorian homeowners when defending their home against criminals;
   (c) Victoria's self-defence laws have not been reviewed since 2013;

(2) calls on the Attorney-General to —
   (a) request that the Victorian Law Reform Commission review the operation and suitability of self-defence laws in Victoria, in particular the application of self-defence laws to protect people in their own homes, including those under the *Crimes Act 1958*, the *Jury Directions Act 2015*, the *Evidence Act 2008*, and the *Sentencing Act 1992*; and
   (b) consider the approach to self-defence laws in the United Kingdom, including section 76 of the Criminal Justice and Immigration Act 2008 (UK).

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 17

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; David Ettershank; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Rachel Payne; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 18

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Aiv Puglielli; Georgie Purcell; 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.

16 BUSINESS POSTPONED — Ordered — That the consideration of the remaining notices of motion and orders of the day, general business, be postponed until the next day of meeting.

17 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

18 PETITIONS (QUALIFYING FOR DEBATE) — HONORARY JUSTICE SERVICES SUPPORT — Rachel Payne moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

19 ADJOURNMENT — Gayle Tierney moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.17 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 127 — Thursday, 14 August 2025

1 The President took the Chair at 9.33 am, read the Prayer and made an Acknowledgement of Country.

2 PETITION — ADDRESS YOUTH CRIME — Rikkie-Lee Tyrrell presented a petition bearing 1,770 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to immediately address youth crime and restore community safety by introducing mandatory sentencing for violent crimes, reforming bail laws, increasing police presence in high risk areas, providing reports on knife-related injuries and providing additional support to programs for victims' families *(Ordered to be tabled)*.

On the motion of Rikkie-Lee Tyrrell, the petition was ordered to be taken into consideration on the next day of meeting.

3 SAFER PROTEST WITH A REGISTRATION SYSTEM AND A BAN ON FACE COVERINGS BILL 2025 — David Davis introduced *A Bill for an Act to provide for the registration and*

authorisation of public protests, to give legal protection to persons who participate in authorised public protests, to provide for prohibition orders and exclusion orders, to prohibit the wearing of face coverings at public protests, to consequentially amend the Summary Offences Act 1966, and for other purposes.

On the motion of David Davis, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

4 PAPERS —

PAPERS PRESENTED UNDER AN ACT OF PARLIAMENT — The Clerk tabled the following papers:

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule No. 70

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PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Responses from the Attorney-General to petitions titled —

Honorary Justice Services Support (petition No. 666) (presented by Rachel Payne on 17 June 2025) *(released on 13 August 2025).*

Lower the age of responsibility for serious crimes (petition No. 586) (presented by Moira Deeming on 19 June 2025) *(released on 13 August 2025)*.

5 SITTING OF THE COUNCIL — Jaclyn Symes moved, That the Council, at its rising, adjourn until Tuesday, 26 August 2025.

Question — put and agreed to.

6 MEMBERS' STATEMENTS — Members made statements.

7 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1042, be postponed until later this day.

8 CRIMES AMENDMENT (PERFORMANCE CRIME) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Joe McCracken *(JMC02C)* circulated amendments proposed to be moved during Committee of the whole.

Business interrupted at 12.00 noon.

9 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of David Davis, the answers given by Lizzie Blandthorn to questions relating to the exclusion of the Quality Assessment and Regulation Division from Rapid Review terms of reference (QwN 1007) were ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Subsidisation of greyhound racing (QwN 1006)** — substantive and supplementary questions asked by Georgie Purcell — response from Lizzie Blandthorn due Monday, 18 August 2025.
- **Aboriginal deaths in custody (QwN 1008)** — substantive and supplementary questions asked by Katherine Copsey — response from Enver Erdogan due Friday, 15 August 2025.
- **Gunbower State Forest environmental flooding (QwN 1012)** — substantive and supplementary questions asked by Rikkie-Lee Tyrrell — response from Gayle Tierney due Friday, 15 August 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

10 CRIMES AMENDMENT (PERFORMANCE CRIME) BILL 2025 — Debate continued on the question, That the Bill be now read a second time.

Question — put.

The Council divided — The President in the Chair.

AYES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Georgie Crozier; David Davis; Jacinta Ermacora; David Ettershank; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Rachel Payne; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; 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 and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

11 PROCEDURE COMMITTEE — VARIATION OF SCOPE OF ORDERS FOR THE PRODUCTION OF DOCUMENTS — Jaclyn Symes moved, That this House requires the Procedure Committee to inquire into, consider and report on the following proposed Sessional Order relating to production of documents by 18 November 2025 —

X. Variation of scope of order for the production of documents

After Standing Order 10.01 insert:

(1) The Secretary, Department of Premier and Cabinet, may write to the Clerk at any time up to and including the seventh day prior to the date for the return of documents and request that the scope of an order be varied.

(2) A request to vary the scope of an order for the production of documents must include —
   (a) reasons why the timeframe for the production of the documents cannot be met; and/or
   (b) reasons why the terms of the order are likely to result in the production of a large number of documents reasonably believed to be irrelevant to the intent of the order for documents.

(3) The Clerk will provide the request and any accompanying documents to the President and the member who moved the original order for documents. The Clerk will advise all members and publish notification that a request has been received.

(4) When a request under this Sessional Order is received —
   (a) the original order and the date for return of documents is suspended; and
   (b) if agreement is not reached within 14 calendar days, the original order stands and the documents ordered are to be produced to the House by the original due date, or if that date has passed, within a further seven calendar days.

(5) When an agreement is reached between the member and the Secretary, Department of Premier and Cabinet, and is certified by the President, the Clerk will advise all members and publish the terms of the agreement.

(6) On the next sitting day the President will report the agreement to the House and table all relevant documents.

(7) The President will then propose the question to the House "That the varied terms of the order be agreed to". This question may not be amended or debated except for the member who moved the original order and a Minister may make a statement of up to 5 minutes each.

(8) If the question is resolved in the negative, the original order remains in force.

Debate ensued.

Question — put and agreed to.

12 LOCAL JOBS FIRST AMENDMENT BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Richard Welch *(RW01C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put.

The Council divided — The President in the Chair.

AYES, 18

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Ingrid Stitt; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 12

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted, 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.

13 FINANCIAL MANAGEMENT LEGISLATION AMENDMENT BILL 2025 — The President read a Message from the Assembly informing the Council that they have agreed to the amendments made by the Council in this Bill.

14 BAIL FURTHER AMENDMENT BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Bail Act 1977 and the Summary Offences Act 1966 and for other purposes* and requesting the agreement of the Council.

On the motion of Lizzie Blandthorn (for Enver Erdogan), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Lizzie Blandthorn laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Lizzie Blandthorn moved, That the Bill be now read a second time.

Lizzie Blandthorn incorporated the second reading speech in Hansard.

On the motion of David Davis, the debate was adjourned for one week.

15 DOMESTIC BUILDING CONTRACTS AMENDMENT BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Domestic Building Contracts Act 1995, the Building Act 1993, the Australian Consumer Law and Fair Trading Act 2012 and the Building Legislation Amendment (Buyer Protections) Act 2025 and for other purposes* and requesting the agreement of the Council.

On the motion of Lizzie Blandthorn (for Harriet Shing), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Lizzie Blandthorn laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Lizzie Blandthorn moved, That the Bill be now read a second time.

Lizzie Blandthorn incorporated the second reading speech in Hansard.

On the motion of David Davis, the debate was adjourned for one week.

16 WAGE THEFT AMENDMENT BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Wage Theft Act 2020 to repeal the wage theft offences, rename the Wage Inspectorate Victoria, confer new functions and change the title of the Act, to consequentially amend other Acts and for other purposes* and requesting the agreement of the Council.

On the motion of Lizzie Blandthorn (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Lizzie Blandthorn laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Lizzie Blandthorn moved, That the Bill be now read a second time.

Lizzie Blandthorn incorporated the second reading speech in Hansard.

On the motion of David Davis, the debate was adjourned for one week.

17 ADJOURNMENT — Ingrid Stitt moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 5.58 pm until Tuesday, 26 August 2025.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 125, 126 and 127

SUPERANNUATION LEGISLATION AMENDMENT BILL 2025

Committed Tuesday, 12 August 2025

Amendments circulated: David Davis (DD174C) (p. 1115)

Clauses 1 to 3 — put and agreed to.

Clause 4 — David Davis moved amendment Nos. 1 and 2 *(DD174C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 13

Melina Bath; Gaelle Broad; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 4 — put and agreed to.

Clauses 5 to 16 — put and agreed to.

Bill reported without amendment.

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FINANCIAL MANAGEMENT LEGISLATION AMENDMENT BILL 2025

Committed Tuesday, 12 August 2025

Amendments circulated: Aiv Puglielli (AP56C) (pp. 1115-19)

Clauses 1 to 9 — put and agreed to.

New Clause 9A — Aiv Puglielli moved amendment No. 1 *(AP56C)*.

Question — That New Clause 9A stand part of the Bill — put and agreed to.

Clauses 10 to 18 — put and agreed to.

New Clause 18A — Aiv Puglielli moved amendment No. 2 *(AP56C)*.
Question — That New Clause 18A stand part of the Bill — put and agreed to.

Clause 19 — put and agreed to.

New Clause 19A — Aiv Puglielli moved amendment No. 3 *(AP56C)*.
Question — That New Clause 19A stand part of the Bill — put and agreed to.

Clauses 20 to 26 — put and agreed to.

Bill reported with amendments.

* * * * *

CRIMES AMENDMENT (PERFORMANCE CRIME) BILL 2025
Committed Thursday, 14 August 2025
Amendments circulated: Joe McCracken (JMC02C) (p. 1119)

Clauses 1 and 2 — put and agreed to.

Clause 3 — Joe McCracken moved amendment No. 1 *(JMC02C)*.
Question — That the amendment be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 12

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Rikkie-Lee Tyrrell; Richard Welch.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Joe McCracken moved amendment Nos. 2 to 5 *(JMC02C)*.
Question — That the amendments be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 12

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Joe McCracken moved amendment No. 6 *(JMC02C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 12

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 3 — put and agreed to.

Clause 4 — put and agreed to.

Bill reported without amendment.

* * * * *

LOCAL JOBS FIRST AMENDMENT BILL 2025

Committed Thursday, 14 August 2025

Amendments circulated: Richard Welch (RW01C) (pp. 1119-20)

Clauses 1 to 12 — put and agreed to.

Clause 13 — Richard Welch moved amendment No. 1 *(RW01C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 11

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 18

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Ingrid Stitt; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 13 — put and agreed to.

Clauses 14 to 18 — put and agreed to.

Clause 19 — Richard Welch moved amendment No. 2 *(RW01C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 11

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 18

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Ingrid Stitt; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 19 — put and agreed to.

Clauses 20 to 48 — put and agreed to.

Bill reported without amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. SUPERANNUATION LEGISLATION AMENDMENT BILL 2025

Amendments circulated by David Davis (DD174C)

1. Clause 4, page 4, lines 2 and 3, omit "persons nominated by declared unions" and insert "members of the Scheme elected by members of the Scheme".

2. Clause 4, page 4, lines 7 to 29 and page 5, lines 1 to 8, omit all words and expressions on those lines.

3. Clause 5, lines 10 and 11, omit all words and expressions on those lines.

4. Clause 5, line 12, omit "(2) For" and insert "For".

5. Clause 5, line 12, omit ", (3B) and (4)" and insert "and (3B)".

6. Clause 5, line 24, omit "vacancy." and insert 'vacancy.".'.

7. Clause 5, lines 25 to 33 and page 6, lines 1 to 10, omit all words and expressions on those lines.

8. Clause 8, line 19, omit "(1) In" and insert "In".

9. Clause 8, lines 22 to 32, omit all words and expressions on those lines.

2. FINANCIAL MANAGEMENT LEGISLATION AMENDMENT BILL 2025

Amendments circulated by Aiv Puglielli (AP56C)

NEW CLAUSES

1. Insert the following New Clause to follow clause 9—

'**9A Mid-year report**

After section 25(2)(b) of the **Financial Management Act 1994 insert**—

"(ba) must include details of payments made during the period of 6 months ending on 31 December in the financial year out of money advanced to the Treasurer in an annual appropriation Act for that year to meet urgent claims;".'.

2. Insert the following New Clause to follow clause 18—

'**18A Tabling requirements**

(1) For section 46(1) of the **Financial Management Act 1994 substitute**—

"(1) Subject to subsections (2) and (3), the relevant Minister of a department or public body must cause the report of operations and audited financial statements of the department or public body for a financial year to be

transmitted to each House of the Parliament on or after the next following 15 October and before the earlier of—

(a) the end of the next following fourth month of the financial year; or

(b) either—

(i) the expiration of the fourth sitting day of that House after the report is received by the relevant Minister; or

(ii) if the first sitting day of a House of the Parliament after the report is received by the relevant Minister is more than 14 days after the date of receipt of the report, the expiration of the fourteenth day after the report is received by the relevant Minister.

(1A) On transmitting a report under subsection (1), the relevant Minister must report to each House of Parliament the date of receipt by the relevant Minister of the report.

(1B) The relevant Minister must not direct a department or public body to submit its report of operations and audited financial statements to the relevant Minister on a particular date.".

(2) In section 46(2)(b) of the Principal Act, for "laid before each House of the Parliament within 14 sitting days of that House after the request." **substitute** "transmitted to each House of the Parliament on or before—

(i) the expiration of the fourth sitting day of that House after the request; or

(ii) if the first sitting day of a House of the Parliament after the request is more than 14 days after the request, the expiration of the fourteenth day after that request.".

(3) After section 46(3) of the Principal Act **insert**—

"(3A) The clerk of each House of the Parliament must cause a report transmitted under subsection (1) or (2) to be laid before the House on the day on which it is received or on the next sitting day of the House.

(3B) If the relevant Minister proposes to transmit a report to the Parliament on a day on which neither House of the Parliament is sitting, the relevant Minister must—

(a) give at least one business day's notice of the relevant Minister's intention to do so to the clerk of each House of the Parliament; and

(b) give the report to the clerk of each House on the day indicated in the notice.

(3C) The clerk of each House must—

(a) notify each member of the House of the receipt of a notice under subsection (3B)(a) on the same day that the clerk receives that notice; and

(b) give a copy of the report to each member of the House as soon as practicable after the report is received under subsection (3B)(b); and

(c) cause the report to be laid before the House on the next sitting day of the House.

(3D) A copy of a report that is given to the clerks under subsection (3B)(b) is taken to have been published by order, or under the authority, of the Houses of Parliament.

(3E) The publication of a document by the relevant Minister under subsection (3B)(b) is absolutely privileged and the provisions of sections 73 and 74 of the **Constitution Act 1975** and any other enactment or rule of law relating to the publication of the proceedings of the Parliament apply to and in relation to the publication of the document as if it were a document to which those sections applied and had been published by the Government Printer under the authority of the Parliament.".

(4) **Insert** the following note at the foot of section 46—

"**Note**

Section 4 of the **Members of Parliament (Standards) Act 1978** sets out values that a Minister should demonstrate in the carrying out of the Minister's public duties. These values include accountability.".'.

3. Insert the following New Clause to follow clause 19—

'**19A Annual reports of State-owned corporations and other bodies**

(1) After section 53A(4) of the **Financial Management Act 1994 insert**—

"(4A) The relevant Minister must not direct the body to submit its annual report to the relevant Minister on a particular date.".

(2) For section 53A(5) of the Principal Act **substitute**—

"(5) Subject to subsections (6) and (7), the relevant Minister must cause the annual report to be transmitted to each House of the Parliament on or after the next following 15 October and before the earlier of—

(a) the next following 31 October; or

(b) either—

(i) the expiration of the fourth sitting day of that House after the annual report is received by the relevant Minister; or

(ii) if the first sitting day of a House of the Parliament after the annual report is received by the relevant Minister is more than 14 days after the date of receipt of the annual report, the expiration of the fourteenth day after the annual report is received by the relevant Minister.

(5A) On transmitting a report under subsection (5), the relevant Minister must report to each House of Parliament the date of receipt by the relevant Minister of the report.".

(3) In section 53A(6)(b) of the Principal Act, for "laid before each House of the Parliament within 14 sitting days of that House after the request." **substitute** "transmitted to each House of the Parliament before—

(i) the expiration of the fourth sitting day of that House after that request; or

(ii) if the first sitting day of a House of the Parliament after that request is more than 14 days after the date of the request, the expiration of the fourteenth day after that request.".

(4) After section 53A(6) of the Principal Act **insert**—

"(6A) The clerk of each House of the Parliament must cause a report transmitted under subsection (5) or (6) to be laid before the House on the day on which it is received or on the next sitting day of the House.

(6B) If the relevant Minister proposes to transmit a report to the Parliament on a day on which neither House of the Parliament is sitting, the relevant Minister must—

(a) give at least one business day's notice of the relevant Minister's intention to do so to the clerk of each House of the Parliament; and

(b) give the report to the clerk of each House on the day indicated in the notice.

(6C) The clerk of each House must—

(a) notify each member of the House of the receipt of a notice under subsection (6B)(a) on the same day that the clerk receives that notice; and

(b) give a copy of the report to each member of the House as soon as practicable after the report is received under subsection (6B)(b); and

(c) cause the report to be laid before the House on the next sitting day of the House.

(6D) A copy of a report that is given to the clerks under subsection (6B)(b) is taken to have been published by order, or under the authority, of the Houses of Parliament.

(6E) The publication of a document by the relevant Minister under subsection (6B)(b) is absolutely privileged and the provisions of sections 73 and 74 of the **Constitution Act 1975** and any other enactment or rule of law relating to the publication of the proceedings of the Parliament apply to and in relation to the publication of the document as if it were a

document to which those sections applied and had been published by the Government Printer under the authority of the Parliament.".

(7) **Insert** the following note at the foot of section 53A—

"**Note**

Section 4 of the **Members of Parliament (Standards) Act 1978** sets out values that a Minister should demonstrate in the carrying out of the Minister's public duties. These values include accountability.".'.

3. CRIMES AMENDMENT (PERFORMANCE CRIME) BILL 2025

Amendments circulated by Joe McCracken (JMC02C)

1. Clause 3, page 3, lines 4 to 6, omit all words and expressions on these lines.

2. Clause 3, page 3, after line 11 insert—

"(i) section 15A(1) (causing serious injury intentionally in circumstances of gross violence);

(ia) section 15B(1) (causing serious injury recklessly in circumstances of gross violence);

(ib) section 31 (assaults);".

3. Clause 3, page 3, line 12, omit "(i)" and insert "(ic)".

4. Clause 3, page 3, line 25, omit "or".

5. Clause 3, page 3, after line 25 insert—

"(xii) section 197(1), (2), (3) or (7) (destroying or damaging property);

(xiii) section 64(1) or (2A) of the **Road Safety Act 1986**; or".

6. Clause 3, page 5, after line 14 insert—

"(6) Despite anything to the contrary in the **Sentencing Act 1991** or in any other law, in imposing a penalty for an offence against subsection (1) the court must direct that any term of imprisonment imposed be served cumulatively on any term of imprisonment imposed for the relevant offence referred to in subsection (1)(a).".

4. LOCAL JOBS FIRST AMENDMENT BILL 2025

Amendments circulated by Richard Welch (RW01C)

1. Clause 13, after line 15 insert—

'(1A) After section 28(2) of the Principal Act **insert**—

"(2A) The Commissioner must not make a determination under subsection (2) if the Commissioner is satisfied that the person's failure to comply with an information notice, the Local Jobs First Policy or a Local Industry Development Plan is due to circumstances outside the control of that person or any person employed or engaged by them.".'.

2. Clause 19, page 22, after line 25 insert—

"(3A) The Commissioner must not issue a deprioritisation notice to a supplier if, in the case of a supplier who is alleged to have failed to comply with a commitment specified in a Local Industry Development Plan for a standard project or a strategic project, the Commissioner is satisfied that the failure is due to circumstances outside the control of the supplier or any person employed or engaged by the supplier.".

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 128, 129 and 130

No. 128 — Tuesday, 26 August 2025

1 The President took the Chair at 12.02 pm, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACTS** — The President read a Message from the Governor informing the Council that she had, on 19 August 2025, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

Corrections Legislation Amendment Act 2025
Crimes Amendment (Performance Crime) Act 2025
Financial Management Legislation Amendment Act 2025
Local Jobs First Amendment Act 2025
Superannuation Legislation Amendment Act 2025.

3 **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:

- **Joint burials of people and pets (QwN 1014)** — substantive and supplementary questions asked by Georgie Purcell — response from Ingrid Stitt due Thursday, 28 August 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

4 **PETITIONS** —

INQUIRY INTO KOALA MANAGEMENT PRACTICES AND THE IMPACT OF THE BLUE GUM INDUSTRY ON KOALA POPULATIONS — Georgie Purcell presented an e-petition bearing 7,102 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to establish an independent inquiry into the Department of Energy, Environment and Climate Action's aerial culling and

broader koala management practices, including an investigation into the blue gum plantation industry's direct and indirect impacts on koalas, and immediately halt further harvesting in southwest Victoria until accurate, science-based population estimates are established in plantation areas *(Ordered to be tabled).*

On the motion of Georgie Purcell, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

INQUIRY INTO KOALA MANAGEMENT PRACTICES AND THE IMPACT OF THE BLUE GUM INDUSTRY ON KOALA POPULATIONS — Georgie Purcell presented a paper petition bearing 2,607 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to establish an independent inquiry into the Department of Energy, Environment and Climate Action's aerial culling and broader koala management practices, including an investigation into the blue gum plantation industry's direct and indirect impacts on koalas, and immediately halt further harvesting in southwest Victoria until accurate, science-based population estimates are established in plantation areas *(Ordered to be tabled).*

The petition having received the required number of signatures, Georgie Purcell listed the petition for future debate during Petitions (qualifying for debate).

5 PAPERS —

COMMITTEE REPORT — SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled Alert Digest No. 11 of 2025 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Essential Services Commission — Accident Towing Fees Review 2025: Final Report, 21 May 2025, under section 212G of the Accident Towing Services Act 2007.

Members of Parliament (Standards) Act 1978 — Register of Interests — Returns submitted by Members of the Legislative Council — Ordinary Returns, 1 February 2025 to 30 June 2025 *(Ordered to be published)*.

Planning and Environment Act 1987 — Notices of approval of the —

Ballarat Planning Scheme — Amendment C243 (Part 1).

Bass Coast Planning Scheme — Amendment C169.

Bass Coast, Knox, Latrobe and Wyndham Planning Schemes — Amendment GC189.

Boroondara Planning Scheme — Amendment C405.

Greater Geelong Planning Scheme — Amendment C432.

Greater Shepparton Planning Scheme — Amendment C243.

Kingston Planning Scheme — Amendment C228.

Mitchell Planning Scheme — Amendment C177.

Mitchell and Whittlesea Planning Schemes — Amendment GC249.

Queenscliffe Planning Scheme — Amendment C41.

Victoria Planning Provisions — Amendments VC279 and VC290.

Statutory Rules under the following Acts of Parliament —

Building Act 1993 — No. 76.

Local Government Act 1989 — No. 77.

Subordinate Legislation Act 1994 —

Documents under section 15 in relation to Statutory Rule Nos. 73, 74 and 77.

Legislative instrument and related documents under section 16B in respect of Ministerial Order No. 1478 – Order Amending Ministerial Order No. 1228 – Victorian Institute of Teaching Registration Fees under the Education and Training Reform Act 2006.

* * * * *

PAPER PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following paper:

Response from the Minister for Education to petition titled New public high school for Kilmore (petition No. 622) (presented by Gaelle Broad on 29 July 2025) *(released on 21 August 2025 – a non-sitting day)*.

* * * * *

PROCLAMATIONS — The Clerk tabled proclamations of the Governor in Council fixing operative dates for the following Acts:

Bail Amendment Act 2025 — sections 11 and 12 — 26 August 2025 *(Gazette S436, 19 August 2025).*

Terrorism (Community Protection) and Control of Weapons Amendment Act 2025 — section 54A — 1 September 2025 *(Gazette S436, 19 August 2025).*

6 PRODUCTION OF DOCUMENTS — SILVER REVIEW — In response to a resolution of the Council on 30 July 2025 (on the motion of David Davis), relating to the Silver Review, the Clerk tabled —

- a schedule of the two documents identified within the scope of the Order; and
- a letter from the Attorney-General, dated 21 August 2025, making a claim of executive privilege in relation to two documents in full.

7 BUSINESS OF THE COUNCIL — Aiv Puglielli moved, by leave, That the following general business take precedence on Wednesday, 27 August 2025 —

(1) order of the day No. 1, second reading of the Safer Protest with a Registration System and a Ban on Face Coverings Bill 2025;

(2) order of the day No. 3, resumption of debate on the second reading of the Charter of Human Rights and Responsibilities Amendment (Right to Housing) Bill 2025;

(3) notice of motion No. 1002, standing in Rachel Payne's name referring matters relating to the development and expansion of waste-to-energy infrastructure to the Economy and Infrastructure Committee;

(4) notice of motion given this day by David Davis on increases in crime; and

(5) order of the day No. 71, resumption of debate on a motion on delivery of health services.

Question — put and agreed to.

8 COMMITTEE MEMBERSHIP — Aiv Puglielli moved, by leave, That Sarah Mansfield be a member of the Procedure Committee.

Question — put and agreed to.

9 MEMBERS' STATEMENTS — Members made statements.

10 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1047, be postponed until later this day.

11 BAIL FURTHER AMENDMENT BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Joe McCracken *(JMC03C)*, Katherine Copsey *(KC56C, KC57C and KC58C)* and Rachel Payne *(RP18C)* 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 commits to changes to the Bill so that it —

(1) does not exacerbate the risk of human rights abuses; and

(2) does not result in disproportionate incarceration of vulnerable groups, including women and First Nations peoples, leading to deaths in custody.".

Debate ensued.

On the motion of Lee Tarlamis, the debate was adjourned until later this day.

12 WORKER SCREENING AMENDMENT (STRENGTHENING THE WORKING WITH CHILDREN CHECK) BILL 2025 — The Acting President read a Message from the Assembly presenting *A Bill for an Act to amend the Worker Screening Act 2020 in relation to working with children and the time limit for prosecuting certain offences and for other purposes* and requesting the agreement of the Council.

On the motion of Enver Erdogan, the Bill was read a first time.

Pursuant to Standing Order 14.35, Enver Erdogan declared the Bill to be an urgent bill and moved, That the Bill be treated as an urgent bill.

Question — put and agreed to.

Enver Erdogan laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Enver Erdogan moved, That the Bill be now read a second time.

Enver Erdogan incorporated the second reading speech in Hansard.

Debate ensued.

[Sitting suspended from 6.25 pm to 7.33 pm]

Question — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

13 BAIL FURTHER AMENDMENT BILL 2025 — Debate resumed 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 commits to changes to the Bill so that it —

(1) does not exacerbate the risk of human rights abuses; and

(2) does not result in disproportionate incarceration of vulnerable groups, including women and First Nations peoples, leading to deaths in custody.".

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; 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, 28

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; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Question — That the Bill be now read a second time — put and agreed to.

Bill read a second time.

The President ruled amendments 1, 4, 5 and 6 proposed to be moved during Committee of the whole by Joe McCracken *(JMC03C)* contravene Standing Order 7.06 as they are the same in substance as amendments proposed and resolved in the previous six months.

Bill committed to a Committee of the whole.

House in Committee.

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.

Bill further considered in Committee of the whole.

Business interrupted at the conclusion of the declared extension.

Gayle Tierney 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, 27 AUGUST 2025

Jaclyn Symes 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, 28

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; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 6

Katherine Copsey; 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.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

14 ADJOURNMENT — Lizzie Blandthorn moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 1.05 am until later this day.

ROBERT McDONALD
Clerk of the Legislative Council

No. 129 — Wednesday, 27 August 2025

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PAPERS —

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Advancing the Treaty Process with Aboriginal Victorians Act 2018 — under section 43 of the Act —

Advancing the Victorian Treaty Process — Report, 2024-25.

First Peoples' Assembly of Victoria — Report, 2024-25.

Auditor-General — Financial Management of Local Councils, August 2025 *(Ordered to be published)*.

* * * * *

PAPER PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following paper:

Response from the Minister for Planning to petition titled Renaming of Berwick Springs Lake (petition No. 678) (presented by Ann-Marie Hermans on 30 July 2025) *(released on 26 August 2025)*.

3 MEMBERS' STATEMENTS — Members made statements.

4 SAFER PROTEST WITH A REGISTRATION SYSTEM AND A BAN ON FACE COVERINGS BILL 2025 — David Davis laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

David Davis moved, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned for two weeks.

5 PRODUCTION OF DOCUMENTS — WORKER SCREENING UNIT AND WORKING WITH CHILDREN CHECKS APRIL 2025 REVIEW — Georgie Crozier (for David Davis) moved, That this House —

(1) notes that the Premier, the Hon. Jacinta Allan MP, stated on —

(a) 31 July 2025, that "…in April of this year I directed the Attorney-General and the Minister for Government Services to undertake a review of the Working with Children Check settings";

(b) 12 August 2025, that "…through the work that was commissioned in April to review the system, there have been strengthened arrangements with the worker-screening unit";

(c) 14 August 2025, that "…we have also, as a result of work taken back in April – work that has been undertaken by the Attorney and the Minister for Government Services – strengthened the worker-screening unit with regard to the Working with Children Check"; and

(2) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within 14 days of the House agreeing to this resolution, the review done by the Attorney-General and the Minister for Government Services that was commissioned in April 2025 and any documents used by the Attorney-General and Minister for Government Services for the review that influenced this change to the Worker Screening Unit and Working with Children Checks.

Debate ensued.

Question — put and agreed to.

6 PRODUCTION OF DOCUMENTS — SUBURBAN RAIL LOOP COSTINGS — David Davis moved, That this House —

(1) notes the Suburban Rail Loop costings were done ahead of the Suburban Rail Loop Business and Investment Case which was released publicly in August 2021;

(2) further notes that construction costs have increased significantly in the more than four years since the costing work was undertaken;

(3) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within 30 days of the House agreeing to this resolution —

(a) copies of all additional or updated costing undertaken and presented either to the Department and/or the Government to the date of the House agreeing to this resolution; and

(b) updates or refreshed costings or newly initiated costings works, including estimates of overall cost for the Cheltenham to Box Hill component or other components of the Suburban Rail Loop.

Debate ensued.

Question — put and agreed to.

7 CHARTER OF HUMAN RIGHTS AND RESPONSIBILITIES AMENDMENT (RIGHT TO HOUSING) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

8 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of Georgie Crozier, the answers given by Lizzie Blandthorn to questions relating to the Working with Children Checks – Ombudsman's recommendations (QwN 1022) were ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Illegal rubbish dump (QwN 1021)** — substantive and supplementary questions asked by Aiv Puglielli — response from Gayle Tierney due Friday, 29 August 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 CHARTER OF HUMAN RIGHTS AND RESPONSIBILITIES AMENDMENT (RIGHT TO HOUSING) BILL 2025 — Debate continued on the question, That the Bill be now read a second time.

On the motion of Aiv Puglielli, the debate was adjourned until later this day.

10 ECONOMY AND INFRASTRUCTURE COMMITTEE — DEVELOPMENT AND EXPANSION OF WASTE-TO-ENERGY INFRASTRUCTURE — Rachel Payne moved, That this House requires the Economy and Infrastructure Committee to inquire into, consider and report, by August 2026, on the development and expansion of waste-to-energy (WtE) infrastructure in Victoria, including —

(1) the suitability of existing WtE infrastructure plans and policies, including —
   (a) the proximity of WtE projects to residential communities and transport infrastructure;
   (b) annual caps on waste that can be used in thermal WtE processing;
(2) economic, social, and environmental consequences of WtE, including from —
   (a) the terms of commercial arrangements between proposed WtE operators and governments;
   (b) separating recycling and organic material from WtE streams;
   (c) nature and management of emissions, toxic waste and ash byproducts;
   (d) the cost-benefit of WtE generation to consumers and businesses;
(3) alternative waste management approaches and emerging technologies that better align with circular economy principles, having regard to the recommendations of the Environment and Planning Committee's 2020 Inquiry into recycling and waste management and the role of WtE in the Victorian Government's circular economy plan;
(4) the adequacy of community consultation and social licensing; and
(5) any other related matters.

Debate ensued.

David Ettershank moved, as amendments —

1. In paragraph (1)(a), **omit** "proximity of WtE projects to" and **replace** it with "impact of WtE projects on".
2. After paragraph (1)(b), **insert** the following new paragraph:
   "(c) the regulatory framework to establish and manage WtE facilities;".
3. In paragraph (2), **omit** "economic, social, and environmental consequences" and **replace** it with "the impact".
4. **Omit** paragraph (2)(a).
5. In paragraph (2)(c), **omit** "toxic".
6. In paragraph (3), **omit** "better" and **replace** it with "also".
7. In paragraph (3), after "circular economy plan" **insert** ", including Victoria's landfill management, capacity and strategy".
8. In paragraph (4), **omit** "and social licensing".

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — That the amendments moved by David Ettershank be agreed to — put and agreed to.

Question — That the motion, amended as follows, be agreed to — That this House requires the Economy and Infrastructure Committee to inquire into, consider and report, by August 2026, on the development and expansion of waste-to-energy (WtE) infrastructure in Victoria, including —

(1) the suitability of existing WtE infrastructure plans and policies, including —
   (a) the impact of WtE projects on residential communities and transport infrastructure;
   (b) annual caps on waste that can be used in thermal WtE processing;
   (c) the regulatory framework to establish and manage WtE facilities;
(2) the impact of WtE, including from —
   (a) separating recycling and organic material from WtE streams;
   (b) nature and management of emissions, waste and ash byproducts;
   (c) the cost-benefit of WtE generation to consumers and businesses;
(3) alternative waste management approaches and emerging technologies that also align with circular economy principles, having regard to the recommendations of the Environment and Planning Committee's 2020 Inquiry into recycling and waste management and the role of WtE in the Victorian Government's circular economy plan, including Victoria's landfill management, capacity and strategy;
(4) the adequacy of community consultation; and
(5) any other related matters — put.

The Council divided — The President in the Chair.

AYES, 18

Ryan Batchelor; Katherine Copsey; Enver Erdogan; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 10

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Joe McCracken.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

11 ASSENT TO ACT — The President read a Message from the Lieutenant-Governor informing the Council that he had, this day, given the Royal Assent to the following Act presented to him by the Clerk of the Parliaments:

Worker Screening Amendment (Strengthening the Working with Children Check) Act 2025.

12 INCREASES IN CRIME — David Davis moved, That this House —

(1) notes —

(a) the recent serious and violent home invasions across metropolitan Melbourne, including home invasions in Kew;

(b) the aggravated retail burglaries in retail outlets, including supermarkets, across Melbourne;

(c) comments of Mr Anthony Heraghty, CEO of the Super Retail Group;

(d) concern regarding community safety in country Victoria;

(e) the lack of police resources available in our suburbs; and

(2) expresses legitimate concern at the failure of the Allan Labor Government to control this serious situation putting many Victorians at risk.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 13

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Joe McCracken; Nick McGowan; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 17

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; David Ettershank; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Harriet Shing; Ingrid Stitt; Lee Tarlamis; Sonja Terpstra; Gayle Tierney.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

13 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.

14 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

15 PETITIONS (QUALIFYING FOR DEBATE) — CANCEL PLANS TO COMMISSION A STATUE OF FORMER PREMIER DANIEL ANDREWS — Moira Deeming moved, That the petition be taken into consideration.

Debate ensued.

The President advised that the time allocated for debate had concluded.

Question — put.

The Council divided — The President in the Chair.

AYES, 8

Gaelle Broad; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Joe McCracken; Nick McGowan; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 13

Ryan Batchelor; John Berger; David Ettershank; Jacinta Ermacora; Michael Galea; Shaun Leane; Tom McIntosh; Rachel Payne; Harriet Shing; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

16 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1043, be postponed until later this day.

17 PARLIAMENTARY ETHICS COMMITTEE MEMBERSHIP — Jaclyn Symes moved, That Gaelle Broad, Tom McIntosh and Richard Welch be members of the Parliamentary Ethics Committee.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Gaelle Broad; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; Joe McCracken; Nick McGowan; Tom McIntosh; 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, 8

Katherine Copsey; David Ettershank; Anasina Gray-Barberio; David Limbrick; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

18 ADJOURNMENT — Gayle Tierney moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.16 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 130 — Thursday, 28 August 2025

1 The President took the Chair at 9.33 am, read the Prayer and made an Acknowledgement of Country.

2 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Major Events Act 2009 — Major Sporting Event Orders, of 26 August 2025, under section 22 of the Act, for the following NBA x NBL Melbourne Series 2025 Tour to be held at Rod Laver Arena —

New Orleans Pelicans v Melbourne United on 3 October 2025.

New Orleans Pelicans v South East Melbourne Phoenix on 5 October 2025.

Planning and Environment Act 1987 — Notices of approval of the —

Baw Baw Planning Scheme — Amendment C151.

Bayside Planning Scheme — Amendment C209.

Boroondara Planning Scheme — Amendment C420.

Campaspe Planning Scheme — Amendment C127.

Maroondah Planning Scheme — Amendment C153.

Stonnington Planning Scheme — Amendment C353.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule No. 82.

3 PRODUCTION OF DOCUMENTS — INITIAL REVIEW OF VICTORIA'S WORKING WITH CHILDREN SCHEME — The Clerk tabled a letter from the Attorney-General, dated 25 August 2025, in response to a resolution of the Council on 30 July 2025 (on the motion of Rachel Payne), relating to the Initial review of Victoria's Working with Children scheme, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

4 SITTING OF THE COUNCIL — Gayle Tierney moved, That the Council, at its rising, adjourn until Tuesday, 9 September 2025.

Question — put and agreed to.

5 MEMBERS' STATEMENTS — Members made statements.

6 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1047, be postponed until later this day.

7 WAGE THEFT AMENDMENT BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and, by leave, read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

Business interrupted at 12.00 noon.

8 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of Georgie Crozier, the answers given by Lizzie Blandthorn to questions relating to Working with Children Checks – overseas criminal history (QwN 1035) were ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Lakes Entrance Fishermen's Co-op (QwN 1034)** — substantive and supplementary questions asked by Jeff Bourman — response from Jaclyn Symes due Monday, 1 September 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 NATIONAL ELECTRICITY (VICTORIA) AMENDMENT (VICGRID STAGE 2 REFORM) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

David Davis *(DD188C)*, Rikkie-Lee Tyrrell *(RT11C),* Sarah Mansfield *(SMA37C)* and David Ettershank *(DE08C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put.

The Council divided — The President in the Chair.

AYES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

[Sitting suspended from 6.30 pm to 7.32 pm]

Bill further considered in Committee of the whole.

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.

Bill further considered in Committee of the whole.

Business interrupted at the conclusion of the declared extension.

Gayle Tierney 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.

Bill reported with amendments, the Report was adopted.

Ingrid Stitt moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 21

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; 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; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill with amendments and requesting their agreement.

10 AUSTRALIAN GRANDS PRIX AMENDMENT BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Australian Grands Prix Act 1994 in relation to the race period, the definition of grand prix insignia, acting appointments and public access areas, to provide for the Australian Grand Prix Corporation to host approved events and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Gayle Tierney), 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 David Davis, the debate was adjourned for one week.

11 DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (MEDICATION ADMINISTRATION IN RESIDENTIAL AGED CARE) BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Drugs, Poisons and Controlled Substances Act 1981 to further provide for the administration of medication to residents in aged care 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 Georgie Crozier, the debate was adjourned for one week.

12 STATUTE LAW REVISION BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to revise the statute law of Victoria* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Harriet Shing laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Harriet Shing moved, That the Bill be now read a second time.

Harriet Shing incorporated the second reading speech in Hansard.

On the motion of David Davis, the debate was adjourned for one week.

13 ADJOURNMENT — Harriet Shing moved, That the House do now adjourn.

Debate ensued.

The Council continued to sit after 12.00 midnight.

FRIDAY, 29 AUGUST 2025

Debate continued.

The Council adjourned at 12.14 am until Tuesday, 9 September 2025.

ROBERT McDONALD
Clerk of the Legislative Council

Published under the authority of the Legislative Council, Parliament of Victoria

COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 128, 129 and 130

WORKER SCREENING AMENDMENT (STRENGTHENING THE WORKING WITH CHILDREN CHECK) BILL 2025

Committed Tuesday, 26 August 2025

Amendments circulated: Georgie Crozier (GC78C) (pp. 1146-51)

Clause 1 — Georgie Crozier *(GC78C)* circulated amendments proposed to be moved during Committee of the whole.

Georgie Crozier moved amendment Nos. 1 and 2 *(GC78C)*.

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; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Adem Somyurek; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; 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 negatived.

Clause 1 — put and agreed to.

Clauses 2 to 16 — put and agreed to.

New Clause 16A — Georgie Crozier moved amendment No. 10 *(GC78C)*.

Question — That New Clause 16A stand part of the Bill — 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; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Adem Somyurek; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; 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 negatived.

Clauses 17 to 19 — put and agreed to.

Bill reported without amendment.

* * * * *

BAIL FURTHER AMENDMENT BILL 2025

Committed Tuesday, 26 August 2025

Amendments circulated: Katherine Copsey (KC56C, KC57C and KC58C) (pp. 1151-3), Joe McCracken (JMC03C) (pp. 1153-4) and Rachel Payne (RP18C) (p. 1155)

Clause 1 — Rachel Payne moved amendment No. 1 *(RP18C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 6

Katherine Copsey; 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, 28

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; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Katherine Copsey moved amendment No. 1 *(KC58C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 6

Katherine Copsey; 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, 28

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; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Joe McCracken moved amendment Nos. 2 and 3 *(JMC03C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 14

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; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; 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 negatived.

Clause 1 — put and agreed to.

Clauses 2 to 4 — put and agreed to.

Clause 5 — Katherine Copsey moved amendment No. 1 *(KC56C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 6

Katherine Copsey; 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, 28

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; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Katherine Copsey moved amendment Nos. 2 and 3 *(KC56C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 6

Katherine Copsey; 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, 28

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; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 5 — put and agreed to.

Clause 6 — Katherine Copsey moved amendment Nos. 4 to 6 *(KC56C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 6

Katherine Copsey; 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, 28

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; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 6 — put and agreed to.

Clauses 7 to 18 — put and agreed to.

New Clause 18A — Katherine Copsey moved amendment No. 1 *(KC57C)*.

Question — That New Clause 18A stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 6

Katherine Copsey; 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, 28

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; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clauses 19 to 23 — put and agreed to.

Bill reported without amendment.

* * * * *

NATIONAL ELECTRICITY (VICTORIA) AMENDMENT (VICGRID STAGE 2 REFORM) BILL 2025

Committed Thursday, 28 August 2025

Amendments circulated: David Davis (DD188C) (pp. 1155-6), David Ettershank (DE08C) (pp. 1157-8), Sarah Mansfield (SMA37C) (p. 1158) and Rikkie-Lee Tyrrell (RT11C) (p. 1158)

Clause 1 — David Davis moved amendment No. 1 *(DD188C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 16

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; 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; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Rikkie-Lee Tyrrell moved amendment No. 1 *(RT11C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

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; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 1 — put and agreed to.

Clauses 2 to 49 — put and agreed to.

Clause 50 — Sarah Mansfield moved amendment Nos. 1 and 2 *(SMA37C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 21

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; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; 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.

David Davis moved amendment Nos. 4 to 6 *(DD188C)*.

Question — That the amendments be agreed to — put and agreed to.

David Davis moved amendment No. 7 *(DD188C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 16

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; 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; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

David Davis moved amendment No. 8 *(DD188C)*.

Question — That the amendment be agreed to — put and negatived.

Clause 50, as amended — put and agreed to.

Clauses 51 to 60 — put and agreed to.

Clause 61 — Question — That Clause 61 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 21

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; 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; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clause 62 — put and agreed to.

New Clause 62A — David Ettershank moved amendment No. 1 *(DE08C)*.

Question — That New Clause 62A stand part of the Bill — put and agreed to.

Clause 63 — David Ettershank moved amendment No. 2 *(DE08C)*.

Question — That the amendment be agreed to — put and agreed to.

Question — That Clause 63, as amended, stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 21

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; 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; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clause 64 — Question — That Clause 64 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 21

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; 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; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clause 65 — David Ettershank moved amendment Nos. 3 to 5 *(DE08C)*.

Question — That the amendments be agreed to — put and agreed to.

David Ettershank moved amendment Nos. 6, 7, 9, 10 and 11 *(DE08C)*.

Question — That the amendments be agreed to — put and agreed to.

David Ettershank moved amendment No. 8 *(DE08C)*.

Question — That the amendment be agreed to — put and agreed to.

David Ettershank moved amendment Nos. 12 to 15 *(DE08C)*.

Question — That the amendments be agreed to — put and agreed to.

Question — That Clause 65, as amended, stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 21

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; 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; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clauses 66 to 75 — put and agreed to.

New Clause 75A — David Ettershank moved amendment No. 16 *(DE08C)*.

Question — That New Clause 75A stand part of the Bill — put and agreed to.

Clauses 76 to 77 — put and agreed to.

Bill reported with amendments.

AMENDMENTS CIRCULATED IN RELATION TO —

1. WORKER SCREENING AMENDMENT (STRENGTHENING THE WORKING WITH CHILDREN CHECK) BILL 2025

Amendments circulated by Georgie Crozier (GC78C)

1. Clause 1, page 2, line 20, omit "information." and insert "information; and".

2. Clause 1, page 2, after line 20 insert—

"(f) to make other amendments relating to the screening of persons who work with or care for children.".

NEW CLAUSES

3. Insert the following New Clause to follow clause 3—

'**3A How to apply for a WWC check**

(1) After section 54(1)(g) of the **Worker Screening Act 2020 insert**—

"(ga) if the child-related work in which the applicant is engaged or intends to engage is for profit or gain, be accompanied by evidence that the applicant has completed, within the previous 12 months, training about—

(i) the Child Safe Standards under the **Child Wellbeing and Safety Act 2005**; and

(ii) the mandatory reporting requirements under the **Children, Youth and Families Act 2005**; and".

(2) In section 54(2) of the **Worker Screening Act 2020**—

(a) before paragraph (a) **insert**—

"(aa) complete, in the form or manner determined by the Secretary, training about child sexual abuse and other forms of child abuse; and";

(b) for paragraph (b) **substitute**—

"(b) consent to enquiries being made about the applicant to any of the following in connection with the consideration of the application and, if a WWC clearance is given, from time to time while that clearance remains in force—

(i) the ACC;

(ii) any disciplinary or regulatory entity;

(iii) any person or source that the Secretary thinks fit; and".'.

NEW CLAUSES

4. Insert the following New Clauses to follow clause 5—

'**5A Determination of WWC category B application**

After section 63(1)(i) of the **Worker Screening Act 2020 insert**—

"(ia) any relevant information obtained from any other person or source in relation to the application; and".

5B Determination of WWC category C application

After section 65(2)(i) of the **Worker Screening Act 2020 insert**—

"(ia) any relevant information obtained from any other person or source in relation to the application; and".

5C New section 65A inserted

After section 65 of the **Worker Screening Act 2020 insert**—

"**65A Determination of application for a WWC check—general discretion to refuse**

(1) Despite anything to the contrary in this Division, the Secretary may refuse to give a WWC clearance on an application for a WWC check if, having regard to the factors set out in subsection (2), the Secretary is satisfied that giving the WWC clearance would pose an unjustifiable risk to the safety of children.

(2) For the purposes of subsection (1), the Secretary must have regard to—

(a) the likelihood of future threat to a child caused by the applicant; and

(b) any information given by the applicant in, or in relation to, the application; and

(c) any relevant information obtained from any other person or source in relation to the application; and

(d) any other matter that the Secretary considers relevant to the application.".

5D Secretary to notify applicant for WWC check of intention to exclude

(1) In section 66(1) of the **Worker Screening Act 2020**, for "or 65" **substitute** ", 65 or 65A to a person who does not already hold a WWC clearance".

(2) In section 66(2)(b) of the **Worker Screening Act 2020**, for "a WWC category B application or a WWC category C application" **substitute** "any other application for a WWC check".

5E Secretary must give WWC exclusion to applicant who fails to make submission within timeframe

In section 67 of the **Worker Screening Act 2020**—

(a) after "WWC check" **insert** "to whom a notice is given under section 66(1)";

(b) in paragraph (a), for "a notice" **substitute** "the notice".

5F Outcome of application for WWC check

In section 68(2) of the **Worker Screening Act 2020**, for "or 65" **substitute** ", 65 or 65A".

5G Duration of a WWC clearance

(1) In section 71 of the **Worker Screening Act 2020**, for "5 years" **substitute** "the period determined under subsection (2)".

(2) At the end of section 71 of the **Worker Screening Act 2020 insert**—

"(2) The period for the purposes of subsection (1) is—

(a) for a WWC clearance, the application for which specifies that the child-related work that the applicant engages in or intends to engage in is for profit or gain—3 years; or

(b) for any other WWC clearance—5 years.".

5H Re-assessment of eligibility to hold WWC clearance

(1) Before section 78(1) of the **Worker Screening Act 2020 insert**—

"(1AA) The Secretary may re-assess a person's eligibility to hold a WWC clearance if for any reason the Secretary considers that it is appropriate to do so.".

(2) For section 78(3) of the **Worker Screening Act 2020 substitute**—

"(3) For the purposes of Part 6.2 or 6.3, a person to whom an interim WWC exclusion has been given under section 88(1)(b) must be regarded as not holding a current WWC clearance for the period in which the interim WWC exclusion is in force.".

5I Suspension powers on re-assessment of WWC clearance

(1) Before section 79(1) of the **Worker Screening Act 2020 insert**—

"(1AA) The Secretary may suspend a person's WWC clearance pending the carrying out and completion of a re-assessment of that person's eligibility to hold a WWC clearance if the Secretary reasonably suspects that the person would pose an unjustifiable risk to the safety of children.".

(2) In section 79(1) of the **Worker Screening Act 2020**, for "Despite section 78(3) and subject" **substitute** "Subject".'.

NEW CLAUSES

5. Insert the following New Clauses to follow clause 7—

'**7A Determination of WWC category B re-assessment**

After section 85(1)(i) of the **Worker Screening Act 2020 insert**—

"(ia) any relevant information obtained from any other person or source in relation to the re-assessment; and".

7B Determination of WWC category C re-assessment

After section 87(2)(i) of the **Worker Screening Act 2020 insert**—

"(ia) any relevant information obtained from any other person or source in relation to the re-assessment; and".

7C New section 87AA inserted

After section 87 of the **Worker Screening Act 2020 insert**—

"**87AA Determination of re-assessment—general discretion to revoke**

(1) Despite anything to the contrary in this Division, the Secretary may revoke a WWC clearance on a re-assessment of the person's eligibility to hold a WWC clearance if, having regard to the factors set out in subsection (2), the Secretary is satisfied that the person holding the WWC clearance would pose an unjustifiable risk to the safety of children.

(2) For the purposes of subsection (1), the Secretary must have regard to—

(a) the likelihood of future threat to a child caused by the holder; and

(b) any information given by the holder in, or in relation to, the re-assessment; and

(c) any relevant information obtained from any other person or source in relation to the re-assessment; and

(d) any other matter that the Secretary considers relevant to the re-assessment.".'.

6. Clause 8, line 21, omit "Despite section 78(3), the" and insert "The".

NEW CLAUSES

7. Insert the following New Clauses to follow clause 8—

'**8A Submission sought from holder before determining to revoke WWC clearance**

(1) In section 88(1) of the **Worker Screening Act 2020**, for "or 87" **substitute** ", 87 or 87AA".

(2) In section 88(2)(b) of the **Worker Screening Act 2020**, for "a WWC category B re-assessment or a WWC category C re-assessment" **substitute** "any other re-assessment of a person's eligibility to hold a WWC clearance".

8B Revocation of WWC clearance on failure to provide information during re-assessment

In section 89(1) of the **Worker Screening Act 2020**, for "Despite section 78(3), if" **substitute** "If".

8C Revocation of WWC clearance after completing re-assessment and surrender of document

In section 91(1) of the **Worker Screening Act 2020**, for "or 87" **substitute** ", 87 or 87AA".'.

8. Clause 10, after line 29 insert—

'(1A) In section 105(1) of the **Worker Screening Act 2020**—

(a) for paragraph (b) **substitute**—

"(b) a decision to give a WWC exclusion on an application for a WWC check (other than a WWC category A application);";

(b) for paragraph (d) **substitute**—

"(d) a decision under section 85, 87 or 87AA to revoke a WWC clearance following a re-assessment.".'.

NEW CLAUSE

9. Insert the following New Clause to follow clause 11—

'**11A New section 108A inserted**

After section 108 of the **Worker Screening Act 2020 insert**—

"**108A Jurisdiction of VCAT—discretionary refusal or revocation by the Secretary**

(1) In a review of any of the following decisions, VCAT must determine whether in the particular circumstances it would be appropriate to refuse to give a WWC clearance, having regard to any matters to which the Secretary must have regard under section 65A(2)—

(a) a decision to give a WWC exclusion on an application for a WWC check that is refused under section 65A;

(b) a decision under section 87AA to revoke a WWC clearance following a re-assessment.

(2) VCAT must determine that it is appropriate to refuse to give a WWC clearance unless VCAT is satisfied that giving the WWC clearance would not pose an unjustifiable risk to the safety of children.

(3) Even if VCAT does not determine under subsection (1) or (2) that it would be appropriate to refuse to give a WWC clearance, VCAT must determine that it is appropriate to refuse to give the clearance unless it is satisfied that it is in the public interest to give the clearance.".'.

NEW CLAUSE

10. Insert the following New Clause to follow clause 16—

'**16A New section 130A inserted**

Before section 131 of the **Worker Screening Act 2020 insert**—

"**130A Secretary to provide Chief Commissioner of Police with information for Law Enforcement Assistance Program**

The Secretary must provide the Chief Commissioner of Police with the following information about each person who holds a WWC clearance or who has made an application for a WWC check for the purpose of the information being included in the electronic document and records management system known as the Law Enforcement Assistance Program—

(a) the full name of the person and any other names by which the person is or has been known;

(b) the date and place of birth of the person;

(c) the gender of the person;

(d) the residential address and telephone number of the person.".'.

2. BAIL FURTHER AMENDMENT BILL 2025

Amendments circulated by Katherine Copsey (KC56C)

1. Clause 5, line 24, after "burglary)" insert "in circumstances where what the intent that is alleged is the intent of committing an offence involving an assault to a person".

2. Clause 5, page 4, line 9, omit "(a)." and insert "(a); and".

3. Clause 5, page 4, after line 9, insert—

"(c) who is alleged to have used or threatened to use force against any other person in the commission of—

(i) the offence of which they are accused as referred to in paragraph (a); and

(ii) the offence for which they were on bail as referred to in paragraph (b).".

4. Clause 6, after line 9 insert—

"(ab) an offence against section 197(1) or (3) of the **Crimes Act 1958** that is not charged as arson; or".

5. Clause 6, line 16, omit "4;" and insert '4;".'.

6. Clause 6, lines 17 and 18, omit all words and expressions on these lines.

7. Clause 9, line 19, omit "or (4C)".

8. Clause 9, lines 28 to 30, omit all words and expressions on these lines.

9. Clause 9, page 9, lines 1 to 4, omit all words and expressions on these lines.

10. Clause 9, page 9, line 9, omit "or (4C)".

11. Clause 12, line 24, omit "**Schedules 4 and 5**" and insert "**Schedule 4**".

12. Clause 12, page 10, after line 7 insert—

"(1AA) Section 74 (theft).".

13. Clause 12, page 10, after line 29 insert—

"**Note**

An offence against section 197(1) or (3) of the **Crimes Act 1958** (destroying or damaging property) that is not charged as arson is also a Schedule 4 offence; see paragraph (ab) of the definition of ***Schedule 4 offence*** in section 3.".

14. Clause 12, page 11, after line 26 insert—

"(4) Section 73 (possession of a drug of dependence).".

15. Clause 12, page 21, line 4, omit "offence." and insert 'offence.".'.

16. Clause 12, page 21, lines 5 to 31, omit all words and expressions on these lines.

17. Clause 12, page 22, lines 1 to 31, omit all words and expressions on these lines.

18. Clause 12, page 23, lines 1 to 27, omit all words and expressions on these lines.

Amendment circulated by Katherine Copsey (KC57C)

NEW CLAUSE

1. Insert the following New Clause before clause 19—

'**18A Guiding principles**

In section 1B(1) of the Principal Act—

(a) in paragraph (d), for "procedures." **substitute** "procedures; and";

(b) after paragraph (d) **insert**—

"(e) taking into account issues that arise due to a person's Aboriginality when making a determination under this Act in relation to that person.".'.

Amendments circulated by Katherine Copsey (KC58C)

1. Clause 1, page 2, after line 13 insert—

"(iva) to provide that where that Act requires surrounding circumstances to be taken into account, this includes particular circumstances relating to family violence and social or economic disadvantage; and".

NEW CLAUSE

2. Insert the following New Division to follow Division 4 of Part 2—

'**Division 4A—Family violence and social or economic disadvantage**

17A Surrounding circumstances

(1) In section 3AAA(1)(h)(iv) of the Principal Act, after "impairment;" **insert** "or".

(2) After section 3AAA(1)(h)(iv) of the Principal Act **insert**—

"(v) being a victim of family violence; or

(vi) being a protected person (within the meaning of the **Family Violence Protection Act 2008)**; or

(vii) experiencing social or economic disadvantage, including homelessness and unstable housing;".'.

Amendments circulated by Joe McCracken (JMC03C)

1. Clause 1, page 2, after line 2 insert—

"(iia) to provide that the following offences are to be Schedule 2 offences—

(A) robbery; and

(B) burglary; and

(C) the offence of committing an indictable offence on bail; and

(D) the offence of contravening certain conduct conditions of bail undertakings; and".

2. Clause 1, page 2, line 24, omit "offence." and insert "offence; and".

3. Clause 1, page 2, after line 24 insert—

"(c) to further amend the **Summary Offences Act 1966** so that the offence of contravening certain conduct conditions applies to children on bail.".

NEW CLAUSES

4. After clause 10 insert—

'**10A Power of police officer, sheriff or authorised person**

In the note at the foot of section 10(5) of the Principal Act, for "Schedule 2 offences" **substitute** "certain Schedule 2 offences".

10B Power of bail justice to grant or refuse bail

In the note at the foot of section 10A(5) of the Principal Act, for "Schedule 2 **offences**" substitute "certain Schedule 2 offences".

10C Treason, murder, certain other offences

In section 13(4) of the Principal Act—

(a) in paragraph (a), for "person." **substitute** "person; or".

(b) after paragraph (a) **insert**—

"(b) the offence to which section 4AA(2)(c) or (d) relates is—

(i) an offence referred to in item 30H of Schedule 2; or

(ii) an offence referred to in item 30I of Schedule 2; or

(iii) an offence of conspiracy to commit, incitement to commit or attempting to commit an offence referred to in item 30H or 30I of Schedule 2.".

10D Accused on 2 or more undertakings of bail

(1) In section 13A(1) of the Principal Act, after "a Schedule 2 offence" **insert** "(other than an offence excepted by subsection (3))".

(2) After section 13A(2) of the Principal Act **insert**—

"(3) The following offences are excepted for the purposes of subsection (1)—

(a) an offence referred to in item 30H or 30I of Schedule 2;

(b) an offence of conspiracy to commit, incitement to commit or attempting to commit an offence referred to in item 30H or 30I of Schedule 2.".'.

5. Clause 11, line 15, before "For" insert "(1)".

6. Clause 11, after line 23 insert—

'(2) In item 22 of Schedule to the Principal Act, after paragraph (aab) **insert**—

"(aac) section 75 (robbery)

(aad) section 76 (burglary);".

(3) Before item 31 of Schedule 2 to the Principal Act **insert**—

"30H. An offence against section 30B (commit indictable offence while on bail).

30I. An offence against section 49F of the **Summary Offences Act 1966** (contravening certain conduct conditions of bail undertakings).".'.

7. Clause 22, after line 8 insert—

"(3) Section 49F(3) of the **Summary Offences Act 1966** is **repealed**.

(4) In section 49F(4) of the **Summary Offences Act 1966**, the definition of ***child*** is **repealed**.".

Amendments circulated by Rachel Payne (RP18C)

1. Clause 1, line 5, omit "that" and insert "that, for 3 years,".

NEW CLAUSE

2. After clause 5 insert—

'**5A New section 32D inserted**

After section 32C of the Principal Act **insert**—

"**32D Repeal of section 4F after 3 years**

On the third anniversary of the commencement of Division 1 of Part 2 of the **Bail Further Amendment Act 2025**—

(a) in section 4E(2)(b) **omit** "(whether because of section 4F or otherwise)";

(b) in section 4E(3) **omit** "(whether because of section 4F or otherwise)";

(c) section 4F is **repealed**;

(d) this section is **repealed**.".'.

3. Clause 20, line 26, omit 'undertaking.".' and insert "undertaking.".

4. Clause 20, after line 26 insert—

"(24F) An amendment made to this Act by section 32D as inserted by the **Bail Further Amendment Act 2025** applies to an application made, or an appeal commenced, under this act on or after the commencement of that amendment, regardless of when the offence is alleged to have been committed.".

3. NATIONAL ELECTRICITY (VICTORIA) AMENDMENT (VICGRID STAGE 2 REFORM) BILL 2025

Amendments circulated by David Davis (DD188C)

1. Clause 1, page 3, lines 20 to 23, omit all words and expressions on these lines.

2. Clause 1, page 3, lines 27 to 30, omit all words and expressions on these lines.

3. Clause 2, line 2, omit ", 3".

4. Clause 50, page 81, line 24, omit "Fund;" and insert "Fund.".

5. Clause 50, page 81, lines 25 and 26, omit all words and expressions on these lines.

6. Clause 50, page 82, lines 1 to 5, omit all words and expressions on these lines.

7. Clause 50, page 82, after line 28 insert—

"**93A Retailer to notify customer of Fund costs passed on**

(1) If a retailer passes a Fund cost on to a customer as described in subsection (2), the retailer must notify the customer of that cost.

(2) A retailer passes on a Fund cost to a customer if—

(a) the retailer charges the customer for electricity; and

(b) that charge includes an amount (a ***Fund cost***) that is subsequently to be paid to VicGrid (whether by the retailer or by any other entity) for payment into the REZ Community Energy Fund.

(3) A notification under subsection (1) must be made within 12 months of the Fund cost being passed on.

(4) In this section—

retailer has the same meaning as in the **Electricity Industry Act 2000**.".

8. Clause 50, page 85, after line 22 insert—

"**95A Retailer to notify customer of Fund costs passed on**

(1) If a retailer passes a Fund cost on to a customer as described in subsection (2), the retailer must notify the customer of that cost.

(2) A retailer passes on a Fund cost to a customer if—

(a) the retailer charges the customer for electricity; and

(b) that charge includes an amount (a ***Fund cost***) that is subsequently to be paid to VicGrid (whether by the retailer or by any other entity) for payment into the Traditional Owners Fund.

(3) A notification under subsection (1) must be made within 12 months of the Fund cost being passed on.

(4) In this section—

retailer has the same meaning as in the **Electricity Industry Act 2000**.".

9. Clause 59, omit this clause

10. Clause 61, omit this clause.

11. Division heading preceding clause 63, omit this heading.

12. Clause 63, omit this clause.

13. Clause 64, omit this clause.

14. Clause 65, omit this clause.

Amendments circulated by David Ettershank (DE08C)

NEW CLAUSE

1. Insert the following New Clause before clause 63—

'**62A Definitions**

In section 3 of the **Electricity Industry Act 2000 insert** the following definition—

"***public sector employee*** has the same meaning as in the **Public Administration Act 2004**;".'.

2. Clause 63, line 8, omit "person" and insert "public sector employee".

3. Clause 65, line 26, omit "person" and insert "public sector employee".

4. Clause 65, line 27, omit "person" and insert "public sector employee".

5. Clause 65, page 127, lines 1 to 7, omit all words and expressions on these lines.

6. Clause 65, page 132, line 6, omit "60" and insert "30".

7. Clause 65, page 137, line 26, omit "60" and insert "30".

8. Clause 65, page 139, after line 29 insert—

"(1A) In determining whether there are reasonable grounds for making the order, the Magistrates' Court must have regard to the extent to which an electricity corporation or the CEO VicGrid has complied with the relevant obligations described in subsection (1B) in relation to entering—

(a) onto the land in respect of which the application is made; and

(b) in the circumstances in relation to which entry is sought to be authorised under the entry order; and

(c) for the purpose for which entry is sought to be authorised under the entry order.

(1B) The relevant obligations for the purposes of subsection (1A) are obligations that—

(a) are imposed by the provisions of a Code of Practice referred to in section 93(5)(d); and

(b) require things to be done before (and not during or after) entry onto land.".

9. Clause 65, page 143, line 17, omit "60" and insert "30".

10. Clause 65, page 149, line 4, omit "60" and insert "30".

11. Clause 65, page 149, line 25, omit "60" and insert "30".

12. Clause 65, page 152, line 4, omit "6" and insert "4".

13. Clause 65, page 152, line 9, omit "6" and insert "4".

14. Clause 65, page 152, line 14, omit "6" and insert "4".

15. Clause 65, page 152, line 24, omit "6" and insert "4".

NEW CLAUSE

16. After clause 75 insert—

'**75A Magistrates' Court may make entry order**

In section 93BL(1A) of the **Electricity Industry Act 2000 omit** "or the CEO VicGrid".'.

Amendments circulated by Sarah Mansfield (SMA37C)

1. Clause 50, page 80, line 20, omit "subparagraph (i)." and insert "subparagraph (i); and".

2. Clause 50, page 80, after line 20 insert—

"(c) to, through the payment of grants of money from the Fund, support biodiversity outcomes in Victoria, including support for the implementation of biodiversity programs, and the carrying out of biodiversity research, in Victoria.".

3. Clause 50, page 81, line 24, omit "Fund;" and insert "Fund."

4. Clause 50, page 81, lines 25 and 26, omit all words and expressions on these lines.

5. Clause 50, page 82, lines 1 to 5, omit all words and expressions on these lines.

Amendments circulated by Rikkie-Lee Tyrrell (RT11C)

1. Clause 1, page 3, lines 27 to 30, omit all words and expressions on these lines.

2. Clause 2, line 2, omit ", 3".

3. Clause 61, omit this clause.

4. Division heading preceding clause 63, omit this heading.

5. Clause 63, omit this clause.

6. Clause 64, omit this clause.

7. Clause 65, omit this clause.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 131, 132 and 133

No. 131 — Tuesday, 9 September 2025

1 The President took the Chair at 12.03 pm, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACTS** — The President read a Message from the Governor informing the Council that she had, on 2 September 2025, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

Bail Further Amendment Act 2025
Wage Theft Amendment Act 2025.

3 **QUESTION TIME** —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — Ordered that the following answers be taken into consideration on the next day of meeting —

- On the motion of David Davis, the answers given by Jaclyn Symes to questions relating to ANZ job losses (QwN 1039).
- On the motion of David Davis, the answer given by Ingrid Stitt to the substantive question relating to Ukrainian community support (QwN 1043).

* * * * *

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:

- **Intersex protection system (QwN 1038)** — substantive and supplementary questions asked by Aiv Puglielli — response from Ingrid Stitt due Thursday, 11 September 2025.
- **Routine genetic testing in coronial investigations (QwN 1040)** — substantive and supplementary questions asked by Rachel Payne — response from Ingrid Stitt due Thursday, 11 September 2025.

- **Victorian Racing Tribunal (QwN 1042)** — substantive and supplementary questions asked by Georgie Purcell — response from Enver Erdogan due Thursday, 11 September 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

4 PAPERS —

COMMITTEE REPORT — SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled Alert Digest No. 12 of 2025 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Audit Act 1994 — Financial Audit of the Victorian Auditor-General's Office, year ended 30 June 2025, under section 81(4) of the Act.

Crown Land (Reserves) Act 1978 —

Order of 4 August 2025 giving approval to the granting of a licence at Alexandra Gardens Reserve.

Order of 16 August 2025 giving approval to the granting of a licence at Princes Park Reserve.

Order of 18 August 2025 giving approval to the granting of a lease at Batman Park.

Order of 29 August 2025 giving approval to the granting of two leases at Old Springfield Cheese Factory Reserve.

Gambling Regulation Act 2003 — Direction of the Minister for Casino, Gaming and Liquor Regulation of 18 August 2025 under section 3.8A.13A of the Act.

Interpretation of Legislation Act 1984 — Notice under section 32(3)(a)(iii) in relation to Statutory Rule No. 72 *(Gazette G35, 28 August 2025)*.

Planning and Environment Act 1987 — Notices of approval of the —

Greater Shepparton Planning Scheme — Amendment C246.

Macedon Ranges Planning Scheme — Amendment C161.

Port Phillip Planning Scheme — Amendment C229.

Victoria Planning Provisions — Amendments VC268 and VC283.

Statutory Rules under the following Acts of Parliament —

Aged Care Restrictive Practices Substitute Decision-maker Act 2024 — No. 86.

Borrowing and Investment Powers Act 1987 — No. 87.

Gambling Regulation Act 2003 — No. 81.

Road Safety Act 1986 — No. 83.

Spent Convictions Act 2021 — No. 78.

Supreme Court Act 1986 — Adoption Act 1984 — No. 84.

Supreme Court Act 1986 — No. 85.

Surveillance Devices Act 1999 — No. 79.

Victorian Energy Efficiency Target Act 2007 — No. 82.

Youth Justice Act 2024 — No. 80.

Subordinate Legislation Act 1994 —

Documents under section 15 in relation to Statutory Rule Nos. 31, 78, 79, 80, 81, 83, 84, 85 and 87.

Legislative instrument and related documents under section 16B in respect of a Direction of the Minister for Casino, Gaming and Liquor Regulation under section 3.8A.13A of the Gambling Regulation Act 2003.

* * * * *

PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

President's Report on overdue government responses to standing committee reports, as at 31 August 2025.

Response from the Premier to petition titled Cancel plans to commission a statue of former Premier Daniel Andrews (petition No. 651) (presented by Moira Deeming on 29 July 2025) *(released on 8 September 2025 – a non-sitting day)*.

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PROCLAMATION — The Clerk tabled a proclamation of the Lieutenant-Governor in Council fixing an operative date for the following Act:

Regulatory Legislation Amendment (Reform) Act 2025 — Divisions 2, 4 and 5 of Part 2 — 9 September 2025 *(Gazette S455, 26 August 2025).*

5 PRODUCTION OF DOCUMENTS —

ENERGY COSTS — The Clerk tabled a letter from the Attorney-General, dated 2 September 2025, in response to a resolution of the Council on 13 August 2025 (on the motion of David Davis), relating to energy costs, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

* * * * *

VICTORIA'S BUS NETWORK PLAN REVIEW — In response to the resolution of the Council on 6 March 2024 (on the motion of Trung Luu), and further to the Government's initial response on 19 March 2025, relating to Victoria's Bus Network Plan Review, the Clerk tabled —

- 38 documents in full, 22 documents in part and a schedule of 67 documents identified; and
- a letter from the Attorney-General, dated 5 September 2025, making a claim of executive privilege in relation to seven documents in full and 22 documents in part.

* * * * *

MUNICIPAL POPULATION TARGETS AND ACTIVITY CENTRES — In response to a resolution of the Council on 16 October 2024 (on the motion of David Davis), and further to the Government's initial response on 12 November 2024, relating to municipal population targets and activity centres, the Clerk tabled —

- a schedule of the 14 documents identified within the scope of the Order; and
- a letter from the Attorney-General, dated 5 September 2025, making a claim of executive privilege in relation to 14 documents in full.

PLAN MELBOURNE — In response to a resolution of the Council on 19 February 2025 (on the motion of Evan Mulholland), relating to Plan Melbourne, and further to the Government's initial response on 18 March 2025, the Clerk tabled a letter from the Attorney-General, dated 5 September 2025, advising that no documents were identified within the scope of the Order.

6 CONDOLENCE STATEMENTS — DETECTIVE LEADING SENIOR CONSTABLE NEAL THOMPSON AND SENIOR CONSTABLE VADIM DE WAART-HOTTART — Jaclyn Symes moved, by leave, That this House —

(1) expresses its deepest sorrow and heartfelt condolences to the families, friends and colleagues of Detective Leading Senior Constable Neal Thompson and Senior Constable Vadim De Waart-Hottart who were tragically killed in the line of duty, alongside another officer who was seriously injured and is still recovering, in Porepunkah on 26 August 2025;

(2) pays tribute to their exceptional courage, dedication and sacrifice; and

(3) honours their unwavering commitment to serving and protecting their community.

Other members addressed the House.

Members rose in their places for one minute's silence as a mark of respect and the question was agreed to unanimously.

7 BUSINESS OF THE HOUSE — PETITIONS (QUALIFYING FOR DEBATE) — David Davis moved, by leave, That this House authorises the petition titled 'Victorian Fisheries Authority Workforce changes' tabled by Bev McArthur on 12 August 2025 to be given precedence over all other items listed under Petitions (qualifying for debate) on Wednesday, 10 September 2025.

Question — put and agreed to.

8 BUSINESS OF THE COUNCIL — David Davis moved, by leave, That the following general business take precedence on Wednesday, 10 September 2025 —

(1) notice of motion given this day by David Davis on the emergency services tax;

(2) order of the day No. 1, listed for Wednesday, 10 September 2025, resumption of debate on the second reading of the Safer Protest with a Registration System and a Ban on Face Coverings Bill 2025; and

(3) notice of motion given this day by Jeff Bourman referring matters relating to Transurban's categorisation and tolling of private use of utility vehicles to the Economy and Infrastructure Committee.

Question — put and agreed to.

9 MEMBERS' STATEMENTS — Members made statements.

10 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1068, be postponed until later this day.

11 DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (MEDICATION ADMINISTRATION IN RESIDENTIAL AGED CARE) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Georgie Crozier *(GC80C)* circulated an amendment 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 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.

12 DOMESTIC BUILDING CONTRACTS AMENDMENT BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned until the next day of meeting.

13 ADJOURNMENT — Ingrid Stitt moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.05 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 132 — Wednesday, 10 September 2025

1 The President took the Chair at 9.33 am, read the Prayer and made an Acknowledgement of Country.

2 NATIONAL ELECTRICITY (VICTORIA) AMENDMENT (VICGRID STAGE 2 REFORM) BILL 2025 — The President read a Message from the Assembly informing the Council that they have agreed to the amendments made by the Council in this Bill.

3 PAPER PRESENTED UNDER AN ACT OF PARLIAMENT — The Clerk tabled the following paper:

Auditor-General — Responses to Performance Engagement Recommendations: Annual Status Update 2025, September 2025 *(Ordered to be published)*.

4 PRODUCTION OF DOCUMENTS — WORKER SCREENING UNIT AND WORKING WITH CHILDREN CHECK APRIL 2025 REVIEW — The Clerk tabled a letter from the Attorney-General, dated 7 September 2025, in response to a resolution of the Council on 27 August 2025 (on the motion of David Davis), relating to the Worker Screening Unit and Working with Children Check April 2025 review, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

On the motion of David Davis, the Attorney-General's letter was ordered to be taken into consideration on the next day of meeting.

5 MEMBERS' STATEMENTS — Members made statements.

6 PRODUCTION OF DOCUMENTS — MACHETE SAFE DISPOSAL BINS — David Limbrick moved, That this House, in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within 30 days of the House agreeing to this resolution, all invoices for the fabrication, transport and installation of the Machete Safe Disposal Bins.

Debate ensued.

The President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

7 PRODUCTION OF DOCUMENTS — FOUR-BIN WASTE AND RECYCLING SYSTEM — Bev McArthur moved, That this House —

(1) notes —

(a) the four-bin waste and recycling system is soon to be introduced to municipal collections across Victoria;

(b) that many municipal councils have expressed concerns about the cost of the 'fourth bin' and its likely impact on council collections;

(c) that this scheme is to be introduced parallel with the Government's container deposit scheme;

(2) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within four weeks of the House agreeing to this resolution —

(a) all documents relating to the cost impact of the 'fourth bin' proposal;

(b) all documents received from local councils by the Minister for Environment or the Department of Energy, Environment and Climate Action (DEECA) discussing or examining the implementation and impact of the scheme;

(c) all briefs to the Minister for Environment concerning the 'fourth bin'; and

(d) all documents examining the costs and impacts of the scheme and consultancies regarding the scheme and/or its impacts commissioned by the DEECA, the Department of Treasury and Finance or the Department of Premier and Cabinet.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

8 EMERGENCY SERVICES TAX — David Davis moved, That this House —

(1) notes that the Allan Labor Government's new emergency services tax, implemented from 1 July 2025, is listed on the 2025-26 municipal rates notices currently being received by Victorian homeowners and businesses, is a tax on households;

(2) further notes that the State Government's emergency services tax —

(a) will hit many Victorian families and small businesses hard during a cost-of-living crisis marked by increased State Government taxation, charges and rising energy costs;

(b) will impact harshly in Melbourne and country Victoria;

(c) sharply targets agriculture and primary production with higher charges;

(d) harshly impacts small businesses with a new tax on top of already surging taxes;

(e) will place pressure on municipalities adding to budgetary challenges and collection difficulties in an environment where council taxes are tightly rate capped, but the State Government household tax increase is not capped;

(f) will impact families on fixed incomes more sharply; and

(g) in some cases, makes up more than one-half of the total bill posted to the household or business by the local council.

Debate ensued.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

9 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of David Davis, the answers given by Harriet Shing to questions relating to alleged corruption on Big Build sites (QwN 1048) were ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Northern Victoria residents consultation (QwN 1049)** — substantive and supplementary questions asked by Rikkie-Lee Tyrrell — response from Jaclyn Symes due Friday, 12 September 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

10 EMERGENCY SERVICES TAX — Debate continued on the question, That this House —

(1) notes that the Allan Labor Government's new emergency services tax, implemented from 1 July 2025, is listed on the 2025-26 municipal rates notices currently being received by Victorian homeowners and businesses, is a tax on households;

(2) further notes that the State Government's emergency services tax —

(a) will hit many Victorian families and small businesses hard during a cost-of-living crisis marked by increased State Government taxation, charges and rising energy costs;

(b) will impact harshly in Melbourne and country Victoria;

(c) sharply targets agriculture and primary production with higher charges;

(d) harshly impacts small businesses with a new tax on top of already surging taxes;

(e) will place pressure on municipalities adding to budgetary challenges and collection difficulties in an environment where council taxes are tightly rate capped, but the State Government household tax increase is not capped;

(f) will impact families on fixed incomes more sharply; and

(g) in some cases, makes up more than one-half of the total bill posted to the household or business by the local council.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put.

The Council divided — The President in the Chair.

AYES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

11 SAFER PROTEST WITH A REGISTRATION SYSTEM AND A BAN ON FACE COVERINGS BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

On the motion of Renee Heath, the debate was adjourned until the next day of meeting.

12 ECONOMY AND INFRASTRUCTURE COMMITTEE — TRANSURBAN'S CATEGORISATION AND TOLLING OF PRIVATE USE OF UTILITY VEHICLES — Jeff Bourman moved, That this House —

(1) notes that —

(a) Victorian families are experiencing the worst cost-of-living crisis for many years;

(b) Transurban are projected to achieve a profit of $2.842 billion in 2025;

(c) CityLink has earned nearly $13 billion from tolls since opening in 2000, making it Transurban's most profitable road globally;

(d) in July 2025, CityLink's daily pass increased to $22, three times what it was when the road opened, and increased to $49 a day for the average family Ute;

(e) in 2024, families chose to purchase family Utes, such as the Ford Ranger, Toyota Hilux and the Isuzu Ute D-Max, with these vehicles being in the top five vehicles sold in Australia and accounting for approximately 22 per cent of all newly purchased vehicles that year;

(f) under Transurban's concession deed with the Government, tolls will increase annually by 4.25 per cent until 2029 and then in line with inflation;

(g) in NSW, Utes are categorised as Class 2 motor vehicles, meaning they are charged the same amount as smaller passenger vehicles;

(2) requires the Economy and Infrastructure Committee to inquire into, consider and report, by April 2026, on Transurban's categorisation and tolling of private use of utility vehicles, including —

(a) the financial burden placed on owners of these vehicles;

(b) differences in the categorisation of these vehicles in NSW;

(c) whether this categorisation is justified in light of —

(i) the profits derived by Transurban from its CityLink Tollway; and

(ii) toll increases from July 2025.

Debate ensued.

Question — put.

The Council divided — The Deputy President in the Chair.

AYES, 32

Ryan Batchelor; Melina Bath; John Berger; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Renee Heath; Ann-Marie Hermans; David Limbrick; 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, 5

Katherine Copsey; Anasina Gray-Barberio; 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.

13 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.

14 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

15 PETITIONS (QUALIFYING FOR DEBATE) — VICTORIAN FISHERIES AUTHORITY WORKFORCE CHANGES — Bev McArthur moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

16 ADJOURNMENT — Harriet Shing moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.05 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 133 — Thursday, 11 September 2025

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PAPERS —

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Independent Broad-based Anti-corruption Commission — Annual Plan, 2025-26 *(Ordered to be published).*

Parliamentary Committees Act 2003 — Government response to the Public Accounts and Estimates Committee's Report on the 2023-24 Financial and Performance Outcomes.

Parliamentary Workplace Standards and Integrity Commission — Report, 2024-25.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule No. 65.

Victorian Equal Opportunity and Human Rights Commission — 2024 Report on the Operation of the Charter of Human Rights and Responsibilities *(Ordered to be published).*

Voluntary Assisted Dying Review Board — Report, 2024-25.

* * * * *

PAPER PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following paper:

Response from the Minister for Planning to petition titled Rooming houses planning scheme requirements (petition No. 676) (presented by Wendy Lovell on 28 July 2025) *(released on 10 September 2025)*.

3 SITTING OF THE COUNCIL — Gayle Tierney moved, That the Council, at its rising, adjourn until Tuesday, 14 October 2025.

Question — put and agreed to.

4 MEMBERS' STATEMENTS — Members made statements.

5 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1086, be postponed until later this day.

6 DOMESTIC BUILDING CONTRACTS AMENDMENT BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Question — put.

The Council divided — The President in the Chair.

AYES, 38

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; 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, 1

David Limbrick.

(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 12.00 noon.

7 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of Georgie Crozier, the answers given by Gayle Tierney to questions relating to Skills First program payments to the CFMEU (QwN 1057) were ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Cost of corruption on Big Build projects (QwN 1053)** — supplementary question asked by David Davis — response from Jaclyn Symes due Friday, 12 September 2025.
- **Decriminalisation of cannabis (QwN 1055)** — substantive and supplementary questions asked by Rachel Payne — response from Enver Erdogan due Monday, 15 September 2025.
- **Extension of Yallourn Power Station operations (QwN 1060)** — substantive and supplementary questions asked by Katherine Copsey — response from Ingrid Stitt due Monday, 15 September 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

8 DOMESTIC BUILDING CONTRACTS AMENDMENT BILL 2025 — Bill further considered in Committee of the whole.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

9 BUSINESS POSTPONED — Ordered — That the consideration of order of the day, government business, No. 2, be postponed until later this day.

10 BUDGET PAPERS, 2025-26 — Debate resumed on the question, That the Budget Papers, 2025-26 be taken into consideration.

On the motion of Lee Tarlamis, the debate was adjourned until the next day of meeting.

11 CASINO AND GAMBLING LEGISLATION AMENDMENT BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Casino Control Act 1991 and the Gambling Regulation Act 2003 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 Renee Heath, the debate was adjourned for one week.

12 DOMESTIC ANIMALS AMENDMENT (REHOMING CATS AND DOGS AND OTHER MATTERS) BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Domestic Animals Act 1994 in relation to the rehoming of dogs and cats and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Gayle Tierney), 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 Renee Heath, the debate was adjourned for one week.

13 ADJOURNMENT — Lizzie Blandthorn moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 5.54 pm until Tuesday, 14 October 2025.

ROBERT McDONALD
Clerk of the Legislative Council

Published under the authority of the Legislative Council, Parliament of Victoria

COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 131, 132 and 133

DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (MEDICATION ADMINISTRATION IN RESIDENTIAL AGED CARE) BILL 2025

Committed Tuesday, 9 September 2025

Amendment circulated: Georgie Crozier (GC80C) (p. 1172)

Clauses 1 to 10 — put and agreed to.

New Clause 10A — Georgie Crozier moved amendment No. 1 *(GC80C)*.

Question — That New Clause 10A stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clauses 11 and 12 — put and agreed to.

Bill reported without amendment.

* * * * *

DOMESTIC BUILDING CONTRACTS AMENDMENT BILL 2025

Committed Thursday, 11 September 2025

Clauses 1 to 82 — put and agreed to.

Bill reported without amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. DRUGS, POISONS AND CONTROLLED SUBSTANCES AMENDMENT (MEDICATION ADMINISTRATION IN RESIDENTIAL AGED CARE) BILL 2025

Amendment circulated by Georgie Crozier (GC80C)

NEW CLAUSE

1. Insert the following New Clause to follow Clause 10—

'**10A New section 36G inserted**

After section 36F of the Principal Act **insert**—

"**36G Review of operation of this Division as amended by the Drugs, Poisons and Controlled Substances Amendment (Medication Administration in Residential Aged Care) Act 2025**

(1) The Minister must cause a review to be conducted of the operation of this Division as amended by the **Drugs, Poisons and Controlled Substances Amendment (Medication Administration in Residential Aged Care) Act 2025**.

(2) The review must be commenced after the second anniversary of the day on which the **Drugs, Poisons and Controlled Substances Amendment (Medication Administration in Residential Aged Care) Act 2025** comes into operation.

(3) The person who undertakes the review must give the Minister a written report of the review.

(4) The Minister must cause a copy of a report of the review to be tabled before each House of the Parliament no later than the third anniversary of the day on which the **Drugs, Poisons and Controlled Substances Amendment (Medication Administration in Residential Aged Care) Act 2025** comes into operation."'.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 134, 135 and 136

No. 134 — Tuesday, 14 October 2025

1 The President took the Chair at 12.02 pm, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACTS** — The President read a Message from the Governor informing the Council that she had, on 16 September 2025, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

Domestic Building Contracts Amendment Act 2025

Drugs, Poisons and Controlled Substances Amendment (Medication Administration in Residential Aged Care) Act 2025

National Electricity (Victoria) Amendment (VicGrid Stage 2 Reform) Act 2025.

3 **QUESTION TIME** —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — Ordered that the following answers be taken into consideration on the next day of meeting —

- On the motion of Georgie Crozier, the answers given by Lizzie Blandthorn to questions relating to allegations of abuse of children in residential care (QwN 1066).
- On the motion of Georgie Crozier, the answers given by Lizzie Blandthorn to questions relating to criminal offences by children in the child protection system (QwN 1067).

* * * * *

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:

- **Traralgon racetrack redevelopment (QwN 1064)** — substantive and supplementary questions asked by Georgie Purcell — response from Enver Erdogan due Thursday, 16 October 2025.

CONSTITUENCY QUESTIONS — Members asked constituency questions.

4 PETITIONS —

REVIEW CITY OF CASEY FEES AND PERMITS FOR PRIVATE LAND USE — Jeff Bourman presented a petition bearing 191 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government and the Minster for Local Government to urgently advocate to the City of Casey, and all other local councils, to review fees and permits relating to personal land use and advocate that these councils withdraw any similar permit schemes *(Ordered to be tabled).*

On the motion of Jeff Bourman, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

REDUCE PROBATIONARY DRIVING AGE — Gaelle Broad presented a petition bearing 4,168 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to reduce the minimum probationary driving age to 17 years and provide incentives for learner drivers to do professional driver training, like those offered in New South Wales *(Ordered to be tabled).*

On the motion of Gaelle Broad, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

MORE SERVICES FOR BUS ROUTE 506 — Anasina Gray-Barberio presented a petition bearing 1,151 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to restore Sunday services on bus route 506 and extend operating hours to at least 9.00 pm, seven days a week *(Ordered to be tabled).*

On the motion of Anasina Gray-Barberio, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

INTERSECTION OF CENTRE, O'GRADY AND HALLAM SOUTH ROADS, HALLAM — Ann-Marie Hermans presented a petition bearing 428 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to construct traffic lights, widen the road and provide for pedestrians at the intersection of Centre, O'Grady and Hallam South roads in Hallam, and implement a traffic management measure in the interim *(Ordered to be tabled).*

On the motion of Ann-Marie Hermans, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

ONLINE RENEWAL PORTAL FOR FIREARM LICENCES AND PRIVATE SECURITY LICENCES AND REGISTRATION — David Limbrick presented a petition bearing 76 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to introduce and implement an online renewal portal for firearms licences and private security licences and renewals that would replace the current paper-based payment and mailed application renewal process *(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.

EMERGENCY SERVICES AND VOLUNTEERS FUND — Joe McCracken presented a petition bearing 43,748 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to immediately cease the introduction of the Emergency Services and Volunteers Fund, ensure the current Fire Services Property Levy remains in place for the foreseeable future and commit to a genuine consultation process, which includes CFA and SES volunteers, farmers, emergency service workers and other interested parties, to develop a fairer way of funding Victorian emergency services *(Ordered to be tabled).*

The petition having received the required number of signatures, Joe McCracken listed the petition for future debate during Petitions (qualifying for debate).

5 PAPERS —

COMMITTEE REPORTS —

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sheena Watt tabled Alert Digest No. 13 of 2025 (including Appendices and a Minority Report) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

Sheena Watt moved, That the Council take note of the Report.

Debate ensued.

Question — put and agreed to.

* * * * *

LEGAL AND SOCIAL ISSUES COMMITTEE — Pursuant to Standing Order 23.22, Joe McCracken tabled a Report on the Inquiry into Ambulance Victoria (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.

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Audit Act 1994 — Revised Financial Audit of the Victorian Auditor-General's Office, year ended 30 June 2025, under section 81(4) of the Act.

Crown Land (Reserves) Act 1978 — Order of 9 July 2025 giving approval to the granting of a lease at Albert Park.

Interpretation of Legislation Act 1984 —

Notice under section 32(3)(a)(iii) in relation to Statutory Rule No. 31 *(Gazette G37, 11 September 2025)*.

Notice under section 32(4)(a)(iii) in relation to the Environment Protection Regulations 2021 *(Gazette G41, 9 October 2025)*.

Inquiries Act 2014 — Report of the Board of Inquiry into the McCrae landslide, September 2025 *(Ordered to be published) (released on 9 October 2025 – a non-sitting day)*.

Land Acquisition and Compensation Act 1986 — Minister's certificate of 12 September 2025 to not require the service of a notice of intention to acquire land, under section 7 of the Act.

Local Government Act 2020 — Commission of Inquiry into Whittlesea City Council *(Ordered to be published)*.

Parliamentary Workplace Standards and Integrity Commission — Matter involving the Member for Western Victoria Region and the Member for Warrandyte District — Investigation report, September 2025 *(Ordered to be published) (released on 23 September 2025 – a non-sitting day)*.

Planning and Environment Act 1987 — Notices of approval of the —

Ballarat Planning Scheme — Amendments C240 and C252.

Bayside Planning Scheme — Amendment C192.

Boroondara Planning Scheme — Amendment C419.

Casey Planning Scheme — Amendment C286.

Darebin Planning Scheme — Amendment C225.

Frankston Planning Scheme — Amendment C161.

Glen Eira Planning Scheme — Amendments C274 and C275.

Greater Geelong Planning Scheme — Amendment C481.

Horsham Planning Scheme — Amendment C89.

Hume Planning Scheme — Amendments C273, C274 and C280.

Hume, Knox, Melton and Wyndham Planning Schemes — Amendment GC261.

Latrobe and South Gippsland Planning Scheme — Amendment GC217.

Latrobe Planning Scheme — Amendment C149.

Melbourne Planning Scheme — Amendments C426 and C486.

Merri-bek Planning Scheme — Amendment C231.

Surf Coast Planning Scheme — Amendment C149.

Victoria Planning Provisions — Amendments VC288, VC289 and VC292.

Wyndham Planning Scheme — Amendment C281.

Yarra Planning Scheme — Amendment C317.

Yarriambiack Planning Scheme — Amendment C34.

Road Safety Camera Commissioner — Report, 2024-25.

Statutory Rules under the following Acts of Parliament —

Accident Towing Services Act 2007 — No. 97.

Agricultural and Veterinary Chemicals (Control of Use) Act 1992 — No. 88.

Births, Deaths and Marriages Registration Act 1996 — No. 92.

Confiscation Act 1997 — No. 90.

Conservation, Forests and Lands Act 1987 — No. 95.

EastLink Project Act 2004 — No. 98.

Food Act 1984 — No. 96.

Improving Cancer Outcomes Act 2014 — No. 89.

Melbourne City Link Act 1995 — No. 99.

Occupational Health and Safety Act 2004 — No. 103.

Road Management Act 2004 — No. 100.

Road Safety Act 1986 — Nos. 101 and 102.

Serious Offenders Act 2018 — No. 94.

Traditional Owner Settlement Act 2010 — No. 93.

Victorian Energy Efficiency Target Act 2007 — No. 91.

Subordinate Legislation Act 1994 —

Documents under section 15 in relation to —

Order under the Occupational Health and Safety Act 2004 relating to the Psychological health compliance code.

Statutory Rule Nos. 86, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102 and 103.

Legislative instrument and related documents under section 16B in respect of a Notice to fix fees under section 73 of the Victorian Energy Efficiency Target Act 2007.

Victorian Electoral Commission — Report to Parliament on the 2024 local government elections, October 2025.

Victorian Independent Remuneration Tribunal and Improving Parliamentary Standards Act 2019 — Guidelines No. 1/2025, effective 6 October 2025, under section 36 of the Act.

WorkSafe Victoria — Report of requests for the approval of persons or bodies by the Governor in Council, 2024-25, under section 10(2) of the Dangerous Goods Act 1985, section 11(2) of the Occupational Health and Safety Act 2004, and section 595(4) of the Workplace Injury Rehabilitation and Compensation Act 2013.

* * * * *

PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Government response to the Legal and Social Issues Committee's Report on the Inquiry into the Drugs, Poisons and Controlled Substances Amendment (Regulation of Personal Adult Use of Cannabis) Bill 2023.

Response from the Minister for Outdoor Recreation to petition titled Victorian Fisheries Authority workforce changes (petition No. 664) (presented by Bev McArthur on 12 August 2025) *(released on 7 October 2025)*.

Response from the Minister for Planning to petitions titled Reject the proposed Koyuga Nanneella wind farm (petition Nos. 576 and 685) (presented by Rikkie-Lee Tyrrell on 12 and 13 August 2025) *(released on 29 September 2025)*.

Responses from the Minister for Roads and Road Safety to petitions titled —

Safety improvements to the intersection of Main Street and Conness Street in Chiltern (petition No. 648) (presented by Wendy Lovell on 29 July 2025) *(released on 17 September 2025)*.

Safety work on Main and Conness Streets in Chiltern (petition No. 677) (presented by Wendy Lovell on 29 July 2025) *(released on 6 October 2025)*.

* * * * *

PROCLAMATIONS — The Clerk tabled proclamations of the Governor in Council fixing operative dates for the following Acts:

Bail Further Amendment Act 2025 — Whole Act, other than Division 2 of Part 2 — 30 September 2025 *(Gazette S518, 23 September 2025).*

Corrections Legislation Amendment Act 2025 — Remaining provisions — 11 September 2025 *(Gazette S488, 9 September 2025).*

6 PRODUCTION OF DOCUMENTS —

PROPERTY MARKET REVIEW 2022 — In response to a resolution of the Council on 13 August 2025 (on the motion of Aiv Puglielli), relating to the Property Market Review 2022, the Clerk tabled a letter from the Attorney-General, dated 10 October 2025, making a claim of executive privilege in relation to one document in full.

* * * * *

WATER GRID PLAN — In response to a resolution of the Council on 19 March 2025 (on the motion of Sarah Mansfield), and further to the Government's initial response on 13 May 2025, relating to the Water Grid Plan, the Clerk tabled —

- one document in full; and
- a letter from the Attorney-General, dated 10 October 2025.

* * * * *

FOUR-BIN WASTE AND RECYCLING SYSTEM — The Clerk tabled a letter from the Attorney-General, dated 10 October 2025, in response to a resolution of the Council on 10 September 2025 (on the motion of Bev McArthur), relating to the four-bin waste and recycling system, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

* * * * *

MACHETE SAFE DISPOSAL BINS — In response to a resolution of the Council on 10 September 2025 (on the motion of David Limbrick), relating to the Machete Safe Disposal Bins, the Clerk tabled —

- seven documents in full, and a schedule of the documents identified; and
- a letter from the Attorney-General, dated 10 October 2025.

* * * * *

SUBURBAN RAIL LOOP COSTINGS — The Clerk tabled a letter from the Attorney-General, dated 2 October 2025, in response to a resolution of the Council on 27 August 2025 (on the motion of David Davis), relating to the Suburban Rail Loop costings, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

7 BUSINESS OF THE COUNCIL — Georgie Purcell moved, by leave, That the following general business take precedence on Wednesday, 15 October 2025 —

(1) notice of motion given this day by Georgie Purcell on animal shelter obligations;
(2) notice of motion given this day by Rikkie-Lee Tyrrell on the Australian national and Victorian state flags;
(3) notice of motion given this day by David Davis on retail crime; and
(4) order of the day No. 1, resumption of debate on the second reading of the Safer Protest with a Registration System and a Ban on Face Coverings Bill 2025.

Question — put and agreed to.

8 MEMBERS' STATEMENTS — Members made statements.

9 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1086, be postponed until later this day.

10 AUSTRALIAN GRANDS PRIX AMENDMENT BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Katherine Copsey *(KC60C)* and Gayle Tierney *(GT10C)* 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.

Gayle Tierney moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 33

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Enver Erdogan; David Ettershank; 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; 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, 5

Katherine Copsey; Anasina Gray-Barberio; 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 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.

11 STATUTE LAW REVISION BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

On the motion of Ryan Batchelor, the debate was adjourned until the next day of meeting.

12 ADJOURNMENT — Harriet Shing moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.02 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 135 — Wednesday, 15 October 2025

1 The President took the Chair at 9.33 am, read the Prayer and made an Acknowledgement of Country.

2 PETITIONS —

LANG LANG STRATEGIC EXTRACTIVE RESOURCE AREA — Renee Heath presented a petition bearing 1,744 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to halt works on the Strategic Extractive Resource Areas (SERA) for the Lang Lang area until an updated Lang Lang Township

Strategy is formulated, and amend draft planning controls across the SERA to ensure community consultation is undertaken and considered before approval is granted for new and extended quarries *(Ordered to be tabled).*

On the motion of Renee Heath, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

REZONING OF ROSSDALE GOLF COURSE — Ann-Marie Hermans presented a petition bearing 2,042 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to oppose any rezoning of Rossdale Golf Course that bypasses council and community input, protect green space near Ramsar wetlands, support an independent financial review of Rossdale and strengthen planning laws to safeguard urban green space *(Ordered to be tabled).*

The petition having received the required number of signatures, Ann-Marie Hermans listed the petition for future debate during Petitions (qualifying for debate).

3 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General —

Relief and Recovery Funding for the 2022 Floods, October 2025 *(Ordered to be published)*.

Report, 2024-25.

Border Groundwaters Agreement Review Committee — Report, 2023-24.

Financial Management Act 1994 — Financial Report for the State of Victoria, 2024-25 (incorporating Quarterly Financial Report No. 4) *(Ordered to be published)*.

Victorian Local Government Grants Commission — Allocation Report, year ended 31 August 2025.

4 MEMBERS' STATEMENTS — Members made statements.

5 PRODUCTION OF DOCUMENTS — ALTERNATIVES TO DEMOLITION OF PUBLIC HOUSING SITES — Anasina Gray-Barberio moved, That this House —

(1) notes the Government's plan to demolish all of Melbourne's 44 high-rise public housing sites, with North Melbourne and Flemington estates being the first towers slated for demolition;

(2) further notes that during the public hearings held on Wednesday, 6 August 2025, for the Inquiry into the Redevelopment of Melbourne's Public Housing Towers, the Legislative Council Legal and Social Issues Committee heard Simon Newport, the CEO of Homes Victoria, confirm the existence of documents containing a cost-benefit analysis of other viable options to demolition, including retrofitting for all 44 towers; and

(3) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within two months of the House agreeing to this resolution, the document containing the cost-benefit analysis of other viable options to demolition including retrofitting for 120 Racecourse Road and 12 Holland Court in Flemington, and 33 Alfred Street in North Melbourne.

Debate ensued.

The President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

6 PRODUCTION OF DOCUMENTS — CORRUPTION IN THE CONSTRUCTION INDUSTRY — Richard Welch (for David Davis) moved, That this House —

(1) notes the negative impact of corruption on Victorian employees and businesses both large and small, and the impacts of corruption in the construction sector, including the increased costs of State Government major projects; and

(2) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within four weeks of the House agreeing to this resolution, copies of briefs relating to corruption in the construction sector, including the Big Build, and the cost of corruption in construction, provided by government departments to the Premier since 2018, to the Minister for Transport Infrastructure since 2018, to the Minister for Industrial Relations since 2018, and to the Treasurer since 2018.

Debate ensued.

Question — put and agreed to.

7 ANIMAL SHELTER OBLIGATIONS — Georgie Purcell moved, That this House —

(1) notes —

(a) the community has concerns over the circumstances in which a healthy 12-week-old puppy along with his litter mate and their mother were euthanised;

(b) a remaining sibling named Milly remains alive but her whereabouts unknown;

(c) the Lost Dogs Home's claims for killing these animals, including "genetics", "anti-social behaviour" and a "high risk of developing aggression", are contested by dog behaviour specialists;

(d) this incident is not isolated and concerns around transparency have been raised in the past;

(e) since shelters have been required to report the fate of animals, the Lost Dogs Home have —

(i) killed 662 cats and 355 dogs for behavioural reasons in 2023;

(ii) killed 971 cats and 611 dogs for behavioural reasons in 2024;

(f) Victorians have a right to know that all organisations, especially those who receive considerable government grant funding and public donations, use scientifically accurate methods for testing the re-homeability of animals;

(2) calls on the Government to commit to investigating —

(a) appointing an independent oversight mechanism to approve euthanasia for behavioural reasons by open-intake shelters;

(b) mandating pounds and shelters to offer all animals set to be euthanised for behavioural reasons to authorised pet rehoming organisations except in instances where an animal has been legally declared dangerous;

(c) requiring open-intake shelters to change to quarterly reporting on animal fate data; and

(d) ensuring animal data is more transparent and outlines what steps were taken when an animal is euthanised for behavioural reasons.

Debate ensued.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

8 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of Nick McGowan, the answers given by Lizzie Blandthorn to questions relating to the closure of Parentline (QwN 1076) were ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Pride Street Party (QwN 1069)** — substantive and supplementary questions asked by Aiv Puglielli — response from Harriet Shing due Friday, 17 October 2025.
- **Decriminalisation of cannabis (QwN 1075)** — substantive and supplementary questions asked by David Ettershank — response from Enver Erdogan due Friday, 17 October 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 ANIMAL SHELTER OBLIGATIONS — Debate continued on the question, That this House —

(1) notes —

(a) the community has concerns over the circumstances in which a healthy 12-week-old puppy along with his litter mate and their mother were euthanised;

(b) a remaining sibling named Milly remains alive but her whereabouts unknown;

(c) the Lost Dogs Home's claims for killing these animals, including "genetics", "anti-social behaviour" and a "high risk of developing aggression", are contested by dog behaviour specialists;

(d) this incident is not isolated and concerns around transparency have been raised in the past;

(e) since shelters have been required to report the fate of animals, the Lost Dogs Home have —

(i) killed 662 cats and 355 dogs for behavioural reasons in 2023;

(ii) killed 971 cats and 611 dogs for behavioural reasons in 2024;

(f) Victorians have a right to know that all organisations, especially those who receive considerable government grant funding and public donations, use scientifically accurate methods for testing the re-homeability of animals;

(2) calls on the Government to commit to investigating —

(a) appointing an independent oversight mechanism to approve euthanasia for behavioural reasons by open-intake shelters;

(b) mandating pounds and shelters to offer all animals set to be euthanised for behavioural reasons to authorised pet rehoming organisations except in instances where an animal has been legally declared dangerous;

(c) requiring open-intake shelters to change to quarterly reporting on animal fate data; and

(d) ensuring animal data is more transparent and outlines what steps were taken when an animal is euthanised for behavioural reasons.

Question — put and agreed to.

10 AUSTRALIAN NATIONAL AND VICTORIAN STATE FLAGS — Rikkie-Lee Tyrrell moved, That this House —

(1) notes that —

(a) the Australian national flag and the Victorian state flag are enduring symbols of the nation, representing Australian and Victorian history, values and unity;

(b) the deliberate desecration of the Australian and Victorian flags are not harmless acts of protest but a threatening act of aggression, a symbolic call to violence against Australia, its institutions and its people;

(c) 77 per cent of Australians polled by the Institute of Public Affairs believe that burning the Australian national flag should be against the law;

(d) 63 per cent of Australians polled by the Institute of Public Affairs believe that those who burn the Australian national flag should face jail time;

(e) 71 per cent of Australians polled by the Institute of Public Affairs believe that non-citizens who burn the Australian national flag should be deported; and

(2) calls on the Allan Labor Government to enact legislation to criminalise the desecration of the Australian national and Victorian state flags.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put.

The Council divided — The President in the Chair.

AYES, 17

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; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

11 AUSTRALIAN GRANDS PRIX AMENDMENT BILL 2025 — The President read a Message from the Assembly informing the Council that they have agreed to the amendments made by the Council in this Bill.

12 CRIME IN RETAIL SETTINGS — David Davis moved, That this House condemns the Allan Labor Government for failing to adequately respond to the surge in crime in retail settings in Victoria.

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, 19

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Aiv Puglielli; 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.

13 BUSINESS POSTPONED — Ordered — That the consideration of the remaining notices of motion and orders of the day, general business, be postponed until the next day of meeting.

14 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

Business interrupted at 5.55 pm, pursuant to Sessional Orders.

15 PETITIONS (QUALIFYING FOR DEBATE) — RENAMING OF BERWICK SPRINGS LAKE — Ann-Marie Hermans moved, That the petition be taken into consideration.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 3

Ann-Marie Hermans; David Limbrick; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 33

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Renee Heath; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

16 ADJOURNMENT — Lizzie Blandthorn moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.06 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 136 — Thursday, 16 October 2025

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PETITIONS —

REVERSE DECISION TO CLOSE PARENTLINE — Katherine Copsey presented a petition bearing 242 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to do whatever it can to keep Parentline open so it can continue to serve Victorian parents and guardians *(Ordered to be tabled).*

On the motion of Katherine Copsey, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

RENAMING OF BERWICK SPRINGS LAKE — Ann-Marie Hermans presented a petition bearing 1,610 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to revoke the unilateral renaming of Berwick Springs Lake, implement proper local community consultation regarding any future naming decision regarding the lake found in the Berwick Springs Reserve and investigate the processes which led to the unilateral approval by the Minister for Planning *(Ordered to be tabled).*

On the motion of Ann-Marie Hermans, the petition was ordered to be taken into consideration on the next day of meeting.

3 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Liquor Control Reform Act 1998 — Report, 2024-25 by the Chief Commissioner of Victoria Police, under section 148R of the Act.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule No. 105.

Surveillance Devices Act 1999 — Report, 2024-25 by the Game Management Authority, under section 30L of the Act.

Terrorism (Community Protection) Act 2003 — Report, 2024-25 by Victoria Police, under section 37F of the Act.

Voluntary Assisted Dying Review Board — Report, 2024-25 *(replacement for copy tabled on Thursday, 11 September 2025)*.

4 SITTING OF THE COUNCIL — Gayle Tierney moved, That the Council, at its rising, adjourn until Tuesday, 28 October 2025.

Question — put and agreed to.

5 MEMBERS' STATEMENTS — Members made statements.

6 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1108, be postponed until later this day.

7 DOMESTIC ANIMALS AMENDMENT (REHOMING CATS AND DOGS AND OTHER MATTERS) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Melina Bath *(MB13C)* and Georgie Purcell *(GP05C* and *GP08C)* circulated amendments proposed to be moved during Committee of the whole.

Business interrupted at 12.00 noon.

8 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Forest Fire Management vehicles (QwN 1079)** — substantive and supplementary questions asked by Rikkie-Lee Tyrrell — response from Gayle Tierney due Monday, 20 October 2025.
- **Bayside Health merger (QwN 1080)** — substantive and supplementary questions asked by Georgie Crozier — response from Ingrid Stitt due Monday, 20 October 2025.
- **Police force resourcing (QwN 1082)** — substantive and supplementary questions asked by Jeff Bourman — response from Enver Erdogan due Monday, 20 October 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 DOMESTIC ANIMALS AMENDMENT (REHOMING CATS AND DOGS AND OTHER MATTERS) BILL 2025 — Debate continued on the question, That the Bill be now read a second time.

Question — put and agreed to.

The Acting President advised that the President ruled certain amendments proposed to be moved during Committee of the whole by Georgie Purcell *(GP05C)* are outside the scope of the Bill and not reasonably connected to the subject matter of the Bill.

Georgie Purcell moved, by leave, That Standing Orders be suspended to the extent necessary to provide that it be an instruction to the Committee that they have the power to consider amendments and New Clauses to amend the *Cemeteries and Crematoria Act 2003* to provide that that Act does not prevent the placement and burial of animal remains in places of interment.

Question — put and agreed to.

Bill committed to a Committee of the whole.

House in Committee.

Bill reported with amendments, the Report was adopted.

Gayle Tierney moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 36

Ryan Batchelor; Melina Bath; John Berger; Jeff Bourman; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; 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, 1

David Limbrick.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill with amendments and requesting their agreement.

10 CASINO AND GAMBLING LEGISLATION AMENDMENT BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and, by leave, read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

11 STATUTE LAW REVISION BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and, by leave, read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

12 BUILDING LEGISLATION AMENDMENT (FAIRER PAYMENTS ON JOBSITES AND OTHER MATTERS) BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Building and Construction Industry Security of Payment Act 2002, the Building Act 1993, the Environment Effects Act 1978, the Heritage Act 2017 and the Planning and Environment Act 1987 and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing, 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 (except for the statement under section 85(5) of the *Constitution Act 1975*).

Harriet Shing made a statement pursuant to section 85(5) of the *Constitution Act 1975* on the reasons for altering or varying this section.

On the motion of Georgie Crozier, the debate was adjourned for one week.

13 MENTAL HEALTH LEGISLATION AMENDMENT BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Mental Health and Wellbeing Act 2022 in relation to the Mental Health Tribunal, information sharing and other matters, to amend the Crimes (Mental Impairment and Unfitness to be Tried) Act 1997 to abolish the Forensic Leave Panel and to provide for the functions and powers of the Mental Health Tribunal under that Act, to amend the Freedom of Information Act 1982 in relation to the Mental Health Tribunal, to amend the Health Services Act 1988 in relation to information sharing 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 Georgie Crozier, the debate was adjourned for one week.

14 PARKS AND PUBLIC LAND LEGISLATION AMENDMENT (CENTRAL WEST AND OTHER MATTERS) BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Carlton (Recreation Ground) Land Act 1966, the Crown Land (Reserves) Act 1978, the Forests Act 1958, the Great Ocean Road and Environs Protection Act 2020, the Heritage Rivers Act 1992, the Mineral Resources (Sustainable Development) Act 1990, the National Parks Act 1975 and the St. Kilda Land Act 1965 and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Gayle Tierney), 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 Georgie Crozier, the debate was adjourned for one week.

15 STATEWIDE TREATY BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to establish a First Peoples' representative and deliberative body named Gellung Warl, to amend the Advancing the Treaty Process with Aboriginal Victorians Act 2018 and the Treaty Authority and Other Treaty Elements Act 2022, to consequentially amend other Acts and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Lizzie Blandthorn), 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 Georgie Crozier, the debate was adjourned for one week.

16 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.10 pm until Tuesday, 28 October 2025.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 134, 135 and 136

AUSTRALIAN GRANDS PRIX AMENDMENT BILL 2025

Committed Tuesday, 14 October 2025

Amendments circulated: Katherine Copsey (KC60C) (p. 1196) and Gayle Tierney (GT10C) (pp. 1196-1200)

Clause 1 — Katherine Copsey moved amendment No. 1 *(KC60C)*.

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; David Davis; Moira Deeming; Enver Erdogan; 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 negatived.

Clause 1 — put and agreed to.

Clauses 2 to 5 — put and agreed to.

Clause 6 — Gayle Tierney moved amendment Nos. 1 to 3 *(GT10C)*.

Question — That the amendments be agreed to — put and agreed to.

Clause 6, as amended — put and agreed to.

Clauses 7 to 15 — put and agreed to.

New Clause 15A — Katherine Copsey moved amendment No. 2 *(KC60C)*.

Question — That New Clause 15A stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 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)

NOES, 29

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Enver Erdogan; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Bev McArthur; 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 negatived.

Clauses 16 to 21 — put and agreed to.

Clause 22 — Gayle Tierney moved amendment Nos. 4 and 5 *(GT10C)*.

Question — That the amendments be agreed to — put and agreed to.

Clause 22, as amended — put and agreed to.

Clauses 23 and 24 — put and agreed to.

Clause 25 — Katherine Copsey moved suggested amendment No. 5 *(KC60C)*.

Question — That the suggested amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 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)

NOES, 30

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Enver Erdogan; 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 negatived.

Clause 25 — put and agreed to.

New Clauses 25A and 25B — Gayle Tierney moved amendment No. 6 *(GT10C)*.

Question — That New Clauses 25A and 25B stand part of the Bill — put and agreed to.

Clauses 26 to 29 — put and agreed to.

Bill reported with amendments.

* * * * *

DOMESTIC ANIMALS AMENDMENT (REHOMING CATS AND DOGS AND OTHER MATTERS) BILL 2025

Committed Thursday, 16 October 2025

Amendments circulated: Melina Bath (MB13C) (pp. 1200-1) and Georgie Purcell (GP05C (and Alternative Amendment No. 2 (GP05C)) and GP08C) (pp. 1201-4)

Clause 1 — consideration of clause commenced.

Georgie Purcell, by leave, circulated Alternative Amendment No. 2 *(GP05C)*.

Georgie Purcell withdrew amendment No. 1 *(GP08C)*.

Clause 1 — Question — That Clause 1 stand part of the Bill — put and negatived.

New Clause 1 — Georgie Purcell moved Alternative Amendment No. 2 *(GP05C).*

Question — That New Clause 1 stand part of the Bill — put and agreed to.

Clause 2 — Georgie Purcell moved amendment No. 2 *(GP08C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 2, as amended — put and agreed to.

Clauses 3 and 4 — put and agreed to.

Part heading preceding clause 5 — Georgie Purcell moved amendment No. 3 *(GP08C)*.

Question — That the amendment be agreed to — put and agreed to.

Part heading preceding clause 5, as amended — put and agreed to.

Clause 5 — put and agreed to.

Clause 6 — Melina Bath moved amendment No. 1 *(MB13C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 13

Melina Bath; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 23

Ryan Batchelor; John Berger; 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; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 6 — put and agreed to.

Clause 7 — Georgie Purcell moved amendment No. 4 *(GP08C)*.

Question — That the amendment be agreed to — put and agreed to.

Georgie Purcell moved amendment Nos. 5 to 8 *(GP08C)*.

Question — That the amendments be agreed to — put and agreed to.

Clause 7, as amended — put and agreed to.

Clauses 8 to 23 — put and agreed to.

Division heading preceding clause 24 — Melina Bath moved amendment No. 2 *(MB13C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 13

Melina Bath; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 23

Ryan Batchelor; John Berger; 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; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clauses 24 to 33 — put and agreed to.

New Clause 33A — Georgie Purcell moved amendment No. 9 *(GP08C)*.

Question — That New Clause 33A stand part of the Bill — put and agreed to.

Clauses 34 to 37 — put and agreed to.

New Clauses 37A and 37B — Georgie Purcell moved amendment No. 10 *(GP08C)*.
Question — That New Clauses 37A and 37B stand part of the Bill — put and agreed to.

Clauses 38 to 41 — put and agreed to.

Clause 42 — Georgie Purcell moved amendment No. 11 *(GP08C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 42, as amended — put and agreed to.

Clause 43 — Georgie Purcell moved amendment No. 12 *(GP08C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 43, as amended — put and agreed to.

Clause 44 — Georgie Purcell moved amendment No. 13 *(GP08C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 44, as amended — put and agreed to.

Clauses 45 to 50 — put and agreed to.

New Clauses 50A and 50B — Georgie Purcell moved amendment No. 3 *(GP05C)*.
Question — That New Clauses 50A and 50B stand part of the Bill — put and agreed to.

Clause 51 — put and agreed to.

Long title — Georgie Purcell moved amendment No. 4 *(GP05C)*.
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. AUSTRALIAN GRANDS PRIX AMENDMENT BILL 2025

Amendments circulated by Katherine Copsey (KC60C)

1. Clause 1, lines 5 and 6, omit all words and expressions on these lines.

NEW CLAUSE

2. Insert the following New Clause to follow clause 15—

'**15A Membership**

(1) In section 10(1) of the Principal Act, after "Council" **insert** "by notice published in the Government Gazette".

(2) After section 10(2) of the Principal Act **insert**—

"(2A) Before appointing a member under this section, the Governor in Council must be satisfied that the person being appointed has not served as a Minister, Cabinet Secretary, Parliamentary Secretary or ministerial officer at any time in the 2 years immediately preceding the appointment.".'.

3. Clause 22, omit this clause.

4. Clause 23, omit this clause.

5. **Suggested amendment to the Legislative Assembly -**
Clause 25, line 24, omit "$200 000" and insert "$500 000".

6. Clause 28, lines 29 to 31 and page 20, lines 1 to 7, omit all words and expressions on these lines.

AMENDMENT OF LONG TITLE

7. Long title, omit "the race period,".

Amendments circulated by Gayle Tierney (GT10C)

1. Clause 6, page 4, line 14, omit "information." and insert "information; and".

2. Clause 6, page 4, after line 14 insert—

"(e) unless section 27CA applies, be made within one month after a declaration under section 27 of a declared area is made.".

3. Clause 6, page 5, after line 17 insert—

"**27CA Minister may direct Corporation to make public access area declaration**

(1) If the Corporation does not make a public access area declaration within one month after a declaration under section 27 of a declared area is made, the Minister may—

(a) request that the Corporation provide the reasons no public access area declaration was made; and

(b) direct the Corporation to make a public access area declaration.

(2) Before giving a direction under subsection (1)(b), the Minister must have regard to—

(a) the operational requirements of the Formula One event in respect of which the declared area will be in force; and

(b) safety considerations related to the event.".

4. Clause 22, line 23, omit "In section 27(b)" and insert "(1) In section 27(b)".

5. Clause 22, after line 24 insert—

'(2) At the end of section 27 of the Principal Act **insert**—

"(2) Before making a declaration under subsection (1)(b), the Ministers must have regard to—

(a) the operational requirements of the Formula One event in respect of which the declared area will be in force; and

(b) safety considerations related to the event.".'.

NEW CLAUSES

6. Insert the following new clauses to follow clause 25—

'25A Division 1 of Part 3 heading inserted

Before section 26 of the Principal Act, **insert** the following Division heading—

"**Division 1—General**".

25B New Division 2 of Part 3 inserted

At the end of Part 3 of the Principal Act **insert**—

"**Division 2—Annual compensation scheme**

42AA Definitions for this Division

In this Division—

annual compensation scheme means a scheme approved under section 42AAC(3);

direct loss method has the meaning given in section 42AAI;

eligible Albert Park tenant means an entity that holds a lease, licence or other agreement in the declared area for a race period in respect of a year where the lease, licence or other agreement was entered into before 1 January 2026;

fixed amount method has the meaning given in section 42AAH.

42AAB Corporation to make compensation payments to eligible Albert Park tenants

The Corporation must pay compensation to eligible Albert Park tenants in accordance with the annual compensation scheme.

42AAC Annual compensation scheme

(1) Each year, the Corporation must develop a draft annual compensation scheme for the purpose of payments under section 42AAB.

(2) Not later than 3 months after the end of the race period in relation to a year, the Corporation must prepare and submit the draft annual compensation scheme to the Minister for approval.

(3) The Minister may approve the draft annual compensation scheme if satisfied it is appropriate to do so, having regard to—

(a) the business plan under section 25; and

(b) in the case of any fixed amount method, the overall approach to assessing and calculating amounts.

42AAD Eligibility for compensation under the annual compensation scheme

(1) An eligible Albert Park tenant is eligible for compensation under the annual compensation scheme if the eligible Albert Park tenant has suffered direct losses or expenses as a result of a race period for a year being a period not exceeding 21 days.

(2) An entity is not eligible for compensation under the annual compensation scheme if a lease, licence or other agreement in the declared area to which the entity is a party is entered into on or after 1 January 2026.

(3) An eligible Albert Park tenant may be eligible for compensation under the annual compensation scheme even if the tenant has closed the business or other operation conducted pursuant to a lease, licence or other agreement in the declared area for a race period in respect of a year during that race period.

42AAE Compensation under section 30(5) not affected

Nothing in this Division affects the operation of section 30(5) in relation to an eligible Albert Park tenant.

42AAF Corporation may request information

For the purposes of developing and administering the annual compensation scheme in accordance with this Division, the Corporation may request an eligible Albert Park tenant to provide any information necessary for the Corporation to make a proper assessment of the compensation payable to that tenant, including specifying a time for the provision of that information.

42AAG Compensation to be by fixed amount method or direct losses method

(1) The Corporation must offer an eligible Albert Park tenant compensation from the annual compensation scheme by a fixed amount method based on a formula developed by the Corporation for calculating a fixed amount of compensation approved by the Minister in the annual compensation scheme approval.

(2) If the eligible Albert Park tenant offered compensation under subsection (1) elects not to accept the compensation by the fixed amount method, the tenant must—

(a) advise the Corporation that the tenant seeks compensation by the direct losses method for direct losses incurred due to the period of the race period in respect of a year being a period not exceeding 21 days; and

(b) provide in support independently audited financial statements.

42AAH What does the Corporation consider for fixed amount method of compensation?

The Corporation must consider the following when an eligible Albert Park tenant chooses compensation by the fixed amount method—

(a) the duration of the race period in respect of the year, being the race period minus 7 days and not exceeding a maximum of 14 days;

(b) the number of days the eligible Albert Park tenant was directly affected by the period referred to in paragraph (a);

(c) estimated losses by the eligible Albert Park tenant as a direct result of the period referred to in paragraph (a);

(d) whether the eligible Albert Park tenant is entitled to compensation under section 30(5) or any other payment or remuneration under an arrangement entered into between the Corporation and the tenant;

(e) any other matter the Corporation considers relevant.

42AAI What does the Corporation consider for direct losses method of compensation?

(1) The Corporation must consider the following when an eligible Albert Park tenant chooses compensation by the direct losses method—

(a) the duration of the race period declared for the year, being the race period minus 7 days and not exceeding a maximum of 14 days;

(b) the number of days the eligible Albert Park tenant was directly affected by the period referred to in paragraph (a);

(c) actual quantifiable losses incurred by the eligible Albert Park tenant as a direct result of the period referred to in paragraph (a) which—

(i) must be supported by independently audited financial statements; and

(ii) may benchmark direct losses by consideration of losses or profits in a comparison period in the previous year to the current year which are the same days in that previous year as the days for the race period in relation to the current year for which the compensation is sought;

Example

The race period for 2026 is 1 to 21 April 2026. The race period in relation to the year 2025 is 1 to 21 March 2025. The comparison period for losses or profits for the 2026 race period is 1 to 21 April 2025.

(d) whether the eligible Albert Park tenant is entitled to compensation under section 30(5) or any other payment or remuneration under an arrangement entered into between the Corporation and the tenant;

(e) any other matter the Corporation considers relevant.

(2) The Corporation may negotiate an amount of compensation with an eligible Albert Park tenant not exceeding the amount of direct loss claimed by the tenant.".'.

2. DOMESTIC ANIMALS AMENDMENT (REHOMING CATS AND DOGS AND OTHER MATTERS) BILL 2025

Amendments circulated by Melina Bath (MB13C)

1. Clause 6, page 5, line 13, omit "body" and insert "body, including a community foster care network,".

2. Division heading preceding clause 24, omit this heading.

3. Clause 24, omit this clause.

4. Clause 25, omit this clause.

5. Clause 26, omit this clause.

6. Clause 27, omit this clause.

7. Clause 28, omit this clause.

8. Clause 29, omit this clause.

9. Clause 30, omit this clause.

10. Clause 31, omit this clause.

11. Clause 32, omit this clause.

12. Clause 33, omit this clause.

13. Clause 34, omit this clause.

14. Clause 35, omit this clause.

15. Clause 36, omit this clause.

16. Clause 37, omit this clause.

17. Clause 42, lines 2 to 10, omit all words and expressions on these lines and insert—
'After section 68U(2)(b) of the Principal Act **insert**—

"(ba) for purchasing or obtaining from an authorised pet rehoming organisation, the source number of the pet rehoming organisation;".'.

18. Clause 43, line 14, omit "Part 5BA" and insert "Part 5B, 5BA".

19. Clause 44, lines 17 to 18, omit "Part 5BA" and insert "Part 5B, 5BA".

Amendments circulated by Georgie Purcell (GP05C)

1. Clause 1, omit this clause.

NEW CLAUSE

2. Insert the following New Clause before clause 2—

"**1 Purposes**

The purposes of this Act are—

(a) to amend the **Domestic Animals Act 1994**—

(i) to provide for an authorisation scheme for pet rehoming organisations to assist those organisations to rehome dogs and cats; and

(ii) to further provide for Councils to be informed about animals in foster care in their municipal districts; and

(iii) to provide for the collection of information about the outcome of efforts to rehome dogs and cats; and

(iv) to clarify the powers of authorised officers in relation to entering premises for certain purposes; and

(v) to provide for other minor and related matters; and

(b) to amend the **Cemeteries and Crematoria Act 2003** to provide that that Act does not prevent the placement and burial of animal remains in places of interment.".

NEW CLAUSES

3. Insert the following New Part after Part 6—

'**Part 6A—Amendment of Cemeteries and Crematoria Act 2003**

50A Power to make cemetery trust rules

After section 26(2)(g) of the **Cemeteries and Crematoria Act 2003 insert**—

"(ga) the placement and burial of animal remains in places of interment;".

50B New section 78A inserted

After section 78 of the **Cemeteries and Crematoria Act 2003 insert**—

"**78A Placement and burial of animal remains**

Nothing in this Act prevents the placement and burial of animal remains in a place of interment."'.

4. Long title, after "dogs and cats" insert "and the **Cemeteries and Crematoria Act 2003** in relation to the placement and burial of animal remains".

Alternative Amendment No. 2 circulated by Georgie Purcell (GP05C)

NEW CLAUSE

2. Insert the following New Clause before clause 2—

"**1 Purposes**

The purposes of this Act are—

(a) to amend the **Domestic Animals Act 1994**—

(i) to provide for a voluntary authorisation scheme for pet rehoming organisations to assist those organisations to rehome dogs and cats; and

(ii) to further provide for Councils to be informed about animals in foster care in their municipal districts; and

(iii) to provide for the collection of information about the outcome of efforts to rehome dogs and cats; and

(iv) to clarify the powers of authorised officers in relation to entering premises for certain purposes; and

(v) to provide for other minor and related matters; and

(b) to amend the **Cemeteries and Crematoria Act 2003** to provide that that Act does not prevent the placement and burial of animal remains in places of interment.".

Amendments circulated by Georgie Purcell (GP08C)

1. Clause 1, line 5, omit "an authorisation" and insert "a voluntary authorisation".

2. Clause 2, line 17, omit "2027" and insert "2028".

3. Part heading preceding clause 5, omit "**Pet**" and insert "**Voluntary pet**".

4. Clause 7, lines 3 and 4, omit "**Pet rehoming organisations**" and insert "**Voluntary pet rehoming organisation authorisation scheme**".

5. Clause 7, page 10, lines 26 to 28, omit "domestic animal business (other than an animal shelter or Council pound)" and insert "rearing domestic animal business or pet shop".

6. Clause 7, page 10, after line 28 insert—
"(3) In this section—

rearing domestic animal business means—
(a) a breeding domestic animal business; and

(b) a domestic animal business to which paragraph (e) of the definition of domestic animal business applies.".

7. Clause 7, page 13, lines 21 to 23, omit "domestic animal business (other than an animal shelter or Council pound)" and insert "rearing domestic animal business or pet shop".

8. Clause 7, page 14, after line 19 insert—
"(4) In this section—

rearing domestic animal business means—
(a) a breeding domestic animal business; and

(b) a domestic animal business to which paragraph (e) of the definition of domestic animal business applies.".

NEW CLAUSE

9. Insert the following New Clause after clause 33—
'**33A Persons who may inspect the information register**

(1) Section 68U(2)(b) of the Principal Act is **repealed**.

(2) In section 68U(3) of the Principal Act **omit** ", (b)(ii)".'.

NEW CLAUSES

10. Insert the following New Clauses after clause 37—
'**37A Offence to disclose information**

In section 100B(1) of the Principal Act (where twice occurring) **omit** "5B,".

37B Permitted disclosures

In section 100C of the Principal Act (wherever occurring) **omit** "5B,".'.

11. Clause 42, lines 2 to 10, omit all words and expressions on these lines and insert—
'After section 68U(2)(b) of the Principal Act **insert**—

"(ba) for purchasing or obtaining from an authorised pet rehoming organisation, the source number of the pet rehoming organisation;".'.

12. Clause 43, line 14, omit "Part 5BA" and insert "Part 5B, 5BA".

13. Clause 44, lines 17 to 18, omit "Part 5BA" and insert "Part 5B, 5BA".

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 137, 138 and 139

No. 137 — Tuesday, 28 October 2025

1 The President took the Chair at 12.02 pm, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACTS** — The President read a Message from the Governor informing the Council that she had, on 21 October 2025, given the Royal Assent to the following Acts presented to her by the Deputy Clerk of the Legislative Assembly:

Australian Grands Prix Amendment Act 2025
Casino and Gambling Legislation Amendment Act 2025
Statute Law Revision Act 2025.

3 **QUESTION TIME** —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

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QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Yallourn Power Station (QwN 1086)** — substantive and supplementary questions asked by Katherine Copsey — response from Ingrid Stitt due Thursday, 30 October 2025.
- **Forest Fire Management Victoria appliances (QwN 1088)** — substantive and supplementary questions asked by Jeff Bourman — response from Gayle Tierney due Thursday, 30 October 2025.
- **Non-lethal control methods for dingoes (QwN 1090)** — substantive and supplementary questions asked by Georgie Purcell — response from Gayle Tierney due Thursday, 30 October 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

4 PETITIONS —

ASSISTANCE DOG ACQUISITION AND TRAINING PROGRAM — Georgie Crozier presented a petition bearing 66 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to immediately introduce an assistance dog acquisition and training program in selected prisons to provide assistance dogs to current and former Police and Emergency Service workers suffering from post-traumatic stress injury (PTSI) and initiate funding to finance this program by adding one or two dollars to the cost of dog registrations across Victoria to be specifically reserved for this purpose *(Ordered to be tabled).*

* * * * *

STOP THE BAN ON NEW GAS CONNECTIONS — David Limbrick presented a petition bearing 148 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to stop the ban on new natural gas connections and remove all current and proposed policy and legislation to this effect being enforced on the Victorian people *(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.

5 PAPERS —

COMMITTEE REPORTS —

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sheena Watt tabled Alert Digest No. 14 of 2025 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

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PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Richard Welch tabled a Report on the 2025-26 Budget Estimates (including an Appendix) from the Public Accounts and Estimates Committee, and presented Transcripts of Evidence *(Transcripts of Evidence ordered to be tabled and the Report published).*

Richard Welch 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:

Health Complaints Commissioner — Report, 2024-25.

Interpretation of Legislation Act 1984 — Notice under section 32(3)(a)(iii) in relation to Statutory Rule No. 89/2025 *(Gazette G42, 16 October 2025).*

Planning and Environment Act 1987 — Notices of approval of the —

Boroondara Planning Scheme — Amendment C400.

Darebin Planning Scheme — Amendment C229.

Greater Shepparton Planning Scheme — Amendment C198.

Hume Planning Scheme — Amendment C278.

Knox Planning Scheme — Amendment C201.

Mildura Planning Scheme — Amendment C116.

Victoria Planning Provisions — Amendments VC294 and VC296.

Whittlesea Planning Scheme — Amendments C249 and C286.
Recycling Victoria — Report, 2024-25.
Regional Development Victoria — Report, 2024-25*.
Statutory Rules under the following Acts of Parliament —
Child Wellbeing and Safety Act 2005 — No. 107.
County Court Act 1958 — No. 112.
Criminal Procedure Act 2009 — No. 104.
Gambling Regulation Act 2003 — No. 106.
Magistrates' Court Act 1989 — No. 111.
Mineral Resources (Sustainable Development) Act 1990 — No. 108.
Surveillance Devices Act 1999 — No. 105.
Victorian Civil and Administrative Tribunal Act 1998 — No. 110.
West Gate Tunnel (Truck Bans and Traffic Management) Act 2019 — No. 109.
Subordinate Legislation Act 1994 —
Documents under section 15 in relation to Statutory Rule Nos. 104, 106, 107, 108, 109, 110 and 112.
Legislative instrument and related documents under section 16B in respect of the Energy Retail Code of Practice (Energy Consumer Reforms) Amendment 2025 under the Essential Services Commission Act 2001.
Surveillance Devices Act 1999 — Surveillance Devices Inspection Report by Integrity Oversight Victoria on its inspections of surveillance device records during the period 1 January 2024 to 30 June 2024, under section 30Q of the Act.
Victorian Electoral Commission (VEC) — Report, 2024-25*.

* * * * *

PROCLAMATIONS — The Clerk tabled proclamations of the Governor in Council fixing an operative date for the following Act:

Regulatory Legislation Amendment (Reform) Act 2025 — Division 1 of Part 6 — 20 November 2025 *(Gazette S576, 21 October 2025).*

The Clerk tabled proclamations of the Lieutenant-Governor in Council fixing operative dates for the following Acts:

Consumer and Planning Legislation Amendment (Housing Statement Reform) Act 2025 — Parts 9, 10 and 12 — 15 October 2025 *(Gazette S557, 14 October 2025).*

Mineral Resources (Sustainable Development) Amendment Act 2023 — Parts 1 and 3 — 20 October 2025 *(Gazette S557, 14 October 2025).*

6 BUSINESS OF THE COUNCIL — David Davis moved, by leave, That the following general business take precedence on Wednesday, 29 October 2025 —

(1) order of the day No. 16, second reading of the Independent Broad-based Anti-corruption Commission Amendment (Ending Political Corruption) Bill 2024;
(2) order of the day No. 1, resumption of debate on the second reading of the Safer Protest with a Registration System and a Ban on Face Coverings Bill 2025;
(3) notice of motion given this day by Richard Welch on the administration of the CFMEU; and
(4) notice of motion given this day by Sarah Mansfield on cohealth.

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* *together with the Minister's reported date of receipt.*

Question — put and agreed to.

7 MEMBERS' STATEMENTS — Members made statements.

8 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1114, be postponed until later this day.

9 STATEWIDE TREATY BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

[Sitting suspended from 6.28 pm to 7.32 pm]

Debate continued.

Question — put.

The Council divided — The President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a second time and ordered to be committed to a Committee of the whole on the next day of meeting.

10 BUILDING LEGISLATION AMENDMENT (FAIRER PAYMENTS ON JOBSITES AND OTHER MATTERS) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Business interrupted at 10.00 pm.

Ingrid Stitt declared, That the sitting be extended by up to one hour pursuant to Standing Order 4.08.

Debate continued.

On the motion of Harriet Shing, the debate was adjourned until the next day of meeting.

11 ADJOURNMENT — Harriet Shing moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 11.10 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 138 — Wednesday, 29 October 2025

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 **SUMMARY OFFENCES AMENDMENT (BEGGING) BILL 2025** — Rachel Payne introduced *A Bill for an Act to amend the Summary Offences Act 1966 to repeal an offence in relation to begging and for other purposes*.

On the motion of Rachel Payne, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

3 **PAPERS** —

PAPERS PRESENTED BY ORDER OF THE COUNCIL — Wendy Lovell, by leave, presented the:

Department of the Legislative Council Report, 2024-25 *(Ordered to be tabled).*
Department of Parliamentary Services Report, 2024-25 *(Ordered to be tabled).*

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General — Cybersecurity of IT Servers, October 2025 *(Ordered to be published)*.

Commission for Children and Young People — Report, 2024-25* *(Ordered to be published)*.

Disability Services Commissioner — Report, 2024-25*.

Independent Broad-based Anti-corruption Commission — Report, 2024-25 *(Ordered to be published)*.

Integrity Oversight Victoria — Report, 2024-25* *(Ordered to be published)*.

Parliamentary Integrity Adviser — Report, 2024-25.

Renewable Energy (Jobs and Investment) Act 2017 — Victorian Renewable Energy Targets — 2024-25 Progress Report, under section 8 of the Act.

Social Services Regulator — Report, 2024-25*.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule No. 111.

Surveillance Devices Act 1999 — Report, 2024-25 by the Victorian Fisheries Authority, under section 30L of the Act.

Victorian Disability Worker Commission and Disability Worker Registration Board of Victoria — Report, 2024-25*.

4 **BUSINESS OF THE COUNCIL** — Jaclyn Symes moved, by leave, That so much of the Standing and Sessional Orders be suspended to the extent necessary to enable —

(1) the sitting of the Council on Wednesday, 12 November 2025 to commence at 12.00 noon, and the order of business to be —

Messages
Questions
Formal business
Members' statements (up to 15 members)

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* *together with the Minister's reported date of receipt.*

Government business
At 6.30 pm Meal break
Government business (continues)
At 10.00 pm Adjournment (up to 20 members)

(2) the sitting of the Council on Thursday, 13 November 2025 to commence at 9.30 am, and the order of business to be —

Messages
Formal business
Members' statements (up to 15 members)
Private members bills — moving second readings of bills for which precedence has been ordered
Short form documents motion (up to 2 motions)
General business
At 12.00 noon Questions
General business (continues)
At 5.15 pm, or after 300 minutes of general business has elapsed (whichever is later) Statements on tabled papers and petitions (30 minutes)
Petitions (qualifying for debate) (30 minutes)
Government business (60 minutes)
Adjournment (up to 20 members)

(3) the sitting of the Council on Friday, 14 November 2025 to commence at 9.30 am, and the order of business to be —

Messages
Formal business
Members' statements (up to 15 members)
Government business
At 12.00 noon Questions
Government business (continues)
At 6.30 pm Meal break
Government business (continues)
At 10.00 pm Adjournment (up to 20 members)

(4) on Thursday, 13 November 2025, the following time limits for general business to apply —

General business (Standing Order 5.07)

Total time	70 minutes
Mover/Sponsor	20 minutes
Lead speakers	10 minutes
Remaining speakers	10 minutes
Mover/Sponsor, in reply	5 minutes

(5) any petitions listed for debate on the next sitting Wednesday in 'Petitions (qualifying for debate)' to be debated during 'Petitions (qualifying for debate)' on Thursday, 13 November 2025; and

(6) the Chair to interrupt the business before the House at 10.00 pm on Wednesday and Friday and Standing Order 4.08 to apply.

Question — put and agreed to.

5 MEMBERS' STATEMENTS — Members made statements.

6 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (ENDING POLITICAL CORRUPTION) BILL 2024 — Sarah Mansfield laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Sarah Mansfield moved, That the Bill be now read a second time.

By leave, Sarah Mansfield incorporated the second reading speech in Hansard.

On the motion of Lee Tarlamis, the debate was adjourned for two weeks.

7 PRODUCTION OF DOCUMENTS — CONTAINER DEPOSIT SCHEME — Bev McArthur moved, That this House —

(1) notes that —

(a) the State Government's Container Deposit Scheme (CDS) was introduced to encourage recycling and reduce litter across Victoria;

(b) concerns have been raised by councils, community members, retailers and beverage suppliers regarding government-imposed charges within the CDS framework;

(c) questions remain about how charges are calculated and applied, including in relation to containers that are not ultimately returned via the CDS but are placed into the yellow recycling bins;

(2) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within four weeks of the House agreeing to this resolution —

(a) all documents detailing the methodology used to determine government charges and handling fees under the CDS;

(b) all correspondence and briefings to or from the Minister for Environment and the Department of Energy, Environment and Climate Action concerning charges applied to containers that are not returned via the CDS but are placed into the yellow recycling bins;

(c) all cost-benefit analyses, modelling or financial projections underpinning the CDS fee structure; and

(d) all reports or reviews assessing the impact of the CDS charges on consumers, beverage producers and local councils.

Debate ensued.

The President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

8 PRODUCTION OF DOCUMENTS — WASTE-TO-ENERGY CAP LICENCES — David Ettershank moved, That this House —

(1) notes the failure of the Government to release documents relating to the granting of seven new waste-to-energy licences and the increase of permitted waste to be processed through waste-to-energy facilities to 2.35 million tonnes per annum;

(2) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within 30 days of the House agreeing to this resolution —

(a) a copy of each application to Recycling Victoria for cap licences; and

(b) a copy of Recycling Victoria's final report or similar documents, outlining the calculations and rationale behind the allocations of each cap licence.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

9 SAFER PROTEST WITH A REGISTRATION SYSTEM AND A BAN ON FACE COVERINGS BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

10 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of Richard Welch, the answers given by Harriet Shing to questions relating to the Suburban Rail Loop East cost estimates and analysis (QwN 1094) were ordered to be taken into consideration on the next day of meeting.

* * * * *

MINISTER'S STATEMENT TAKEN INTO CONSIDERATION — On the motion of Georgie Crozier, the minister's statement given by Jaclyn Symes relating to the Government's fiscal strategy was 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:

- **West Gate Tunnel ventilation stacks (QwN 1093)** — substantive and supplementary questions asked by David Ettershank — response from Gayle Tierney due Friday, 31 October 2025.
- **Free WIFI on regional train services (QwN 1095)** — substantive and supplementary questions asked by Jeff Bourman — response from Harriet Shing due Friday, 31 October 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

11 SAFER PROTEST WITH A REGISTRATION SYSTEM AND A BAN ON FACE COVERINGS BILL 2025 — Debate continued on the question, That the Bill be now read a second time.

Question — put.

The Council divided — The President in the Chair.

AYES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

12 BUSINESS POSTPONED — Ordered — That the consideration of notice of motion, general business, No. 1117, be postponed until later this day.

13 COHEALTH — Sarah Mansfield moved, That this House notes that —

(1) cohealth have announced they will end their GP and counselling services in Collingwood, Fitzroy and Kensington in December 2025 and close their Collingwood clinic in 2026;

(2) this will impact 12,500 community members who receive affordable, wrap-around health services at cohealth;

(3) community health centres play a critical role in our healthcare system, despite receiving only 0.3 per cent of Victoria's health infrastructure spend;

(4) cohealth's closure and reduction in services will be disastrous and will result in increased poverty, disadvantage, poor health and hospital overloading;

(5) since 2019 cohealth has requested support from the Victorian Government to rebuild their Collingwood health centre, alongside a fully funded build of 50 co-located community homes;

(6) the community health sector has been saying for years that the Medicare model for funding bulk-billing is not appropriate for the complex services their centres provide;

(7) Infrastructure Victoria has recommended that the Victorian Government increase community health funding to three per cent of their health infrastructure budget;

(8) operational funding for primary and community health funding is a shared responsibility between Federal and State Governments;

and calls on the Victorian Government to commit, by 30 November 2025, to funding a $4 million rescue package to save the GP and counselling services at all three centres and a minimum of $25 million to upgrade the Collingwood building, and to negotiate a shared commitment with the Federal Government for a long-term funding model for community health.

Debate ensued.

Question — put and agreed to.

14 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

15 PETITIONS (QUALIFYING FOR DEBATE) — INQUIRY INTO KOALA MANAGEMENT PRACTICES AND THE IMPACT OF THE BLUE GUM INDUSTRY ON KOALA POPULATIONS — Georgie Purcell moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

16 ADJOURNMENT — Harriet Shing moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.08 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 139 — Thursday, 30 October 2025

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 VOLUNTARY ASSISTED DYING AMENDMENT BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Voluntary Assisted Dying Act 2017 to improve the experience of voluntary assisted dying, to consequentially amend other Acts and for other purpose* and requesting the agreement of the Council.

On the motion of Ingrid Stitt, the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Ingrid Stitt laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Ingrid Stitt moved, That the Bill be now read a second time.

Ingrid Stitt incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier, the debate was adjourned for one week.

3 DOMESTIC ANIMALS AMENDMENT (REHOMING CATS AND DOGS AND OTHER MATTERS) 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.

4 COMMITTEE MEMBERSHIP — The President advised the House that Nick McGowan and Richard Welch resigned from the Public Accounts and Estimates Committee, effective from 29 October 2025.

5 PETITION — OPPOSE THE PROPOSED AMENDMENTS TO THE *VOLUNTARY ASSISTED DYING ACT 2017* — Evan Mulholland presented a petition bearing 2,903 signatures from certain citizens of Victoria requesting that the Legislative Council oppose the proposed amendments to the *Voluntary Assisted Dying Act 2017* when they come before the House *(Ordered to be tabled)*.

6 PAPERS —

PAPERS PRESENTED BY ORDER OF THE COUNCIL — Enver Erdogan, by leave, presented the:

Victoria Law Foundation Report, 2024-25 *(Ordered to be tabled).*

Victorian Law Reform Commission Report, 2024-25 *(Ordered to be tabled and published).*

Victorian Veterans Council Report, 2024-25 *(Ordered to be tabled).*

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PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Adult, Community and Further Education Board — Report, 2024-25*.

Adult Parole Board of Victoria — Report, 2024-25.

Agriculture Victoria Services Pty Limited — Report, 2024-25*.

Albury Wodonga Health — Report, 2024-25*.

Alexandra District Health — Report, 2024-25*.

Alfred Health — Report, 2024-25*.

Alpine Health — Report, 2024-25*.

Ambulance Victoria — Report, 2024-25*.

AMES Australia — Report, 2024-25*.

Architects Registration Board of Victoria — Minister's report of receipt of the 2024-25 Report*.

Austin Health — Report, 2024-25*.

Australian Centre for the Moving Image (ACMI) — Report, 2024-25*.

Australian Criminal Intelligence Commission — Chair of the Board of the Australian Criminal Intelligence Commission — Report, 2023-24.

Bairnsdale Regional Health Service — Report, 2024-25*.

Ballarat General Cemeteries Trust — Report, 2024-25*.

Barwon Health — Report, 2024-25*.

Barwon Region Water Corporation — Report, 2024-25*.

Bass Coast Health — Report, 2024-25*.

Beaufort and Skipton Health Service — Report, 2024-25*.

Beechworth Health Service — Report, 2024-25*.

Benalla Health — Report, 2024-25*.

Bendigo Health — Report, 2024-25*.

Boort District Health — Report, 2024-25*.

Breakthrough Victoria Pty Ltd — Report, 2024-25*.

Calvary Health Care Bethlehem Limited — Report, 2024-25*.

Casterton Memorial Hospital — Report, 2024-25*.

Cenitex — Report, 2024-25.

Central Gippsland Health Service — Report, 2024-25*.

Central Gippsland Region Water Corporation — Report, 2024-25*.

Central Highlands Region Water Corporation — Report, 2024-25*.

Central Highlands Rural Health — Report, 2024-25*.

Cladding Safety Victoria — Report, 2024-25*.

Cohuna District Hospital — Report, 2024-25*.

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* *together with the Minister's reported date of receipt.*

Colac Area Health — Report, 2024-25*.
Coliban Region Water Corporation — Report, 2024-25*.
Commissioner for Environmental Sustainability — Minister's report of receipt of the 2024-25 Report*.
Community Visitors — Report, 2024-25 *(Ordered to be published)*.
Confiscation Act 1997 —
Asset Confiscation Operations — Report, 2024-25.
Report, 2024-25, under section 139A of the Act, by Victoria Police.
Consumer Affairs Victoria — Report, 2024-25 *(Ordered to be published)*.
Corangamite Catchment Management Authority — Report, 2024-25*.
Coroners Court of Victoria — Report, 2024-25.
Coronial Council of Victoria — Report, 2024-25*.
Corryong Health — Report, 2024-25*.
Crimes (Assumed Identities) Act 2004 — Reports, 2024-25, under section 31 of the Act, by —
Australian Criminal Intelligence Commission.
Independent Broad-based Anti-corruption Commission.
Criminal Organisations Control Act 2012 — Report, 2024-25, under section 133 of the Act, by Victoria Police.
Dairy Food Safety Victoria — Report, 2024-25*.
Development Victoria — Report, 2024-25*.
Dhelkaya Health — Report, 2024-25*.
Docklands Studios Melbourne Pty Ltd — Report, 2024-25*.
East Gippsland Catchment Management Authority — Report, 2024-25*.
East Gippsland Region Water Corporation — Report, 2024-25*.
East Grampians Health Service — Report, 2024-25*.
East Wimmera Health Service — Report, 2024-25*.
Eastern Health — Report, 2024-25*.
Eastlink Project Act 2004 — Order in Council to decrease the project area and extended project area, under section 7(6) of the Act *(Gazette S560, 14 October 2025)*.
Echuca Regional Health — Report, 2024-25*.
Education Department — Report, 2024-25*.
Emergency Services Superannuation Scheme (ESSSuper) — Report, 2024-25*.
Energy, Environment and Climate Action Department (DECCA) — Report, 2024-25*.
Energy Safe Victoria (ESV) — Report, 2024-25*.
Essential Services Commission (ESC) — Report, 2024-25*.
Evidence (Miscellaneous Provisions) Act 1958 — Reports, 2024-25, under section 42BI of the Act, by —
Australian Criminal Intelligence Commission.
Victoria Police.
Families, Fairness and Housing Department (DFFH) — Report, 2024-25*.
Film Victoria (VicScreen) — Report, 2024-25*.
Firefighters Registration Board — Report, 2024-25.
Game Management Authority (GMA) — Report, 2024-25.
Geelong Cemeteries Trust — Report, 2024-25*.
Geelong Performing Arts Centre Trust — Report, 2024-25*.

Gippsland and Southern Rural Water Corporation — Report, 2024-25*.
Gippsland Southern Health Service — Report, 2024-25*.
Glenelg Hopkins Catchment Management Authority — Report, 2024-25*.
Goulburn Broken Catchment Management Authority — Report, 2024-25*.
Goulburn Valley Health — Report, 2024-25*.
Goulburn Valley Region Water Corporation — Report, 2024-25*.
Goulburn-Murray Rural Water Corporation — Report, 2024-25*.
Government Services Department (DGS) — Report, 2024-25*.
Grampians Health — Report, 2024-25*.
Grampians Wimmera Mallee Water Corporation (GWMWater) — Report, 2024-25*.
Great Ocean Road Coast and Parks Authority —
Report, 2023-24*.
Report, 2024-25*.
Great Ocean Road Health — Report, 2024-25*.
Greater Metropolitan Cemeteries Trust — Report, 2024-25*.
Greyhound Racing Victoria (GRV) — Report, 2024-25*.
Health Department — Report, 2024-25*.
Health Purchasing Victoria (HealthShare) — Report, 2024-25*.
Heathcote Health — Report, 2024-25*.
Hesse Rural Health Service — Report, 2024-25*.
Heywood Rural Health — Report, 2024-25*.
Independent Broad-based Anti-corruption Commission — Report to the Attorney-General, 1 January to 31 December 2023, under section 464ZP of the Crimes Act 1958.
Infrastructure Victoria — Report, 2024-25*.
Inglewood and Districts Health Service — Report, 2024-25*.
Jobs, Skills, Industry and Regions Department (DJSIR) — Report, 2024-25*.
Justice and Community Safety Department (DJCS) — Report, 2024-25*.
Kardinia Parks Stadium Trust — Report, 2024-25*.
Kerang District Health — Report, 2024-25*.
Kooweerup Regional Health Service — Report, 2024-25*.
Kyabram District Health Service — Report, 2024-25*.
Labour Hire Licensing Authority — Report, 2024-25*.
Latrobe Regional Health — Report, 2024-25*.
Legal Profession Uniform Law Application Act 2014 — Practitioner Remuneration Order 2026.
Legal Services Council and Commissioner for Uniform Legal Services Regulation — Report, 2024-25.
Library Board of Victoria — Report, 2024-25*.
Lower Murray Urban and Rural Water Corporation — Report, 2024-25*.
Mallee Catchment Management Authority — Report, 2024-25*.
Mallee Track Health and Community Service — Report, 2024-25*.
Mansfield District Hospital — Report, 2024-25*.
Maryborough District Health Service — Report, 2024-25*.
Melbourne and Olympic Parks Trust — Report, 2024-25*.
Melbourne Arts Precinct Corporation — Report, 2024-25*.

Melbourne Health (The Royal Melbourne Hospital) — Report, 2024-25*.
Melbourne Market Authority — Report, 2024-25*.
Melbourne Port Lessor Pty Ltd — Report, 2024-25*.
Melbourne Recital Centre — Report, 2024-25*.
Melbourne Water Corporation — Report, 2024-25*.
Mercy Hospitals Victoria Ltd — Report, 2024-25*.
Mildura Base Public Hospital — Report, 2024-25*.
Mildura Cemeteries Trust — Minister's report of receipt of the 2024-25 Report.
Mine Land Rehabilitation Authority — Report, 2024-25.
Monash Health — Report, 2024-25*.
Moyne Health Services — Report, 2024-25*.
Museums Board of Victoria — Report, 2024-25*.
National Gallery of Victoria (NGV) — Report, 2024-25*.
National Heavy Vehicle Regulator — Report, 2024-25.
National Parks Act 1975 — Report, 2024-25 on the working of the Act.
National Parks Advisory Council — Report, 2024-25.
NCN Health — Report, 2024-25*.
North Central Catchment Management Authority — Report, 2024-25*.
North East Catchment Management Authority — Report, 2024-25*.
North East Link State Tolling Corporation — Report, 2024-25*.
North East Water — Report, 2024-25*.
Northeast Health Wangaratta — Report, 2024-25*.
Northern Health — Report, 2024-25*.
Office of the National Rail Safety Regulator — Report, 2024-25*.
Ombudsman — Report, 2024-25.
Omeo District Health — Report, 2024-25*.
Oral Health Victoria — Report, 2024-25*.
Orbost Regional Health — Report, 2024-25*.
Parks Victoria — Report, 2024-25*.
Peninsula Health — Report, 2024-25*.
Peter MacCallum Cancer Institute — Report, 2024-25*.
Phillip Island Nature Parks — Report, 2024-25*.
Phytogene Pty Ltd — Minister's report of receipt of the 2024-25 Report*.
Police Registration and Services Board — Report, 2024-25.
Port of Hastings Corporation — Report, 2024-25*.
Portable Long Service Benefits Authority — Report, 2024-25*.
Portland District Health — Report, 2024-25*.
Ports Victoria — Report, 2024-25*.
Post Sentence Authority — Report, 2024-25.
Premier and Cabinet Department (DPC) — Report, 2024-25*.
PrimeSafe — Report, 2024-25*.
Public Interest Monitor —
    Report, 2024-25.
    Report to the Attorney-General, 1 July 2024 to 30 June 2025, under section 62(1) of the Human Source Management Act 2023.
Public Record Office Victoria (PROV) — Report, 2024-25.

Queen Victoria Women's Centre Trust — Minister's report of receipt of the 2024-25 Report.
Remembrance Parks Central Victoria — Report, 2024-25*.
Respect Victoria — Report, 2024-25.
Robinvale District Health Services (RDHS) — Report, 2024-25*.
Rochester and Elmore District Health Service — Report, 2024-25*.
Rolling Stock Holdings (Victoria) Pty Limited — Report, 2024-25*.
Rolling Stock (Victoria-VL) Pty Limited — Report, 2024-25*.
Rolling Stock (VL-1) Pty Limited — Report, 2024-25*.
Rolling Stock (VL-2) Pty Limited — Report, 2024-25*.
Rolling Stock (VL-3) Pty Limited — Report, 2024-25*.
Royal Botanic Gardens Board — Report, 2024-25*.
Rural Northwest Health — Report, 2024-25*.
Safe Transport Victoria — Report, 2024-25*.
SEC Victoria Pty Ltd — SEC Infrastructure Pty Ltd — SEC Energy Pty Ltd — Report, 2024-25.
Seymour Health — Report, 2024-25*.
Shrine of Remembrance Trustees — Report, 2024-25*.
SmartSense Agtech Pty Ltd — Minister's report of receipt of the 2024-25 Report*.
South East Water Corporation — Report, 2024-25*.
South Gippsland Hospital — Report, 2024-25*.
South Gippsland Region Water Corporation — Report, 2024-25*.
Southern Metropolitan Cemeteries Trust — Report, 2024-25*.
St Vincent's Hospital (Melbourne) Limited — Report, 2024-25*.
State Electricity Commission of Victoria — Minister's report of receipt of the 2023-24 Report.
State Sport Centres Trust — Report, 2024-25*.
State Trustees Limited — Report, 2024-25*.
Suburban Rail Loop Authority (SRL) — Report, 2024-25*.
Surveillance Devices Act 1999 — Reports, 2024-25, under section 30L of the Act, by —
    Australian Criminal Intelligence Commission.
    Department of Energy, Environment and Climate Action.
    Independent Broad-based Anti-corruption Commission.
    Victoria Police.
Surveyor-General — Report, 2024-25 on the administration of the Survey Co-ordination Act 1958.
Sustainability Victoria — Report, 2024-25*.
Swan Hill District Health — Report, 2024-25*.
Tallangatta Health Service — Report, 2024-25*.
Terang and Mortlake Health Service — Report, 2024-25*.
The Queen Elizabeth Centre (QEC) — Report, 2024-25*.
The Royal Children's Hospital (RCH) — Report, 2024-25*.
The Royal Victorian Eye and Ear Hospital — Report, 2024-25*.
The Royal Women's Hospital — Report, 2024-25*.
Timboon and District Health Service — Report, 2024-25*.
Transport Accident Commission (TAC) — Report, 2024-25*.

Transport and Planning Department (DTP) — Report, 2024-25*.
Treasury and Finance Department (DTF) — Report, 2024-25*.
Treasury Corporation of Victoria — Report, 2024-25*.
Treaty Authority — Report, 2024-25.
Tweddle Child and Family Health Service — Report, 2024-25*.
V/Line Corporation — Report, 2024-25*.
Veterinary Practitioners Registration Board of Victoria — Minister's report of receipt of the 2024-25 Report*.
Victims of Crime Commissioner — Review of the Operation of the *Victims' Charter Act 2006* and its benefits for victims, September 2025.
Victims of Crime Financial Assistance Scheme — Report, 2024-25, under section 67 of the Victims of Crime (Financial Assistance Scheme) Act 2022.
Victoria Police — Report, 2024-25*.
Victorian Academy of Teaching and Leadership — Report, 2024-25*.
Victorian Arts Centre Trust — Report, 2024-25*.
Victorian Building Authority — Report, 2024-25*.
Victorian Civil and Administrative Tribunal (VCAT) — Report, 2024-25.
Victorian Convention and Event Trust — Report, 2024-25*.
Victorian Curriculum and Assessment Authority — Report, 2024-25*.
Victorian Electoral Commission — Report to Parliament on the 2025 Prahran District and Werribee District by-elections, October 2025.
Victorian Environmental Assessment Council — Report, 2024-25.
Victorian Environmental Water Holder — Report, 2024-25*.
Victorian Funds Management Corporation — Report, 2024-25*.
Victorian Gambling and Casino Control Commission — Report, 2024-25*.
Victorian Government Purchasing Board (VGPB) — Report, 2024-25.
Victorian Health Promotion Foundation (VicHealth) — Report, 2024-25*.
Victorian Institute of Forensic Mental Health (Forensicare) — Report, 2024-25*.
Victorian Institute of Sport Trust — Report, 2024-25*.
Victorian Institute of Teaching — Report, 2024-25*.
Victorian Law Reform Commission — Minister's report of receipt of the 2024-25 Report.
Victorian Legal Services Board and Legal Services Commissioner — Report, 2024-25* *(Ordered to be published).*
Victorian Managed Insurance Authority (VMIA) — Report, 2024-25*.
Victorian Marine and Coastal Council — Report, 2024-25.
Victorian Multicultural Commission — Report, 2024-25.
Victorian Pharmacy Authority — Minister's report of receipt of the 2024-25 Report.
Victorian Plantations Corporation — Report, 2024-25*.
Victorian Public Sector Commission — Report, 2024-25*.
Victorian Racing Integrity Board — Report, 2024-25.
Victorian Rail Track (VicTrack) — Report, 2024-25*.
Victorian Registration and Qualifications Authority — Report, 2024-25*.
Victorian Small Business Commission — Report, 2024-25 *(Ordered to be published)*.
Victorian Strawberry Industry Development Committee — Minister's report of receipt of the 2024-25 Report*.
Victorian Veterans Council — Minister's report of receipt of the 2024-25 Report.

Victorian WorkCover Authority (WorkSafe Victoria) — Report, 2024-25*.
VITS LanguageLoop — Report, 2024-25*.
Wannon Region Water Corporation — Report, 2024-25*.
West Gippsland Catchment Management Authority — Report, 2024-25*.
West Gippsland Healthcare Group — Report, 2024-25*.
West Wimmera Health Service (WWHS) — Report, 2024-25*.
Western District Health Service — Report, 2024-25*.
Western Health — Report, 2024-25*.
Westernport Region Water Corporation — Report, 2024-25*.
Wimmera Catchment Management Authority — Report, 2024-25*.
Witness Protection Act 1991 — Report, 2024-25, under section 20R of the Act, by Victoria Police.
Workplace Incidents Consultative Committee — Report, 2024-25*, under section 126B of the Occupational Health and Safety Act 2004.
Workplace Injury Commission (Accident Compensation Conciliation Service) — Report, 2024-25*.
Yarra Valley Water Corporation — Report, 2024-25*.
Yarrawonga Health — Report, 2024-25*.
Yea and District Memorial Hospital — Report, 2024-25*.
Youth Parole Board — Report, 2024-25.

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PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Government response to the Final Report of the Select Committee on the 2026 Commonwealth Games bid.

Response from the Minister for Planning to petition titled Renaming of Berwick Springs Lake (petition No. 638) (presented by Ann-Marie Hermans on 16 October 2025) *(released on 29 October 2025)*.

7 COMMITTEE MEMBERSHIP — David Davis moved, by leave, That Bev McArthur be a member of the Public Accounts and Estimates Committee.

Question — put and agreed to.

8 MEMBERS' STATEMENTS — Members made statements.

9 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1114, be postponed until later this day.

10 STATEWIDE TREATY BILL 2025 — Bill committed to a Committee of the whole.

House in Committee.

Business interrupted at 12.00 noon.

11 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 Melina Bath, the answers given by Jaclyn Symes to questions relating to Regional Development Victoria grants (QwN 1102) were ordered to be taken into consideration on the next day of meeting.

CONSTITUENCY QUESTIONS — Members asked constituency questions.

12 STATEWIDE TREATY BILL 2025 — Bill further considered in Committee of the whole.

[Sitting suspended from 6.29 pm to 7.31 pm]

Bill further considered in Committee of the whole.

Bill reported without amendment, the Report was adopted.

Lizzie Blandthorn moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 21

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; 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; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

13 CONSUMER LEGISLATION AMENDMENT BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Residential Tenancies Act 1997, the Australian Consumer Law and Fair Trading Act 2012, the Estate Agents Act 1980, the Owners Corporations Act 2006, the Conveyancers Act 2006 and for other purposes* and requesting the agreement of the Council.

On the motion of Gayle Tierney (for Harriet Shing), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Gayle Tierney laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Gayle Tierney moved, That the Bill be now read a second time.

Gayle Tierney incorporated the second reading speech in Hansard.

On the motion of David Davis, the debate was adjourned for one week.

14 TRANSPORT LEGISLATION AMENDMENT BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Bus Safety Act 2009, the Commercial Passenger Vehicle Industry Act 2017 and the Transport (Compliance and Miscellaneous) Act 1983 and for other purposes* and requesting the agreement of the Council.

On the motion of Gayle Tierney (for Harriet Shing), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Gayle Tierney laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Gayle Tierney moved, That the Bill be now read a second time.

Gayle Tierney incorporated the second reading speech in Hansard.

On the motion of David Davis, the debate was adjourned for one week.

15 STATE TAXATION FURTHER AMENDMENT BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Commercial and Industrial Property Tax Reform Act 2024, the Congestion Levy Act 2005, the Duties Act 2000, the First Home Owner Grant and Home Buyer Schemes Act 2000, the Land Tax Act 2005, the Limitation of Actions Act 1958, the Taxation Administration Act 1997, the Building Act 1993 and the Domestic Animals Act 1994, to repeal the Taxation (Interest on Overpayments) Act 1986 and to make consequential amendments to other Acts and for other purposes* and requesting the agreement of the Council.

On the motion of Gayle Tierney (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Gayle Tierney laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Gayle Tierney moved, That the Bill be now read a second time.

Gayle Tierney incorporated the second reading speech in Hansard.

On the motion of David Davis, the debate was adjourned for one week.

16 BUILDING LEGISLATION AMENDMENT (FAIRER PAYMENTS ON JOBSITES AND OTHER MATTERS) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Bill read a second time and, by leave, read a third time with the concurrence of an absolute majority of the whole number of the members of the Legislative Council and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

17 MENTAL HEALTH LEGISLATION AMENDMENT BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Business interrupted at 10.00 pm.

Ingrid Stitt declared, That the sitting be extended by up to one hour pursuant to Standing Order 4.08.

Debated continued.

Question — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

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.

Bill further considered in Committee of the whole.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

18 SITTING OF THE COUNCIL — Ingrid Stitt moved, That the Council, at its rising, adjourn until Wednesday, 12 November 2025.

Question — put and agreed to.

19 ADJOURNMENT — Ingrid Stitt moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 11.42 pm until Wednesday, 12 November 2025.

ROBERT McDONALD
Clerk of the Legislative Council

Published under the authority of the Legislative Council, Parliament of Victoria

COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 137, 138 and 139

STATEWIDE TREATY BILL 2025
Committed Thursday, 30 October 2025

Clauses 1 to 299 — put and agreed to.

Schedules 1 to 4 — put and agreed to.

Preamble — put and agreed to.

Bill reported without amendment.

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MENTAL HEALTH LEGISLATION AMENDMENT BILL 2025
Committed Thursday, 30 October 2025

Clauses 1 to 92 — put and agreed to.

Bill reported without amendment.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 140, 141 and 142

No. 140 — Wednesday, 12 November 2025

1 The President took the Chair at 12.02 pm, pursuant to an order of the Council on 29 October 2025, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACT** — The President read a Message from the Governor informing the Council that she had, on 5 November 2025, given the Royal Assent to the following Act presented to her by the Clerk of the Parliaments:

Domestic Animals Amendment (Rehoming Cats and Dogs and Other Matters) Act 2025.

3 **QUESTION TIME** —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

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QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed a minister to provide a written response to questions without notice pursuant to Standing Order 8.07 as follows:

- **Family violence intervention order misidentifications (QwN 1112)** — substantive and supplementary questions asked by Rachel Payne — response from Enver Erdogan due Friday, 14 November 2025.

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CONSTITUENCY QUESTIONS — Members asked constituency questions.

4 **PETITIONS** —

ALLOW ELECTRICITY SMART METER COMMUNICATIONS CAPABILITIES TO BE DISABLED — Jeff Bourman presented a petition bearing 22 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to change regulations in Victoria to allow electricity smart meter communications capabilities to be disabled *(Ordered to be tabled).*

On the motion of Jeff Bourman, the petition was ordered to be taken into consideration on the next day of meeting.

AMEND SELF-DEFENCE LAWS — David Limbrick presented a petition bearing 20,554 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to amend legislation to provide more clarity and protection for self-defence in the home, in line with the United Kingdom approach *(Ordered to be tabled).*

The petition having received the required number of signatures, David Limbrick listed the petition for future debate during Petitions (qualifying for debate).

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OPPOSE THE PROPOSED AMENDMENTS TO THE *VOLUNTARY ASSISTED DYING ACT 2017* — Evan Mulholland presented a petition bearing 206 signatures from certain citizens of Victoria requesting that the Legislative Council oppose the proposed amendments to the *Voluntary Assisted Dying Act 2017* when they come before the House *(Ordered to be tabled)*.

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DECLARE AN URGENT STATE OF CLIMATE EMERGENCY — Georgie Purcell presented a petition bearing 154 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to declare an urgent state of climate emergency, enforce strict penalties on heavy polluters who fail to act and not approve any new coal and gas projects in Victoria *(Ordered to be tabled).*

5 PAPERS —

PAPER PRESENTED BY ORDER OF THE COUNCIL — Enver Erdogan, by leave, presented the Victorian Law Reform Commission Report on Examining Aspects of Family Violence Intervention Orders for Children and Young Adults: Stage 1 – Protection for Children Who Turn 18 While on a Family Violence Intervention Order *(Ordered to be tabled and published).*

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COMMITTEE REPORT — SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled Alert Digest No. 15 of 2025 (including Appendices and a Minority Report) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

Gaelle Broad moved, That the Council take note of the Report.

Question — put and agreed to.

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PAPERS PRESENTED UNDER ACTS OF PARLIAMENT —

Pursuant to section 28 of the *Parliamentary Budget Officer Act 2017*, on behalf of the Public Accounts and Estimates Committee, Michael Galea tabled the Parliamentary Budget Office Report, 2024-25.

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The Clerk tabled the following papers:

Crown Land (Reserves) Act 1978 —

Order of 10 September 2025 giving approval to the granting of a licence at Queen Victoria Gardens and Memorial Statue Reserve.

Order of 21 October 2025 giving approval to the granting of a lease at Tasma Terrace Reserve.

Order of 22 October 2025 giving approval to the granting of a licence at Kings Domain South Reserve.

Order of 27 October 2025 giving approval to the granting of a licence at Alexandra Gardens Reserve.

Duties Act 2000 — Treasurer's Reports, 2024-25 of —

Corporate Reconstruction and Consolidation Concessions and Exemptions, under section 250B(4) of the Act.

Foreign Purchaser Additional Duty Exemptions, under section 3E(2) of the Act.

Financial Management Act 1994 — Minister for Environment's reports that 2024-25 Reports have not been received, together with an explanation for the delay, under section 46(3)(a) of the Act —

Caulfield Racecourse Reserve Trust.

Dhelkunya Dja Land Management Board.

Environment Protection Authority (EPA).

Gunaikurnai Traditional Owner Land Management Board.

Trust for Nature.

Yorta Yorta Traditional Owner Land Management Board.

Zoos Victoria.

Infrastructure Victoria Act 2015 — Victoria's infrastructure strategy 2025-2055, under section 35(2) of the Act.

Interpretation of Legislation Act 1984 — Notice under section 32(3)(a)(iii) in relation to Statutory Rule No. 91/2025 *(Gazette G42, 16 October 2025).*

Legal Practitioners' Liability Committee — Report, 2024-25*.

Ombudsman — '*That's assault mate*': Investigation into alleged misconduct in a private prison and how it was handled, November 2025 *(Ordered to be published)*.

Planning and Environment Act 1987 — Notices of approval of the —

Boroondara Planning Scheme — Amendment C394.

Golden Plains Planning Scheme — Amendment C105.

Latrobe Planning Scheme — Amendment C143.

Port Phillip Planning Scheme – Amendments C224 and C227.

Victoria Planning Provisions — Amendments VC291 and VC295.

Radiation Advisory Committee — Report, 2024-25.

Statutory Rules under the following Acts of Parliament —

Cemeteries and Crematoria Act 2003 — No. 114.

Charities Act 1978 — No. 115.

National Electricity (Victoria) Act 2005 — No. 113.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule No. 114.

Victoria Legal Aid — Report, 2024-25.

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* *together with the Minister's reported date of receipt.*

PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Response from the Minister for Children to petition titled Reverse decision to close Parentline (petition No. 696) (presented by Katherine Copsey on 16 October 2025) *(released on 31 October 2025).*

Response from the Minister for Environment to petitions titled Inquiry into koala management practices and the impact of the blue gum industry on koala populations (petition Nos. 652 and 689) (presented by Georgie Purcell on 26 August 2025) *(released on 6 November 2025)*.

Response from the Minister for Local Government to petition titled Review City of Casey fees and permits for private land use (petition No. 612) (presented by Jeff Bourman on 14 October 2025) *(released on 30 October 2025)*.

Response from the Minister for Public and Active Transport to petition titled More services for bus route 506 (petition No. 682) (presented by Anasina Gray-Barberio on 14 October 2025) *(released on 6 November 2025)*.

Response from the Minister for Roads and Road Safety to petition titled Reduce probationary driving age (petition No. 625) (presented by Gaelle Broad on 14 October 2025) *(released on 30 October 2025)*.

Response from the Minister for Roads and Road Safety to petition titled Intersection of Centre, O'Grady and Hallam South Roads, Hallam (petition No. 695) (presented by Ann-Marie Hermans on 14 October 2025) *(released on 30 October 2025)*.

* * * * *

PROCLAMATIONS — The Clerk tabled proclamations of the Governor in Council fixing operative dates for the following Acts:

National Electricity (Victoria) Amendment (VicGrid Stage 2 Reform) Act 2025 — Part 2 (other than section 36(2) and (3)), Divisions 1 and 5 of Part 3 and Parts 4 and 5 — 1 November 2025 *(Gazette S588, 28 October 2025).*

Workplace Injury Rehabilitation and Compensation Amendment Act 2025 — Division 2 of Part 2 and Division 2 of Part 3 — 1 November 2025 *(Gazette S588, 28 October 2025).*

6 BUSINESS OF THE COUNCIL — David Davis moved, by leave, That the following general business take precedence on Thursday, 13 November 2025 —

(1) notice of motion given this day by Rachel Payne on private members' bills;
(2) notice of motion given this day by David Limbrick on the importance of charity;
(3) notice of motion given this day by David Davis on the deficits reported by statutory bodies in annual reports;
(4) notice of motion No. 1117 standing in Richard Welch's name on the administration of the CFMEU; and
(5) notice of motion given this day by Melina Bath on bushfire preparedness.

Question — put and agreed to.

7 MEMBERS' STATEMENTS — Members made statements.

8 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1114, be postponed until later this day.

9 VOLUNTARY ASSISTED DYING AMENDMENT BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Sarah Mansfield *(SMA42C),* Katherine Copsey *(KC67C),* Gaelle Broad *(GB01C and GB02C)* Evan Mulholland *(EM34C and EM39C)*, Enver Erdogan *(EE14C and EE15C),* Michael Galea *(MGA01C)* and Ryan Batchelor *(RB01C)* circulated amendments proposed to be moved during Committee of the whole.

Gaelle Broad moved, as a reasoned amendment, That all the words after "That" be omitted and replaced with "this House refuses to read this Bill a second time until adequate time is given to allow full consideration of the anticipated and unintended consequences of changes to the *Voluntary Assisted Dying Act 2017*, and until further and broader consultation is undertaken.".

Debate ensued.

[Sitting suspended from 6.22 pm to 7.32 pm]

Debate continued.

Question — That the reasoned amendment moved by Gaelle Broad be agreed to — put.

The Council divided — The President in the Chair.

AYES, 16

Melina Bath; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; David Davis; Moira Deeming; Enver Erdogan; Michael Galea; Renee Heath; Ann-Marie Hermans; Trung Luu; Bev McArthur; Joe McCracken; Evan Mulholland; Adem Somyurek; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 24

Ryan Batchelor; John Berger; Katherine Copsey; Georgie Crozier; Jacinta Ermacora; David Ettershank; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Wendy Lovell; Sarah Mansfield; Nick McGowan; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Question — That the Bill be now read a second time — put.

The Council divided — The President in the Chair.

AYES, 26

Ryan Batchelor; Melina Bath; John Berger; Katherine Copsey; Georgie Crozier; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Wendy Lovell; Sarah Mansfield; Nick McGowan; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 14

Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; David Davis; Moira Deeming; Enver Erdogan; Renee Heath; Ann-Marie Hermans; Trung Luu; Bev McArthur; Joe McCracken; Evan Mulholland; Adem Somyurek; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Business interrupted at 10.00 pm, pursuant to an order of the Council on 29 October 2025.

Ingrid Stitt 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.

Ingrid Stitt declared, That the sitting be extended by up to one further hour pursuant to Standing Order 4.08.

Bill further considered in Committee of the whole.

The Deputy President reported progress and asked leave to sit again.

Bill ordered to be further considered in Committee of the whole on the next day of meeting.

10 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 11.47 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 141 — Thursday, 13 November 2025

1 The President took the Chair at 9.32 am, pursuant to an order of the Council on 29 October 2025, read the Prayer and made an Acknowledgement of Country.

2 ASSENT TO ACTS — The President read Messages from the Governor informing the Council that she had, this day, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

Building Legislation Amendment (Fairer Payments on Jobsites and Other Matters) Act 2025

Mental Health Legislation Amendment Act 2025

Statewide Treaty Act 2025.

3 PETITIONS —

EMERGENCY SERVICES AND VOLUNTEERS FUND — Gaelle Broad presented a petition bearing 981 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to immediately cease the introduction of the Emergency Services and Volunteers Fund, ensure the current Fire Services Property

Levy remains in place for the foreseeable future and commit to a genuine consultation process, which includes CFA and SES volunteers, farmers, emergency service workers and other interested parties, to develop a fairer way of funding Victorian emergency services *(Ordered to be tabled).*

* * * * *

REDUCE PROBATIONARY DRIVING AGE — Gaelle Broad presented a petition bearing 47 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to reduce the minimum probationary driving age to 17 years and provide incentives for learner drivers to do professional driver training, like those offered in New South Wales *(Ordered to be tabled).*

* * * * *

ACTION TO END YOUTH CRIME CRISIS — Nick McGowan presented a petition bearing 1,412 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to act on the youth crime crisis now by introducing immediate consequences for serious and repeat youth offenders, rebuilding police capacity, installing CCTV in residential areas, fixing systemic failures in the justice and police systems, developing a whole-of-government strategy to address the root causes of youth crime and increasing early intervention and prevention programs to support and engage at-risk youth before they offend *(Ordered to be tabled).*

On the motion of Nick McGowan, the petition was ordered to be taken into consideration on the next day of meeting.

4 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Climate Change Act 2017 — Victorian Greenhouse Gas Emissions Report 2023, under section 52 of the Act.

Statutory Rules under the following Acts of Parliament —

Births, Deaths and Marriages Registration Act 1996 — No. 117.

Domestic Animals Act 1994 — No. 116.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule No. 116.

5 COGNATE DEBATE — Lizzie Blandthorn moved, by leave, That contingent on the following bills being introduced in the Council, this House authorises the President to permit the second reading debates to be taken concurrently —

(1) Victorian Early Childhood Regulatory Authority Bill 2025;

(2) Social Services Regulation Amendment (Child Safety, Complaints and Worker Regulation) Bill 2025; and

(3) Early Childhood Legislation Amendment (Child Safety) Bill 2025.

Debate ensued.

Question — put and agreed to.

6 MEMBERS' STATEMENTS — Members made statements.

7 PRODUCTION OF DOCUMENTS — VICTORIAN ROADS — Rikkie-Lee Tyrrell moved, That this House —

(1) notes the reports raised concerning the deterioration of Victorian roads in the RACV's *My Country Road – 2024* survey;

(2) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within 30 days of the House agreeing to this resolution —
   (a) documents outlining the monitoring process and quality control for contractors building and repairing Victorian roads; and
   (b) assessments, examinations, reports and ministerial briefs about the quality of Victorian roads, since December 2022.

Debate ensued.

Question — put and agreed to.

8 PRODUCTION OF DOCUMENTS — STATE ELECTRICITY COMMISSION MEETINGS — David Davis moved, That this House —

(1) notes that the State Electricity Commission (SEC) 2024-25 Report was tabled on 30 October 2025;
(2) further notes that the SEC is a state-owned company led by an independent board of directors, with the Premier and Treasurer being SEC shareholders;
(3) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within four weeks of the House agreeing to this resolution —
   (a) the agendas and minutes of all SEC board meetings held since the SEC was declared a state-owned company under the *State-Owned Enterprises Act 1992* on 14 November 2023;
   (b) the agendas and minutes of the of the Audit and Risk Committee meetings held since 14 November 2023; and
   (c) the agendas and minutes of the Investments and Assets Committee meetings held since 14 November 2023.

Debate ensued.

Question — put and agreed to.

9 PRIVATE MEMBERS' BILLS — Rachel Payne moved, That this House notes that —

(1) the Allan Labor Government has a policy of never supporting private members' bills;
(2) this policy undermines democratic parliamentary processes and prevents non-government members from fulfilling their essential duties;
(3) where they support the principle of private members' bill, the Government will often introduce an identical bill in their own name months later, wasting Parliament's time and resources;
(4) some of the most important pieces of legislation in Australia were the result of private members' bills, including marriage equality and compulsory voting;
(5) no other jurisdiction in Australia shares this policy, by comparison, in New South Wales there have been 35 private members' bills passed between 2001 and 2022;

and calls on the Victorian Government to end their policy of not supporting private members' bills.

Debate ensued.

Question — put and agreed to.

10 IMPORTANCE OF CHARITY — David Limbrick moved, That this House —

(1) notes that —

(a) the *Foodbank: Hunger Report 2025* estimated that 3.5 million households experienced food insecurity in the past 12 months;

(b) The Salvation Army's *The Red Shield Report 2025: Struggling to survive* surveyed almost 3,600 community members who accessed assistance from the Doorways emergency relief services in the past year and reported that —

(i) 90 per cent of respondents found that it was difficult to afford essential living costs, such as housing, groceries, medical care and utilities over the past 12 months;

(ii) 53 per cent of respondents were unable to afford public transport or fuel for their vehicle;

(iii) 85 per cent of respondents experienced some form of food insecurity in the past year;

(iv) 62 per cent of respondents with children admitted to going without food so their children could eat;

(c) charities are reporting increased operating costs at the same time as they are experiencing increased demand;

(2) acknowledges the important work of many charities and non-profit organisations who provide relief for people struggling with essential needs, such as food and housing; and

(3) commends the generosity of tens of thousands of Victorians who donate time, money and resources for those in need.

Debate ensued.

Business interrupted at 12.00 noon, pursuant to an order of the Council on 29 October 2025.

11 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — Ordered that the following answers be taken into consideration on the next day of meeting —

- On the motion of Wendy Lovell, the answers given by Gayle Tierney to questions relating to Federal Government water buybacks in the Goulburn region (QwN 1120).
- On the motion of Aiv Puglielli, the answers given by Enver Erdogan to questions relating to evidence for youth justice policies (QwN 1123).

* * * * *

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:

- **Critical digital infrastructure (QwN 1121)** — substantive and supplementary questions asked by David Limbrick — response from Jaclyn Symes due Monday, 17 November 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

12 IMPORTANCE OF CHARITY — Debate continued on the question, That this House —

(1) notes that —

(a) the *Foodbank: Hunger Report 2025* estimated that 3.5 million households experienced food insecurity in the past 12 months;

(b) The Salvation Army's *The Red Shield Report 2025: Struggling to survive* surveyed almost 3,600 community members who accessed assistance from the Doorways emergency relief services in the past year and reported that —

(i) 90 per cent of respondents found that it was difficult to afford essential living costs, such as housing, groceries, medical care and utilities over the past 12 months;

(ii) 53 per cent of respondents were unable to afford public transport or fuel for their vehicle;

(iii) 85 per cent of respondents experienced some form of food insecurity in the past year;

(iv) 62 per cent of respondents with children admitted to going without food so their children could eat;

(c) charities are reporting increased operating costs at the same time as they are experiencing increased demand;

(2) acknowledges the important work of many charities and non-profit organisations who provide relief for people struggling with essential needs, such as food and housing; and

(3) commends the generosity of tens of thousands of Victorians who donate time, money and resources for those in need.

The Acting President advised that the total time allocated for debate, pursuant to an order of the Council on 29 October 2025, had elapsed.

Question — put and agreed to.

13 DEFICITS REPORTED BY STATUTORY BODIES IN ANNUAL REPORTS — David Davis moved, That this House notes —

(1) the large number of annual reports tabled, or rather dumped, in the Parliament in the 28 to 30 October 2025 sitting week;

(2) that at least 103 agencies were reported as being in deficit, reporting a collective net loss of $3 billion, which includes, amongst many others —

(a) three state departments;

(b) 57 health services;

(c) five arts and creative industries agencies and bodies;

(d) Victoria Police;

(e) sports centres and agencies;

(f) transport, port and tolling agencies;

(g) training agencies, stadiums, sport and event authorities;

(h) eight water authorities;

(i) five catchment management authorities;

(j) the Victorian Ombudsman;

(k) Breakthrough Victoria and the market authority;

(3) the removal of key transparency and financial data from the reports, particularly the cash reserves in health services;

(4) the scale of the Allan Labor Government's mismanagement of Victoria's finances and the direct consequences of the mismanagement of these agencies in the form of poorer services and higher charges; and

(5) Victoria's net debt is growing by more than $2 million per hour and the general government sector's net debt is projected to grow to a record $194 billion by 2028-29.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to an order of the Council on 29 October 2025, had elapsed.

Question — put and agreed to.

14 ADMINISTRATION OF THE CFMEU — Richard Welch moved, That this House —

(1) notes the sacking of Mr John Perkovic last week from the Construction, Forestry and Maritime Employees Union (CFMEU) and the consequential questions arising about the flawed administration of the union;

(2) further notes the apparent failure of regulatory agencies, including the Fair Work Commission and the Labour Hire Agency; and

(3) expresses concern at ongoing criminal behaviour in some sections of the Victorian construction industry including, in particular, the continuing role of organised crime within and associated with the CFMEU.

Debate ensued.

The President advised that the total time allocated for debate, pursuant to an order of the Council on 29 October 2025, had elapsed.

Question — put.

The Council divided — The President in the Chair.

AYES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Aiv Puglielli; 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 the next day of meeting.

16 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

17 PETITIONS (QUALIFYING FOR DEBATE) — EMERGENCY SERVICES AND VOLUNTEERS FUND — Joe McCracken moved, That the petition be taken into consideration.

Debate ensued.

The President advised that the time allocated for debate had concluded.

Question — put and agreed to.

18 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1146, and order of the day, government business, No. 1, be postponed until later this day.

19 CONSUMER LEGISLATION AMENDMENT BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Aiv Puglielli *(AP58C)* 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.

20 ADJOURNMENT — Ingrid Stitt moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.40 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 142 — Friday, 14 November 2025

1 The President took the Chair at 9.32 am, pursuant to an order of the Council on 29 October 2025, read the Prayer and made an Acknowledgement of Country.

2 PAPERS —

PAPER PRESENTED BY DIRECTION OF THE GOVERNOR — Enver Erdogan presented, by direction of the Governor, the Magistrates' Court of Victoria Report, 2024-25 *(Ordered to be tabled)*.

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Administrator of the National Health Funding Pool — Report, 2024-25.
Court Services Victoria — Report, 2024-25.
Harness Racing Victoria — Report, 2024-25*.
Heritage Council of Victoria — Minister's report of receipt of the 2024-25 Report*.
Judicial College of Victoria — Report, 2024-25*.
Judicial Commission of Victoria — Report, 2024-25*.
Office of the Public Advocate — Report, 2024-25* *(Ordered to be published)*.
Office of the Victorian Information Commissioner — Report, 2024-25*.
Racing Integrity Commissioner — Report, 2024-25.
Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule No. 115.
Victims of Crime Assistance Tribunal — Report, 2024-25.
Victorian Equal Opportunity and Human Rights Commission — Report, 2024-25* *(Ordered to be published)*.

* *together with the Minister's reported date of receipt.*

3 PRODUCTION OF DOCUMENTS — CORRUPTION IN THE CONSTRUCTION INDUSTRY — The Clerk tabled a letter from the Attorney-General, dated 12 November 2025, in response to a resolution of the Council on 15 October 2025 (on the motion of David Davis), relating to corruption in the construction industry, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

4 MEMBERS' STATEMENTS — Members made statements.

5 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1146, be postponed until later this day.

6 VOLUNTARY ASSISTED DYING AMENDMENT BILL 2025 — Bill further considered in Committee of the whole.

Business interrupted at 12.00 noon, pursuant to an order of the Council on 29 October 2025.

7 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

8 VOLUNTARY ASSISTED DYING AMENDMENT BILL 2025 — Bill further considered in Committee of the whole.

Bill reported with amendments, the Report was adopted.

Ingrid Stitt moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 26

Ryan Batchelor; Melina Bath; John Berger; Katherine Copsey; Georgie Crozier; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Wendy Lovell; Sarah Mansfield; Nick McGowan; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 14

Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; David Davis; Moira Deeming; Enver Erdogan; Renee Heath; Ann-Marie Hermans; Trung Luu; Bev McArthur; Joe McCracken; Evan Mulholland; Adem Somyurek; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill with amendments and requesting their agreement.

[Sitting suspended from 6.31 pm to 7.32 pm]

9 EARLY CHILDHOOD LEGISLATION AMENDMENT (CHILD SAFETY) BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Education and Care Services National Law set out in the Schedule to the Education and Care Services National Law Act 2010, and to make Victorian specific modifications to that Law as it applies as a law of Victoria, to improve child safety in education and care services and for other purposes* and requesting the agreement of the Council.

On the motion of Jaclyn Symes (for Lizzie Blandthorn), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Jaclyn Symes laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Jaclyn Symes moved, That the Bill be now read a second time.

Jaclyn Symes incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned until the next day of meeting.

10 LABOUR HIRE LEGISLATION AMENDMENT (LICENSING) BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Labour Hire Licensing Act 2018 in relation to the meaning of labour hire services, fit and proper persons, monitoring, investigation and enforcement powers and information sharing and the Workforce Inspectorate Victoria Act 2020 in relation to causing or threatening to cause detriment and for other purposes* and requesting the agreement of the Council.

On the motion of Jaclyn Symes, the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Jaclyn Symes laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Jaclyn Symes moved, That the Bill be now read a second time.

Jaclyn Symes incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned until the next day of meeting.

11 PLANNING AMENDMENT (BETTER DECISIONS MADE FASTER) BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Planning and Environment Act 1987, to make consequential amendments to the Land Acquisition and Compensation Act 1986, the Subordinate Legislation Act 1994 and other Acts and for other purposes* and requesting the agreement of the Council.

On the motion of Jaclyn Symes (for Harriet Shing), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Jaclyn Symes laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Jaclyn Symes moved, That the Bill be now read a second time.

Jaclyn Symes incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned until the next day of meeting.

12 RESTRICTING NON-DISCLOSURE AGREEMENTS (SEXUAL HARASSMENT AT WORK) BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to promote the health, safety and welfare of persons at work by regulating non-disclosure agreements relating to sexual harassment at work and for other purposes* and requesting the agreement of the Council.

On the motion of Jaclyn Symes, the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Jaclyn Symes laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Jaclyn Symes moved, That the Bill be now read a second time.

Jaclyn Symes incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned until Thursday, 20 November 2025.

13 SOCIAL SERVICES REGULATION AMENDMENT (CHILD SAFETY, COMPLAINTS AND WORKER REGULATION) BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Child Wellbeing and Safety Act 2005, the Worker Screening Act 2020, the Social Services Regulation Act 2021, the Disability Service Safeguards Act 2018, the Disability Act 2006, the Residential Tenancies Act 1997 and other Acts and for other purposes* and requesting the agreement of the Council.

On the motion of Jaclyn Symes (for Lizzie Blandthorn), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Jaclyn Symes laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Jaclyn Symes moved, That the Bill be now read a second time.

Jaclyn Symes incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned until the next day of meeting.

14 VICTORIAN EARLY CHILDHOOD REGULATORY AUTHORITY BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to establish the Victorian Early Childhood Regulatory Authority, to provide for the Victorian Early Childhood Worker Register, to make related consequential amendments to other Acts and for other purposes* and requesting the agreement of the Council.

On the motion of Jaclyn Symes (for Lizzie Blandthorn), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Jaclyn Symes laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Jaclyn Symes moved, That the Bill be now read a second time.

Jaclyn Symes incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned until the next day of meeting.

15 CONSUMER LEGISLATION AMENDMENT BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Question — put.

The Council divided — The President in the Chair.

AYES, 38

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; 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, 1

David Limbrick.

(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 Aiv Puglielli *(AP58C)* are outside the scope of the Bill.

Aiv Puglielli moved, That it be an instruction to the Committee that they have the power to consider an amendment and New Clauses to amend the *Residential Tenancies Act 1997* to provide for a limit on rent increases in accordance with the wage price index for Victoria published by the Australian Bureau of Statistics.

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.

16 PARKS AND PUBLIC LAND LEGISLATION AMENDMENT (CENTRAL WEST AND OTHER MATTERS) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Melina Bath *(MB16C and MB18C)* circulated amendments proposed to be moved during Committee of the whole.

Melina Bath moved, as a reasoned amendment, That all the words after "That" be omitted and replaced with "the Bill be withdrawn and redrafted as two separate bills to —

(1) take into account stakeholder consultation on the impact of the establishment of the Mount Buangor, Pyrenees and Wombat-Lerderderg National Parks on traditional recreational activities, invasive species management, fire management and the rural economy; and

(2) retain the remaining provisions of the Bill.".

Debate ensued.

On the motion of Lee Tarlamis, the debate was adjourned until the next day of meeting.

17 ADJOURNMENT — Gayle Tierney moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 9.49 pm until Tuesday, 18 November 2025.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 140, 141 and 142

VOLUNTARY ASSISTED DYING AMENDMENT BILL 2025

Committed Wednesday, 12 November 2025

Amendments circulated: Ryan Batchelor (RB01C) (pp. 1254), Gayle Broad (GB01C and GB02C) (pp. 1254-57), Katherine Copsey (KC67C) (pp. 1257-59), Enver Erdogan (EE14C and EE15C) (pp. 1259-60), Michael Galea (MGA01C) (pp. 1260-63), Ann-Marie Hermans (AH01C and AH02C) (pp. 1263-65), Sarah Mansfield (SMA42C) (pp. 1265-78) and Evan Mulholland (EM34C and EM39C) (pp. 1278-80)

Clause 1 — Ann-Marie Hermans *(AH01C and AH02C)* circulated amendments proposed to be moved during Committee of the whole.

Clause 1 — put and agreed to.

Lee Talarmis moved, That the Deputy President report progress and seek leave to sit again.

Question — put and agreed to.

Progress reported.

Friday, 14 November 2025 —

Progress having been reported on 12 November 2025, Bill further considered in Committee of the whole.

Michael Galea *(MGA01C)*, by leave, circulated amendments proposed to be moved during Committee of the whole to replace previously circulated amendments.

Clauses 2 and 3 — put and agreed to.

Clause 4 — Sarah Mansfield moved amendment Nos. 1 to 9 *(SMA42C)*.

Question — That the amendments 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 negatived.

Michael Galea moved amendment No. 1 *(MGA01C)*.

Question — That the amendment be agreed to — put and agreed to.

Ann-Marie Hermans moved amendment No. 1 *(AH01C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 12

Lizzie Blandthorn; Gaelle Broad; Moira Deeming; Enver Erdogan; Renee Heath; Ann-Marie Hermans; Trung Luu; Bev McArthur; Joe McCracken; Evan Mulholland; Adem Somyurek; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 26

Ryan Batchelor; Melina Bath; John Berger; Katherine Copsey; Georgie Crozier; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Wendy Lovell; Sarah Mansfield; Nick McGowan; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Michael Galea moved amendment Nos. 2 and 3 *(MGA01C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 39

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Renee Heath; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Adem Somyurek; 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, 1

Ann-Marie Hermans.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clause 4, as amended — put and agreed to.

Clause 5 — put and agreed to.

Clause 6 — Michael Galea moved amendment Nos. 4 and 5 *(MGA01C)*.

Question — That the amendments be agreed to — put and agreed to.

Gaelle Broad moved amendment No. 2 *(GB01C)*.

Question — That the amendment be agreed to — put and negatived.

Ryan Batchelor moved amendment No. 1 *(RB01C)*.

Question — That the amendment be agreed to — put and agreed to.

Enver Erdogan moved amendment No. 1 *(EE14C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 16

Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; David Davis; Moira Deeming; Enver Erdogan; Renee Heath; Ann-Marie Hermans; David Limbrick; Trung Luu; Bev McArthur; Joe McCracken; Evan Mulholland; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 23

Ryan Batchelor; Melina Bath; John Berger; Katherine Copsey; Georgie Crozier; Jacinta Ermacora; David Ettershank; Anasina Gray-Barberio; Shaun Leane; Wendy Lovell; Sarah Mansfield; Nick McGowan; 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.

Ann-Marie Hermans moved amendment No. 2 *(AH01C)*.

Question — That the amendment be agreed to — put and negatived.

Ann-Marie Hermans moved amendment No. 1 *(AH02C)*.

Question — That the amendment be agreed to — put and negatived.

Question — That clause 6, as amended, stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 24

Ryan Batchelor; Melina Bath; John Berger; Katherine Copsey; Georgie Crozier; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Wendy Lovell; Sarah Mansfield; Nick McGowan; 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, 14

Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; David Davis; Moira Deeming; Enver Erdogan; Renee Heath; Ann-Marie Hermans; David Limbrick; Trung Luu; Bev McArthur; Evan Mulholland; Adem Somyurek; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

New Clause 6A — Enver Erdogan moved amendment No. 1 *(EE15C)*.

Question — That New Clause 6A stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 16

Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; David Davis; Moira Deeming; Enver Erdogan; Michael Galea; Renee Heath; Ann-Marie Hermans; David Limbrick; Trung Luu; Bev McArthur; Evan Mulholland; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 23

Ryan Batchelor; Melina Bath; John Berger; Katherine Copsey; Georgie Crozier; Jacinta Ermacora; David Ettershank; Anasina Gray-Barberio; Shaun Leane; Wendy Lovell; Sarah Mansfield; Nick McGowan; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 7 — Michael Galea moved amendment Nos. 6 to 9 *(MGA01C)*.

Question — That the amendments be agreed to — put and agreed to.

Question — That Clause 7, as amended, stand part of the Bill — put and agreed to.

Clause 8 — Sarah Mansfield moved amendment No. 11 *(SMA42C)*.

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; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; Adem Somyurek; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Katherine Copsey moved amendment No. 1 *(KC67C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 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)

NOES, 29

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; 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)

Question negatived.

Gaelle Broad moved amendment No. 4 *(GB01C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 13

Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Moira Deeming; Enver Erdogan; Renee Heath; Ann-Marie Hermans; Trung Luu; Bev McArthur; Joe McCracken; Evan Mulholland; Adem Somyurek; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 26

Ryan Batchelor; Melina Bath; John Berger; Katherine Copsey; Georgie Crozier; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Wendy Lovell; Sarah Mansfield; Nick McGowan; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 8 — put and agreed to.

Clause 9 — put and agreed to.

Clause 10 — Gaelle Broad moved amendment No. 5 *(GB01C)*.
Question — That the amendment be agreed to — put and negatived.

Sarah Mansfield moved amendment No. 17 *(SMA42C)*.
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, 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; 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.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Katherine Copsey moved amendment No. 6 *(KC67C)*.
Question — That the amendment be agreed to — put and negatived.

Clause 10 — put and agreed to.

New Clause 10A — Sarah Mansfield moved amendment No. 18 *(SMA42C)*.
Question — That New Clause 10A stand part of the Bill — 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, 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; 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.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 11 — put and agreed to.

Clause 12 — Ryan Batchelor moved amendment No. 2 *(RB01C)*.

Question — That the amendment be agreed to — put and agreed to.

Question — That Clause 12, as amended, stand part of the Bill — put and agreed to.

Clauses 13 to 25 — put and agreed to.

Clause 26 — Ann-Marie Hermans moved amendment No. 9 *(AH01C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 11

Lizzie Blandthorn; Gaelle Broad; Moira Deeming; Enver Erdogan; Renee Heath; Ann-Marie Hermans; Trung Luu; Bev McArthur; Joe McCracken; Evan Mulholland; Adem Somyurek.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 26

Ryan Batchelor; Melina Bath; John Berger; Katherine Copsey; Georgie Crozier; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Wendy Lovell; Sarah Mansfield; Nick McGowan; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 26 — put and agreed to.

Clauses 27 to 58 — put and agreed to.

Clause 59 — Michael Galea moved amendment No. 10 *(MGA01C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 59, as amended — put and agreed to.

Clause 60 — Michael Galea moved amendment No. 11 *(MGA01C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 60, as amended — put and agreed to.

Clause 61 — Michael Galea moved amendment No. 12 *(MGA01C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 61, as amended — put and agreed to.

Clauses 62 to 75 — put and agreed to.

Clause 76 — Sarah Mansfield moved amendment Nos. 109 and 110 *(SMA42C)*.
Question — That the amendments be agreed to — put and negatived.
Clause 76 — put and agreed to.

Clauses 77 to 85 — put and agreed to.

Bill reported with amendments.

* * * * *

CONSUMER LEGISLATION AMENDMENT BILL 2025
Committed Friday, 14 November 2025
Amendments circulated: Aiv Puglielli (AP58C) (pp. 1280-81)

Clause 1 — Aiv Puglielli moved amendment No. 1 *(AP58C)*.
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, 32

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; 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 negatived.

Clause 1 — put and agreed to.

Clauses 2 to 35 — put and agreed to.

Bill reported without amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. VOLUNTARY ASSISTED DYING AMENDMENT BILL 2025

Amendments circulated by Ryan Batchelor (RB01C)

1. Clause 6, lines 32 and 33, omit all words and expressions on these lines and insert—

'(b) give the person the following information—

(i) contact details for the prescribed voluntary assisted dying care navigator service;

(ii) the address of an Internet site of the Department of Health that provides information about voluntary assisted dying.".'.

2. Clause 12, lines 27 and 28, omit all words and expressions on these lines and insert—

'(b) give the person the following information—

(i) contact details for the prescribed voluntary assisted dying care navigator service;

(ii) the address of an Internet site of the Department of Health that provides information about voluntary assisted dying.".'.

Amendments circulated by Gayle Broad (GB01C)

1. Clause 4, page 4, lines 4 to 6, omit all words and expressions on these lines.

2. Clause 6, lines 15 to 33, omit all words and expressions on these lines and insert—

'At the end of section 7 of the Principal Act **insert**—

"(2) A registered health practitioner who has a conscientious objection to voluntary assisted dying has the right to communicate that conscientious objection in the course of practising the registered health practitioner's profession.

Example

A registered health practitioner may communicate their conscientious objection by displaying a notice at the practitioner's health practice or by publishing the conscientious objection on the health practice's Internet site.".'.

3. Clause 7, omit this clause.

4. Clause 8, lines 26 to 29, omit all words and expressions on these lines.

5. Clause 10, line 21, omit "one year" and insert "5 years".

6. Clause 12, lines 22 to 28, omit all words and expressions on these lines and insert 'must advise the person that another registered medical practitioner may be able to assist the person in relation to the person's first request.".'.

7. Clause 15, omit this clause.

8. Clause 19, page 16, line 5, omit "one year" and insert "5 years".

9. Clause 28, line 5, omit "5 days" and insert "9 days".

10. Clause 59, omit this clause.

11. Clause 60, omit this clause.

12. Clause 61, omit this clause.

Amendments circulated by Gayle Broad (GB02C)

1. Clause 6, lines 32 and 33, omit all words and expressions on these lines and insert—

'(b) give the person the following information about the voluntary assisted dying care navigator service—

(i) the contact details of the service;

(ii) how to access information about the service on the Department of Health's Internet site.

(3) A registered health practitioner who has a conscientious objection to voluntary assisted dying has the right to communicate that conscientious objection in the course of practising the registered health practitioner's profession.

Example

A registered health practitioner may communicate their conscientious objection by displaying a notice at the practitioner's health practice or by publishing the conscientious objection on the health practice's Internet site.".'.

2. Clause 7, line 5, omit "**or nurse practitioner**".

3. Clause 7, lines 7 and 8, omit "or a nurse practitioner".

4. Clause 7, page 9, line 2, omit "**may**" and insert "**must not**".

5. Clause 7, page 9, lines 4 to 6, omit "**or nurse practitioner in the course of discussion about end of life care**".

6. Clause 7, page 9, line 12, omit "or nurse practitioner".

7. Clause 7, page 9, lines 13 to 29, omit all words and expressions on these lines and insert—

"(2) A registered health practitioner to whom this section applies must not, in the course of providing health services or professional care services to a person—

(a) initiate discussion with the person that is in substance about voluntary assisted dying; or

(b) in substance, suggest voluntary assisted dying to that person.

(3) Nothing in subsection (2) prevents a registered health practitioner to whom this section applies providing information about voluntary assisted dying to a person at that person's request.".

8. Clause 7, page 9, line 30, omit "(3)" and insert "(4)".

9. Clause 12, lines 27 and 28, omit all words and expressions on these lines and insert—

'(b) give the person the following information about the voluntary assisted dying care navigator service—

(i) the contact details of the service;

(ii) how to access information about the service on the Department of Health's Internet site.".'.

10. Clause 59, lines 3 to 10, omit all words and expressions on these lines and insert—

'(1) Before section 75(1)(a) of the Principal Act **insert**—

"(aa) who is a registered medical practitioner is, in the course of providing health services or professional care services to a person, initiating or attempting to initiate a discussion about voluntary assisted dying with that person that is not, or would not be, in accordance with this Act; or".

(2) In section 75(1)(a) of the Principal Act—

(a) for "provides health services or professional care services to a person is" **substitute** "is not a registered medical practitioner is, in the course of providing health services or professional care services to a person"; and

(b) in subparagraph (i) **omit** "in the course of providing those services to the person,".'.

11. Clause 60, lines 12 to 19, omit all words and expressions on these lines and insert—

'(1) Before section 76(1)(a) of the Principal Act **insert**—

"(aa) who is a registered medical practitioner is, in the course of providing health services or professional care services to a person, initiating or attempting to initiate a discussion about voluntary assisted dying with that person that is not, or would not be, in accordance with this Act; or".

(2) In section 76(1)(a) of the Principal Act—

(a) for "provides health services or professional care services to a person is" **substitute** "is not a registered medical practitioner is, in the course of providing health services or professional care services to a person"; and

(b) in subparagraph (i) **omit** "in the course of providing those services to the person,".'.

12. Clause 61, lines 21 to 28, omit all words and expressions on these lines and insert—

'(1) Before section 77(1)(a) of the Principal Act **insert**—

"(aa) who is a registered medical practitioner is, in the course of providing health services or professional care services to a person, initiating or attempting to initiate a discussion about voluntary assisted dying with that person that is not, or would not be, in accordance with this Act; or".

(2) In section 77(1)(a) of the Principal Act—

(a) for "provides health services or professional care services to a person is" **substitute** "is not a registered medical practitioner is, in the course of providing health services or professional care services to a person"; and

(b) in subparagraph (i) **omit** "in the course of providing those services to the person,".'.

Amendments circulated by Katherine Copsey (KC67C)

1. Clause 8, lines 26 to 28, omit all words and expressions on these lines and insert—

'(2) For section 9(1)(d) of the Principal Act **substitute**—

"(d) the person must be diagnosed with a disease, illness or medical condition that—

(i) is incurable; and

(ii) is advanced, progressive and will cause death; and

(iii) is causing suffering to the person that cannot be relieved in a manner that the person considers tolerable; and

(e) the person must be diagnosed with a disease, illness or medical condition that is expected to cause death within 12 months.

Note

A person requesting access to voluntary assisted dying may apply for an exemption from compliance with the eligibility criteria set out in this paragraph—see section 9B.".'.

2. Clause 9, line 1, omit "**section 9A**" and insert "**sections 9A and 9B**".

3. Clause 9, line 4, omit "**criteria**" and insert "**criteria—residency in Victoria**".

4. Clause 9, page 12, line 8, omit 'Victoria.".' and insert "Victoria.".

5. Clause 9, page 12, after line 8 insert—

'**9B Exemption from compliance with eligibility criteria—prognosis of death within 12 months**

(1) A person requesting access to voluntary assisted dying (the ***applicant***) may apply to the Secretary for an exemption from compliance with the eligibility criteria set out in section 9(1)(e).

(2) The Secretary, by written notice given to the applicant, must exempt the applicant from compliance with the eligibility criteria set out in section 9(1)(e) if the Secretary is satisfied that—

(a) the applicant is unable to satisfy the eligibility criteria set out in section 9(1)(e); and

(b) there are compassionate grounds that warrant the exemption.

(3) Before determining whether to exempt the applicant from compliance with the eligibility criteria set out in section 9(1)(e), the Secretary must—

(a) request the applicant's medical records relating to the disease, illness or medical condition described in section 9(1)(d) from a registered medical practitioner who—

(i) diagnosed the applicant with that disease, illness or medical condition; or

(ii) treats the applicant for that disease, illness or medical condition; and

(b) request a registered medical practitioner with relevant expertise or experience in the applicant's disease, illness or medical condition to advise the Secretary about that disease, illness or medical condition, having regard to the applicant's medical records.

(4) A registered medical practitioner who receives a request under subsection (3)(a) must disclose to the Secretary any of the applicant's medical records that relate to the disease, illness or medical condition described in section 9(1)(d).".'.

6. Clause 10, after line 23 insert—

'(3) In section 10(3) of the Principal Act, for "expertise and experience" **substitute** "expertise or experience".'.

7. Clause 13, page 14, line 1, omit "9A—see sections 9A" and insert "9A or 9B—see sections 9A, 9B".

8. Clause 16, lines 22 and 23, omit "(bb)—see section 9A" and insert "(bb) or section 9(1)(e)—see sections 9A and 9B".

9. Clause 17, lines 33 and 34, omit "(bb)—see section 9A" and insert "(bb) or section 9(1)(e)—see sections 9A and 9B".

10. Clause 19, page 16, after line 7 insert—

'(3B) In section 23(4) of the Principal Act, for "expertise and experience" **substitute** "expertise or experience".

(3C) In section 23(6) of the Principal Act, for "expertise and experience" **substitute** "expertise or experience".'.

11. Clause 19, page 16, before line 8 insert—

'(4) In section 23(4) of the Principal Act, for "the registered medical practitioner" **substitute** "a registered medical practitioner or nurse practitioner to whom a referral for a consulting assessment is made".

(5) In section 23(6) of the Principal Act, for "co-ordinating medical" **substitute** "co-ordinating".'.

12. Clause 20, line 12, omit "9A—see sections 9A" and insert "9A or 9B—see sections 9A, 9B".

13. Clause 23, lines 33 and 34, omit "(bb)—see section 9A" and insert "(bb) or section 9(1)(e)—see sections 9A and 9B".

14. Clause 24, lines 10 and 11, omit "(bb)—see section 9A" and insert "(bb) or section 9(1)(e)—see sections 9A and 9B".

Amendments circulated by Enver Erdogan (EE14C)

1. Clause 6, lines 15 to 33, omit all words and expressions on these lines and insert—

'(1) For section 7(a) of the Principal Act **substitute**—

"(a) to participate in any part of the provision of voluntary assisted dying, including the provision of information or referral;".

(2) At the end of section 7 of the Principal Act **insert**—

"(2) A registered health practitioner who has a conscientious objection to voluntary assisted dying must not be required by any person, body, employer or professional standard, to—

(a) advise a person that another registered health practitioner or a health service provider may be able to assist the person in relation to information about or access to voluntary assisted dying, or any other medical or health service to which the practitioner has a conscientious objection; or

(b) give the person the information approved by the Secretary.

(3) A registered health practitioner who has a conscientious objection to voluntary assisted dying—

(a) does not contravene any professional duty, standard or code of conduct; or

(b) is not subject to any civil, criminal, administrative, or disciplinary liability, or any detriment in employment or professional standing, for acting in accordance with subsection (2).

(4) Nothing in this section prevents a registered health practitioner who does not have a conscientious objection from providing such advice or information if they so choose.

(5) This section has effect despite anything to the contrary in any other Act or law."."

Amendments circulated by Enver Erdogan (EE15C)

NEW CLAUSE

1. Insert the following New Clause to follow clause 6—

'**6A New section 7A inserted**

After section 7 of the Principal Act **insert**—

"**7A Application of human rights and equal opportunity legislation to conscientious objection**

A conscientious objection to voluntary assisted dying—

(a) is an aspect of the right to freedom of thought, conscience, religion and belief under section 14 of the **Charter of Human Rights and Responsibilities Act 2006**; and

(b) is taken to be an attribute for the purposes of the **Equal Opportunity Act 2010** as if it were listed in section 6 of that Act; and

(c) is taken to be a protected attribute for the purposes of Part 6A of the **Equal Opportunity Act 2010** as if it were listed in section 102B of that Act."."

Amendments circulated by Michael Galea (MGA01C) (in substitution for previously circulated amendments)

1. Clause 4, page 4, lines 4 to 6, omit all words and expressions on these lines.

2. Clause 4, page 4, after line 19 insert—

"***registered Aboriginal and Torres Strait Islander health practitioner*** means a person registered under the Health Practitioner Regulation National Law to practise in the Aboriginal and Torres Strait Islander health practice profession (other than as a student);".

3. Clause 4, page 4, after line 27 insert—

"***registered psychologist*** means a person who is registered under the Health Practitioner Regulation National Law to practice in the psychology profession (other than as a student);".

4. Clause 6, line 19, omit "registered health practitioner" and insert "registered medical practitioner or nurse practitioner".

5. Clause 6, lines 27 and 28, omit "registered health practitioner or a health service provider" and insert "registered medical practitioner or nurse practitioner".

6. Clause 7, page 9, lines 2 to 4, omit "**a registered health practitioner who is not a registered medical practitioner or nurse practitioner**" and insert "**certain registered health practitioners**".

7. Clause 7, page 9, lines 7 to 12, omit all words and expressions on these lines and insert—

"(1) This section applies to the following registered health practitioners who provide health services or professional care services to a person—

(a) a registered nurse (other than a nurse practitioner);

(b) a registered psychologist;

(c) a registered Aboriginal and Torres Strait Islander health practitioner.".

8. Clause 7, page 9, line 34, omit 'Law."' and insert "Law.".

9. Clause 7, page 9, after line 34 insert—

'**8B Discussion about voluntary assisted dying must not be initiated by other classes of registered health practitioners**

(1) This section applies to a registered health practitioner who—

(a) provides health services or professional care services to a person; and

(b) is not a registered medical practitioner, registered nurse, registered psychologist or registered Aboriginal and Torres Strait Islander health practitioner.

(2) A registered health practitioner to whom this section applies must not, in the course of providing health services or professional care services to a person—

(a) initiate discussion with the person that is in substance about voluntary assisted dying; or

(b) in substance, suggest voluntary assisted dying to that person.

(3) Nothing in subsection (2) prevents a registered health practitioner to whom this section applies providing information about voluntary assisted dying to a person at that person's request.

(4) A contravention of subsection (2) is to be regarded as unprofessional conduct within the meaning and for the purposes of the Health Practitioner Regulation National Law.".'.

10. Clause 59, lines 3 to 10, omit all words and expressions on these lines and insert—

'(1) Before section 75(1)(a) of the Principal Act **insert**—

"(aa) who is a registered medical practitioner, registered nurse, registered psychologist or registered Aboriginal and Torres Strait Islander health practitioner is, in the course of providing health services or professional care services to a person, initiating or attempting to initiate a discussion about voluntary assisted dying with that person that is not, or would not be, in accordance with this Act; or".

(2) In section 75(1)(a) of the Principal Act—

(a) for "provides health services or professional care services to a person is" **substitute** "is not a registered medical practitioner, registered nurse, registered psychologist or registered Aboriginal and Torres Strait Islander health practitioner is, in the course of providing health services or professional care services to a person";

(b) in subparagraph (i) **omit** "in the course of providing those services to the person,".'.

11. Clause 60, lines 12 to 19, omit all words and expressions on these lines and insert—

'(1) Before section 76(1)(a) of the Principal Act **insert**—

"(aa) who is a registered medical practitioner, registered nurse, registered psychologist or registered Aboriginal and Torres Strait Islander health practitioner is, in the course of providing health services or professional care services to a person, initiating or attempting to initiate a discussion about voluntary assisted dying with that person that is not, or would not be, in accordance with this Act; or".

(2) In section 76(1)(a) of the Principal Act—

(a) for "provides health services or professional care services to a person is" **substitute** "is not a registered medical practitioner, registered nurse, registered psychologist or registered Aboriginal and Torres Strait Islander health practitioner is, in the course of providing health services or professional care services to a person";

(b) in subparagraph (i) **omit** "in the course of providing those services to the person,".'.

12. Clause 61, lines 21 to 28, omit all words and expressions on these lines and insert—

'(1) Before section 77(a) of the Principal Act **insert**—

"(aa) who is a registered medical practitioner, registered nurse, registered psychologist or registered Aboriginal and Torres Strait Islander health practitioner is, in the course of providing health services or professional

care services to a person, initiating or attempting to initiate a discussion about voluntary assisted dying with that person that is not, or would not be, in accordance with this Act; or".

(2) In section 77(a) of the Principal Act—

(a) for "provides health services or professional care services to a person is" **substitute** "is not a registered medical practitioner, registered nurse, registered psychologist or registered Aboriginal and Torres Strait Islander health practitioner is, in the course of providing health services or professional care services to a person";

(b) in subparagraph (i) **omit** "in the course of providing those services to the person,".'.

Amendments circulated by Ann-Marie Hermans (AH01C)

1. Clause 4, page 4, lines 11 to 14, omit all words and expressions on these lines.

2. Clause 6, lines 15 to 33, omit all words and expressions on these lines and insert—

'(1) For section 7(a) of the Principal Act **substitute**—

"(a) to participate in any part of the provision of voluntary assisted dying, including the provision of information or referral;".

(2) At the end of section 7 of the Principal Act **insert**—

"(2) A registered health practitioner who has a conscientious objection to voluntary assisted dying must not be required by any person, body, employer or professional standard, to advise a person that another registered health practitioner or a health service provider may be able to assist the person in relation to information about or access to voluntary assisted dying, or any other medical or health service to which the practitioner has a conscientious objection.

(3) A registered health practitioner who has a conscientious objection to voluntary assisted dying—

(a) does not contravene any professional duty, standard or code of conduct; or

(b) is not subject to any civil, criminal, administrative, or disciplinary liability, or any detriment in employment or professional standing, for acting in accordance with subsection (2).

(4) Nothing in this section prevents a registered health practitioner who does not have a conscientious objection from providing such advice or information if they so choose.

(5) This section has effect despite anything to the contrary in any other Act or law.".'.

3. Clause 7, omit this clause.

4. Clause 8, line 7, omit "or" and insert "and".

5. Clause 8, lines 8 to 10, omit all words and expressions on these lines.

6. Clause 10, line 21, omit "one year" and insert "5 years".

7. Clause 12, omit this clause.

8. Clause 19, page 16, line 5, omit "one year" and insert "5 years".

9. Clause 26, lines 22 to 26, omit all words and expressions on these lines.

10. Clause 28, omit this clause.

11. Clause 32, page 22, lines 25 to 27, omit "requirements unless an exemption has been granted under section 115A—see sections 115 and 115A" and insert "requirements—see section 115".

12. Clause 42, lines 11 to 19, omit all words and expressions on these lines and insert—

'Each administering practitioner must be a registered medical practitioner who—

(a) holds specialist registration; or

(b) is a vocationally registered general practitioner.".'.

13. Clause 49, page 40, lines 19 and 20, omit ", nurse practitioner or registered nurse".

14. Clause 59, omit this clause.

15. Clause 60, omit this clause.

16. Clause 61, omit this clause.

17. Clause 70, lines 24 to 26, omit ", nurse practitioner, registered nurse or pharmacist, the Board must notify the practitioner, nurse" and insert "or pharmacist, the Board must notify the practitioner".

18. Clause 72, lines 21 and 22, omit all words and expressions on these lines and insert—

"Section 113 of the Principal Act is **repealed**.".

19. Clause 73, lines 29 and 30, omit ", nurse practitioners and registered nurses".

20. Clause 74, omit this clause.

21. Clause 75, omit this clause.

22. Clause 80, omit this clause.

23. Clause 84, omit this clause.

Amendments circulated by Ann-Marie Hermans (AH02C)

1. Clause 6, line 31, omit "and" and insert "or".

2. Clause 75, page 59, lines 5 and 6, omit "practitioner; or" and insert 'practitioner.".'.

3. Clause 75, page 59, lines 7 to 12, omit all words and expressions on these lines.

Amendments circulated by Sarah Mansfield (SMA42C)

1. Clause 4, line 8, omit "medical".

2. Clause 4, line 13, omit "medical".

3. Clause 4, page 5, after line 6 insert—

'(ca) in the definition of ***consulting assessment*** **omit** "medical";'.

4. Clause 4, page 5, after line 11 insert—

'(da) for the definition of ***consulting medical practitioner*** **substitute**—

"***consulting practitioner*** for a person means—

(a) a registered medical practitioner who accepts a referral to conduct a consulting assessment of the person; or

(b) a nurse practitioner who accepts a referral to conduct a consulting assessment of the person;";'.

5. Clause 4, page 5, after line 20 insert—

'(fa) for the definition of ***co-ordinating medical practitioner*** **substitute**—

"***co-ordinating practitioner*** for a person means—

(a) a registered medical practitioner who accepts the person's first request; or

(b) a nurse practitioner who accepts the person's first request; or

(c) a consulting practitioner for the person who accepts a transfer of the role of co-ordinating practitioner under section 33;";'.

6. Clause 4, page 5, after line 23 insert—

'(ga) in the definition of ***final request*** **omit** "medical";

(gb) in the definition of ***final review*** **omit** "medical";'.

7. Clause 4, page 5, after line 28 insert—

'(ha) in the definition of ***first assessment*** **omit** "medical";'.

8. Clause 4, page 5, after line 33 insert—

'(ia) in the definition of ***first request***, after "practitioner" **insert** "or a nurse practitioner";'.

9. Clause 4, page 6, line 17, omit "medical".

10. Clause 5, after line 2 insert—

'(1AA) In section 6(b)(i) and (ii), (d) and (f) of the Principal Act **omit** "medical".'.

11. Clause 8, lines 26 to 28, omit all words and expressions on these lines and insert—

"(2) Section 9(1)(d)(iii) of the Principal Act is **repealed**.".

NEW CLAUSE

12. Insert the following New Clause to follow clause 9—

'**9A Heading to Division 1 of Part 3 amended**

In the heading to Division 1 of Part 3 of the Principal Act **omit** "**medical**" (where twice occurring).'.

13. Clause 10, after line 10 insert—

'(1AA) In the heading to section 10 of the **Principal Act omit** "**medical**" (where twice occurring).'.

14. Clause 10, line 13, omit "medical practitioner" and insert "practitioner who is a registered medical practitioner".

15. Clause 10, line 14, omit "medical practitioner" and insert "practitioner who is a registered medical practitioner".

16. Clause 10, lines 18 to 23, omit all words and expressions on these lines and insert—

'(2) For section 10(2) of the Principal Act **substitute**—

"(2) If both the co-ordinating practitioner and each consulting practitioner are registered medical practitioners, either the co-ordinating practitioner or each consulting practitioner must have practised as a registered medical practitioner for at least one year after being granted specialist registration or vocational registration (as the case requires).

(2A) If either the co-ordinating practitioner or a consulting practitioner is a nurse practitioner—

(a) the co-ordinating practitioner or consulting practitioner who is a nurse practitioner must have practised as a nurse practitioner for at

least one year after being endorsed under the Health Practitioner Regulation National Law to practise as a nurse practitioner; and

(b) the co-ordinating practitioner or consulting practitioner who is a registered medical practitioner must have practised as a registered medical practitioner for at least one year after being granted specialist registration or vocational registration (as the case requires)."'.

17. Clause 10, after line 23 insert—

"(3) Section 10(3) of the Principal Act is **repealed**.".

NEW CLAUSE

18. Insert the following New Clause to follow clause 10—

'**10A New Division 1A of Part 3 inserted**

After Division 1 of Part 3 of the Principal Act **insert**—

"**Division 1A—Requests to health service providers for information about or access to voluntary assisted dying**

10A Requirement for health service provider—request for information about or access to voluntary assisted dying

(1) This section applies if a person receiving a health service at a health service facility makes a request to the health service provider who operates that facility for information about or access to voluntary assisted dying.

(2) Within 2 days after receiving the request, the health service provider must—

(a) record the request in the person's medical record; and

(b) give the person the information approved by the Secretary.

10B Requirement for health service provider—access to practitioners etc. for purposes of voluntary assisted dying

(1) This section applies if a person receiving a health service at a health service facility (the ***service user***) requests to meet or have discussions with any of the following persons (a ***voluntary assisted dying support person***) for the purposes of the service user requesting access to or accessing voluntary assisted dying—

(a) a registered medical practitioner;

(b) a nurse practitioner;

(c) a pharmacist;

(d) the service user's contact person;

(e) a person who is to witness the signing of a written declaration, the appointment of a contact person or the making of a practitioner administration request;

(f) a person who the service user nominates as a voluntary assisted dying support person.

(2) The health service provider must ensure that the voluntary assisted dying support person is given reasonable access to meet or have discussions with the service user in accordance with the service user's request.

10C Requirement for health service provider—withdrawal of or refusal to provide health service

A health service provider must not withdraw a health service from a person or refuse to provide a health service to a person on the basis that—

(a) the health service provider knows that the person has made a request referred to in section 10A(1) or 10B(1); or

(b) the health service provider believes that the person is likely to make a request referred to in section 10A(1) or 10B(1).".'.

NEW CLAUSE

19. Insert the following New Clause before clause 11—

'**10B Section 11 amended**

(1) In the heading to section 11 of the Principal Act, after "**practitioner**" **insert** "**or nurse practitioner**".

(2) In section 11(1) of the Principal Act, after "practitioner" **insert** "or a nurse practitioner".'.

20. Clause 11, after line 25 insert—

'(1AA) In the heading to section 13 of the Principal Act, after "**practitioner**" **insert** "**or nurse practitioner**".

(1AAB) In section 13(1) of the Principal Act, after "registered medical practitioner" **insert** "or nurse practitioner".

(1AAC) In section 13(1)(b)(ii) of the Principal Act **omit** "medical".'.

21. Clause 11, line 31, omit "The" and insert "If a first request is made to a registered medical practitioner, the".

22. Clause 11, page 13, lines 4 and 5, omit "must refuse the person's first" and insert "or nurse practitioner to whom a person makes a first request must refuse that".

23. Clause 11, page 13, line 15, after "practitioner" insert "or nurse practitioner".

24. Clause 12, line 19, after "**practitioner**" insert "**or nurse practitioner**".

25. Clause 12, lines 20 and 21, omit "the registered medical practitioner refuses the" and insert "a registered medical practitioner or a nurse practitioner refuses a".

26. Clause 12, line 24, after "practitioner" insert "or nurse practitioner".

NEW CLAUSES

27. Insert the following New Clauses to follow clause 12—

'**12A Section 14 amended**

(1) In the heading to section 14 of the Principal Act, after "**practitioner**" **insert** "**or nurse practitioner**".

(2) In section 14 of the Principal Act, for "the registered medical practitioner" **substitute** "a registered medical practitioner or a nurse practitioner".

12B Section 15 amended

(1) For the heading to section 15 of the Principal Act **substitute**—

"**Registered medical practitioner or nurse practitioner who accepts first request becomes co-ordinating practitioner**".

(2) In section 15 of the Principal Act—

(a) after "registered medical practitioner" **insert** "or nurse practitioner";

(b) for "co-ordinating medical" **substitute** "co-ordinating".'.

28. Clause 13, after line 29 insert—

'(1) In section 16 of the Principal Act **omit** "medical" (where twice occurring).'.

29. Clause 13, line 30, before "In" insert "(2)".

30. Clause 14, lines 4 to 7, omit all words and expressions on these lines and insert—

'(1) In the heading to section 17 of the Principal Act—

(a) **omit** "**medical**";

(b) **omit** "**assessment**" (where secondly occurring).

(2) In section 17 of the Principal Act—

(a) **omit** "medical";

(b) **omit** "assessment" (where secondly occurring).'.

31. Clause 15, after line 8 insert—

'(1) In section 18(1), (2) and (3) of the Principal Act, for "co-ordinating medical" (where twice occurring) **substitute** "co-ordinating".'.

32. Clause 15, line 9, before "Section" insert "(2)".

33. Clause 16, after line 13 insert—

'(1AA) In the heading to section 19 of the Principal Act **omit** "**medical**".'.

34. Clause 16, lines 14 to 16, omit all words and expressions on these lines and insert—

'(1) In section 19(1) of the Principal Act—

(a) for "all the eligibility criteria" **substitute** "the eligibility criteria that apply to the person";

(b) for "co-ordinating medical" (wherever occurring) **substitute** "co-ordinating".'.

35. Clause 16, after line 23 insert—

'(3) In section 19(2) of the Principal Act **omit** "medical" (where twice occurring).

(4) In section 19(3) of the Principal Act, after "practitioner" **insert** "or a nurse practitioner".'.

36. Clause 17, after line 24 insert—

'(1AA) In section 20(1) of the Principal Act **omit** "medical" (where twice occurring).'.

37. Clause 17, after line 34 insert—

'(3) In section 20(2) of the Principal Act **omit** "medical".'.

38. Clause 18, after line 2 insert—

'(1) In section 21(1) and (2) of the Principal Act **omit** "medical".'.

39. Clause 18, line 3, before "In" insert "(2)".

NEW CLAUSE

40. Insert the following New Clause to follow clause 18—

'**18A Section 22 substituted**

For section 22 of the Principal Act **substitute**—

"**22 Referral for consulting assessment if person assessed as eligible**

If the co-ordinating practitioner for a person assesses the person as eligible for access to voluntary assisted dying, the co-ordinating practitioner must—

(a) in the case of a co-ordinating practitioner who is a registered medical practitioner—refer the person to another registered medical practitioner or a nurse practitioner for a consulting assessment; or

(b) in the case of a co-ordinating practitioner who is a nurse practitioner—refer the person to a registered medical practitioner for a consulting assessment.".'.

41. Clause 19, after line 7 insert—

'(1AA) In the heading to section 23 of the Principal Act, after "**practitioner**" **insert** "**or nurse practitioner**".

(1AAB) In section 23(1) of the Principal Act—

(a) for "practitioner receives" **substitute** "practitioner or a nurse practitioner (the ***receiving practitioner***) receives";

(b) for "co-ordinating medical" (where twice occurring) **substitute** "co-ordinating";

(c) for "33(3)(a)" **substitute** "33(3)(a)(i) or (b)(i)";

(d) for "registered medical practitioner must" **substitute** "receiving practitioner must";

(e) for "that the practitioner" (where twice occurring) **substitute** "that the receiving practitioner";

(f) in paragraph (b), for "because the practitioner" **substitute** "because the receiving practitioner";

(g) in paragraph (b)(ii), for "consulting medical" **substitute** "consulting".'.

42. Clause 19, line 12, omit "The" and insert "If a referral for a consulting assessment is made to a registered medical practitioner, the".

43. Clause 19, lines 17 to 19, omit "The registered medical practitioner must refuse the referral for a consulting assessment of the person" and insert "A registered medical practitioner or a nurse practitioner to whom a referral for a consulting assessment of a person is made must refuse that referral".

44. Clause 19, line 28, after "practitioner" insert "or nurse practitioner".

45. Clause 19, page 16, lines 1 to 7, omit all words and expressions on these lines and insert—

'(3) For section 23(3) of the Principal Act **substitute**—

"(3) Subject to subsection (5), a registered medical practitioner to whom a referral for a consulting assessment is made must refuse the referral if the practitioner has not practised as a registered medical practitioner for at

least one year after being granted specialist registration or vocational registration (as the case requires).

(3A) A nurse practitioner to whom a referral for a consulting assessment is made must refuse the referral if the practitioner has not practised as a nurse practitioner for at least one year after being endorsed under the Health Practitioner Regulation National Law to practise as a nurse practitioner.".

(3A) For section 23(5) of the Principal Act **substitute**—

"(5) Subsection (3) does not apply if the co-ordinating practitioner—

(a) is a registered medical practitioner; and

(b) has practised as a registered medical practitioner for at least one year after being granted specialist registration or vocational registration (as the case requires).".'.

46. Clause 19, page 16, after line 7 insert—

"(4) Section 23(4) and (6) of the Principal Act are **repealed**.".

NEW CLAUSE

47. Insert the following New Clause to follow clause 19—

'**19A Section 24 amended**

(1) For the heading to section 24 of the Principal Act **substitute**—

"**Registered medical practitioner or nurse practitioner who accepts referral becomes consulting practitioner**".

(2) In section 24 of the Principal Act—

(a) after "registered medical practitioner" **insert** "or nurse practitioner";

(b) for "consulting medical" **substitute** "consulting".'.

48. Clause 20, after line 8 insert—

'(1) In section 25 of the Principal Act **omit** "medical".'.

49. Clause 20, line 9, before "In" insert "(2)".

50. Clause 21, lines 15 to 18, omit all words and expressions on these lines and insert—

'(1) In the heading to section 26 of the Principal Act—

(a) **omit** "**medical**";

(b) **omit** "**assessment**" (where secondly occurring).

(2) In section 26 of the Principal Act—

(a) **omit** "medical";

(b) **omit** "assessment" (where secondly occurring).'.

51. Clause 22, lines 20 and 21, omit all words and expressions on these lines and insert—

'(1) In section 27(1) of the Principal Act—

(a) **omit** "medical" (where twice occurring); and

(b) for "criteria,," **substitute** "criteria,".

(2) In section 27(2) and (3) of the Principal Act, for "consulting medical" (where twice occurring) **substitute** "consulting".'.

52. Clause 23, after line 24 insert—

'(1AA) In the heading to section 28 of the Principal Act **omit** "**medical**".'.

53. Clause 23, lines 25 to 27, omit all words and expressions on these lines and insert—

'(1) In section 28(1) of the Principal Act—

(a) for "consulting medical" (where twice occurring) **substitute** "consulting";

(b) for "all the eligibility criteria" **substitute** "the eligibility criteria that apply to the person";

(c) in paragraph (g), for "co-ordinating medical" **substitute** "co-ordinating".'.

54. Clause 23, after line 34 insert—

'(3) In section 28(2) of the Principal Act, after "practitioner" **insert** "or a nurse practitioner".'.

55. Clause 24, after line 1 insert—

'(1AA) In section 29(1) of the Principal Act **omit** "medical" (where twice occurring).'.

56. Clause 24, after line 11 insert—

'(3) In section 29(2) of the Principal Act **omit** "medical" (where twice occurring).'.

57. Clause 25, after line 13 insert—

'(1) In section 30 of the Principal Act **omit** "medical" (wherever occurring).'.

58. Clause 25, line 14, before "In" insert "(2)".

NEW CLAUSES

59. Insert the following New Clauses to follow clause 25—

'**25A Section 31 substituted**

For section 31 of the Principal Act **substitute**—

"**31 Co-ordinating practitioner may refer person assessed as ineligible for further consulting assessment**

If a consulting practitioner for a person requesting access to voluntary assisted dying assesses the person as ineligible for access to voluntary assisted dying, the co-ordinating practitioner for the person may—

(a) in the case of a co-ordinating practitioner who is a registered medical practitioner—refer the person to another registered medical practitioner or a nurse practitioner for a further consulting assessment; or

(b) in the case of a co-ordinating practitioner who is a nurse practitioner—refer the person to a registered medical practitioner for a further consulting assessment.".

25B Section 32 amended

(1) In the heading to section 32 of the Principal Act **omit** "**medical**" (where twice occurring).

(2) In section 32 of the Principal Act **omit** "medical" (wherever occurring).

25C Section 33 amended

(1) In the heading to section 33 of the Principal Act **omit** "**medical**".

(2) In section 33(1) and (2) of the Principal Act **omit** "medical" (wherever occurring).

(3) For section 33(3) of the Principal Act **substitute**—

"(3) If the consulting practitioner for a person refuses the transfer of the role of co-ordinating practitioner, the co-ordinating practitioner for the person may—

(a) if the co-ordinating practitioner is a registered medical practitioner—

(i) refer the person to another registered medical practitioner or a nurse practitioner to conduct a further consulting assessment; and

(ii) transfer the role of co-ordinating practitioner to the other registered medical practitioner or the nurse practitioner if the registered medical practitioner or nurse practitioner—

(A) accepts the referral to conduct a further consulting assessment; and

(B) assesses the person as eligible for access to voluntary assisted dying; and

(C) accepts the transfer of the role; or

(b) if the co-ordinating practitioner is a nurse practitioner—

(i) refer the person to a registered medical practitioner to conduct a further consulting assessment; and

(ii) transfer the role of co-ordinating practitioner to the registered medical practitioner if the registered medical practitioner—

(A) accepts the referral to conduct a further consulting assessment; and

(B) assesses the person as eligible for access to voluntary assisted dying; and

(C) accepts the transfer of the role.".

(4) In section 33(4) of the Principal Act, for "the registered medical practitioner accepts a referral to conduct a further consulting assessment" **substitute** "a registered medical practitioner or nurse practitioner accepts a referral to conduct a further consulting assessment under subsection (3)(a) or (b)".'.

60. Clause 26, after line 18 insert—

'(1AA) In section 34(1)(a) and (b) and (2)(b) of the Principal Act **omit** "medical".'.

NEW CLAUSE

61. Insert the following New Clause to follow clause 26—

'**26A Certification of witness to signing of written declaration**

In section 36(3) of the Principal Act **omit** "medical".'.

62. Clause 27, lines 28 and 29, omit all words and expressions on these lines and insert—

'In the heading to Division 6 of Part 3 of the Principal Act—

(a) **omit** "**, contact person**";

(b) **omit** "**medical**".'.

NEW CLAUSE

63. Insert the following New Clause to follow clause 27—

'**27A Person may make final request**

In section 37(2) of the Principal Act **omit** "medical".'.

64. Clause 28, after line 12 insert—

'(3) In section 38(2) of the Principal Act **omit** "medical" (where twice occurring).'.

65. Clause 30, after line 17 insert—

'(1AA) In the heading to section 41 of the Principal Act **omit** "**medical**".

(1AAB) In section 41(1) of the Principal Act **omit** "medical".'.

66. Clause 30, after line 25 insert—

'(4) In section 41(2) of the Principal Act **omit** "medical".'.

67. Clause 31, after line 28 insert—

'(1) In the heading to section 43 of the Principal Act **omit** "**medical**".'.

68. Clause 31, lines 29 and 30, omit all words and expressions on these lines and insert—

'(2) In section 43 of the Principal Act—

(a) **omit** "medical" (where twice occurring);

(b) **omit** "under section 47 or 48".'.

69. Clause 32, line 7, omit "medical".

70. Clause 32, page 20, line 4, omit "medical".

71. Clause 32, page 20, line 7, omit "medical".

72. Clause 32, page 20, line 29, omit "medical".

73. Clause 32, page 21, line 3, omit "medical".

74. Clause 32, page 22, line 28, omit "**medical**".

75. Clause 32, page 22, line 32, omit "medical".

76. Clause 32, page 22, line 34, omit "medical".

77. Clause 36, line 32, omit "medical".

78. Clause 36, page 24, line 1, omit "medical".

79. Clause 36, page 24, line 22, omit "medical".

80. Clause 38, line 13, omit "medical".

NEW CLAUSE

81. Insert the following New Clause to follow clause 38—

'**38A Secretary may amend voluntary assisted dying permit**

In section 51(2)(a) and (3) of the Principal Act **omit** "medical".'.

82. Clause 39, page 26, line 2, omit "medical".

83. Clause 39, page 29, line 2, omit "medical".

84. Clause 43, line 26, omit "medical".

85. Clause 43, line 30, omit "medical".

86. Clause 43, page 33, line 12, omit "**medical**".

87. Clause 43, page 33, line 19, omit "medical".

88. Clause 43, page 33, line 27, omit "medical".

89. Clause 43, page 34, line 3, omit "**medical**".

90. Clause 43, page 34, line 7, omit "medical".

91. Clause 43, page 34, line 10, omit "medical".

92. Clause 43, page 34, line 15, omit "medical".

93. Clause 43, page 34, line 21, omit "medical".

94. Clause 43, page 34, line 27, omit "medical".

95. Clause 43, page 35, line 15, omit "medical".

96. Clause 49, line 5, omit "**medical**".

97. Clause 49, line 16, omit "medical".

98. Clause 49, line 21, omit "medical".

99. Clause 52, line 13, omit "medical".

100. Clause 55, after line 20 insert—

'(1AA) In section 68(1)(a), (b) and (c) of the Principal Act **omit** "medical".'.

101. Clause 56, after line 27 insert—

'(1) In section 69(a) of the Principal Act **omit** "medical".'.

102. Clause 56, line 28, before "After" insert "(2)".

103. Clause 57, after line 3 insert—

'(1AA) In section 70(b) of the Principal Act **omit** "medical".'.

104. Clause 58, lines 2 to 7, omit all words and expressions on these lines and insert—

'(1) For the heading to section 73 of the Principal Act **substitute**—

"**Co-ordinating practitioner, consulting practitioner or administering practitioner may refuse to continue process**".

(2) In section 73(1) of the Principal Act—

(a) **omit** "medical" (wherever occurring);

(b) for "or if" **substitute** "if".

(2A) In section 73(2) of the Principal Act **omit** "medical" (where twice occurring).'.

105. Clause 58, after line 21 insert—

'(3A) In section 73(3) of the Principal Act **omit** "medical" (wherever occurring).

(3B) For section 73(4) of the Principal Act **substitute**—

"(4) If a consulting practitioner for a person refuses under subsection (2) to resume a consulting assessment, the co-ordinating practitioner for the person may—

(a) in the case of a co-ordinating practitioner who is a registered medical practitioner—refer the person to another registered medical practitioner or a nurse practitioner for a further consulting assessment; or

(b) in the case of a co-ordinating practitioner who is a nurse practitioner—refer the person to a registered medical practitioner for a further consulting assessment.".'.

106. Clause 73, line 32, omit "medical".

107. Clause 73, line 33, omit "medical".

108. Clause 75, page 59, line 3, omit "medical".

109. Clause 76, line 16, after "cause a" insert "legislative".

110. Clause 76, line 17, omit "5 years" and insert "3 years".

111. Clause 78, page 63, after line 5 insert—

"***co-ordinating medical practitioner*** for a person means the person's co-ordinating medical practitioner within the meaning of this Act as in force immediately before the commencement day;".

Amendments circulated by Evan Mulholland (EM34C)

1. Clause 7, page 9, line 2, omit "**may**" and insert "**must not**".

2. Clause 7, page 9, lines 5 and 6, omit "**in the course of discussion about end of life care**".

3. Clause 7, page 9, lines 13 to 29, omit all words and expressions on these lines and insert—

"(2) A registered health practitioner to whom this section applies must not, in the course of providing health services or professional care services to a person—

(a) initiate discussion with the person that is in substance about voluntary assisted dying; or

(b) in substance, suggest voluntary assisted dying to that person.

(3) Nothing in subsection (2) prevents a registered health practitioner to whom this section applies providing information about voluntary assisted dying to a person at that person's request, provided that information consists only of advising the person that the most appropriate person with whom to discuss voluntary assisted dying or any treatment or palliative care options available to that person is—

(a) the registered medical practitioner or nurse practitioner who is responsible for the person's medical care; or

(b) any other registered medical practitioner or nurse practitioner.".

4. Clause 7, page 9, line 30, omit "(3)" and insert "(4)".

5. Clause 59, lines 3 to 10, omit all words and expressions on these lines and insert—

'(1) Before section 75(1)(a) of the Principal Act **insert**—

"(aa) who is a registered medical practitioner or nurse practitioner is, in the course of providing health services or professional care services to a person, initiating or attempting to initiate a discussion about voluntary assisted dying with that person that is not, or would not be, in accordance with this Act; or".

(2) In section 75(1)(a) of the Principal Act—

(a) for "provides health services or professional care services to a person is" **substitute** "is not a registered medical practitioner or nurse practitioner is, in the course of providing health services or professional care services to a person"; and

(b) in subparagraph (i) **omit** "in the course of providing those services to the person,".'.

6. Clause 60, lines 12 to 19, omit all words and expressions on these lines and insert—

'(1) Before section 76(1)(a) of the Principal Act **insert**—

"(aa) who is a registered medical practitioner or nurse practitioner is, in the course of providing health services or professional care services to a person, initiating or attempting to initiate a discussion about voluntary assisted dying with that person that is not, or would not be, in accordance with this Act; or".

(2) In section 76(1)(a) of the Principal Act—

(a) for "provides health services or professional care services to a person is" **substitute** "is not a registered medical practitioner or nurse practitioner is, in the course of providing health services or professional care services to a person"; and

(b) in subparagraph (i) **omit** "in the course of providing those services to the person,".'.

7. Clause 61, lines 21 to 28, omit all words and expressions on these lines and insert—

'(1) Before section 77(a) of the Principal Act **insert**—

"(aa) who is a registered medical practitioner or nurse practitioner is, in the course of providing health services or professional care services to a person, initiating or attempting to initiate a discussion about voluntary assisted dying with that person that is not, or would not be, in accordance with this Act; or".

(2) In section 77(a) of the Principal Act—

(a) for "provides health services or professional care services to a person is" **substitute** "is not a registered medical practitioner or nurse practitioner is, in the course of providing health services or professional care services to a person"; and

(b) in subparagraph (i) **omit** "in the course of providing those services to the person,".'.

Amendments circulated by Evan Mulholland (EM39C)

1. Clause 6, line 32, after "information" insert "about the voluntary assisted dying care navigator service that is".

2. Clause 12, line 27, after "information" insert "about the voluntary assisted dying care navigator service that is".

2. CONSUMER LEGISLATION AMENDMENT BILL 2025

Amendments circulated by Aiv Puglielli (AP58C)

1. Clause 1, page 2, after line 7 insert—

"(vi) to provide for a limit on rent increases in accordance with the wage price index for Victoria published by the Australian Bureau of Statistics; and".

NEW CLAUSES

2. Insert the following New Division after Division 4 of Part 2—

'**Division 4A—Amendments in relation to rent increases**.

21A Definitions

(1) In section 3(1) of the **Residential Tenancies Act 1997**, in paragraph (d) of the definition of ***visitor***, for "tenant." **substitute** "tenant;".

(2) In section 3(1) of the **Residential Tenancies Act 1997 insert** the following definition—

"***wage price index*** means—

(a) the index titled "All-Industries Total Hourly Rates of Pay Excluding Bonuses for the Private and Public Sectors in Victoria" in original terms published by the Australian Bureau of Statistics; or

(b) an index published by the Australian Bureau of Statistics that is equivalent to the index referred to in paragraph (a).".

21B Rent increases

After section 44(4B) of the **Residential Tenancies Act 1997 insert**—

"(4C) A residential rental provider must not increase the rent payable under a residential rental agreement at a rate that is greater than the wage price index number for the previous financial year.

(4D) The Director must publish the wage price index for each financial year on an Internet Site maintained by the Director.".'.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 143, 144 and 145

No. 143 — Tuesday, 18 November 2025

1 The President took the Chair at 12.02 pm, read the Prayer and made an Acknowledgement of Country.

2 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

3 PETITION — **PROTECT UNIVERSAL HEALTHCARE** — Sonja Terpstra presented a petition bearing 648 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to protect universal healthcare that meets the needs of all Victorians, regardless of gender identity *(Ordered to be tabled)*.

4 CONTROL OF WEAPONS AMENDMENT (ESTABLISHING JACK'S LAW, USE OF ELECTRONIC METAL DETECTION DEVICES) BILL 2025 — David Davis (for Evan Mulholland) introduced *A Bill for an Act to amend the Control of Weapons Act 1990 to provide greater powers for police officers to use electronic metal detection devices to search persons for weapons and for other purposes*.

On the motion of David Davis, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

5 PAPERS —

COMMITTEE REPORTS —

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled Alert Digest No. 16 of 2025 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

PROCEDURE COMMITTEE — Pursuant to Standing Order 23.22, Wendy Lovell tabled a Report on the Inquiry into variation of scope of orders for the production of documents (including an Appendix) from the Procedure Committee *(Ordered to be published)*.

David Davis moved, That the Council take note of the Report.

Debate ensued.

Question — put and agreed to.

* * * * *

ECONOMY AND INFRASTRUCTURE COMMITTEE — Pursuant to Standing Order 23.22, Georgie Purcell tabled a Report on the Inquiry into wildlife roadstrike in Victoria (including an Appendix, Extracts of Proceedings and a Minority Report) from the Economy and Infrastructure Committee, and presented Transcripts of Evidence *(Transcripts of Evidence ordered to be tabled and the Report published).*

Georgie Purcell moved, That the Council take note of the Report.

Debate ensued.

Question — put and agreed to.

* * * * *

PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Michael Galea tabled a Report on the Inquiry into fraud and corruption control in local government: a follow up to two Auditor-General reports (including Appendices and Extracts of Proceedings) from the Public Accounts and Estimates Committee, and presented Transcripts of Evidence *(Transcripts of Evidence ordered to be tabled and the Report published).*

Michael Galea moved, That the Council take note of the Report.

Debate ensued.

Question — put and agreed to.

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Education and Care Services National Law Act 2010 — Education and Care Services National Amendment Regulations 2025, under section 303 of the Act.

Fire Services Implementation Monitor — Report, 2024-25.

Planning and Environment Act 1987 — Notices of approval of the —

Bass Coast Planning Scheme — Amendment C172.

Boroondara Planning Scheme — Amendment C418.

Murrindindi Planning Scheme — Amendment C73.

South Gippsland Planning Scheme — Amendment C131.

South West Healthcare — Report, 2024-25*, together with an explanation for the delay.

Victorian Fisheries Authority — Report, 2024-25, together with an explanation for the delay.

Yarram and District Health Service — Report, 2024-25*, together with an explanation for the delay.

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* *together with the Minister's reported date of receipt.*

PAPER PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following paper:

Government response to the Legal and Social Issues Committee's Report on the Inquiry into workplace drug testing in Victoria.

6 BUSINESS OF THE COUNCIL — Aiv Puglielli moved, by leave, That the following general business take precedence on Wednesday, 19 November 2025 —

(1) order of the day made this day, second reading of the Control of Weapons Amendment (Establishing Jack's Law, Use of Electronic Metal Detection Devices) Bill 2025;
(2) notice of motion given this day by David Limbrick on judicial appointments;
(3) notice of motion No. 1151 standing in David Ettershank's name on cannabis laws;
(4) notice of motion given this day by David Davis on the Business Council of Australia's rating of Victoria; and
(5) notice of motion No. 1139 standing in Melina Bath's name on bushfire preparedness.

Question — put and agreed to.

7 MEMBERS' STATEMENTS — Members made statements.

8 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1146, be postponed until later this day.

9 PARKS AND PUBLIC LAND LEGISLATION AMENDMENT (CENTRAL WEST AND OTHER MATTERS) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time — and on the reasoned amendment moved by Melina Bath — That all the words after "That" be omitted and replaced with "the Bill be withdrawn and redrafted as two separate bills to —

(1) take into account stakeholder consultation on the impact of the establishment of the Mount Buangor, Pyrenees and Wombat-Lerderderg National Parks on traditional recreational activities, invasive species management, fire management and the rural economy; and
(2) retain the remaining provisions of the Bill.".

Sarah Mansfield *(SM44C)* and Georgie Purcell *(GP06C)* circulated amendments proposed to be moved during Committee of the whole.

Question — That the reasoned amendment moved by Melina Bath be agreed to — put.

The Council divided — The President in the Chair.

AYES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Question — That the Bill be now read a second time — put.

The Council divided — The President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a second time.

The President ruled certain amendments proposed to be moved during Committee of the whole by Sarah Mansfield *(SMA44C)* are outside the scope of the Bill.

Sarah Mansfield moved, That it be an instruction to the Committee that they have the power to consider an amendment and New Clause to the *Forests Act 1958* to enable the Secretary to enter into agreements and arrangements relating to the prevention and suppression of fires and recovery from fires.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 22

Melina Bath; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 17

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; Tom McIntosh; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill committed to a Committee of the whole.

House in Committee.

[Sitting suspended from 6.30 pm to 7.37 pm]

Bill further considered in Committee of the whole.

Bill reported with amendments, the Report was adopted.

Gayle Tierney moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill with amendments and requesting their agreement.

10 VOLUNTARY ASSISTED DYING AMENDMENT BILL 2025 — The President read a Message from the Assembly informing the Council that they have agreed to the amendments made by the Council in this Bill.

11 STATE TAXATION FURTHER AMENDMENT BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

David Davis *(DD192C and DD193C)* and Aiv Puglielli *(AP57C)* circulated amendments proposed to be moved during Committee of the whole.

Business interrupted at 10.00 pm.

Ingrid Stitt declared, That the sitting be extended by up to one hour pursuant to Standing Order 4.08.

Debate continued.

Question — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Business interrupted at the conclusion of the declared extension.

Jaclyn Symes declared, That the sitting be extended by up to one further hour pursuant to Standing Order 4.08.

Bill further considered in Committee of the whole.

Bill reported with amendments, the Report was adopted.

Jaclyn Symes moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Aiv Puglielli; Georgie Purcell; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 16

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Nick McGowan; Evan Mulholland; Rachel Payne; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill with amendments and requesting their agreement.

12 ADJOURNMENT — Ingrid Stitt moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 11.58 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 144 — Wednesday, 19 November 2025

1 The President took the Chair at 9.34 am, read the Prayer and made an Acknowledgement of Country.

2 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General — Accessibility of Tram Services: Follow-up, November 2025 *(Ordered to be published)*.

Ombudsman — When the water rises: Flood risk at two housing estates, November 2025 *(Ordered to be published)*.

Statutory Rule under the Corrections Act 1986 — No. 118.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule No. 118.

3 MEMBERS' STATEMENTS — Members made statements.

4 CONTROL OF WEAPONS AMENDMENT (ESTABLISHING JACK'S LAW, USE OF ELECTRONIC METAL DETECTION DEVICES) BILL 2025 — Evan Mulholland laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Evan Mulholland moved, That the Bill be now read a second time.

On the motion of Ryan Batchelor, the debate was adjourned for two weeks.

5 PRODUCTION OF DOCUMENTS — DEPARTMENT OF PREMIER AND CABINET PUBLIC OPINION POLLING — David Davis moved, That this House, in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within four weeks of the House agreeing to this resolution, copies of public opinion polling, research and the invoices and/or payment advices of such public opinion polling and research conducted by the Department of Premier and Cabinet since December 2022.

Debate ensued.

Question — put and agreed to.

6 PRODUCTION OF DOCUMENTS — PROPOSED ANIMAL CARE AND PROTECTION LEGISLATION — Georgie Purcell moved, That this House —

(1) notes that —

(a) in 2016, the Victorian Labor Government made a commitment to modernise our State's broken animal protection laws;

(b) a media release from 19 October 2017 stated "the Government will also review the Prevention of Cruelty to Animals Act in close consultation with key stakeholders and the Victorian community replacing it with a modern animal welfare act in 2019";

(c) almost ten years later, despite multiple rounds of consultation and guarantees that the changes will come, these laws are written but yet to be introduced into the Parliament;

(2) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within ten weeks of the House agreeing to this resolution, all documents relating to the proposed animal care and protection bill, including but not limited to —

(a) consultation or consultation reports in relation to decision-making about the proposed bill; and

(b) communication between the Government, the Department of Energy, Environment and Climate Action, stakeholders, and any other related or involved parties in relation to the progress of the bill and the reason for its significant delay.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

7 JUDICIAL APPOINTMENTS — David Limbrick moved, That this House notes that —

(1) unlike some other Commonwealth jurisdictions, Victoria does not have an independent judicial appointment commission;

(2) in some Commonwealth jurisdictions, such as Canada, senior judicial appointments can appear before parliamentary committees for a non-binding public hearing;

(3) allowing a non-binding public hearing process for new senior judicial appointments would increase public scrutiny and trust in the judicial system;

and calls on the Attorney-General to establish a new process whereby prospective senior judicial appointments will be invited to appear before an appropriate parliamentary committee for a public hearing prior to appointment.

Debate ensued.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

8 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWER TAKEN INTO CONSIDERATION — On the motion of Aiv Puglielli, the answer given by Enver Erdogan to a supplementary question relating to Youth Justice – Scottish Model (QwN 1147) was ordered to be taken into consideration on the next day of meeting.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 JUDICIAL APPOINTMENTS — Debate continued on the question, That this House notes that —

(1) unlike some other Commonwealth jurisdictions, Victoria does not have an independent judicial appointment commission;

(2) in some Commonwealth jurisdictions, such as Canada, senior judicial appointments can appear before parliamentary committees for a non-binding public hearing;

(3) allowing a non-binding public hearing process for new senior judicial appointments would increase public scrutiny and trust in the judicial system;

and calls on the Attorney-General to establish a new process whereby prospective senior judicial appointments will be invited to appear before an appropriate parliamentary committee for a public hearing prior to appointment.

Question — put.

The Council divided — The President in the Chair.

AYES, 4

Jeff Bourman; David Limbrick; Georgie Purcell; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 34

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

10 PARKS AND PUBLIC LAND LEGISLATION AMENDMENT (CENTRAL WEST AND OTHER MATTERS) 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.

11 STATE TAXATION FURTHER AMENDMENT BILL 2025 — The President read a Message from the Assembly informing the Council that they have agreed to the amendments made by the Council in this Bill.

12 CANNABIS LAWS — David Ettershank moved, That this House notes that —

(1) the Allan Government's regressive cannabis laws are ineffective and its rejection of the decriminalisation of cannabis will perpetuate far-reaching and harmful consequences for many of the most vulnerable Victorians and waste valuable police, court and prison resources on a victimless crime;

(2) at the 2025 Labor Party State Conference, Labor's members voted that —

(a) cannabis be legalised, taxed, owned and regulated by the State Government;

(b) all forms of cannabis possession and use be decriminalised;

(3) Conference delegates resolved that —

(a) funds generated by a legalised cannabis industry could be used to fund —

(i) the recommendations from the Royal Commission into Victoria's Mental Health System;

(ii) the reform of the Alcohol and Other Drugs (AOD) sector;

(iii) the reform of WorkCover and WorkSafe;

(iv) health-led housing;

(v) Indigenous health;

(vi) part of the State's contribution to the National Disability Insurance Scheme;

(b) a percentage of the profits generated by a regulated cannabis industry could be directed to the mental health, AOD, WorkCover, WorkSafe, housing, Indigenous health and disability sectors;

(4) this formalised a similarly unanimous resolution from the 2024 State Conference;

(5) the Allan Government's refusal to decriminalise cannabis perpetuates the criminalisation of marginalised communities, including First Nations and working-class people, and lacks courage when its party's policy platform goes far beyond decriminalisation;

and calls on the Government to heed its own party's policy, beginning with the decriminalisation of the personal use and possession of cannabis.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put.

The Council divided — The President in the Chair.

AYES, 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)

NOES, 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; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Bev McArthur; Nick McGowan; Tom McIntosh;

Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

13 BUSINESS COUNCIL OF AUSTRALIA'S RATING OF VICTORIA — David Davis moved, That this House notes that the Business Council of Australia's *Regulation Rumble 2025* report marked Victoria last of all the state jurisdictions in providing a pro-business, low regulation and low tax environment to facilitate economic growth and raise living standards.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 13

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; 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, 20

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; 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 negatived.

14 BUSINESS POSTPONED — Ordered — That the consideration of the remaining notices of motion and orders of the day, general business, be postponed until the next day of meeting.

15 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

16 PETITIONS (QUALIFYING FOR DEBATE) — REZONING OF ROSSDALE GOLF COURSE — Ann-Marie Hermans moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

17 ADJOURNMENT — Gayle Tierney moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.43 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 145 — Thursday, 20 November 2025

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 **COMMITTEE MEMBERSHIP** — The President advised the House that Bev McArthur resigned from the Public Accounts and Estimates Committee, effective from 19 November 2025.

3 **PAPERS PRESENTED UNDER ACTS OF PARLIAMENT** — The Clerk tabled the following papers:

Climate Action Act 2017 — Victoria's Climate Change Strategy 2026-30, under section 33(1) of the Act.

Commissioner for Environmental Sustainability —

State of the Great Ocean Road Coast and Parks 2025 Report (Summary Report and Scientific Assessments).

Strategic Audit of the implementation of Melbourne Strategic Assessment Conservation Outcomes 2024 Report.

Victorian State of the Marine and Coastal Environment 2024 Report (Summary Report and Scientific Assessments).

Geoffrey Gardiner Dairy Foundation — Report, 2024-25.

Gunaikurnai Traditional Owner Land Management Board — Minister's report of receipt of the 2024-25 report*.

Local Jobs First — Report, 2024-25.

Planning and Environment Act 1987 — Notice of approval of Victoria Planning Provisions — Amendment VC297.

Surveillance Devices Act 1999 — The permanent installation of listening devices in prisons and their use by Victoria Police: An Integrity Oversight Victoria inspection report examining warrants authorising Victoria Police to use listening devices in prisons between 2008 and 2024, under section 30Q of the Act *(Ordered to be published)*.

Victorian Environmental Assessment Council — Assessment of the values of state forests in eastern Victoria: Assessment report, April 2025, under section 26E of the Victorian Environmental Assessment Council Act 2001.

Victorian Institute of Forensic Medicine — Report, 2024-25*.

Victoria State Emergency Service Authority (SES) — Report, 2024-25*, together with an explanation for the delay.

Yarra River Protection (Wilip-gin Birrarung murron) Act 2017 —

Birrarung Council Report, 2025 on the implementation of Burndap Birrarung Burndap Umarkoo Yarra Strategic Plan.

Burndap Birrarung Burndap Umarkoo Yarra Strategic Plan, Report 2024-25 — Reporting on implementation from 1 July 2024 to 30 June 2025.

4 **PRODUCTION OF DOCUMENTS** —

CONTAINER DEPOSIT SCHEME — The Clerk tabled a letter from the Attorney-General, dated 19 November 2025, in response to a resolution of the Council on 29 October 2025 (on the motion of Bev McArthur), relating to the Container Deposit

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* *together with the Minister's reported date of receipt.*

Scheme, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

* * * * *

WASTE-TO-ENERGY CAP LICENCES — The Clerk tabled a letter from the Attorney-General, dated 19 November 2025, in response to a resolution of the Council on 29 October 2025 (on the motion of David Ettershank), relating to waste-to-energy cap licences, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

5 COMMITTEE MEMBERSHIP — Bev McArthur moved, by leave, That Richard Welch be a member of the Public Accounts and Estimates Committee.

Question — put and agreed to.

6 MEMBERS' STATEMENTS — Members made statements.

7 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1173, be postponed until later this day.

8 RESTRICTING NON-DISCLOSURE AGREEMENTS (SEXUAL HARASSMENT AT WORK) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Richard Welch *(RW06C)* circulated an amendment proposed to be moved during Committee of the whole.

Business interrupted at 12.00 noon.

9 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — Ordered that the following answers be taken into consideration on the next day of meeting —

- On the motion of Nick McGowan, the answers given by Enver Erdogan to questions relating to travel by youth offenders (QwN 1149).
- On the motion of Katherine Copsey, the answers given by Harriet Shing to questions relating to security expenditure at public housing sites (QwN 1156).

* * * * *

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:

- **Hunters for the hungry program (QwN 1151)** — substantive and supplementary questions asked by Jeff Bourman — response from Gayle Tierney due Monday, 24 November 2025.
- **Commercial shooting activity in Dunkeld (QwN 1154)** — substantive and supplementary questions asked by Georgie Purcell — response from Gayle Tierney due Monday, 24 November 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

10 RESTRICTING NON-DISCLOSURE AGREEMENTS (SEXUAL HARASSMENT AT WORK) BILL 2025 — Debate continued on the question, That the Bill be now read a second time.

Georgie Purcell *(GP18C)* 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.

11 COGNATE DEBATE — VICTORIAN EARLY CHILDHOOD REGULATORY AUTHORITY BILL 2025 — EARLY CHILDHOOD LEGISLATION AMENDMENT (CHILD SAFETY) BILL 2025 — SOCIAL SERVICES REGULATION AMENDMENT (CHILD SAFETY, COMPLAINTS AND WORKER REGULATION) BILL 2025 — The concurrent debate, pursuant to an order of the Council on 13 November 2025, commenced on the questions, That these Bills be now read a second time.

Anasina Gray-Barberio *(AG13C and AG15C)* circulated amendments to the Victorian Early Childhood Regulatory Authority Bill 2025 proposed to be moved during Committee of the whole.

Anasina Gray-Barberio *(AG07C)* circulated amendments to the Early Childhood Legislation Amendment (Child Safety) Bill 2025 proposed to be moved during Committee of the whole.

Anasina Gray-Barberio *(AG06C)* circulated amendments to the Social Services Regulation Amendment (Child Safety, Complaints and Worker Regulation) Bill 2025 proposed to be moved during Committee of the whole.

[Sitting suspended from 6.32 pm to 7.33 pm]

Debate continued.

Lizzie Blandthorn *(LB35C)* circulated amendments to the Early Childhood Legislation Amendment (Child Safety) Bill 2025 proposed to be moved during Committee of the whole.

The concurrent debate having concluded —

12 VICTORIAN EARLY CHILDHOOD REGULATORY AUTHORITY BILL 2025 — Question — That the Bill be now read a second time — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

13 EARLY CHILDHOOD LEGISLATION AMENDMENT (CHILD SAFETY) BILL 2025 — Question — That the Bill be now read a second time — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Business interrupted at 10.00 pm.

Lizzie Blandthorn 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.

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.

14 SOCIAL SERVICES REGULATION AMENDMENT (CHILD SAFETY, COMPLAINTS AND WORKER REGULATION) BILL 2025 — Question — That the Bill be now read a second time — put and agreed to.

Bill read a second time and ordered to be committed to a Committee of the whole on the next day of meeting.

15 RESTRICTING NON-DISCLOSURE AGREEMENTS (SEXUAL HARASSMENT AT WORK) 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 (FAMILY VIOLENCE, STALKING AND OTHER MATTERS) BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Family Violence Protection Act 2008, the Crimes Act 1958, the Criminal Procedure Act 2009, the Evidence (Miscellaneous Provisions) Act 1958, the Jury Directions Act 2015 and the Personal Safety Intervention Orders Act 2010 and for other purposes* and requesting the agreement of the Council.

On the motion of Lizzie Blandthorn, the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Lizzie Blandthorn laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Lizzie Blandthorn moved, That the Bill be now read a second time.

Lizzie Blandthorn incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned for one week.

17 CHILDREN, YOUTH AND FAMILIES AMENDMENT (STABILITY) 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 and for other purposes* and requesting the agreement of the Council.

On the motion of Lizzie Blandthorn, the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Lizzie Blandthorn laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Lizzie Blandthorn moved, That the Bill be now read a second time.

Lizzie Blandthorn incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned for one week.

18 CRIMES AMENDMENT (RETAIL, FAST FOOD, HOSPITALITY AND TRANSPORT WORKER HARM) BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Crimes Act 1958 and the Summary Offences Act 1966 to create new offences for certain conduct engaged in against certain workers and to provide that a burglary that involves a ram raid is an aggravated burglary, to make consequential amendments to the Youth Justice Act 2024 and for other purposes* and requesting the agreement of the Council.

On the motion of Lizzie Blandthorn (for Enver Erdogan), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Lizzie Blandthorn laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Lizzie Blandthorn moved, That the Bill be now read a second time.

Lizzie Blandthorn incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned for one week.

19 JUSTICE LEGISLATION AMENDMENT (POLICE AND OTHER MATTERS) BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Confiscation Act 1997, the Control of Weapons Act 1990, the Crimes Act 1958, the Crimes (Assumed Identities) Act 2004, the Drugs, Poisons and Controlled Substances Act 1981, the Firearms Act 1996, the Interpretation of Legislation Act 1984, the Sex Offenders Registration Act 2004, the Summary Offences Act 1966, the Surveillance Devices Act 1999 and the Victoria Police Act 2013 and to make related amendments to other Acts and for other purposes* and requesting the agreement of the Council.

On the motion of Lizzie Blandthorn (for Enver Erdogan), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Lizzie Blandthorn laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Lizzie Blandthorn moved, That the Bill be now read a second time.

Lizzie Blandthorn incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned for one week.

20 SITTING OF THE COUNCIL — Harriet Shing moved, That the Council, at its rising, adjourn until Tuesday, 2 December 2025.

Question — put and agreed to.

21 ADJOURNMENT — Harriet Shing moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 11.02 pm until Tuesday, 2 December 2025.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 143, 144 and 145

PARKS AND PUBLIC LAND LEGISLATION AMENDMENT (CENTRAL WEST AND OTHER MATTERS) BILL 2025

Committed Tuesday, 18 November 2025

Amendments circulated: Melina Bath (MB16C and MB18C) (pp. 1308-9), Sarah Mansfield (SMA44C) (pp. 1309-10) and Georgie Purcell (GP06C) (p. 1311)

Clause 1 — Sarah Mansfield moved amendment No. 1 *(SMA44C)*.

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, 32

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; 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 negatived.

Melina Bath moved amendment Nos. 1 and 2 *(MB16C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Georgie Purcell moved amendment No. 1 *(GP06C)*.

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, 32

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; 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 negatived.

Sarah Mansfield moved amendment No. 2 *(SMA44C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Melina Bath moved amendment No. 1 *(MB18C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 1, as amended — put and agreed to.

Clauses 2 to 26 — put and agreed to.

New Clause 26B — Sarah Mansfield moved amendment No. 3 *(SMA44C)*.

Question — That New Clause 26B stand part of the Bill — 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, 32

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; 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 negatived.

Clauses 27 to 49 — put and agreed to.

Clause 50 — Question — That Clause 50 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; 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)

Question negatived.

Clauses 51 to 53 — put and agreed to.

Clause 54 — Sarah Mansfield moved amendment Nos. 6 to 10 *(SMA44C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 54, as amended — put and agreed to.

Clauses 55 and 56 — put and agreed to.

Clause 57 — Sarah Mansfield moved amendment Nos. 11 and 12 *(SMA44C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 57, as amended — put and agreed to.

Clauses 58 to 124 — put and agreed to.

Schedule 1 — put and agreed to.

Bill reported with amendments.

* * * * *

STATE TAXATION FURTHER AMENDMENT BILL 2025

Committed Tuesday, 18 November 2025

Amendments circulated: David Davis (DD192C and DD193C) (pp. 1311-12) and Aiv Puglielli (AP57C) (p. 1312)

Clause 1 — David Davis moved suggested amendment No. 1 *(DD192C)*.
Question — That the suggested amendment be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 16

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Nick McGowan; Evan Mulholland; Rachel Payne; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Aiv Puglielli; Georgie Purcell; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Aiv Puglielli moved amendment No. 1 *(AP57C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 21

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; 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, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Nick McGowan; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

David Davis moved suggested amendment No. 2 *(DD192C)*.

Question — That the suggested amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 16

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Nick McGowan; Evan Mulholland; Rachel Payne; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Aiv Puglielli; Georgie Purcell; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 1, as amended — put and agreed to.

Clauses 2 to 17 — put and agreed to.

Clause 18 — Aiv Puglielli moved amendment Nos. 2 to 4 *(AP57C)*.

Question — That the amendments be agreed to — put and agreed to.

Clause 18, as amended — put and agreed to.

Clause 19 — David Davis moved suggested amendments Nos. 1 to 3 *(DD193C)*.

Question — That the suggested amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Nick McGowan; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 19 — put and agreed to.

Clauses 20 to 75 — put and agreed to.

Bill reported with amendments.

RESTRICTING NON-DISCLOSURE AGREEMENTS (SEXUAL HARASSMENT AT WORK) BILL 2025

Committed Thursday, 20 November 2025

Amendments circulated: Georgie Purcell (GP18C) (pp. 1312-13) and Richard Welch (RW06C) (p. 1313)

Clauses 1 to 7 — put and agreed to.

Clause 8 — Georgie Purcell moved amendment No. 1 *(GP18C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 8, as amended — put and agreed to.

Clause 9 — put and agreed to.

Clause 10 — Georgie Purcell moved amendment Nos. 2 and 3 *(GP18C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 10, as amended — put and agreed to.

Clauses 11 to 15 — put and agreed to.

Clause 16 — Georgie Purcell moved amendment No. 4 *(GP18C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 16, as amended — put and agreed to.

Clauses 17 to 24 — put and agreed to.

Clause 25 — Georgie Purcell moved amendment No. 5 *(GP18C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 25, as amended — put and agreed to.

Clauses 26 to 29 — put and agreed to.

Schedule 1 — put and agreed to.

Bill reported with amendments.

VICTORIAN EARLY CHILDHOOD REGULATORY AUTHORITY BILL 2025

Committed Thursday, 20 November 2025

Amendments circulated: Anasina Gray-Barberio (AG13C and AG15C) (pp. 1313-15)

Clauses 1 and 2 — put and agreed to.

Clause 3 — Anasina Gray-Barberio moved amendment No. 1 *(AG13C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 8

Katherine Copsey; David Ettershank; Anasina Gray-Barberio; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 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; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Nick McGowan; Tom McIntosh; Evan Mulholland; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Anasina Gray-Barberio moved amendment No. 1 *(AG15C)*.

Question — That the amendment be agreed to — put and negatived.

Clause 3 — put and agreed to.

Clauses 4 to 61 — put and agreed to.

Bill reported without amendment.

* * * * *

EARLY CHILDHOOD LEGISLATION AMENDMENT (CHILD SAFETY) BILL 2025

Committed Thursday, 20 November 2025

Amendments circulated: Lizzie Blandthorn (LB35C) (pp. 1315-16) and Anasina Gray-Barberio (AG07C) (pp. 1317-19)

Clauses 1 to 109 — put and agreed to.

Clause 110 — Anasina Gray-Barberio moved amendment Nos. 1 to 6 *(AG07C)*.

Question — That the amendments be agreed to — put and negatived.

Clause 110 — put and agreed to.

Clauses 111 to 116 — put and agreed to.

Clause 117 — Lizzie Blandthorn moved amendment Nos. 1 to 3 *(LB35C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 117, as amended — put and agreed to.

Clauses 118 to 125— put and agreed to.

Bill reported with amendments.

AMENDMENTS CIRCULATED IN RELATION TO —

1. PARKS AND PUBLIC LAND LEGISLATION AMENDMENT (CENTRAL WEST AND OTHER MATTERS) BILL 2025

Amendments circulated by Melina Bath (MB16C)

1. Clause 1, page 2, lines 22 to 25, omit all words and expressions on these lines.
2. Clause 1, page 3, lines 3 to 4, omit "Mount Buangor, Pyrenees, Wombat-Lerderderg,".
3. Division heading preceding clause 49, omit this heading.
4. Clause 49, omit this clause.
5. Clause 50, omit this clause.
6. Clause 51, omit this clause.
7. Clause 52, omit this clause.
8. Division heading preceding clause 53, omit this heading.
9. Clause 53, omit this clause.
10. Clause 54, omit this clause.
11. Clause 55, omit this clause.
12. Division heading preceding clause 56, omit this heading
13. Clause 56, omit this clause.
14. Clause 57, omit this clause.
15. Clause 58, omit this clause.
16. Clause 59, omit this clause.
17. Clause 114, lines 9 to 30, omit all words and expressions on these lines.
18. Clause 114, page 57, lines 1 to 36, omit all words and expressions on these lines.
19. Clause 114, page 58, lines 1 to 34, omit all words and expressions on these lines.
20. Clause 114, page 59, lines 1 to 37, omit all words and expressions on these lines.
21. Clause 114, page 60, lines 1 to 36, omit all words and expressions on these lines.
22. Clause 114, page 61, lines 1 to 35, omit all words and expressions on these lines.
23. Clause 114, page 62, lines 1 to 36, omit all words and expressions on these lines.
24. Clause 114, page 63, lines 1 to 37, omit all words and expressions on these lines.
25. Clause 114, page 64, lines 1 to 36, omit all words and expressions on these lines.

26. Clause 115, lines 29 to 30, omit all words and expressions on these lines.

27. Clause 116, omit this clause.

Amendments circulated by Melina Bath (MB18C)

1. Clause 1, page 3, after line 7 insert—

"(va) to provide for certain searching for minerals in certain parks; and".

NEW CLAUSE

2. Insert the following New Division to follow Division 13 of Part 8—

'**Division 14—Authorities to search for Minerals in certain parks**

117A Authorities to search for minerals in certain parks

In section 32D(1)(a)(i) of the **National Parks Act 1975**, for "42 or 43" **substitute** "42, 43, 50, 51 or 52".'

Amendments circulated by Sarah Mansfield (SMA44C)

1. Clause 1, page 2, line 10, after "land" insert "and to make further provision in relation to agreements or arrangements relating to fire prevention, suppression and recovery".

2. Clause 1, page 3, line 3, omit "Mount Buangor,".

NEW CLAUSE

3. Insert the following New Clause before clause 27—

'**26B Licences and permits with respect to forests**

After section 52(1AA) of the **Forests Act 1958 insert**—

"(1AB) A licence or permit granted under this section is subject to a condition that the holder of the licence or permit must not sell any timber thinned, cut or removed in accordance with the licence or permit for profit.".'.

NEW CLAUSE

4. Insert the following New Clause to follow clause 27—

'**27A Secretary may enter into agreements and arrangements relating to the prevention and suppression of fires and recovery from fires**

(1) After section 62C(2) of the **Forests Act 1958 insert**—

"(2A) Before entering into an agreement or arrangement under subsection (1) or (2) that relates (in whole or in part) to activity for the prevention of or recovery from fire that is likely to affect a threatened or endangered species, the Secretary must—

(a) undertake an assessment of the likely ecological impact of the activity; and

(b) consider any action statement under section 19 of the **Flora and Fauna Guarantee Act 1988** that relates to—

(i) a taxon in which the threatened or endangered species is categorised; or

(ii) a community of flora or fauna in which the threatened or endangered species exists in the wild; and

(c) ensure that the agreement or arrangement provides that any logging to be undertaken under the agreement or arrangement must not contravene the action statement.".

(2) After section 62C(3A) of the **Forests Act 1958 insert**—

"(3B) The Conservation Regulator of the Department of Energy, Environment and Climate Action, or the Environment Protection Authority, may investigate the ecological implications of activities undertaken under an agreement or arrangement under subsection (1) or (2) and make appropriate recommendations to the Secretary about the activities.

(3C) A person must not sell, or offer for sale, any timber or forest produce that is cut in or removed from a State forest in undertaking an activity under an agreement or arrangement under subsection (1) or (2).

Penalty: 20 penalty units.".

(3) In section 62C(4) of the **Forests Act 1958**, in paragraph (e) of the definition of ***specified person***, for "subsection (1)." **substitute** "subsection (1);".

(4) In section 62C(4) of the **Forests Act 1958 insert** the following definitions—

"***community*** has the same meaning as in the **Flora and Fauna Guarantee Act 1988**;

Environment Protection Authority means the Authority within the meaning of the **Environment Protection Act 2017**;

taxon has the same meaning as in the **Flora and Fauna Guarantee Act 1988**;

threatened or endangered species means a taxon of flora or fauna that is specified in the Threatened List within the meaning of the **Flora and Fauna Guarantee Act 1988**."'.

5. Clause 50, omit this clause.

6. Clause 54, line 29, omit "50" and insert "37".

7. Clause 54, line 30, omit "50 and" and insert "37 and".

8. Clause 54, page 37, line 1, omit "8A" and insert "8".

9. Clause 54, page 37, line 3, omit "8B" and insert "8A".

10. Clause 54, page 37, line 9, omit "8C" and insert "8B".

11. Clause 57, line 14, omit "8C" and insert "8B".

12. Clause 57, line 16, omit "8D" and insert "8C".

Amendments circulated by Georgie Purcell (GP06C)

1. Clause 1, page 3, lines 1 to 5, omit all words and expressions on these lines.

2. Clause 50, omit this clause.

3. Clause 54, omit this clause.

4. Clause 57, omit this clause.

5. Division heading preceding clause 74, omit this heading.

6. Clause 74, omit this clause.

7. Clause 75, omit this clause.

2. STATE TAXATION FURTHER AMENDMENT BILL 2025

Amendments circulated by David Davis (DD192C)

1. Clause 1, page 2, lines 1 to 19, omit all words and expressions on these lines and insert—

    "(b) to amend the **Congestion Levy Act 2005** to make statute law revision amendments; and".

2. Clause 1, page 3, lines 29 to 32 and page 4, lines 1 to 3, omit all words and expressions on these lines.

3. Clause 2, line 12, omit "Division 1 of Part 3,".

4. Clause 2, line 13, omit ", Part 11".

5. Clause 2, line 16, omit "Division 1 of Part 3,".

6. Clause 2, lines 19 to 23, omit all words and expressions on these lines.

7. Division heading preceding clause 11, omit this heading.

8. Clause 11, omit this clause.

9. Clause 12, omit this clause.

10. Clause 13, omit this clause.

11. Clause 14, omit this clause.

12. Clause 15, omit this clause.

13. Clause 16, omit this clause.

14. Clause 17, omit this clause.

15. Clause 18, omit this clause.

16. Clause 19, omit this clause.

17. Division heading preceding clause 20, omit this heading.

18. Part heading preceding clause 74, omit this heading.

19. Clause 74, omit this clause.

AMENDMENT OF LONG TITLE

20. Long title, omit ", the **Building Act 1993** and the **Domestic Animals Act 1994**" and insert "and the **Building Act 1993**".

Amendments circulated by David Davis (DD193C)

1. Clause 19, lines 16 and 17, omit ", Stonnington".

2. Clause 19, lines 17 and 18, omit "Dandenong Rd, Queens Way,".

3. Clause 19, page 15, lines 6 to 8, omit ", a straight line extending, at the same angle as Williams Rd N, to Williams Rd N, Williams Rd N and Williams Rd" and insert "and Punt Rd".

Amendments circulated by Aiv Puglielli (AP57C)

1. Clause 1, page 2, after line 19 insert—

"(vii) to require the Minister to enter into a memorandum of understanding with each municipal council regarding the funding of active transport initiatives; and".

2. Clause 18, line 15, omit "**section 34A**" and insert "**sections 34A and 34B**".

3. Clause 18, line 24, omit 'area.".' and insert "area.".

4. Clause 18, after line 24 insert—

'**34B Memoranda of understanding with municipal councils**

(1) The Minister, on behalf of the State, must enter into a memorandum of understanding with each municipal council whose municipal district includes any land that is in the levy area.

(2) A memorandum of understanding under subsection (1) must relate to an annual allocation to the municipal council for the purpose of funding active transport or other transport initiatives.".'.

3. RESTRICTING NON-DISCLOSURE AGREEMENTS (SEXUAL HARASSMENT AT WORK) BILL 2025

Amendments circulated by Georgie Purcell (GP18C)

1. Clause 8, lines 21 to 22, omit "before the complainant enters into the agreement, the complainant acknowledges" and insert "before entering into the agreement, each party to the agreement acknowledges".

2. Clause 10, line 15, after "**agreement**" insert "**and acknowledgment**".

3. Clause 10, line 19, omit all words and expressions on that line and insert "of—

    (a) the signed agreement; and

    (b) the acknowledgement referred to in section 8(1)(e).".

4. Clause 16, line 26, omit "complainant" and insert "parties to the agreement".

5. Clause 25, lines 28 to 31, omit "a complainant acknowledges that the following preconditions of a workplace non-disclosure agreement have been met" and insert "each party to a workplace non-disclosure agreement acknowledges that the following preconditions have been met".

Amendment circulated by Richard Welch (RW06C)

1. Clause 28, line 13, omit "third" and insert "second".

4. VICTORIAN EARLY CHILDHOOD REGULATORY AUTHORITY BILL 2025

Amendments circulated by Anasina Gray-Barberio (AG13C)

1. Clause 3, after line 17 insert—

"***authorised officer*** means—

(a) an authorised officer within the meaning of the Education and Care Services National Law (Victoria); or

(b) an authorised officer within the meaning of the **Children's Services Act 1996**;".

NEW CLAUSE

2. Insert the following New Clause to follow clause 17—

"**17A Minimum number of authorised officers**

(1) The Victorian Early Childhood Regulatory Authority must employ or engage under sections 15 and 16 at least the required minimum number of authorised officers.

(2) The required minimum number is the greater of—

(a) 60 authorised officers; or

(b) as many authorised officers as are necessary to ensure a ratio of authorised officers to approved education and care services and approved children's services that is sufficient for suitable and effective oversight.

(3) The Minister must report to Parliament annually about—

(a) the number of authorised officers employed or engaged by the Victorian Early Childhood Regulatory Authority; and

(b) the ratio of those authorised officers to approved education and care services and approved children's services; and

(c) actions taken to enable the Victorian Early Childhood Regulatory Authority to adequately carry out its regulatory functions and powers under the Education and Care Services National Law (Victoria) and the **Children's Services Act 1996**.".

Amendments circulated by Anasina Gray-Barberio (AG15C)

1. Clause 3, page 4, after line 26 insert—

"***Integrity and Oversight Committee*** means the Integrity and Oversight Committee established by section 5(a) of the **Parliamentary Committees Act 2003**;".

2. Clause 10, line 18, omit "The Governor in Council," and insert "Subject to section 10A, the Governor in Council,".

NEW CLAUSE

3. Insert the following New Clause to follow clause 10—

"**10A Veto of proposed Early Childhood Regulator**

(1) The Minister must not make a recommendation under section 10 unless—

(a) the Minister has submitted details of the proposed recommendation to the Integrity and Oversight Committee; and

(b) either—

(i) within the time specified in subsection (2) the Integrity and Oversight Committee has informed the Minister that it has decided not to veto the recommendation; or

(ii) the time specified in subsection (2) has elapsed and the Integrity and Oversight Committee has not vetoed the recommendation.

(2) The Integrity and Oversight Committee must make a decision under this section within 30 days after the Minister has submitted details of the proposed recommendation to the Integrity and Oversight Committee.

(3) The Integrity and Oversight Committee—

(a) may decide to veto or not to veto the proposed recommendation;

(b) must notify the Minister in writing of its decision within the period specified in subsection (2).".

4. Clause 13, after line 29 insert—

"(da) the Integrity and Oversight Committee has decided that the Regulator is unfit to continue to hold office;".

5. Clause 13, after line 33 insert—

"(3) The Minister must make a recommendation under subsection (2)(da) if the Integrity and Oversight Committee—

(a) has decided that the Early Childhood Regulator is unfit to continue to hold office; and

(b) has notified the Minister in writing of its decision.".

NEW CLAUSES

6. Insert the following New Division after Division 2 of Part 6—

'**Division 2A—Parliamentary Committees Act 2003**

58A Definitions

In section 3 of the **Parliamentary Committees Act 2003**, **insert** the following definition—

"***Early Childhood Regulator*** has the same meaning as it has in section 3 of the **Victorian Early Childhood Regulatory Authority Bill 2025**;".

58B Integrity and Oversight Committee

In section 7(1) of the Parliamentary Committees Act 2003—

(a) after paragraph (md) **insert**—

"(me) to consider any proposed appointment of an Early Childhood Regulator under section 10 of the **Victorian Early Childhood Regulatory Authority Bill 2025** and to exercise a power of veto in accordance with that Act; and";

(b) in paragraph (n)(v), omit "**2024**." and insert "**2024**;".

(c) after paragraph (n)(v) insert—

"(vi) the **Victorian Early Childhood Regulatory Authority Act 2025**.".'.

5. EARLY CHILDHOOD LEGISLATION AMENDMENT (CHILD SAFETY) BILL 2025

Amendments circulated by Lizzie Blandthorn (LB35C)

1. Clause 117, line 1, omit "**16HAH**" and insert "**16HAK**".

2. Clause 117, page 142, line 11, omit 'regulations.".'.' and insert 'regulations.".'.

3. Clause 117, page 142, after 11 insert—

'**16HAI Direction to suspend education and care by staff member (other than a family day care educator) or volunteer**

Section 178A of the Education and Care Services National Law (Victoria) applies as a law of Victoria as if—

(a) in subsection (2), for "provider a notice" there were substituted "provider and the relevant staff member or volunteer (as the case may be) a notice"; and

(b) in subsection (2)(c) after "provider" there were inserted "and the relevant staff member or volunteer (as the case may be)"; and

(c) in subsection (3), for "provider a show" there were substituted "provider and the relevant staff member or volunteer (as the case may be) a show"; and

(d) in subsection (3)(a) after "provider" there were inserted "and the relevant staff member or volunteer (as the case may be)".

16HAJ Direction to suspend education and care by nominated supervisor

Section 178B of the Education and Care Services National Law (Victoria) applies as a law of Victoria as if—

(a) in subsection (2), for "provider a notice" there were substituted "provider and the relevant nominated supervisor a notice"; and

(b) in subsection (2)(c) after "provider" there were inserted "and the relevant nominated supervisor"; and

(c) in subsection (3), for "provider a show" there were substituted "provider and the relevant nominated supervisor a show"; and

(d) in subsection (3)(a) after "provider" there were inserted "and the relevant nominated supervisor".

16HAK Direction requiring supervision of staff member (other than a family day care co-ordinator) or volunteer

Section 178C of the Education and Care Services National Law (Victoria) applies as a law of Victoria as if—

(a) in subsection (4), for "provider a notice" there were substituted "provider and the relevant staff member or volunteer (as the case may be) a notice"; and

(b) in subsection (4)(c) after "provider" there were inserted "and the relevant staff member or volunteer (as the case may be)"; and

(c) in subsection (5), for "provider a show" there were substituted "provider and the relevant staff member or volunteer (as the case may be) a show"; and

(d) in subsection (5)(a) after "provider" there were inserted "and the relevant staff member or volunteer (as the case may be)".'.'

Amendments circulated by Anasina Gray-Barberio (AG07C)

1. Clause 110, page 118, lines 32 to 34 and page 119, lines 1 to 23 omit all words and expressions on these lines and insert—

"(5) The Regulatory Authority must publish on the Regulatory Authority's Internet site the following information relating to an education and care service—

(a) the name and address of the service;

(b) the name of the approved provider of the service;

(c) details of the following actions (***enforcement actions***) taken in relation to the approved provider, a nominated supervisor of the service or a staff member of, or a volunteer at, the service—

(i) any amendment of the approved provider's provider approval or service approval for enforcement purposes;

(ii) any suspension or cancellation of the approved provider's provider approval or service approval;

(iii) any direction under section 171 to exclude persons from the education and care services premises of the service;

(iv) any compliance direction given to the approved provider;

(v) any compliance notice given to the approved provider;

(vi) any suspension direction given to the approved provider;

(vii) any emergency action notice given to the approved provider;

(viii) any enforceable undertaking given by the approved provider, the nominated supervisor, the staff member or the volunteer;

(ix) any prohibition notice given to—

(A) the approved provider; or

(B) the nominated supervisor; or

(C) the staff member; or

(D) the volunteer; or

(E) any other person who is in any way involved in, or has been involved in, the service;

(x) any emergency removal of children being educated and cared for by the service under Division 4 of Part 7;

(xi) any prosecutions for offences against this Law committed or alleged to have been committed by the approved provider, the nominated supervisor, the staff member or the volunteer;

(xii) an infringement notice served on the approved provider, the nominated supervisor, the staff member or the volunteer.

(5A) The Regulatory Authority must publish details of any enforcement actions set out in subsection (5) as follows—

(a) for enforcement actions taken before the commencement of Division 1 of Part 5 of the **Early Childhood Legislation Amendment (Child Safety) Act 2025**—as soon as possible after that commencement but no later than 14 days after that commencement;

(b) for enforcement actions taken on or after the commencement of Division 1 of Part 5 of the **Early Childhood Legislation Amendment (Child Safety) Act 2025**—as soon as possible after that action is taken but no later than 14 days after that action is taken.

(5B) The Regulatory Authority must take reasonable steps to ensure any information published on the Regulatory Authority's Internet site under subsection (5) is accurate.".

2. Clause 110, page 119, line 25, omit "may" and insert "must".

3. Clause 110, page 120, lines 1 to 3, omit all words and expressions on these lines and insert—

"(b) the role in which a person in relation to whom enforcement action has been taken is or has been employed, engaged or appointed in or as part of an education and care service;".

4. Clause 110, page 120, line 10, omit "may" and insert "must".

5. Clause 110, page 120, line 14, omit 'child."' and insert 'child.'.

6. Clause 110, page 120, after line 14 insert—

'(8) This section does not take effect until 27 April 2026."'.

7. Clause 120, page 148, lines 11 to 33 and page 149, lines 1 to 12 omit all words and expressions on these lines and insert—

"(1) In section 16Q of the **Education and Care Services National Law Act 2010**, after subsection (5A) of section 270 of the Education and Care Services National Law (Victoria) **insert**—

'(5AB) Without limiting subsection (5), the Regulatory Authority must also publish on the Regulatory Authority's Internet site the following enforcement actions taken in relation to an approved provider of an education and care service, a nominated supervisor of the service or any staff member of, or any volunteer at, the service—

(a) any suspension direction given to the nominated supervisor, the staff member or the volunteer;

(b) any supervision direction given to the approved provider;

(c) any training direction given to the nominated supervisor, the staff member, or the volunteer;

(d) any disciplinary action taken against the approved provider, a person with management or control of the service, the nominated supervisor or a family day care educator engaged by or registered with the service under Division 3A of Part 7;

(e) the making of any orders by the relevant tribunal or court under section 188F in relation to the approved provider, a person with management or control of the service, the nominated supervisor or a family day care educator engaged by or registered with the service.

(5AC) The Regulatory Authority must publish details of any enforcement actions set out in subsection (5AB) taken as soon as possible after that action is taken but no later than 14 days after that action is taken.

(2) In section 16Q of the **Education and Care Services National Law Act 2010**, in subsections (5B), (6) and (7) of section 270 of the Education and Care Services National Law (Victoria), for '(5)' **substitute** '(5) or (5AB).'.".

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.

* * * * *

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).

* * * * *

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).

* * * * *

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.

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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*.

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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)*.

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* *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.

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QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed a minister to provide a written response to questions without notice pursuant to Standing Order 8.07 as follows:

- **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 negatived.

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

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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 negatived.

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 negatived.

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 negatived.

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 negatived.

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 negatived.

Clause 84 — put and agreed to.

Clauses 85 to 116 — put and agreed to.

Bill reported without amendment.

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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 negatived.

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 negatived.

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 negatived.

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 2025

Amendments 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.
7. Clause 151, omit this clause.
8. Clause 152, omit this clause.
9. Clause 153, omit this clause.
10. Clause 154, omit this clause.
11. Clause 155, omit this clause.

12. Clause 156, omit this clause.

13. Clause 157, omit this clause.

14. Clause 158, omit this clause.

15. Clause 159, omit this clause.

16. Clause 160, omit this clause.

17. Clause 161, omit this clause.

18. Clause 162, omit this clause.

19. Clause 163, omit this clause.

20. Clause 164, omit this clause.

21. Clause 165, omit this clause.

22. Clause 166, omit this clause.

23. Clause 167, omit this clause.

24. Clause 168, omit this clause.

25. Clause 169, omit this clause.

26. Clause 170, omit this clause.

27. Clause 171, omit this clause.

28. Clause 172, omit this clause.

29. Clause 173, omit this clause.

30. Clause 174, omit this clause.

31. Clause 175, omit this clause.

32. Clause 176, omit this clause.

33. Clause 177, omit this clause.

34. Clause 178, omit this clause.

35. Clause 179, omit this clause.

36. Clause 180, omit this clause

37. Clause 181, omit this clause.

38. Clause 182, omit this clause.

39. Clause 183, omit this clause.

40. Clause 184, omit this clause.

41. Clause 185, omit this clause.

42. Clause 186, omit this clause.

43. Clause 187, omit this clause.

44. Clause 188, omit this clause.

45. Clause 189, omit this clause.

46. Clause 190, omit this clause.

47. Clause 191, omit this clause.

48. Clause 192, omit this clause.

49. Clause 193, omit this clause.

50. Clause 194, omit this clause.

51. Clause 195, omit this clause.

52. Clause 196, omit this clause.

53. Clause 197, omit this clause.

54. Clause 198, omit this clause.

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56. Clause 200, omit this clause.

57. Clause 201, omit this clause.

58. Clause 202, omit this clause.

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64. Clause 208, omit this clause.

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66. Clause 210, omit this clause.

67. Clause 211, omit this clause.

68. Clause 212, omit this clause.

69. Clause 213, omit this clause.

70. Clause 214, omit this clause.

71. Clause 215, omit this clause.

72. Clause 216, omit this clause.

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75. Clause 219, omit this clause.

76. Clause 220, omit this clause.

77. Clause 221, omit this clause.

78. Clause 222, omit this clause.

79. Clause 223, omit this clause.

80. Clause 224, omit this clause.

81. Clause 225, omit this clause.

82. Clause 226, omit this clause.

83. Clause 227, omit this clause.

84. Clause 228, omit this clause.

85. Clause 229, omit this clause.

86. Clause 230, omit this clause.

87. Clause 231, omit this clause.

88. Clause 232, omit this clause.

89. Clause 233, omit this clause.

90. Clause 234, omit this clause.

91. Clause 235, omit this clause.

92. Clause 236, omit this clause.

93. Clause 237, omit this clause.

94. Clause 238, omit this clause.

95. Clause 239, omit this clause.

96. Clause 240, omit this clause.

97. Clause 241, omit this clause.

98. Clause 242, omit this clause.

99. Clause 243, omit this clause.

100. Clause 244, omit this clause.

101. Clause 245, omit this clause.

102. Clause 246, omit this clause.

103. Clause 247, omit this clause.

104. Clause 248, omit this clause.

105. Clause 249, omit this clause.

106. Clause 250, omit this clause.

107. Clause 251, omit this clause.

108. Clause 252, omit this clause.

109. Clause 253, omit this clause.

110. Clause 254, omit this clause.

111. Clause 255, omit this clause.

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186. Part heading and Division heading preceding clause 329, omit these headings.

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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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263. Clause 401, omit this clause.

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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283. Subdivision heading preceding clause 416, omit this heading.

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291. Subdivision heading preceding clause 423, omit this heading.

292. Clause 423, omit this clause.

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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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.

13. Clause 150, omit this clause.

14. Clause 151, omit this clause.

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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.

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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".

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

No. 149

No. 149 — Tuesday, 9 December 2025

1 The President took the Chair at 12.04 pm, pursuant to an order of the Council on 3 December 2025, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACTS** — The President read a Message from the Governor informing the Council that she had, this day, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

Crimes Amendment (Retail, Fast Food, Hospitality and Transport Worker Harm) Act 2025
Early Childhood Legislation Amendment (Child Safety) Act 2025
Justice Legislation Amendment (Community Safety) Act 2025
Justice Legislation Amendment (Police and Other Matters) Act 2025
Transport Legislation Amendment Act 2025.

3 **QUESTION TIME** —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of Georgie Crozier, the answers given by Lizzie Blandthorn to questions relating to deaths of infants in child protection (QwN 1185) were ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Implementation of Ombudsman recommendations (QwN 1182)** — substantive and supplementary questions asked by Anasina Gray-Barberio — response from Enver Erdogan due Thursday, 11 December 2025.
- **Fire risk in renewable energy zones (QwN 1184)** — substantive question asked by Rikkie-Lee Tyrrell — response from Gayle Tierney due Thursday, 11 December 2025.

- **Roadside drug testing (QwN 1186)** — substantive and supplementary questions asked by Rachel Payne — response from Enver Erdogan due Thursday, 11 December 2025.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

4 MESSAGE FROM ASSEMBLY — PERFORMANCE AUDITS OF THE INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AND INTEGRITY OVERSIGHT VICTORIA — The President announced the receipt of a Message from the Assembly advising the Council that they have agreed to the following resolution:

That under section 170(1) of the *Independent Broad-based Anti-corruption Act 2011* and section 90D(1) of the *Integrity and Oversight Victoria Act 2011*:

(a) O'Connor Marsden and Associates Pty Ltd (O'Connor Marsden) be appointed to conduct the performance audits of the Independent Broad-based Anti-corruption Commission (IBAC) and Integrity Oversight Victoria (IOV);

(b) in accordance with the Agreement for the provision of services for the performance audits of the IBAC and IOV;

(c) the level of remuneration be $397,485 (including GST) in respect of the performance audit of IBAC, to be paid upon completion of the following:

(i) $79,497 (including GST) upon Parliament's acceptance of O'Connor Marsden's audit plan, representing 20 per cent of the total fee;

(ii) $119,245.50 (including GST) upon Parliament's acceptance of O'Connor Marsden's progress report, representing 30 per cent of the total fee;

(iii) $198,742.50 (including GST) upon Parliament's acceptance of O'Connor Marsden's final draft report, representing 50 per cent of the total fee; and

(d) the level of remuneration be $205,700 (including GST) in respect of the performance audit of IOV, to be paid upon completion of the following:

(i) $41,400 (including GST) upon Parliament's acceptance of O'Connor Marsden's audit plan, representing 20 per cent of the total fee;

(ii) $61,710 (including GST) upon Parliament's acceptance of O'Connor Marden's progress report, representing 30 per cent of the total fee;

(iii) $102,850 (including GST) upon Parliament's acceptance of O'Connor Marsden's final draft report, representing 50 per cent of the total fee —

and requesting the agreement of the Legislative Council.

On the motion of Jaclyn Symes, by leave, the Assembly's Message was ordered to be taken into consideration forthwith.

Jaclyn Symes moved, That —

(1) the Council agrees with the Assembly and resolves to appoint O'Connor Marsden and Associates Pty Ltd to conduct the performance audits of the Independent Broad-based Anti-corruption Commission and Integrity Oversight Victoria; and

(2) a Message be sent to the Assembly informing them that the Council have agreed with the Assembly's resolution.

Question — put and agreed to.

Message sent to the Assembly informing them accordingly.

5 PETITIONS —

RECONSIDER THE PROPOSED CAIRNLEA ESTATE MASTER PLAN — Moira Deeming presented a petition bearing 2,119 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to urgently reconsider the proposed Cairnlea Estate Master Plan and develop a Precinct Structure Plan that includes a diverse range of housing options, an indoor multipurpose recreational facility with an aquatic centre and integrated parks and sporting fields *(Ordered to be tabled).*

On the motion of Moira Deeming, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

FUNDING FOR THE 'TOOLS FOR THE TRADE' PROGRAM — Ann-Marie Hermans presented a petition bearing 487 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to urgently secure ongoing funding for the 'Tools For The Trade' program beyond July 2025 *(Ordered to be tabled).*

On the motion of Ann-Marie Hermans, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

PROHIBIT WASTE-TO-ENERGY INCINERATION — Sarah Mansfield presented a petition bearing 564 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).*

On the motion of Sarah Mansfield, the petition was ordered to be taken into consideration on the next day of meeting.

6 PAPERS —

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Financial Management Act 1994 — 2025-26 Budget Update (incorporating Quarterly Financial Report No. 1) *(released on 5 December 2025 – a non-sitting day)*.

Fisheries Act 1995 — Report, 2024-25 on the disbursement of Recreational Fishing Licence Revenue from the Recreational Fishing Licence Trust Account.

Mental Health and Wellbeing Commission — Report, 2024-25.

Mental Health Tribunal — Report, 2024-25.

Planning and Environment Act 1987 — Notices of approval of the —

Ballarat Planning Scheme — Amendment C249.

Wangaratta Planning Scheme — Amendment C83.

Warrnambool Planning Scheme — Amendment C216.

Yarra Ranges Planning Scheme — Amendment C230.

Statutory Rules under the following Acts of Parliament —

Children, Youth and Families Act 2005 — Criminal Procedure Act 2009 — No. 131.

Liquor Control Reform Act 1998 — No. 129.

Magistrates' Court Act 1989 — Nos. 132, 133 and 134.

Subordinate Legislation Act 1994 — No. 130.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule Nos. 129 and 135.

Victorian Collaborative Centre for Mental Health and Wellbeing — Report, 2024-25.

* * * * *

PAPER PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following paper:

Response from the Minister for Planning to petition titled Rezoning of Rossdale Golf Course (Petition No. 704) (presented by Ann-Marie Hermans on 15 October 2025) *(released on 4 December 2025).*

* * * * *

PROCLAMATIONS — The Clerk tabled proclamations of the Governor in Council fixing operative dates for the following Acts:

Roads and Ports Legislation Amendment (Road Safety and Other Matters) Act 2025 — Division 1 of Part 5 and sections 9, 14, 23, 24, 29 to 37, 40 to 42, and 62 to 64 — 3 December 2025 — Part 7, Divisions 3 and 4 of Part 9 and sections 82 and 83 — 1 January 2026 *(Gazette S672, 2 December 2025).*

Transport Legislation Amendment (Vehicle Sharing Scheme Safety and Standards) Act 2025 — Part 1 and sections 3, 4 and 5 — 3 December 2025 *(Gazette S672, 2 December 2025).*

Victorian Early Childhood Regulatory Authority Act 2025 — Whole Act — 1 January 2026 *(Gazette S672, 2 December 2025).*

The Clerk tabled a proclamation of the Lieutenant-Governor in Council fixing an operative date for the following Act:

Tobacco Amendment (Tobacco Retailer and Wholesaler Licensing Scheme) Act 2024 — Remaining provisions — 1 February 2026 *(Gazette S648, 25 November 2025).*

7 PRODUCTION OF DOCUMENTS — EARLY CHILDHOOD EDUCATION — In response to the resolution of the Council on 18 June 2025 (on the motion of Anasina Gray-Barberio), and further to the Government's initial response on 29 July 2025, relating to early childhood education, the Clerk tabled —

- 17 documents and a schedule of the identified documents; and
- a letter from the Attorney-General, dated 8 December 2025, advising that given the breath of the scope of the Order and the high volume of documents responsive to the Order, the Government has decided to release the documents in tranches and focus on final documents relevant to final enforcement actions.

8 SITTING OF THE COUNCIL — Jaclyn Symes moved, That the Council, at its rising, adjourn until Tuesday, 3 February 2026.

Question — put and agreed to.

9 MEMBERS' STATEMENTS — Members made statements.

10 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1210, and order of the day, government business, No. 1, be postponed until later this day.

11 PLANNING AMENDMENT (BETTER DECISIONS MADE FASTER) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Katherine Copsey (for Sarah Mansfield) *(SMA53C)* (to replace previously circulated amendments) and David Ettershank *(DE10C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put and agreed to.

Bill read a second time.

David Davis moved, That —

(1) a Select Committee of six members be appointed to inquire into, consider and report, by 31 March 2026, on the Planning Amendment (Better Decisions Made Faster) Bill 2025 and in undertaking this inquiry examine the following —
   (a) the appropriateness of the planning changes proposed in the Bill;
   (b) the adequacy or otherwise of consultation with Victorian municipal councils and the Victorian community;
   (c) if the Bill is the best mechanism to achieve its stated objectives;
   (d) the impact on heritage of the measures proposed in the Bill;
   (e) the impact on participatory democracy of the changes proposed in the Bill;
   (f) other proposed amendments either in addition to or in replacement for proposed changes in the Bill, including mechanisms for mandating the inclusion of social or affordable housing in new residential developments in locations where it is financially viable to do so;
   (g) the appropriate mix of mandatory and discretionary height restrictions;
   (h) the appropriate role of municipal councils in managing planning and reflecting the views of their local community; and
   (i) other matters the committee considers appropriate to improve the *Planning and Environment Act 1987*;

(2) the Committee consist of two members from the Government nominated by the Leader of the Government in the Council, two members from the Opposition nominated by the Leader of the Opposition in the Council, and two members from among the remaining members in the Council, to be nominated jointly by those remaining members;

(3) the members will be appointed by lodgement of the names with the President within five calendar days of the Council agreeing to this resolution;

(4) a member of the Committee may appoint a substitute to act in their place (for nominated meetings or for a defined period of time) by that member, or the leader of that member's party, writing to the Chair advising of the member who will act as their substitute;

(5) a member who has been substituted off the Committee must not participate in any proceedings of the Committee for the nominated meetings or defined period of time that they have been substituted off for;

(6) substitute members will have all the rights of a member of the Committee and shall be taken to be a member of the Committee for the purpose of forming a quorum;

(7) the Chair of the Committee will be a non-Government member; and

(8) the first meeting of the Committee will be held within one week of members' names being lodged with the President.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 18

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Bill committed to a Committee of the whole.

House in Committee.

[Sitting suspended from 6.28 pm to 7.33 pm]

Bill further considered in Committee of the whole.

Bill reported with amendments, the Report was adopted.

Harriet Shing moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; 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)

NOES, 16

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; David Ettershank; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill with amendments and requesting their agreement.

12 SOCIAL SERVICES REGULATION AMENDMENT (CHILD SAFETY, COMPLAINTS AND WORKER REGULATION) 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.

13 LABOUR HIRE LEGISLATION AMENDMENT (LICENSING) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Business interrupted at 10.00 pm, pursuant to an order of the Council on 3 December 2025.

Jaclyn Symes declared, That the sitting be extended by up to one hour pursuant to Standing Order 4.08.

Bill further considered in Committee of the whole.

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 ADJOURNMENT — Ingrid Stitt moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 10.53 pm until Tuesday, 3 February 2026.

ROBERT McDONALD
Clerk of the Legislative Council

Published under the authority of the Legislative Council, Parliament of Victoria

COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes No. 149

PLANNING AMENDMENT (BETTER DECISIONS MADE FASTER) BILL 2025

Committed Tuesday, 9 December 2025

Amendments circulated: David Ettershank (DE10C) (pp. 1411-16), Sarah Mansfield (SM53C) (pp. 1416-18) and Clause 2 options (six scenarios) (pp. 1418-21)

Clause 1 — put and agreed to.

Clause 2 — The Deputy President circulated a set of six scenarios of options of consequential amendment combinations for amendments to Clause 2.

Clause 2 — postponed.

Clauses 3 and 4 — put and agreed to.

Clause 5 — David Ettershank moved amendment No. 3 *(DE10C)*.

Question — That the amendment be agreed to — put and negatived.

Sarah Mansfield moved amendment No. 3 *(SM53C)*.

Question — That the amendment be agreed to — put and agreed to.

David Ettershank moved amendment No. 5 *(DE10C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 18

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 5, as amended — put and agreed to.

Clauses 6 to 8 — put and agreed to.

Clause 9 — Question — That Clause 9 stand part of the Bill — put and negatived.

Clause 10 — put and agreed to.

Clause 11 — Sarah Mansfield moved amendment Nos. 5 and 6 *(SM53C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 11, as amended — put and agreed to.

Clauses 12 to 38 — put and agreed to.

Clause 39 — Question — That Clause 39 stand part of the Bill — put and negatived.

New Clause 39A — David Ettershank moved amendment No. 12 *(DE10C)*.
Question — That New Clause 39A stand part of the Bill — put.
The Committee divided — The Deputy President in the Chair.

AYES, 19

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Aiv Puglielli; 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.

Clauses 40 to 47 — put and agreed to.

Clause 48 — Question — That Clause 48 stand part of the Bill — put and negatived.

Clause 49 — Question — That Clause 49 stand part of the Bill — put and negatived.

Clauses 50 to 73 — put and agreed to.

Clause 74 — David Davis moved, That the Deputy President report progress and seek leave to sit again.
Debate ensued.
Question — put and negatived.

David Ettershank moved amendment No. 16 *(DE10C)*.
Question — That the amendment be agreed to — put and negatived.

Clauses 74 — put and agreed to.

Clauses 75 to 77 — put and agreed to.

Clause 78 — David Ettershank moved amendment Nos. 20 and 21 *(DE10C)*.
Question — That the amendments be agreed to — put and negatived.
Clause 78 — put and agreed to.

Clauses 79 to 82 — put and agreed to.

Clause 83 — David Ettershank moved amendment No. 22 *(DE10C)*.
Question — That the amendment be agreed to — put and negatived.

David Ettershank moved amendment No. 23 *(DE10C)*.
Question — That the amendment be agreed to — put and negatived.

Clause 83 — put and agreed to.

Clauses 84 and 85 — put and agreed to.

Clause 86 — Sarah Mansfield moved amendment Nos. 10 to 16 *(SMA53C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 86, as amended — put and agreed to.

Clauses 87 to 101 — put and agreed to.

Clause 102 — Sarah Mansfield moved amendment Nos. 17 and 18 *(SMA53C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 102, as amended — put and agreed to.

Clauses 103 to 114 — put and agreed to.

Clause 115 — David Ettershank moved amendment Nos. 24 to 26 *(DE10C)*.
Question — That the amendments be agreed to — put and negatived.
Clause 115 — put and agreed to.

Clauses 116 to 144 — put and agreed to.

Clause 145 — Sarah Mansfield moved amendment No. 19 *(SMA53C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 145, as amended — put and agreed to.

Clauses 146 to 154 — put and agreed to.

Clause 155 — David Ettershank moved amendment No. 27 *(DE10C)*.
Question — That the amendment be agreed to — put and negatived.
Clause 155 — put and agreed to.

Clauses 156 to 231 — put and agreed to.

New Clause 231A — David Ettershank moved amendment Nos. 28 and 29 *(DE10C)*.
Question — That the amendment to the Part heading preceding Clause 232 be agreed to and New Clause 231A stand part of the Bill — put and negatived.

Clause 232 — Sarah Mansfield moved amendment No. 20 *(SMA53C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 232, as amended — put and agreed to.

Clauses 233 to 235 — Question — That the Part heading preceding Clause 233 and Clauses 233 to 235 stand part of the Bill — put and negatived.

Clauses 236 to 248 — put and agreed to.

Clause 249 — Question — That the Division heading preceding Clause 249 and Clause 249 stand part of the Bill — put and negatived.

Clauses 250 to 254 — put and agreed to.

Clause 255 — Question — That the Division heading preceding Clause 255 and Clause 255 stand part of the Bill — put and negatived.

Clause 256 — Sarah Mansfield moved amendment No. 29.
Question — That the amendment be agreed to — put and agreed to.
Clause 256, as amended — put and agreed to.

Clause 257 — Sarah Mansfield moved amendment No. 30.
Question — That the amendment be agreed to — put and agreed to.
Clause 257, as amended — put and agreed to.

Clause 258 — Sarah Mansfield moved amendment No. 31.
Question — That the amendment be agreed to — put and agreed to.
Clause 258, as amended — put and agreed to.

Clause 259 — Sarah Mansfield moved amendment No. 32 *(SMA53C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 259, as amended — put and agreed to.

Clauses 260 — put and agreed to.

Clause 261 — Sarah Mansfield moved amendment Nos. 33 and 34 *(SMA53C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 261, as amended — put and agreed to.

Clause 262 — Sarah Mansfield moved amendment No. 35 *(SMA53C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 262, as amended — put and agreed to.

Clauses 263 and 264 — put and agreed to.

Postponed Clause 2 — Sarah Mansfield moved amendment Nos. 1 and 2 as drafted *(Clause 2 options – Scenario 1)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 2, as amended — put and agreed to.

Bill reported with amendments.

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LABOUR HIRE LEGISLATION AMENDMENT (LICENSING) BILL 2025
Committed Tuesday, 9 December 2025
Amendments circulated: Richard Welch (RW04C, RW05C and RW09C) (pp. 1421-24)

Clauses 1 to 3 — put and agreed to.

New Clause 3A — Richard Welch moved amendment No. 1 *(RW04C)*.
Question — That New Clause 3A stand part of the Bill — put and negatived.

New Clause 3B — Richard Welch moved amendment No. 2 *(RW04C)*.
Question — That New Clause 3B stand part of the Bill — put and negatived.

Clause 4 — Richard Welch moved amendment No. 1 *(RW09C)*.
Question — That the amendment be agreed to — put and negatived.
Clause 4 — put and agreed to.

Clauses 5 to 9 — put and agreed to.

Clause 10 — Richard Welch moved amendment Nos. 7 to 9 *(RW04C)*.
Question — That the amendments be agreed to — put and negatived.

Richard Welch moved amendment No. 3 *(RW09C)*.
Question — That the amendment be agreed to — put and negatived.
Clause 10 — put and agreed to.

Clause 11 — Richard Welch moved amendment No. 10 *(RW04C)*.
Question — That the amendment be agreed to — put and negatived.

Richard Welch moved amendment No. 11 *(RW04C)*.
Question — That the amendment be agreed to — put and negatived.

Clause 11 — put and agreed to.

Clauses 12 to 19 — put and agreed to.

Clause 20 — Richard Welch moved amendment No. 18 *(RW04C)*.
Question — That the amendment be agreed to — put and negatived.
Clause 20 — put and agreed to.

Clauses 21 to 28 — put and agreed to.

New Clause 28A — Richard Welch moved amendment No. 19 *(RW04C)*.
Question — That New Clause 28A stand part of the Bill — put and negatived.

Clauses 29 to 31 — put and agreed to.

Bill reported without amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. PLANNING AMENDMENT (BETTER DECISIONS MADE FASTER) BILL 2025

Amendments circulated by David Ettershank (DE10C)

1. Clause 2, lines 2 and 3, omit all words and expressions on these lines and insert—

"(1) This Part and sections 7(1), 10, 11(2) and 231A come into operation on the day after the day on which this Act receives the Royal Assent.

(1A) The remaining provisions of this Act come into operation on a day or days to be proclaimed.".

2. Clause 2, line 4, omit "of this Act" and insert "referred to in subsection (1A)".

3. Clause 5, line 11, after "the" insert "fair,".

4. Clause 5, line 26, after "ecological" insert "processes".

5. Clause 5, page 4, lines 5 and 6, omit "facilitate well-designed and high amenity places that are" and insert "protect human life and to facilitate well-designed and high amenity places that are efficient,".

6. Clause 6, page 6, after line 7 insert—

"(3) The Minister must undertake a program of consultation on a State planning strategy with the First People's Assembly, municipal councils and Victorians before recommending the approval of the strategy.".

7. Clause 6, page 8, after line 11 insert—

"(3) The Minister must undertake a program of consultation on a regional planning strategy with registered Aboriginal parties, municipal councils and Victorians in the prescribed region before recommending the approval of the strategy.".

8. Clause 9, omit this clause.

9. Clause 11, line 20, before "After" insert "(1)".

10. Clause 11, after line 22, insert—

'(2) After section 6(2) of the Principal Act **insert**—

"(2AA) For the purposes of subsection (2)(k), a use or development of land may be conditional on an agreement to provide an affordable housing contribution.

(2AAB) An agreement to provide an affordable housing contribution is subject to—

(a) the relevant planning scheme having identified that there is a need for affordable housing in the area; and

(b) the application having exceeded a prescribed threshold expressed in terms of number of dwellings or value of development; and

(c) the affordable housing contribution being in a prescribed form; and

(d) the affordable housing contribution, if it is in the form of money, being paid to Homes Victoria (within the meaning of the **Housing Act 1983**).

(2AAC) Any money collected under subsection (2AAB)(d) must be spent on a project to construct new affordable housing in Victoria.".'.

11. Clause 39, omit this clause.

NEW CLAUSE

12. Insert the following New Clause before clause 40—

"**39A Parliament may revoke an amendment**

Section 38(6) of the Principal Act is **repealed**.".

13. Clause 41, page 62, after line 5 insert—

"(5) The scheme must also require the reporting of the operation of the planning scheme amendment process in relation to amendments for which the Minister is the planning authority, to the same standard as that required for other planning authorities.".

14. Clause 48, omit this clause.

15. Clause 49, omit this clause.

16. Clause 74, after line 3 insert—

'(aa) in the definition of ***business day***—

(i) in paragraph (b), after "half-holiday;" **insert** "or";

(ii) after paragraph (b) **insert**—

"(c) in Part 4, a day between 23 December in a calendar year and 2 January in the following calendar year, including those days;".'.

17. Clause 74, lines 25 and 26, omit "of a class specified under section 50B;" and insert "—

(a) of a class specified under section 50B; or

(b) for the development of a dwelling;".

18. Clause 75, line 10, before "In" insert "(1)".

19. Clause 75, after line 15 insert—

'(2) After section 6(2A) of the Principal Act **insert**—

"(2B) Despite subsection (2)(kcb), any type 2 or 3 application that is a class of application requiring a permit to construct a dwelling must not be exempted wholly or in part from—

(a) the requirements of section 60(1)(e) and (1A)(f) and (fa); or

(b) the requirements of section 60(1A)(g) and (h) insofar as they relate to evidence of risk of fire, flood, land-slip, erosion or other natural hazard.".'.

20. Clause 78, line 2, before "In" insert "(1)".

21. Clause 78, after line 24 insert—

'(2) After section 47(2) of the Principal Act **insert**—

"(3) If more than a prescribed number of applications are received by a responsible authority on a single day, the responsible authority may determine that any one or more of those applications are taken to have been received on the next business day or the business day following the next business day.".'.

22. Clause 83, line 13, after "until" insert "10 business days have passed after".

23. Clause 83, page 85, after line 21 insert—

"(4) Despite subsection (3), a notice under subsection (2) may be given before the time prescribed under section 66A(1).".

24. Clause 115, lines 30 and 31, omit "grant and issue the permit with or without conditions." and insert "—

(a) grant and issue the permit with or without conditions; or

(b) amend the application to specify a different application type if the responsible authority considers the application to have been incorrectly specified as a type 1 application.".

25. Clause 115, page 120, after line 6 insert—

"(3A) The responsible authority must give the applicant notice of an amendment under subsection (2)(b) that includes—

(a) the reasons for the amendment in application type; and

(b) the new application type to apply to the application.".

26. Clause 115, page 120, line 8, after "the applicant" insert "or amend the application".

27. Clause 155, lines 10 to 12, omit "in section 216(1) of the **Electoral Act 2002** and indexed annually in accordance with the formula in section 217Q of that Act" and insert "under section 128(4) of the **Local Government Act 2020**".

28. Part heading preceding clause 232, omit "**Transitional**" and insert "**General and transitional**".

NEW CLAUSE

29. Insert the following New Clause before clause 232—

'**231A New sections 152A to 152C inserted**

After section 152 of the Principal Act **insert**—

"**152A Planning Regulations Advisory Committee**

A committee named the Planning Regulations Advisory Committee is established.

152B Purpose and functions of Planning Regulations Advisory Committee

(1) The purpose of the Planning Regulations Advisory Committee is to oversee the continuous review and improvement of the Victoria Planning

Provisions and other subordinate instruments and to maintain a structured approach to planning system user feedback and engagement.

(2) The Planning Regulations Advisory Committee has the following functions—

(a) to oversee the establishment and monitoring of a framework for measuring the performance of the Victorian planning system and decisions made under it;

(b) to oversee the establishment and monitoring of a program for obtaining planning system user feedback about the operation of the Victorian planning system, so that—

(i) opportunities for improvement can be identified and pursued; and

(ii) emerging issues requiring attention can be identified;

(c) to advise the Minister on the strategy for reviewing the Victoria Planning Provisions;

(d) to advise the Minister on the efficiency and effectiveness of proposals to amend the Victoria Planning Provisions;

(e) to advise the Minister on the administration of this Act and the regulations;

(f) to advise the Minister on any matter referred to the Committee by the Minister.

(3) In addition to subsection (2), the Planning Regulations Advisory Committee has the following functions—

(a) to advise the Minister on any new subordinate instruments, or any amendments to subordinate instruments, that will be needed to implement the amendments made by the **Planning Amendment (Better Decisions Made Faster) Act 2025**;

(b) to advise the Minister on a program of consultation in relation to subordinate instruments and amendments referred to in paragraph (a);

(c) to advise the Minister on options to develop a single system for permit applications in Victoria.

(4) In performing its functions, the Planning Regulations Advisory Committee must comply with any reasonable procedures and protocols specified by the Secretary to the Department.

(5) The Secretary to the Department must ensure that the Planning Regulations Advisory Committee has the administrative support it needs to perform its functions.

152C Membership and procedure of Planning Regulations Advisory Committee

(1) The Planning Regulations Advisory Committee consists of 10 members appointed by the Secretary to the Department, of whom—

(a) 4 are to be persons employed under Part 3 of the **Public Administration Act 2004** in the Department; and

(b) 4 are to be nominated by the Municipal Association of Victoria from among persons employed in municipal councils in Victoria; and

(c) 2 are to be nominated by the Planning Institute of Australia (Victoria) from among its members who are neither employed under Part 3 of the **Public Administration Act 2004** in the Department nor employed in a municipal council in Victoria.

(2) The Secretary to the Department must appoint one of the members as chairperson.

(3) If there is a vacancy in the members referred to in subsection (1)(b) or (c), the Secretary to the Department must request the Municipal Association of Victoria or the Planning Institute of Australia (Victoria) (as the case requires) to nominate a person to fill the vacancy.

(4) If the Municipal Association of Victoria or the Planning Institute of Australia (Victoria) does not nominate a person on request under subsection (3) within a reasonable time, the Secretary may appoint a person who is eligible for nomination under subsection (1)(b) or (c) (as the case requires) to fill the vacancy.

(5) A quorum for a meeting of the Planning Regulations Advisory Committee is half the members of the Committee for the time being.

(6) Subject to subsection (5) and section 152B(4), the Planning Regulations Advisory Committee may regulate its own procedure.

(7) Nothing in section 151 or 152 applies to or in relation to the Planning Regulations Advisory Committee.".'.

30. Clause 232, page 216, lines 1 to 7, omit all words and expressions on these lines.

31. Part heading preceding clause 233, omit this heading.

32. Clause 233, omit this clause.

33. Clause 234, omit this clause.

34. Clause 235, omit this clause.

35. Division heading preceding clause 249, omit this heading.

36. Clause 249, omit this clause.

37. Division heading preceding clause 255, omit this heading.

38. Clause 255, omit this clause.

39. Clause 256, lines 8 to 10, omit all words and expressions on these lines.

40. Clause 257, lines 16 to 18, omit all words and expressions on these lines.

41. Clause 258, lines 23 to 25, omit all words and expressions on these lines.

42. Clause 259, lines 31 and 32, omit all words and expressions on these lines.

43. Clause 261, line 9, omit '1AA";' and insert '1AA".'.

44. Clause 261, lines 10 and 11, omit all words and expressions on these lines.

45. Clauses 262, lines 18 and 19, omit all words and expressions on these lines.

Amendments circulated by Sarah Mansfield (SM53C) in substitution for amendments previously circulated

1. Clause 2, lines 2 and 3, omit all words and expressions on these lines and insert—

"(1) This Part and section 11(2) and (3) come into operation on the day after the day on which this Act receives the Royal Assent.

(1A) The remaining provisions of this Act come into operation on a day or days to be proclaimed.".

2. Clause 2, line 4, omit "of this Act" and insert "referred to in subsection (1A)".

3. Clause 5, line 26, after "ecological" insert "processes, and ecological".

4. Clause 9, omit this clause.

5. Clause 11, line 20, before "After" insert "(1)".

6. Clause 11, after line 22, insert—

'(2) After section 6(2)(j) of the Principal Act **insert**—

"(ja) provide that any use or development of land is conditional on the provision of an affordable housing contribution;".

(3) After section 6(2) of the Principal Act **insert**—

"(2AA) For the purposes of section 6(2)(ja), an affordable housing contribution may be imposed as a condition on a permit if—

(a) the relevant planning scheme identifies a need for affordable housing in the area; and

(b) the application exceeds a threshold prescribed in the regulations that is expressed in terms of number of dwellings or value of development.

(2AAB) An affordable housing contribution is to be in the prescribed form, including a monetary contribution in lieu of the provision of affordable housing.

(2AAC) The regulations may prescribe the maximum affordable housing contributions that can be required under a planning scheme, including the application of differing maximums by reference to different zones and overlays.

(2AAD) If a monetary contribution is made to acquit a requirement specified in a planning scheme for the provision of an affordable housing contribution, the monetary contribution must be collected by the responsible authority for the proposed use or development of land.

(2AAE) Despite anything to the contrary in any other Act (other than the **Charter of Human Rights and Responsibilities Act 2006**), any monetary contribution collected by a responsible authority under subsection (2AAD) must be spent on a project to construct new affordable housing in the municipal district in which it is collected.

(2AAF) A responsible authority must keep proper and separate accounts and records of any monetary contribution collected under subsection (2AAD) and how that monetary contribution was spent on the provision of affordable housing in the municipal district.

(2AAG) The accounts and records required under subsection (2AAF) must be kept in accordance with the **Local Government Act 2020**."'.

7. Clause 39, omit this clause.

8. Clause 48, omit this clause.

9. Clause 49, omit this clause.

10. Clause 86, line 14, before "A planning scheme" insert "(1)".

11. Clause 86, after line 16 insert—

"(2) A responsible authority must give notice of a specified type 2 application in compliance with this Division.".

12. Clause 86, page 89, lines 2 and 3, omit all words and expressions on these lines.

13. Clause 86, page 89, line 16, omit "50D" and insert "50B(2)".

14. Clause 86, page 89, line 22, omit "50D(1)" and insert "50B(2)".

15. Clause 86, page 89, line 30, omit "50D(1)" and insert "50B(2)".

16. Clause 86, page 90, line 11, omit "50D" and insert "50B(2)".

17. Clause 102, line 4, omit "50D(1)" and insert "50B(2)".

18. Clause 102, line 19, omit "50D(1)" and insert "50B(2)".

19. Clause 145, page 140, line 32, omit "50D" and insert "50B(2)".

20. Clause 232, page 216, lines 1 to 7, omit all words and expressions on these lines.

21. Part heading preceding clause 233, omit this heading.

22. Clause 233, omit this clause.

23. Clause 234, omit this clause.

24. Clause 235, omit this clause.

25. Division heading preceding clause 249, omit this heading.

26. Clause 249, omit this clause.

27. Division heading preceding clause 255, omit this heading.

28. Clause 255, omit this clause.

29. Clause 256, lines 8 to 10, omit all words and expressions on these lines.

30. Clause 257, lines 16 to 18, omit all words and expressions on these lines.

31. Clause 258, lines 23 to 25, omit all words and expressions on these lines.

32. Clause 259, lines 31 and 32, omit all words and expressions on these lines.

33. Clause 261, line 9, omit '1AA";' and insert '1AA".'.

34. Clause 261, lines 10 and 11, omit all words and expressions on these lines.

35. Clause 262, lines 18 and 19, omit all words and expressions on these lines.

Amendments circulated for Clause 2 options (six scenarios)

Scenario 1

1. Test Ettershank group Q, incorporating consequential Mansfield amendments:
Mr Ettershank to move amendments 1 & 2 in amended form 1 as follows —

1. Clause 2, lines 2 and 3, omit all words and expressions on these lines and insert—

"(1) This Part and sections 7(1), 10, 11(2) and 11(3) come into operation on the day after the day on which this Act receives the Royal Assent.

(1A) The remaining provisions of this Act come into operation on a day or days to be proclaimed.".

2. Clause 2, line 4, omit "of this Act" and insert "referred to in subsection (1A)".

If agreed to, no further amendment to clause 2 required.

2. If defeated: *Dr Mansfield to move amendments 1 & 2 as drafted —*

1. Clause 2, lines 2 and 3, omit all words and expressions on these lines and insert—

"(1) This Part and sections 11(2) and 11(3) come into operation on the day after the day on which this Act receives the Royal Assent.

(1A) The remaining provisions of this Act come into operation on a day or days to be proclaimed.".

2. Clause 2, line 4, omit "of this Act" and insert "referred to in subsection (1A)".

No further amendment to clause 2 required.

Scenario 2

1. Test Ettershank group Q:
Mr Ettershank to move amendments 1 & 2 in amended form 2 as follows —

1. Clause 2, lines 2 and 3, omit all words and expressions on these lines and insert—

"(1) This Part and sections 7(1) and 10 come into operation on the day after the day on which this Act receives the Royal Assent.

(1A) The remaining provisions of this Act come into operation on a day or days to be proclaimed.".

2. Clause 2, line 4, omit "of this Act" and insert "referred to in subsection (1A)".

No further amendment to clause 2 required.

Scenario 3

1. Test Ettershank group Q, incorporating consequential Ettershank amendments:
Mr Ettershank to move amendments 1 & 2 as drafted —

1. Clause 2, lines 2 and 3, omit all words and expressions on these lines and insert—

"(1) This Part and sections 7(1), 10, 11(2) and 231A come into operation on the day after the day on which this Act receives the Royal Assent.

(1A) The remaining provisions of this Act come into operation on a day or days to be proclaimed.".

2. Clause 2, line 4, omit "of this Act" and insert "referred to in subsection (1A)".

If agreed to, no further amendment to clause 2 required.

2. If defeated: *Mr Ettershank to move amendments 1 & 2 in amended form 3 as follows —*

1. Clause 2, lines 2 and 3, omit all words and expressions on these lines and insert—

"(1) This Part and sections 11(2) and 231A come into operation on the day after the day on which this Act receives the Royal Assent.

(1A) The remaining provisions of this Act come into operation on a day or days to be proclaimed.".

2. Clause 2, line 4, omit "of this Act" and insert "referred to in subsection (1A)".

No further amendment to clause 2 required.

Scenario 4

1. Test Ettershank group Q, incorporating consequential Mansfield and Ettershank amendments:
Mr Ettershank to move amendments 1 & 2 in amended form 4 as follows —

1. Clause 2, lines 2 and 3, omit all words and expressions on these lines and insert—

"(1) This Part and sections 7(1), 10, 11(2), 11(3) and 231A come into operation on the day after the day on which this Act receives the Royal Assent.

(1A) The remaining provisions of this Act come into operation on a day or days to be proclaimed.".

2. Clause 2, line 4, omit "of this Act" and insert "referred to in subsection (1A)".

If agreed to, no further amendment to clause 2 required.

2. If defeated: *Mr Ettershank to move amendments 1 & 2 in amended form 5 as follows —*

1. Clause 2, lines 2 and 3, omit all words and expressions on these lines and insert—

"(1) This Part and sections 11(2), 11(3) and 231A come into operation on the day after the day on which this Act receives the Royal Assent.

(1A) The remaining provisions of this Act come into operation on a day or days to be proclaimed.".

2. Clause 2, line 4, omit "of this Act" and insert "referred to in subsection (1A)".

No further amendment to clause 2 required.

Scenario 5

1. Test Ettershank group Q, incorporating consequential Ettershank amendments:
Mr Ettershank to move amendments 1 & 2 in amended form 6 as follows —

1. Clause 2, lines 2 and 3, omit all words and expressions on these lines and insert—

"(1) This Part and sections 7(1), 10 and 231A come into operation on the day after the day on which this Act receives the Royal Assent.

(1A) The remaining provisions of this Act come into operation on a day or days to be proclaimed.".

2. Clause 2, line 4, omit "of this Act" and insert "referred to in subsection (1A)".

If agreed to, no further amendment to clause 2 required.

2. If defeated: *Mr Ettershank to move amendments 1 & 2 in amended form 7 as follows —*

1. Clause 2, lines 2 and 3, omit all words and expressions on these lines and insert—

"(1) This Part and section 231A comes into operation on the day after the day on which this Act receives the Royal Assent.

(1A) The remaining provisions of this Act come into operation on a day or days to be proclaimed.".

2. Clause 2, line 4, omit "of this Act" and insert "referred to in subsection (1A)".

No further amendment to clause 2 required.

Scenario 6

1. Test Ettershank group Q, incorporating consequential Ettershank amendments:
Mr Ettershank to move amendments 1 & 2 in amended form 8 as follows —

1. Clause 2, lines 2 and 3, omit all words and expressions on these lines and insert—

"(1) This Part and sections 7(1), 10 and 11(2) come into operation on the day after the day on which this Act receives the Royal Assent.

(1A) The remaining provisions of this Act come into operation on a day or days to be proclaimed.".

2. Clause 2, line 4, omit "of this Act" and insert "referred to in subsection (1A)".

If agreed to, no further amendment to clause 2 required.

2. If defeated: *Mr Ettershank to move amendments 1 & 2 in amended form 9 as follows —*

1. Clause 2, lines 2 and 3, omit all words and expressions on these lines and insert—

"(1) This Part and section 11(2) comes into operation on the day after the day on which this Act receives the Royal Assent.

(1A) The remaining provisions of this Act come into operation on a day or days to be proclaimed.".

2. Clause 2, line 4, omit "of this Act" and insert "referred to in subsection (1A)".

No further amendment to clause 2 required.

2. LABOUR HIRE LEGISLATION AMENDMENT (LICENSING) BILL 2025

Amendments circulated by Richard Welch (RW04C)

NEW CLAUSE

1. Insert the following New Clause to follow clause 3—

'**3A New section 3A inserted**

After section 3 of the **Labour Hire Licensing Act 2018 insert**—

"**3A Interpretation—subcontracting**

To avoid doubt, nothing in this Act is intended to apply to a genuine subcontracting arrangement the character of which is not the supply of labour or the placement of a person to perform labour.".'.

NEW CLAUSE

2. Insert the following New Clause before clause 4—

'**3B New section 3B inserted**

Before section 4 of the **Labour Hire Licensing Act 2018 insert**—

"**3B Authorised administrative users**

A nominated officer of a licence holder may authorise a person employed or engaged by the licence holder to submit forms and documents to the Authority on behalf of the licence holder.".'.

3. Clause 4, omit this clause.

4. Clause 5, omit this clause.

5. Clause 6, omit this clause.

6. Clause 9, omit this clause.

7. Clause 10, lines 5 to 34, omit all words and expressions on these lines and insert—

"(1) A person is not a fit and proper person if—

(a) the person has (within the preceding 10 years) engaged in, directed, encouraged or materially benefited from intimidation, coercion, extortion or other unlawful conduct carried out in connection with obtaining, supplying or controlling labour in the construction, contracting or labour hire sectors; or

(b) the person has (within the preceding 10 years) been the subject of an adverse finding by—

(i) a court, regulator or law enforcement agency; or

(ii) an anti-corruption authority or taskforce; or

(iii) the Australian Building and Construction Commission; or

(iv) Fair Work Australia or the Fair Work Ombudsman; or

(v) a royal commission—

that relates to—

(vii) intimidation, coercion, violence, corruption, or unlawful industrial conduct; or

(viii) criminal infiltration of the construction, contracting or labour hire sector; or

(c) the person—

(i) acts under the direction of or is significantly influenced by; or

(ii) has (within the preceding 3 years) received payments, goods, services or other benefits from—

another person who or body that—

(iii) operates in the construction, contracting, civil works or labour hire sectors; and

(iv) has a history of engaging in intimidation, coercion, extortion or other unlawful conduct; or

(d) the person has (within the preceding 10 years) acted in concert with, or for the benefit of, a person who or body that—

(i) is operating in the construction, contracting or labour-hire sectors; and

(ii) has been publicly identified by a law enforcement agency as being associated with coercion, extortion, serious violence, unlawful industrial conduct or other unlawful activity; or

(e) the person or a body corporate of which the person was an officer has (within the preceding 10 years)—

(i) been found by a court, tribunal or regulator to have contravened a workplace law, a labour hire industry law or a minimum accommodation standard; or

(ii) been entered into an enforceable undertaking (however described) in respect of an alleged contravention of a workplace law, a labour hire industry law or a minimum accommodation standard; or

(f) the person is a member or an affiliate of a Part 5C organisation.

(2) For the purposes of subsection (1), the Authority may have regard to—

(a) findings, intelligence assessments or public statements of—

(i) Victoria Police; or

(ii) the Australian Criminal Intelligence Commission; or

(iii) a prescribed law-enforcement body; and

(b) any other matter that the Authority considers relevant.".

8. Clause 10, page 9, lines 1 to 32, omit all words and expressions on these lines.

9. Clause 10, page 10, lines 1 to 7, omit all words and expressions on these lines.

10. Clause 11, lines 24 to 26, omit "has complied, is complying and will continue to comply" and insert "has not in the previous 5 years materially failed to comply, is complying and has systems in place to support continued compliance".

11. Clause 11, after line 28 insert—

"(1AA) In addition, an application must also include a declaration that the applicant undertakes to take all reasonable steps and precautions to ensure that any individual supplied for labour is of good character and not a member or an affiliate of a Part 5C organisation within the meaning of the **Criminal Organisations Control Act 2012**.".

12. Clause 12, lines 6 and 7, omit "has complied, is complying and will continue to comply" and insert "has not in the previous 5 years materially failed to comply, is complying and has systems in place to support continued compliance".

13. Clause 14, lines 21 and 22, omit "has complied, is complying and will continue to comply" and insert "has not in the previous 5 years materially failed to comply, is complying and has systems in place to support continued compliance".

14. Clause 16, lines 13 to 16, omit all words and expressions on these lines.

15. Clause 17, lines 27 and 28, omit "has complied, is complying and will continue to comply" and insert "has not in the previous 5 years materially failed to comply, is complying and has systems in place to support continued compliance".

16. Clause 18, lines 5 and 6, omit "has complied, is complying and will continue to comply" and insert "has not in the previous 5 years materially failed to comply, is complying and has systems in place to support continued compliance".

17. Clause 19, lines 13 and 14, omit "has complied, is complying and will continue to comply" and insert "has not in the previous 5 years materially failed to comply, is complying and has systems in place to support continued compliance".

18. Clause 20, page 16, lines 4 and 5, omit ", or is considering whether to exercise,".

NEW CLAUSE

19. Insert the following New Clause to follow clause 28—

'**28A Review of Act**

After section 113(3) of the **Labour Hire Licensing Act 2018 insert**—

"(4) The Minister must review the operation of the amendments made by the **Labour Hire Legislation Amendment (Licensing) Act 2025** to determine whether the policy objectives of the Act remain valid and whether the terms of the Act remain appropriate for securing those objectives.

(5) The review is to be undertaken as soon as possible after the period of 2 years after the day on which **Labour Hire Legislation Amendment (Licensing) Act 2025** receives the Royal Assent.

(6) The Minister must cause a report on the outcome of the review to be laid before each House of Parliament as soon as practicable after the review is completed.".'.

Amendment circulated by Richard Welch (RW05C)

1. Clause 10, omit this clause.

Amendments circulated by Richard Welch (RW09C)

1. Clause 4, page 4, lines 13 to 16, omit all words and expressions on these lines.

2. Clause 5, page 6, lines 18 to 21, omit all words and expressions on these lines.

3. Clause 10, page 10, before line 5 insert—

"(1A) A person who is a member or an affiliate of a Part 5C organisation is not a fit and proper person.".

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 150, 151 and 152

No. 150 — Tuesday, 3 February 2026

1 The President took the Chair at 12.02 pm, read the Prayer and made an Acknowledgement of Country.

2 **BUSINESS OF THE COUNCIL — SUSPENSION OF STANDING AND SESSIONAL ORDERS** — Jaclyn Symes moved, by leave, That so much of Standing and Sessional Orders be suspended to the extent necessary today to immediately allow —

(1) a minister to move, without leave or notice, two separate motions of condolence for —
   (a) the 14 December 2025 Bondi Beach shootings;
   (b) the 2026 Victorian bushfires;

(2) at the conclusion of the debate on each motion, the President to ask members to signify their agreement to the motion by rising in their places for one minute's silence;

(3) at the conclusion of the minute's silence following the second motion, unless otherwise ordered, the House to suspend its proceedings for one hour; and

(4) at the resumption of proceedings following this suspension, the House will follow the order of business for a Tuesday as set out in Standing Orders.

Question — put and agreed to.

3 **BONDI BEACH SHOOTINGS** — Jaclyn Symes moved, That this House —

(1) tenders Victoria's heartfelt condolences to the families and loved ones of the 15 innocent people murdered at Bondi Beach on 14 December 2025;

(2) condemns the atrocity which stole their lives, an act of terrorism deliberately targeted at Australia's Jewish community gathering to celebrate the first night of Chanukah;

(3) unequivocally condemns the evil of antisemitism and vows stronger action to prevent extremism and keep our state safe, strong, proud and united;

(4) honours the courage, composure and quick action of all the police officers, first responders, healthcare workers and everyday people whose dedication and skill saved lives;

(5) acknowledges the trauma of the men, women and children injured physically and psychologically, including those who witnessed the horror; and

(6) affirms the fundamental right of every Jewish Victorian to live, work, worship and learn in peace and safety, to participate fully and freely in the civic life of our state, and to gather in community without fear or hindrance, proud of who they are, and proud of the profound contributions Jewish Victorians have made to the life and success of our state.

Other members addressed the House.

Members rose in their places for one minute's silence as a mark of respect and the question was agreed to unanimously.

4 2026 VICTORIAN BUSHFIRES — Jaclyn Symes moved, That this House —

(1) extends its condolences and deepest sympathy to the Victorian communities affected by the recent and ongoing 2026 bushfires;

(2) praises the work of emergency services personnel for their courage and sacrifice in fighting fires and protecting our communities;

(3) expresses its deep gratitude to the many volunteers and community members who have supported friends, neighbours and anyone else in need; and

(4) pledges to continue to work with communities and all levels of government to support and rebuild fire-affected communities.

Other members addressed the House.

Members rose in their places for one minute's silence as a mark of respect and the question was agreed to unanimously.

The sitting was suspended for one hour.

[Sitting suspended from 4.32 pm to 5.34 pm]

5 ASSENT TO ACTS — The President read a Message from the Governor informing the Council that she had, on 16 December 2025, given the Royal Assent to the following Acts presented to her by the Clerk of the Legislative Council:

Labour Hire Legislation Amendment (Licensing) Act 2025

Social Services Regulation Amendment (Child Safety, Complaints and Worker Regulation) Act 2025.

6 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Demolition of housing towers (QwN 1190)** — substantive question asked by Sarah Mansfield — response from Harriet Shing due Thursday, 5 February 2026.
- **Good character references in sentencing (QwN 1192)** — substantive and supplementary questions asked by Rachel Payne — response from Enver Erdogan due Thursday, 5 February 2026.

- **Racial profiling (QwN 1196)** — substantive and supplementary questions asked by Anasina Gray-Barberio — response from Enver Erdogan due Thursday, 5 February 2026.

[Sitting suspended from 6.25 pm to 7.28 pm]

CONSTITUENCY QUESTIONS — Members asked constituency questions.

7 PETITIONS —

DESIST FROM HIGH-RISE HIGH-DENSITY ZONE PLANNING — Georgie Crozier presented a petition bearing 1,798 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to desist from further planning actions to implement the announced high-rise high-density zones and recommence proper discussions and consultation with the local communities, councils and heritage peak bodies of all ten affected zones *(Ordered to be tabled).*

* * * * *

LEGALISE THE PURCHASE AND USE OF PEPPER SPRAY — David Limbrick presented a petition bearing 3,340 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to legalise the purchase and use of pepper spray, by adults with no criminal convictions, for personal protection by non-lethal means should they face a violent confrontation and are threatened with a weapon *(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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PUBLIC HOSPITAL IN TARNEIT — Trung Luu presented a petition bearing 801 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to urgently fund, plan, and construct a public hospital in Tarneit in order to meet the pressing healthcare needs of our growing community *(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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TRAIN GPS TO DIAGNOSE AND TREAT ADHD — Sarah Mansfield presented a petition bearing 5,266 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to allow up to 1,000 general practitioners to be trained to diagnose and treat attention deficit hyperactivity disorder (ADHD) in line with other Australian states *(Ordered to be tabled).*

On the motion of Sarah Mansfield, the petition was ordered to be taken into consideration on the next day of meeting.

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COMPREHENSIVE SEXUALITY EDUCATION IN SCHOOLS — Bev McArthur presented a petition bearing 580 signatures from certain citizens of Victoria requesting that the Legislative Council call the Government to implement an opt-in requirement for all sex and relationships education for children under 12 to ensure schools obtain explicit parental consent before delivering such content, require schools to disclose all materials, controversial library books and lesson plans to parents in advance, and conduct an independent review into the impact of comprehensive sexuality

education, including potential links to increased child-on-child sexual abuse *(Ordered to be tabled)*.

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SUPPORT THE ESTABLISHMENT OF MARITIME ENVIRONMENTAL PROTECTION DAY — Aiv Puglielli presented a petition bearing 14 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to support the establishment of a dedicated Maritime Environmental Protection Day to be held annually on 7 March, and to promote coastal resilience, cleaner maritime practices and the protection of Victoria's marine and coastal environments *(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.

8 ELECTORAL AMENDMENT (GROUP VOTING AND VOTE COUNTING) BILL 2026 — Aiv Puglielli introduced *A Bill for an Act to amend the Electoral Act 2002 to abolish group voting tickets in Council elections, to change the way surplus votes are counted in Council elections and for other purposes*.

On the motion of Aiv Puglielli, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

9 PAPERS —

PAPER PRESENTED BY DIRECTION OF THE GOVERNOR — Enver Erdogan, presented by direction of Governor, the County Court of Victoria Report, 2024-25, a replacement for the copy tabled on Thursday, 4 December 2025 *(Ordered to be tabled)*.

* * * * *

COMMITTEE REPORT — SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Rachel Payne tabled Alert Digest No. 1 of 2026 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

Rachel Payne 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:

Alpine Resorts Victoria — Report, 2024* *(released on 5 January 2026 – a non-sitting day).*

Australian Health Practitioner Regulation Agency (AHPRA) — Report, 2024-25.

Country Fire Authority — Report, 2024-25* *(released on 20 January 2026 – a non-sitting day).*

Eastern Health — Report, 2023-24 *(replacement for copy tabled on Thursday, 14 November 2024)*.

Fire Rescue Victoria — Report, 2024-25*.

Greater Western Water Corporation — Report, 2024-25*, together with an explanation for the delay *(released on 24 December 2025 – a non-sitting day)*.

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* *together with the Minister's reported date of receipt.*

Interpretation of Legislation Act 1984 — Notice under section 32(3)(a)(iii) in relation to Statutory Rule No. 136/2025 *(Gazette S720, 17 December 2025)*.

Planning and Environment Act 1987 —

Infrastructure contributions and development contribution levies — Report, 2024-25, under section 46GZJ of the Act.

Notices of approval of the —

Alpine, Ararat, Frankston, Moyne and Warrnambool Planning Schemes — Amendment GC267.

Ballarat Planning Scheme — Amendments C257 and C258.

Ballarat, Banyule, Boroondara, Brimbank, Colac Otway, Darebin, Golden Plains, Greater Geelong, Hobsons Bay, Hume, Macedon Ranges, Manningham, Maribyrnong, Melbourne, Melton, Merri-bek, Mitchell, Monash, Moonee Valley, Moorabool, Nillumbik, Stonnington, Surf Coast, Whitehorse, Whittlesea, Wyndham and Yarra Planning Schemes — Amendment GC282.

Bayside and Kingston Planning Schemes — Amendment GC264.

Bayside Planning Scheme — Amendment C196.

Casey Planning Scheme — Amendments C291 and C303.

Darebin Planning Scheme — Amendment C220.

East Gippsland Planning Scheme — Amendments C169 and C172.

Frankston Planning Scheme — Amendments C156 and C165.

Golden Plains Planning Scheme —- Amendment C104.

Greater Bendigo Planning Scheme — Amendments C282 and C297.

Greater Dandenong Planning Scheme — Amendment C230.

Greater Geelong Planning Scheme — Amendments C278 and C457.

Hindmarsh Planning Scheme — Amendment C21.

Mansfield Planning Scheme — Amendment C56 (Part 1).

Maribyrnong Planning Scheme — Amendment C191.

Maroondah Planning Scheme — Amendment C162.

Melbourne Planning Scheme – Amendment C447.

Merri-bek Planning Scheme — Amendment C196.

Mornington Peninsula Planning Scheme — Amendments C286, C312 and C313.

Southern Grampians Planning Scheme — Amendments C61 and C62.

Stonnington Planning Scheme — Amendment C358.

Strathbogie Planning Scheme — Amendment C85.

Victoria Planning Provisions — Amendments VC277, VC278 and VC303.

Whitehorse Planning Scheme — Amendment C257.

Whittlesea Planning Scheme — Amendments C251 and C275.

Wyndham Planning Scheme — Amendment C267.

Yarra Planning Scheme — Amendment C329.

Yarra Ranges Planning Scheme — Amendment C212.

Puffing Billy Railway Board — Report, 2024-25, together with an explanation for the delay *(released on 8 January 2026 – a non-sitting day)*.

Statutory Rules under the following Acts of Parliament —

Australian Consumer Law and Fair Trading Act 2012 — No. 152/2025.

Building Act 1993 — No. 140/2025.

Casino Control Act 1991 — No. 137/2025.
Child Wellbeing and Safety Act 2005 — No. 144/2025.
Commercial Passenger Vehicle Industry Act 2017 — No. 154/2025.
Confiscation Act 1997 — No. 151/2025.
County Court Act 1958 — No. 135/2025.
Gas Safety Act 1997 — No. 145/2025.
Human Tissue Act 1982 — No. 139/2025.
Land Tax Act 2005 — No. 149/2025.
Local Government Act 2020 — No. 146/2025.
Mental Health and Wellbeing Act 2022 — Nos. 141/2025 and 153/2025.
Prevention of Cruelty to Animals Act 1986 — No. 136/2025.
Public Administration Act 2004 — No. 142/2025.
Road Safety Act 1986 — No. 155/2025.
Subordinate Legislation Act 1994 — No. 138/2025.
Transport (Compliance and Miscellaneous) Act 1983 — Nos. 147/2025 and 148/2025.
Victorian Civil and Administrative Tribunal Act 1998 — No. 143/2025.
Water Act 1989 — No. 150/2025.

Subordinate Legislation Act 1994 —

Documents under section 15 in relation to Statutory Rule Nos. 131/2025, 132/2025, 133/2025, 134/2025, 136/2025, 137/2025, 138/2025, 139/2025, 140/2025, 141/2025, 142/2025, 143/2025, 144/2025, 145/2025, 147/2025, 148/2025, 149/2025, 150/2025, 151/2025, 152/2025, 153/2025, 154/2025 and 155/2025.

Legislative instruments and related documents under section 16B in respect of —

2026 Formula 1 Australian Grand Prix Public Access Area Declaration under section 27A(1) of the Australian Grands Prix Act 1994.

Ministerial Guidelines for Councils relating to payment of Rates and Charges under section 181AA(1) of the Local Government Act 1989.

Surveyors Registration Board of Victoria — Minister's report of receipt of 2024-25 Report*.

Triple Zero Victoria — Report, 2024-25* *(released on 20 January 2026 – a non-sitting day).*

Victorian Law Reform Commission — Artificial Intelligence in Victoria's Courts and Tribunals, October 2025 *(Ordered to be published).*

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PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Government response to the Economy and Infrastructure Committee's Inquiry into the cultural and creative industries in Victoria *(released on 18 December 2025)*.

Responses from the Attorney-General to petitions titled —

Action to end youth crime crisis (petition No. 671) (presented by Nick McGowan on 13 November 2025) *(released on 27 January 2026)*.

Amend self-defence laws (petition No. 683) (presented by David Limbrick on 12 November 2025) *(released on 16 December 2025)*.

Inquiry into anti-recidivism initiatives and youth justice intervention programs (petition No. 701) (presented by David Limbrick on 2 December 2025) *(released on 27 January 2026)*.

Response from the Minister for Corrections to petition titled Assistance dog acquisition and training program (petition No. 684) (presented by Georgie Crozier on 28 October 2025) *(released on 22 December 2025)*.

Response from the Minister for Education to petition titled New specialist school in the Western suburbs (petition No. 641) (presented by Trung Luu on 2 December 2025) *(released on 6 January 2026)*.

Responses from the Minister for Planning to petitions titled —

Inquiry into the Planning Amendment (Better Decisions Made Faster) Bill 2025 (petition No. 722) (presented by Wendy Lovell on 2 December 2025) *(released on 23 January 2026)*.

Reconsider the proposed Cairnlea Estate Master Plan (petition No. 693) (presented by Moira Deeming on 9 December 2025) *(released on 28 January 2026)*.

Response from the Minister for Police to petition titled Boost police presence in Lang Lang (petition No. 540) (presented by Melina Bath on 16 October 2024) *(released on 15 December 2025)*.

Responses from the Minister for Roads and Road Safety to petitions titled —

Inquiry into the state of Victoria's roads (petition No. 558) (presented by Bev McArthur on 4 February 2025) *(released on 22 December 2025)*.

Retain Maryborough VicRoads services (petition No. 698) (presented by Bev McArthur on 2 December 2025) *(released on 15 December 2025).*

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PROCLAMATIONS — The Clerk tabled proclamations of the Governor in Council fixing operative dates for the following Acts:

Consumer Legislation Amendment Act 2025 — Part 3 — 10 March 2026 — *(Gazette S743, 23 December 2025).*

Justice Legislation Amendment (Police and Other Matters) Act 2025 — Part 4, Division 2 of Part 6 and Division 2 of Part 7 — 30 January 2026 *(Gazette S42, 28 January 2026).*

Labour Hire Legislation Amendment (Licensing) Act 2025 —

Parts 1 and 3 — 17 December 2025 — *(Gazette S715, 16 December 2025).*

Sections 3, 20, 21, 22, 23, 24, 25, 26, 27, 28 and 29 — 24 December 2025 — *(Gazette S743, 23 December 2025).*

Wage Theft Amendment Act 2025 —

Parts 1, 2, 4, 5 and 6 — 12 December 2025 — *(Gazette S689, 9 December 2025).*

Part 3 — 17 December 2025 — *(Gazette S715, 16 December 2025).*

10 PRODUCTION OF DOCUMENTS —

ALTERNATIVES TO DEMOLITION OF PUBLIC HOUSING SITES — The Clerk tabled a letter from the Attorney-General, dated 11 December 2025, in response to a resolution of the Council on 15 October 2025 (on the motion of Anasina Gray-Barberio), relating to alternatives to demolition of public housing sites, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

VICTORIAN ROADS — The Clerk tabled a letter from the Attorney-General, dated 11 December 2025, in response to a resolution of the Council on 13 November 2025 (on the motion of Rikkie-Lee Tyrrell), relating to Victorian roads, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

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STATE ELECTRICITY COMMISSION MEETINGS — The Clerk tabled a letter from the Attorney-General, dated 11 December 2025, in response to a resolution of the Council on 13 November 2025 (on the motion of David Davis), relating to State Electricity Commission meetings, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

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DEPARTMENT OF PREMIER AND CABINET OPINION POLLING — The Clerk tabled a letter from the Attorney-General, dated 11 December 2025, in response to a resolution of the Council on 19 November 2025 (on the motion of David Davis), relating to the Department of Premier and Cabinet opinion polling, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

* * * * *

PROPOSED ANIMAL CARE AND PROTECTION LEGISLATION — The Clerk tabled a letter from the Attorney-General, dated 26 January 2026, in response to a resolution of the Council on 19 November 2025 (on the motion of Georgie Purcell), relating to proposed animal care and protection legislation, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

* * * * *

MARKET RESEARCH SERVICES FOR MACHETE PROHIBITION CAMPAIGN — The Clerk tabled a letter from the Attorney-General, dated 26 January 2026, in response to a resolution of the Council on 3 December 2025 (on the motion of David Limbrick), relating to market research services for Machete Prohibition Campaign, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

11 BUSINESS OF THE COUNCIL — Bev McArthur moved, by leave, That the following general business take precedence on Wednesday, 4 February 2026 —

(1) order of the day made this day, second reading of the Electoral Amendment (Group Voting and Vote Counting) Bill 2026;

(2) notice of motion given this day by Georgie Crozier on paramedic staffing levels;

(3) notice of motion given this day by David Davis on Victoria's financial position; and

(4) notice of motion given this day by Nick McGowan referring matters relating to the 2026 summer fires across Victoria to the Environment and Planning Committee.

Question — put and agreed to.

12 BUSINESS OF THE HOUSE — PETITIONS (QUALIFYING FOR DEBATE) — Rachel Payne moved, by leave, That this House authorises the petition tabled by Wendy Lovell on 2 December 2025, titled 'Inquiry into the Planning Amendment (Better Decisions Made Faster) Bill 2025', to be given precedence over all other items listed under Petitions (qualifying for debate) on Wednesday, 4 February 2026.

Question — put and agreed to.

13 MEMBERS' STATEMENTS — Members made statements.

14 PLANNING AMENDMENT (BETTER DECISIONS MADE FASTER) BILL 2025 — The President read a Message from the Assembly informing the Council that they had —

(1) refused to entertain amendment Nos 1, 2, 5 and 6 as they seek to impose a tax, a direct infringement of the privileges of the House as set out in the *Constitution Act 1975;*

(2) agreed to the remaining amendments; and

(3) made further amendments with which agreement is requested.

On the motion of Harriet Shing, the Message was ordered to be taken into consideration on the next day of meeting.

15 ADJOURNMENT — Gayle Tierney moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 9.30 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 151 — Wednesday, 4 February 2026

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PAPERS —

PAPER PRESENTED UNDER AN ACT OF PARLIAMENT — The Clerk tabled the following paper:

Emergency Management Act 1986 — Report to Parliament on the Declaration of the State of Disaster, under section 23(7) of the Act.

* * * * *

PAPER PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following paper:

Government response to the Environment and Planning Committee's Inquiry into climate resilience.

3 MEMBERS' STATEMENTS — Members made statements.

4 ELECTORAL AMENDMENT (GROUP VOTING AND VOTE COUNTING) BILL 2026 — Aiv Puglielli laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Aiv Puglielli moved, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned for two weeks.

5 PRODUCTION OF DOCUMENTS — CFA BOARD STATEMENT — Bev McArthur moved, That this House —

(1) notes the Country Fire Authority (CFA) Board statement published on 12 January 2026;

(2) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within three weeks of the House agreeing to this

resolution, the following documents held by the CFA, the Minister for Emergency Services, and/or the Department of Justice and Community Safety —

(a) all draft versions of the CFA Board statement published on 12 January 2026;

(b) all emails, messages, memoranda, briefing notes, talking points and background material relating to the need for, content of, or approval of that statement;

(c) all minutes and agendas of CFA Board meetings held between 1 July 2024 and 4 January 2026;

(d) in relation to the CFA 2024-25 Report —

(i) all correspondence, including emails, letters, and text messages between any of the parties referred to in paragraph (2);

(ii) all draft versions of the Report, including the final printer's proof identified by the Victorian Auditor-General's Office on 14 January 2026 as containing "material inconsistencies";

(iii) all correspondence to or from the Victorian Auditor-General's Office;

(e) all correspondence relating to —

(i) the additional $11.6 million in supplementary funding for Strategic Bulk Water Supply and a statewide community engagement and awareness campaign;

(ii) funding requests for the 2025-26 financial year;

(iii) fleet replacement;

(iv) the fair value of services received or provided free of charge; and

(f) all internal budget submissions, bids and budget impact statements made by the CFA.

Debate ensued.

The President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

6 PRODUCTION OF DOCUMENTS — WITHDRAWAL OF COMPRESSED NATURAL GAS — David Davis moved, That this House —

(1) notes the Allan Labor Government's decision announced in August 2025 to strip compressed natural gas (CNG) currently delivered by Solstice Energy from ten regional Victorian towns, including Robinvale, Swan Hill, Kerang, Nathalia, Marong, Maldon, Heathcote, Terang, Lakes Entrance and Orbost;

(2) further notes that the 20-year contract to deliver CNG to the ten towns with Solstice Energy has been allowed to not be enforced after just ten years;

(3) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within three weeks of the House agreeing to this resolution, the following documents relating to this decision —

(a) briefs to the Minister for Regional Development;

(b) communications to Solstice Energy and from Solstice Energy to the Department of Jobs, Skills, Industry and Regions (DJSIR) concerning the decision;

(c) details of any consultation undertaken by DJSIR;

(d) any consultancy or internal advice received or created by the relevant section of DJSIR to the minister or to senior officials in the department; and

(e) any assessment of the impact on country towns and communications to and from the Essential Services Commission regarding the decision.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

7 PARAMEDIC STAFFING LEVELS — Georgie Crozier moved, That this House condemns the Allan Labor Government for the ongoing chaos and mismanagement within Ambulance Victoria and notes that —

(1) Ambulance Victoria's Statement of Priorities determines its responsibility to deliver high quality and safe care, and timely access to care;

(2) the latest publicly available data from the Victorian Agency for Health Information shows a continued failure to meet ambulance response targets;

(3) ambulances, including mobile intensive care units, were not staffed during recent heatwave conditions due to budget shortfalls;

(4) according to the Ambulance Union, from Friday 23 January to Thursday 29 January 2026, stations with unstaffed ambulances included —

(a) Box Hill, Hampton Park, Werribee, Wyndham Vale, Gowanbrae, Nunawading, Epping, Rosanna, Broadmeadows and Watsonia for the day shift;

(b) Black Rock, Devon Meadows, Endeavour Hills, Garfield, Jacksons Creek, Bellfield and South Morang for the afternoon shift;

(c) Beaconsfield, Belgrave, Big Hill, Caulfield, Doncaster, Mount Martha, Mulgrave, Rosebud, Sorrento, Waverley, Mernda, Colac and Inglewood for the night shift;

(5) many more ambulances only had a single crew member and were unable to transport patients; and

(6) the priorities of the Allan Labor Government are all wrong when ambulance shifts cannot be filled due to budget constraints, yet the Government wastes hundreds of millions of Victorian taxpayer dollars on cancelling the Commonwealth Games, millions of dollars on machete bins, hundreds of thousands of dollars on leased pot plants for the Suburban Rail Loop Authority, and has wasted in excess of $50 billion on project blowouts.

Debate ensued.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

8 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

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:

- **Waste-to-energy licences (QwN 1197)** — substantive and supplementary questions asked by Rachel Payne — response from Gayle Tierney due Friday, 6 February 2026.
- **Animal testing (QwN 1199)** — substantive and supplementary questions asked by Georgie Purcell — response from Gayle Tierney due Friday, 6 February 2026.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 PARAMEDIC STAFFING LEVELS — Debate continued on the question, That this House condemns the Allan Labor Government for the ongoing chaos and mismanagement within Ambulance Victoria and notes that —

(1) Ambulance Victoria's Statement of Priorities determines its responsibility to deliver high quality and safe care, and timely access to care;

(2) the latest publicly available data from the Victorian Agency for Health Information shows a continued failure to meet ambulance response targets;

(3) ambulances, including mobile intensive care units, were not staffed during recent heatwave conditions due to budget shortfalls;

(4) according to the Ambulance Union, from Friday 23 January to Thursday 29 January 2026, stations with unstaffed ambulances included —

(a) Box Hill, Hampton Park, Werribee, Wyndham Vale, Gowanbrae, Nunawading, Epping, Rosanna, Broadmeadows and Watsonia for the day shift;

(b) Black Rock, Devon Meadows, Endeavour Hills, Garfield, Jacksons Creek, Bellfield and South Morang for the afternoon shift;

(c) Beaconsfield, Belgrave, Big Hill, Caulfield, Doncaster, Mount Martha, Mulgrave, Rosebud, Sorrento, Waverley, Mernda, Colac and Inglewood for the night shift;

(5) many more ambulances only had a single crew member and were unable to transport patients; and

(6) the priorities of the Allan Labor Government are all wrong when ambulance shifts cannot be filled due to budget constraints, yet the Government wastes hundreds of millions of Victorian taxpayer dollars on cancelling the Commonwealth Games, millions of dollars on machete bins, hundreds of thousands of dollars on leased pot plants for the Suburban Rail Loop Authority, and has wasted in excess of $50 billion on project blowouts.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put.

The Council divided — The President in the Chair.

AYES, 15

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Richard Welch; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 19

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

10 VICTORIA'S FINANCIAL POSITION — David Davis moved, That this House notes —

(1) the financial position of Victoria has seen the State deliver deficit budgets and massively increasing debt in recent years, with debt scheduled to exceed $190 billion at the end of the forward estimates;

(2) that due to financial stress a number of government agencies have required letters of comfort from the Government to continue operating as a going concern, including —

(a) Museums Victoria;

(b) Greater Western Water;

(c) Alpine Resorts Victoria;

(d) Great Ocean Road Coast and Parks Authority;

(e) the Australian Centre for the Moving Image;

(f) the Geelong Performing Arts Centre Trust;

(g) VicTrack;

(h) V/Line;

(i) many health services;

(3) that a number of government statutory authorities and agencies have referred to financial challenges they face or will face; and

(4) that a number of treasury advances were provided to agencies outside the normal budget process where the agency required additional funding to remain solvent.

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.

11 ENVIRONMENT AND PLANNING COMMITTEE — 2026 SUMMER FIRES ACROSS VICTORIA — Nick McGowan moved, by leave, in an amended form, That this House requires the Environment and Planning Committee to inquire into, consider and report, by 1 June 2026, on the 2026 summer fires across Victoria, including but not limited to —

(1) the preparation and planning by government, emergency services agencies and the community ahead of the fire season, including management of public and private land and roadsides;

(2) the causes and circumstances of the bushfires, including climate change and the adequacy of the Government's climate policies and actions, forecasts, warnings and public education on bushfire threats;

(3) funding, equipment and appliances for the Country Fire Authority (CFA), Fire Rescue Victoria and Forest Fire Management Victoria, and recruitment and retention of CFA volunteers;

(4) the emergency responses to control and contain the fires, including adequacy of resources and communications;
(5) resilience of critical services and infrastructure such as electricity, water and telecommunications during and after the fires;
(6) the impact on the community, business and agriculture and efforts to aid in recovery;
(7) the impact on the environment, including native wildlife, and any measures to better protect native forests, including technology for early detection and firefighting in remote locations; and
(8) lessons from and progress on the implementation of recommendations from previous inquiries, reports and Royal Commissions.

Debate ensued.

Sheena Watt moved, as amendments —

1. In paragraph (7), **omit** "and".
2. After paragraph (7), **insert** the following new paragraphs:

"(8) the impacts of climate change on the natural environment, which has resulted in more frequent and intense bushfires occurring in Victoria;
(9) the prevalence and impact of misinformation leading into and during the fire season;
(10) the interjurisdictional support into and out of Victoria leading into and during the fire season, including interstate and international deployments, Commonwealth support and relief efforts; and".

Debate ensued.

The President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — That the amendments moved by Sheena Watt be agreed to — put.

The Council divided — The President in the Chair.

AYES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; 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; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Richard Welch; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Question — That the motion, amended as follows, be agreed to — That this House requires the Environment and Planning Committee to inquire into, consider and report, by 1 June 2026, on the 2026 summer fires across Victoria, including but not limited to —

(1) the preparation and planning by government, emergency services agencies and the community ahead of the fire season, including management of public and private land and roadsides;
(2) the causes and circumstances of the bushfires, including climate change and the adequacy of the Government's climate policies and actions, forecasts, warnings and public education on bushfire threats;
(3) funding, equipment and appliances for the Country Fire Authority (CFA), Fire Rescue Victoria and Forest Fire Management Victoria, and recruitment and retention of CFA volunteers;
(4) the emergency responses to control and contain the fires, including adequacy of resources and communications;
(5) resilience of critical services and infrastructure such as electricity, water and telecommunications during and after the fires;
(6) the impact on the community, business and agriculture and efforts to aid in recovery;
(7) the impact on the environment, including native wildlife, and any measures to better protect native forests, including technology for early detection and firefighting in remote locations;
(8) the impacts of climate change on the natural environment, which has resulted in more frequent and intense bushfires occurring in Victoria;
(9) the prevalence and impact of misinformation leading into and during the fire season;
(10) the interjurisdictional support into and out of Victoria leading into and during the fire season, including interstate and international deployments, Commonwealth support and relief efforts; and
(11) lessons from and progress on the implementation of recommendations from previous inquiries, reports and Royal Commissions — put and agreed to.

12 BUSINESS POSTPONED — Ordered — That the consideration of the remaining notices of motion and orders of the day, general business, be postponed until the next day of meeting.

13 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

14 PETITIONS (QUALIFYING FOR DEBATE) — INQUIRY INTO THE PLANNING AMENDMENT (BETTER DECISIONS MADE FASTER) BILL 2025 — Wendy Lovell moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

15 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1216, be postponed until the next day of meeting.

16 PLANNING AMENDMENT (BETTER DECISIONS MADE FASTER) BILL 2025 — MESSAGE FROM THE ASSEMBLY — The amendments remaining for consideration by the Council were circulated and are as follows:

AMENDMENT No. 1 (resolved by the Council on 9 December 2025)

1. Clause 2, lines 2 and 3, omit all words and expressions on these lines and insert—

"(1) This Part and sections 11(2) and 11(3) come into operation on the day after the day on which this Act receives the Royal Assent.

(1A) The remaining provisions of this Act come into operation on a day or days to be proclaimed.".

AMENDMENT No. 2 (resolved by the Council on 9 December 2025)

2. Clause 2, line 4, omit "of this Act" and insert "referred to in subsection (1A)".

AMENDMENT No. 5 (resolved by the Council on 9 December 2025)

5. Clause 11, line 20, before "After" insert "(1)".

AMENDMENT No. 6 (resolved by the Council on 9 December 2025)

6. Clause 11, after line 22, insert—

'(2) After section 6(2)(j) of the Principal Act **insert**—

"(ja) provide that any use or development of land is conditional on the provision of an affordable housing contribution;".

(3) After section 6(2) of the Principal Act **insert**—

"(2AA) For the purposes of section 6(2)(ja), an affordable housing contribution may be imposed as a condition on a permit if—

(a) the relevant planning scheme identifies a need for affordable housing in the area; and

(b) the application exceeds a threshold prescribed in the regulations that is expressed in terms of number of dwellings or value of development.

(2AAB) An affordable housing contribution is to be in the prescribed form, including a monetary contribution in lieu of the provision of affordable housing.

(2AAC) The regulations may prescribe the maximum affordable housing contributions that can be required under a planning scheme, including the application of differing maximums by reference to different zones and overlays.

(2AAD) If a monetary contribution is made to acquit a requirement specified in a planning scheme for the provision of an affordable housing contribution, the monetary contribution must be collected by the responsible authority for the proposed use or development of land.

(2AAE) Despite anything to the contrary in any other Act (other than the **Charter of Human Rights and Responsibilities Act 2006**), any monetary contribution collected by a responsible authority under subsection (2AAD) must be spent on a project to construct new affordable housing in the municipal district in which it is collected.

(2AAF) A responsible authority must keep proper and separate accounts and records of any monetary contribution collected

under subsection (2AAD) and how that monetary contribution was spent on the provision of affordable housing in the municipal district.

(2AAG) The accounts and records required under subsection (2AAF) must be kept in accordance with the **Local Government Act 2020**.".'.

How dealt with by the Assembly

Not entertained and the following further amendments were made to the Bill:

1. Clause 2, lines 2 and 3, omit all words and expressions on these lines and insert—

"(1) This Part and section 11(2) and (3) come into operation on the day after the day on which this Act receives the Royal Assent.

(1A) The remaining provisions of this Act come into operation on a day or days to be proclaimed.".

2. Clause 2, line 4, omit "of this Act" and insert "referred to in subsection (1A)".
3. Clause 11, line 20, before "After" insert "(1)".
4. Clause 11, after line 22, insert—

'(2) After section 6(2)(j) of the Principal Act **insert**—

"(ja) provide that any use or development of land is conditional on the provision of an affordable housing contribution;".

(3) After section 6(2) of the Principal Act **insert**—

"(2AA) For the purposes of section 6(2)(ja), an affordable housing contribution may be imposed as a condition on a permit if—

(a) the relevant planning scheme identifies a need for affordable housing in the area; and

(b) the application exceeds a threshold prescribed in the regulations that is expressed in terms of number of dwellings or value of development.

(2AAB) An affordable housing contribution is to be in the prescribed form, including a monetary contribution in lieu of the provision of affordable housing.

(2AAC) The regulations may prescribe the maximum affordable housing contributions that can be required under a planning scheme, including the application of differing maximums by reference to different zones and overlays.

(2AAD) If a monetary contribution is made to acquit a requirement specified in a planning scheme for the provision of an affordable housing contribution, the monetary contribution must be collected by the responsible authority for the proposed use or development of land.

(2AAE) Despite anything to the contrary in any other Act (other than the **Charter of Human Rights and Responsibilities Act 2006**), any monetary contribution collected by a responsible authority under subsection (2AAD) must be spent on a project

to construct new affordable housing in the municipal district in which it is collected.

(2AAF) A responsible authority must keep proper and separate accounts and records of any monetary contribution collected under subsection (2AAD) and how that monetary contribution was spent on the provision of affordable housing in the municipal district.

(2AAG) The accounts and records required under subsection (2AAF) must be kept in accordance with the **Local Government Act 2020**."."

5. Clause 86, page 89, line 4, omit "(2)".

Harriet Shing moved, That —

(1) the Council does not insist on its amendment Nos. 1, 2, 5 and 6 to this Bill; and

(2) the further amendments made by the Assembly be agreed to.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 35

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Renee Heath; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; 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, 1

Jeff Bourman.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Message sent to the Assembly informing them accordingly.

17 ADJOURNMENT — Lizzie Blandthorn moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.07 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 152 — Thursday, 5 February 2026

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 **COMMITTEE MEMBERSHIP** — The President advised the House that John Pesutto, Member for Hawthorn, resigned from the Scrutiny of Acts and Regulations Committee, effective from 4 February 2026.

The President advised the House that Roma Britnell, Member for South West Coast, resigned from the Public Accounts and Estimates Committee, effective from 4 February 2026.

3 **PETITIONS** —

REDUCE SCAM LOCKSMITH OPERATORS — Ann-Marie Hermans presented a petition bearing 142 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to insert a definition for 'locksmith' into the *Private Security Act 2004* which defines a locksmith as a current financial member of a recognised locksmith industry association, where the association can demonstrate minimum entry and ongoing membership requirements, and has the capacity to audit and enforce compliance with the membership requirements *(Ordered to be tabled).*

* * * * *

COLORECTAL AND PELVIC RECONSTRUCTION SERVICE AT THE ROYAL CHILDREN'S HOSPITAL — Bev McArthur presented a petition bearing 10,513 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to ensure that the Colorectal and Pelvic Reconstruction Service (CPRS) at The Royal Children's Hospital is maintained in its original form, including the full range of allied health services originally offered, and to commit to safeguarding the long-term future of CPRS, ensuring that it is not subject to cuts, restructure or closure, so that world-class, patient-centred care continues to be available to vulnerable children and families in need *(Ordered to be tabled).*

The petition having received the required number of signatures, Bev McArthur listed the petition for future debate during Petitions (qualifying for debate).

4 **PAPERS PRESENTED UNDER ACTS OF PARLIAMENT** — The Clerk tabled the following papers:

National Health Practitioner Ombudsman and National Health Privacy Commissioner — Report, 2024-25.

Planning and Environment Act 1987 — Notice of approval of Victoria Planning Provisions — Amendment VC265.

Professional Standards Council of Victoria — Report, 2024-25*.

Sentencing Advisory Council — Attorney-General's report of receipt of 2024-25 Report.

Statutory Rules under the following Acts of Parliament —

Child Wellbeing and Safety Act 2005 — No. 1.

Disability Service Safeguards Act 2018 — No. 4.

Social Services Regulation Act 2021 — No. 2.

Worker Screening Act 2020 — No. 3.

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* *together with the Minister's reported date of receipt.*

5 PRODUCTION OF DOCUMENTS — HYDROGEN ENERGY SUPPLY CHAIN PROJECT — In response to a resolution of the Council on 22 March 2023 (on the motion of Sarah Mansfield), and further to the Government's initial response on 2 May 2023, relating to the Hydrogen Energy Supply Chain Project, the Clerk tabled —

- 36 documents in full, 37 documents in part and schedules of the 103 documents identified; and
- a letter from the Attorney-General, dated 3 February 2026, making a claim of executive privilege over 30 documents in full and 37 documents in part, and advising that due to the broad scope of the Order, the Government has focussed its response on producing documents which are briefings and consultant reports and that attempting to respond to the full scope of the Order would have unreasonably diverted resources and incurred significant costs.

6 SITTING OF THE COUNCIL — Jaclyn Symes moved, That the Council, at its rising, adjourn until Tuesday, 17 February 2026.

Question — put and agreed to.

7 MEMBERS' STATEMENTS — Members made statements.

8 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1239, be postponed until later this day.

9 JUSTICE LEGISLATION AMENDMENT (FAMILY VIOLENCE, STALKING AND OTHER MATTERS) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Business interrupted at 12.00 noon.

10 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of Georgie Crozier, the answers given by Ingrid Stitt to questions relating to consultation on ADHD diagnosis and treatment reforms (QwN 1209) were ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Treasurer letters of comfort (QwN 1205)** — substantive and supplementary questions asked by David Davis — response from Jaclyn Symes due Friday, 6 February 2026.
- **Disability workers in group homes (QwN 1210)** — substantive and supplementary questions asked by Jeff Bourman — response from Lizzie Blandthorn due Friday, 6 February 2026.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

11 JUSTICE LEGISLATION AMENDMENT (FAMILY VIOLENCE, STALKING AND OTHER MATTERS) BILL 2025 — Debate continued on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

12 MINERAL RESOURCES (SUSTAINABLE DEVELOPMENT) AMENDMENT (FINANCIAL ASSURANCE) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Sarah Mansfield *(SMA50C)* 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 without amendment, the Report was adopted.

Ingrid Stitt moved, That the Bill be now read a third time and do pass.

Debate ensued.

Question — put and 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.

13 BUSINESS POSTPONED — Ordered — That the consideration of orders of the day, government business, Nos. 3 and 4, be postponed until the next day of meeting.

14 BUDGET PAPERS, 2025-26 — Debate resumed on the question, That the Council take note of the Budget Papers, 2025-26.

On the motion of Lizzie Blandthorn, the meal break scheduled for this day was suspended.

Debate continued.

Question — put and agreed to.

15 HEALTH SAFEGUARDS FOR PEOPLE BORN WITH VARIATIONS IN SEX CHARACTERISTICS BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to provide support for the making of decisions about certain medical treatment for persons who have an innate variation in sex characteristics, including provisions about the giving of informed consent to the decisions, panels of persons who may give approvals about the decisions, prohibiting the medical treatment in certain circumstances and other related matters and to amend the Victorian Civil and Administrative Tribunal Act 1998 to provide for review processes for those decisions and for other purposes* and requesting the agreement of the Council.

On the motion of Lizzie Blandthorn (for Ingrid Stitt), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Lizzie Blandthorn laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Lizzie Blandthorn moved, That the Bill be now read a second time.

Lizzie Blandthorn incorporated the second reading speech in Hansard.

On the motion of Renee Heath, the debate was adjourned for one week.

16 JUSTICE LEGISLATION FURTHER AMENDMENT (MISCELLANEOUS) BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to make miscellaneous amendments to the Fines Reform Act 2014, the Guardianship and Administration Act 2019, the Infringements Act 2006, the Marine Safety Act 2010, the Open Courts Act 2013, the Road Safety Act 1986, the Coroners Act 2008, the Births, Deaths and Marriages Registration Act 1996, the Crimes Act 1958 in relation to certain offences, the County Court Act 1958 and the Sentencing Act 1991 in relation to the operation of the Drug Court Division of the County Court, the Road Safety Act 1986 in relation to procedural matters in the Magistrates' Court, to make related amendments to certain other Acts and for other purposes* and requesting the agreement of the Council.

On the motion of Lizzie Blandthorn (for Enver Erdogan), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Lizzie Blandthorn laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Lizzie Blandthorn moved, That the Bill be now read a second time.

Lizzie Blandthorn incorporated the second reading speech in Hansard.

On the motion of Renee Heath, the debate was adjourned for one week.

17 ADJOURNMENT — Lizzie Blandthorn moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.21 pm until Tuesday, 17 February 2026.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL
Supplement to Minutes Nos. 150, 151 and 152

JUSTICE LEGISLATION AMENDMENT (FAMILY VIOLENCE, STALKING AND OTHER MATTERS) BILL 2025

Committed Thursday, 5 February 2026

Clauses 1 to 108 — put and agreed to.

Bill reported without amendment.

* * * * *

MINERAL RESOURCES (SUSTAINABLE DEVELOPMENT) AMENDMENT (FINANCIAL ASSURANCE) BILL 2025

Committed Thursday, 5 February 2026

Amendments circulated: Sarah Mansfield (SMA50C) (pp. 1448-50)

Clause 1 — Sarah Mansfield moved amendment No. 1 (SMA50C).

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 6

Katherine Copsey; 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; David Davis; 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; 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 negatived.

Clause 1 — put and agreed to.

Clauses 2 to 59 — put and agreed to.

Bill reported without amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. MINERAL RESOURCES (SUSTAINABLE DEVELOPMENT) AMENDMENT (FINANCIAL ASSURANCE) BILL 2025

Amendments circulated by Sarah Mansfield (SMA50C)

1. Clause 1, lines 7 to 8, omit "declared mine land" and insert "land covered by mining licences".

2. Clause 8, lines 26 to 32, omit all words and expressions on these lines.

3. Clause 8, page 6, lines 27 to 29, omit all words and expressions on these lines.

4. Clause 8, page 6, line 35, omit "relate;" and insert 'relate.".'.

5. Clause 8, page 7, lines 1 to 3, omit all words and expressions on these lines.

6. Clause 11, line 22, omit "**Division 8 of Part 7C**" and insert "**Part 7D**".

7. Clause 11, line 23, omit "Division 7 of".

8. Clause 11, line 25, omit "**Division 8**" and insert "**Part 7D**".

9. Clause 11, after line 25 insert—

"**84AZZMA Definitions**

In this Part—

call back determination means a determination made under section 84AZZO;

former holder, in relation to a mining licence, means the person who held the licence immediately before its expiry or cancellation, and ***licensee*** must be read accordingly;

person subject to call back has the meaning set out in section 84AZZN;

public sector body has the same meaning as in Part 7A;

recognition and settlement agreement has the same meaning as in the **Traditional Owner Settlement Act 2010**;

rehabilitation costs means any amount by which the costs incurred by the Minister in taking an action to rehabilitate land under section 83(1) exceeds, or is likely to exceed, the amount of the bond or bonds that apply to the land;

rehabilitation or closure requirement, in relation to a mining licence (whether or not in force), means any of the following—

(a) an obligation or a requirement (however described) placed on the licensee by a rehabilitation plan;

(b) in the case of land to which a declared mine rehabilitation plan applies, an obligation or a requirement (however described) placed on the licensee by the declared mine rehabilitation plan;

(c) an obligation or a requirement (however described) placed on the licensee by a registered post-closure plan;

related body corporate, in relation to a body corporate, has the same meaning as in the Corporations Act;

related rehabilitation action, in relation to a remedial direction that requires a called-back person to pay rehabilitation costs, means the action to rehabilitate the land taken by the Minister under section 83(1) to which the rehabilitation costs relate;

registration amount means an amount specified in a registration direction;

registration direction means a direction given by the Minister under section 84AZZB(1)(c);

traditional owner group has the same meaning as in the **Traditional Owner Settlement Act 2010**.".

10. Clause 11, line 29, omit "licence that covers declared mine land" and insert "mining licence".

11. Clause 11, page 8, line 3, omit "declared mine".

12. Clause 11, page 8, line 4, omit "declared mine".

13. Clause 11, page 8, line 14, omit "licence that covers declared mine land" and insert "mining licence".

14. Clause 11, page 9, line 2, omit "***licence that covers declared mine land***" and insert "***mining licence***".

15. Clause 11, page 9, lines 3 to 4, omit "licence that covers declared mine land" and insert "mining licence".

16. Clause 11, page 9, lines 12 to 13, omit "licence that covers declared mine land" and insert "mining licence".

17. Clause 11, page 9, line 32, omit "declared mine".

18. Clause 11, page 10, line 7, omit "licence that covers declared mine land" and insert "mining licence".

19. Clause 11, page 10, line 11, omit "declared mine".

20. Clause 11, page 10, lines 13 to 14, omit "declared mine".

21. Clause 11, page 10, line 18, omit "declared mine".

22. Clause 11, page 10, line 30, omit "Division" and insert "Part".

23. Clause 11, page 11, lines 11 to 12, omit "licence that covers declared mine land" and insert "mining licence".

24. Clause 11, page 12, lines 4 to 5, omit "licence that covers declared mine land" and insert "mining licence".

25. Clause 11, page 12, line 8, omit "declared mine".

26. Clause 11, page 12, line 24, omit "declared mine".

27. Clause 11, page 12, line 25, omit "declared mine".

28. Clause 11, page 12, line 32, omit "declared mine".

29. Clause 11, page 14, line 22, omit "declared mine".

30. Clause 11, page 14, lines 24 to 25, omit "declared mine".

31. Clause 11, page 15, line 7, omit "declared mine land" and insert "land covered by the mining licence".

32. Clause 11, page 15, line 9, omit "declared mine".

33. Clause 11, page 15, line 14, omit "declared mine".

34. Clause 11, page 15, line 21, omit "declared mine".

35. Clause 11, page 16, line 9, omit "Division" and insert "Part".

36. Clause 11, page 17, line 2, omit "declared mine".

37. Clause 11, page 17, lines 4 to 5, omit "declared mine".

38. Clause 11, page 17, line 25, omit "Division" and insert "Part".

39. Clause 11, page 19, line 18, omit "**declared mine**".

40. Clause 11, page 19, line 21, omit "declared mine".

41. Clause 11, page 22, line 16, omit "Division" and insert "Part".

42. Clause 11, page 23, line 3, omit "Division" and insert "Part".

43. Clause 13, line 22, omit "**Divisions 9 and 10 of Part 7C**" and insert "**Parts 7E and 7F**".

44. Clause 13, line 24, omit "**Division 9**" and insert "**Part 7E**".

45. Clause 13, line 27, omit "Division" and insert "Part".

46. Clause 13, page 24, line 4, omit "Division" and insert "Part".

47. Clause 13, page 26, lines 26 and 27, omit all words and expressions on these lines and insert—

"**Part 7F—Review of operation of Parts 7D and 7E**".

48. Clause 13, page 26, line 28, omit "**Divisions 8 and 9**" and insert "**Parts 7D and 7E**".

49. Clause 13, page 26, line 32, omit "Divisions 8 and 9" and insert "Parts 7D and 7E".

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 153, 154 and 155

No. 153 — Tuesday, 17 February 2026

1 The President took the Chair at 12.02 pm, read the Prayer and made an Acknowledgement of Country.

2 **THE LATE HONOURABLE ALAN HENRY SCANLAN** — Jaclyn Symes moved, That this House expresses its sincere sorrow at the death, on 22 December 2025, of the Honourable Alan Henry Scanlan, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Assembly for the Electoral District of Oakleigh from 1961 to 1979, and as Minister of Health from 1973 to 1976 and as Minister of Special Education from 1976 to 1979.

Other members addressed the House.

Members rose in their places for one minute's silence as a mark of respect and the question was agreed to unanimously.

As a further mark of respect, the sitting was suspended for one hour.

[Sitting suspended from 12.13 pm to 1.13 pm]

3 **ASSENT TO ACTS** — The President read Messages from the Governor informing the Council that she had, on the following dates, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

On 10 February 2026 —

Justice Legislation Amendment (Family Violence, Stalking and Other Matters) Act 2026

Mineral Resources (Sustainable Development) Amendment (Financial Assurance) Act 2026

On 17 February 2026 —

Planning Amendment (Better Decisions Made Faster) Act 2026.

4 **ECONOMY AND INFRASTRUCTURE COMMITTEE — DISCONTINUATION OF SELF-REFERRAL — INQUIRY INTO THE VICTORIAN ELECTRICAL TRANSMISSION GRID** — The President announced that he received a letter from the Chair of the Economy and Infrastructure Committee advising that the Committee have agreed to

no longer proceed with their self-referenced Inquiry into the Victorian electrical transmission grid due to insufficient time.

5 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — Ordered that the following answers be taken into consideration on the next day of meeting —

- On the motion of David Davis, the answers given by Jaclyn Symes to questions relating to corruption payments on Big Build sites (QwN 1217).
- On the motion of Richard Welch, the answers given by Jaclyn Symes to questions relating to Incolink grants (QwN 1219).

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

6 PAPERS —

COMMITTEE REPORT — SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled Alert Digest No. 2 of 2026 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Crown Land (Reserves) Act 1978 — Orders of 10 February 2026 giving approval to the granting of two leases at Albert Park.

Interpretation of Legislation Act 1984 — Notice under section 32(3)(a)(iii) in relation to Statutory Rule No. 146/2025 *(Gazette S74, 12 February 2026)*.

Maryborough District Health Service — Report, 2024-25 *(replacement for copy tabled on Thursday, 30 October 2025)*.

Planning and Environment Act 1987 — Notices of approval of the —

Alpine Planning Scheme — Amendment C56.

Hobsons Bay Planning Scheme — Amendment C133.

Monash Planning Scheme — Amendment C173.

Victoria Planning Provisions — Amendments VC245 and VC271.

Statutory Rules under the following Acts of Parliament —

Australian Grands Prix Act 1994 — No. 7.

Residential Tenancies Act 1997 — Nos. 5 and 6.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule Nos. 146/2025, 1/2026, 2/2026, 3/2026, 4/2026 and 6/2026.

* * * * *

PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Response from the Minister for Energy and Resources to petition titled Allow electricity smart meter communications capabilities to be disabled (Petition No. 694) (presented by Jeff Bourman on 12 November 2025) *(released on 5 February 2026)*.

Response from the Minister for Skills and TAFE to petition titled Funding for the 'Tools For The Trade' program (Petition No. 655) (presented by Ann-Marie Hermans on 9 December 2025) *(released on 6 February 2026).*

* * * * *

PROCLAMATION — The Clerk tabled a proclamation of the Governor in Council fixing operative dates for the following Act:

Social Services Regulation Amendment (Child Safety, Complaints and Worker Regulation) Act 2025 — sections 75, 83(1), 115 and 125, Division 10 of Part 3.2, Part 3.3 (other than section 131), Part 4.5 and Schedule 2 — 9 February 2026 — Part 3.1, section 131 and Schedule 1 — 23 February 2026 *(Gazette S50, 3 February 2026).*

7 BUSINESS OF THE COUNCIL — Aiv Puglielli moved, by leave, That the following general business take precedence on Wednesday, 18 February 2026 —

(1) notice of motion No. 1199 standing in Aiv Puglielli's name referring matters relating to the scale and scope of anti-LGBTQIA+ hate crimes occurring in Victoria to the Legal and Social Issues Committee;

(2) notice of motion given this day by David Limbrick referring matters relating to claims made through the Transport Accident Commission to the Legal and Social Issues Committee; and

(3) notice of motion given this day by David Davis on corruption on Victorian Government Big Build sites.

Question — put and agreed to.

8 ECONOMY AND INFRASTRUCTURE COMMITTEE — EXTENSION TO REPORTING DATES — INQUIRY INTO ELECTRICITY SUPPLY FOR ELECTRIC VEHICLES — INQUIRY INTO TRANSURBAN'S CATEGORISATION AND TOLLING OF PRIVATE USE OF UTILITY VEHICLES — Georgie Purcell moved, by leave, That —

(1) the reporting date for the Economy and Infrastructure Committee's Inquiry into electricity supply for electric vehicles be extended to 31 May 2026; and

(2) the reporting date for the Economy and Infrastructure Committee's Inquiry into Transurban's categorisation and tolling of private use of utility vehicles be extended to 30 September 2026.

Question — put and agreed to.

9 MEMBERS' STATEMENTS — Members made statements.

10 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1250, be postponed until later this day.

11 JUSTICE LEGISLATION AMENDMENT (VICARIOUS LIABILITY FOR CHILD ABUSE) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Katherine Copsey *(KC71C)* and Rachel Payne *(RP22C)* 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 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.

12 ADJOURNMENT — Lizzie Blandthorn moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.16 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 154 — Wednesday, 18 February 2026

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PETITIONS —

REJECT CHANGES TO FIREARMS LEGISLATION WITHOUT PROPER CONSULTATION — Melina Bath presented a petition bearing 12,570 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to commit to enforcing existing firearm laws, including identifying gaps in compliance, enforcement and resourcing, ensure that the review of legislation is evidence-led and without a pre-determined assumption that further restrictions on lawful owners are required, reject any new firearm regulations unless there is clear, publicly available evidence that it will improve public safety, guarantee genuine consultation with law-abiding firearm owners, sporting and hunting organisations before any policy or legislative changes are drafted and ensure the review separates law-abiding firearms owners from acts of terror so the response is fair and proportionate *(Ordered to be tabled).*

The petition having received the required number of signatures, Melina Bath listed the petition for future debate during Petitions (qualifying for debate).

* * * * *

IMPROVE SAFETY OF ELMORE-RAYWOOD ROAD AND NORTHERN HIGHWAY INTERSECTION — Gaelle Broad presented a petition bearing 609 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to urgently review the safety of the Northern Highway and Elmore-Raywood Road intersection in Elmore, consult with local residents and prioritise safety improvements *(Ordered to be tabled).*

3 EQUAL OPPORTUNITY AMENDMENT (MEDICAL TREATMENT) BILL 2026 — David Ettershank introduced *A Bill for an Act to amend the Equal Opportunity Act 2010 in relation to medical treatment for disabilities and for other purposes*.

On the motion of David Ettershank, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

4 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General — Ravenhall Correctional Centre: Rehabilitating and Reintegrating Prisoners – Part 2, February 2026 *(Ordered to be published)*.

Planning and Environment Act 1987 — Notices of approval of the —

Ballarat Planning Scheme — Amendment C255.

Boroondara Planning Scheme — Amendment C413 (Part 1).

Greater Geelong Planning Scheme — Amendment C414.

Hobsons Bay Planning Scheme — Amendment C146.

Murrindindi Planning Scheme — Amendment C78.

5 MEMBERS' STATEMENTS — Members made statements.

6 PRODUCTION OF DOCUMENTS — GREATER AVALON EMPLOYMENT PRECINCT — Sarah Mansfield moved, That this House —

(1) notes that the Victorian Planning Authority (VPA) engaged Alluvium consultants to prepare a Drainage and Flood Strategy for the proposed future development area known as the Greater Avalon Employment Precinct (GAEP), including undertaking a drainage and flood assessment for the proposed growth areas, and determining existing and future drainage and flooding issues and/or constraints affecting the site and surrounds;

(2) further notes that apart from a brief memo by Alluvium published on the VPA project website titled 'Greater Avalon Employment Precinct – Existing Conditions Flood Modelling Report – Technical Memorandum (Alluvium) May 2024', none of the other reporting completed by Alluvium has been publicly released, including work that details potential future impacts of proposed developments in the precinct on the RAMSAR wetland in the vicinity of the GAEP; and

(3) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within three weeks of the House agreeing to this resolution, all reports prepared by Alluvium related to the GAEP.

Debate ensued.

Question — put and agreed to.

7 PRODUCTION OF DOCUMENTS — CORRUPTION IN THE CFMEU — Gaelle Broad (for David Davis) moved, That this House —

(1) notes —

(a) that the *Rotting from the Top* report on corruption by Mr Geoffrey Watson SC, tendered to Queensland's Commission of Inquiry into the CFMEU and Misconduct in the Construction Industry includes redacted sections;

(b) the significant cost of corruption to the Victorian taxpayers outlined in Mr Watson's report;

(c) that Mr Watson has said that had the Victorian Government acted earlier much of this cost could have been avoided;

(2) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within three weeks of the House agreeing to this resolution, the following documents —

(a) warnings or advice from the Department of Transport and Planning, staff in the ministerial office and/or external agencies, provided to the

Hon. Jacinta Allan MP, now Premier, but previously the Minister for Transport Infrastructure, from 1 January 2020;

(b) emails, including attachments, between the then Minister for Transport Infrastructure, her office and the Department of Transport and Planning concerning the CFMEU and corruption from 1 January 2020; and

(c) full briefs including attachments of BMIN-1-23-1378 and BMIN-1-23-3809 concerning CFMEU corruption provided to the then Minister for Transport Infrastructure, the Hon. Jacinta Allan MP.

Debate ensued.

The President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

8 LEGAL AND SOCIAL ISSUES COMMITTEE — ANTI-LGBTQIA+ HATE CRIMES — Aiv Puglielli moved, That this House requires the Legal and Social Issues Committee to inquire into, consider and report, by 1 September 2026, on the scale and scope of anti-LGBTQIA+ hate crimes occurring in Victoria, including but not limited to —

(1) the communication methods of anti-LGBTQIA+ influencers and hate groups, including those sharing far right, misogynistic, and homophobic 'alpha-male' content;

(2) strategies to counter anti-LGBTQIA+ influence, particularly among young people;

(3) the adequacy of current responses to preventing these crimes; and

(4) the adequacy of current supports for victim survivors and ways to improve public safety and e-safety for LGBTQIA+ community members.

Debate ensued.

Michael Galea moved, as an amendment — **Omit** all words and expressions in paragraphs (1) to (4), and **insert** the following in their place:

"(1) the communication and recruitment methods of anti-LGBTIQA+ influencers and hate groups that endorse anti-LGBTIQA+ hate crimes, including those creating and sharing online content steeped in racism, misogyny, transphobia, homophobia, far-right ideology and unhealthy masculinities;

(2) current strategies to counter anti-LGBTIQA+ hate crimes, particularly among young people and how these could be strengthened;

(3) current anti-LGBTIQA+ hate crime prevention initiatives, and how these could be strengthened;

(4) existing public and online safety initiatives supporting LGBTIQA+ community members who have experienced hate crimes, including how these supports could be strengthened;

(5) the role and responsibilities of social media and digital platform owners in preventing and responding to anti-LGBTIQA+ hate crimes;

(6) existing empirical data regarding the prevalence and trends of anti-LGBTIQA+ hate crimes Australia-wide;

(7) the impact of anti-LGBTIQA+ hate crimes on diverse LGBTIQA+ communities, including Rainbow Mob, people with disability, and multifaith and multicultural community members;

(8) interjurisdictional strategies and methods to combat anti-LGBTIQA+ hate crimes across borders; and

(9) the relevant work of the Commissioner for LGBTIQA+ Communities, relevant government advisory groups, including but not limited to relevant community, health and law enforcement organisations to combat anti-LGBTIQA+ hate crimes.".

Debate ensued.

Evan Mulholland moved, as amendments —

1. Before paragraph (1), **omit** the words and expressions "scope of anti-LGBTQIA+ hate crimes" and **insert** in their place "scope of multicultural, antisemitic and LGBTQIA+ hate crimes".
2. In paragraph (1), **omit** all words and expressions after "methods of" and **insert** in their place "anti-multicultural, antisemitic and anti-LGBTQIA+ influencers and hate groups, including those sharing misogynistic, antisemitic, xenophobic and homophobic content;".
3. In paragraph (2), after "anti-LGBTQIA+" **insert** ", xenophobic and antisemitic".
4. In paragraph (4), after "LGBTQIA+" **insert** ", multicultural and multifaith".

Debate ensued.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

9 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of Georgie Crozier, the answers given by Jaclyn Symes to questions relating to flow of taxpayer's funds to organised crime (QwN 1228) were ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Support for the homeless on catastrophic danger fire days (QwN 1225)** — substantive and supplementary questions asked by Rikkie-Lee Tyrrell — response from Gayle Tierney due Friday, 20 February 2026.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

10 LEGAL AND SOCIAL ISSUES COMMITTEE — ANTI-LGBTQIA+ HATE CRIMES — Debate continued on the question, That this House requires the Legal and Social Issues Committee to inquire into, consider and report, by 1 September 2026, on the scale and scope of anti-LGBTQIA+ hate crimes occurring in Victoria, including but not limited to —

(1) the communication methods of anti-LGBTQIA+ influencers and hate groups, including those sharing far right, misogynistic, and homophobic 'alpha-male' content;

(2) strategies to counter anti-LGBTQIA+ influence, particularly among young people;

(3) the adequacy of current responses to preventing these crimes; and

(4) the adequacy of current supports for victim survivors and ways to improve public safety and e-safety for LGBTQIA+ community members — *and on the amendment moved by Michael Galea* — **Omit** all words and expressions in paragraphs (1) to (4), and **insert** the following in their place:

"(1) the communication and recruitment methods of anti-LGBTIQA+ influencers and hate groups that endorse anti-LGBTIQA+ hate crimes, including those creating and sharing online content steeped in racism, misogyny, transphobia, homophobia, far-right ideology and unhealthy masculinities;

(2) current strategies to counter anti-LGBTIQA+ hate crimes, particularly among young people and how these could be strengthened;

(3) current anti-LGBTIQA+ hate crime prevention initiatives, and how these could be strengthened;

(4) existing public and online safety initiatives supporting LGBTIQA+ community members who have experienced hate crimes, including how these supports could be strengthened;

(5) the role and responsibilities of social media and digital platform owners in preventing and responding to anti-LGBTIQA+ hate crimes;

(6) existing empirical data regarding the prevalence and trends of anti-LGBTIQA+ hate crimes Australia-wide;

(7) the impact of anti-LGBTIQA+ hate crimes on diverse LGBTIQA+ communities, including Rainbow Mob, people with disability, and multifaith and multicultural community members;

(8) interjurisdictional strategies and methods to combat anti-LGBTIQA+ hate crimes across borders; and

(9) the relevant work of the Commissioner for LGBTIQA+ Communities, relevant government advisory groups, including but not limited to relevant community, health and law enforcement organisations to combat anti-LGBTIQA+ hate crimes." — *and on the amendments moved by Evan Mulholland* —

1. Before paragraph (1), **omit** the words and expressions "scope of anti-LGBTQIA+ hate crimes" and **insert** in their place "scope of multicultural, antisemitic and LGBTQIA+ hate crimes".
2. In paragraph (1), **omit** all words and expressions after "methods of" and **insert** in their place "anti-multicultural, antisemitic and anti-LGBTQIA+ influencers and hate groups, including those sharing misogynistic, antisemitic, xenophobic and homophobic content;".
3. In paragraph (2), after "anti-LGBTQIA+" **insert** ", xenophobic and antisemitic".
4. In paragraph (4), after "LGBTQIA+" **insert** ", multicultural and multifaith".

Question — That amendment No. 1 moved by Evan Mulholland be agreed to — put.

The Council divided — The President in the Chair.

AYES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; 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; 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.

Question — That the amendment moved by Michael Galea be agreed to — put and agreed to.

Question — That the motion, amended as follows, be agreed to — That this House requires the Legal and Social Issues Committee to inquire into, consider and report, by 1 September 2026, on the scale and scope of anti-LGBTQIA+ hate crimes occurring in Victoria, including but not limited to —

(1) the communication and recruitment methods of anti-LGBTIQA+ influencers and hate groups that endorse anti-LGBTIQA+ hate crimes, including those creating and sharing online content steeped in racism, misogyny, transphobia, homophobia, far-right ideology and unhealthy masculinities;

(2) current strategies to counter anti-LGBTIQA+ hate crimes, particularly among young people and how these could be strengthened;

(3) current anti-LGBTIQA+ hate crime prevention initiatives, and how these could be strengthened;

(4) existing public and online safety initiatives supporting LGBTIQA+ community members who have experienced hate crimes, including how these supports could be strengthened;

(5) the role and responsibilities of social media and digital platform owners in preventing and responding to anti-LGBTIQA+ hate crimes;

(6) existing empirical data regarding the prevalence and trends of anti-LGBTIQA+ hate crimes Australia-wide;

(7) the impact of anti-LGBTIQA+ hate crimes on diverse LGBTIQA+ communities, including Rainbow Mob, people with disability, and multifaith and multicultural community members;

(8) interjurisdictional strategies and methods to combat anti-LGBTIQA+ hate crimes across borders; and

(9) the relevant work of the Commissioner for LGBTIQA+ Communities, relevant government advisory groups, including but not limited to relevant community, health and law enforcement organisations to combat anti-LGBTIQA+ hate crimes — 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, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

11 LEGAL AND SOCIAL ISSUES COMMITTEE — TRANSPORT ACCIDENT COMMISSION CLAIMS — David Limbrick moved, That this House requires the Legal and Social Issues Committee to inquire into, consider and report, by 11 August 2026, on issues related to claims made through the Transport Accident Commission, including but not limited to —

(1) processes around legitimate claims, including disputed claims;

(2) circumstances and systems related to fraudulent claims; and

(3) interactions with other services, such as the National Disability Insurance Scheme.

Debate ensued.

John Berger moved, as amendments —

1. Before paragraph (1), after "Transport Accident Commission", **insert** "(TAC)".
2. After paragraph (2), **insert** the following new paragraph:
   "(3) private provider discretion to set fees exceeding the Medicare Benefits Schedule rate;".
3. In paragraph (3) **omit** "Scheme." and **insert** the following in their place:
   "Scheme (NDIS), and how TAC clients have been impacted by federal reforms to —
   (a) the National Disability Insurance Agency and the NDIS; and
   (b) restrictions on health privacy and information sharing between state and federal agencies.".

Debate ensued.

Question — That the amendments moved by John Berger be agreed to — put and agreed to.

Question — That the motion, amended as follows, be agreed to — That this House requires the Legal and Social Issues Committee to inquire into, consider and report, by 11 August 2026, on issues related to claims made through the Transport Accident Commission (TAC), including but not limited to —

(1) processes around legitimate claims, including disputed claims;

(2) circumstances and systems related to fraudulent claims;

(3) private provider discretion to set fees exceeding the Medicare Benefits Schedule rate;

(4) interactions with other services, such as the National Disability Insurance Scheme (NDIS), and how TAC clients have been impacted by federal reforms to —

(a) the National Disability Insurance Agency and the NDIS; and

(b) restrictions on health privacy and information sharing between state and federal agencies — put and agreed to.

12 CORRUPTION ON VICTORIAN GOVERNMENT BIG BUILD SITES — David Davis moved, That this House notes —

(1) the *Rotting from the Top* report on corruption by Mr Geoffrey Watson SC tendered to Queensland's Commission of Inquiry into the CFMEU and Misconduct in the Construction Industry;

(2) the commentary on Victoria by Mr Watson was redacted from the released report despite indicating that up to 15 per cent of payments on Victorian Big Build sites may have been corrupt payments;

(3) these corrupt payments would see the loss of billions of dollars of taxpayers money;

and calls on the Allan Labor Government to institute a Royal Commission into corruption on Victorian Government Big Build sites.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 24

Melina Bath; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; Tom McIntosh; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

13 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.

14 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

15 PETITIONS (QUALIFYING FOR DEBATE) — WASTE INCINERATOR IN SUNBURY — David Ettershank moved, That the petition be taken into consideration.

Debate ensued.

The President advised that the time allocated for debate had concluded.

Question — put and agreed to.

16 ADJOURNMENT — Gayle Tierney moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.49 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 155 — Thursday, 19 February 2026

1 The President took the Chair at 9.33 am, read the Prayer and made an Acknowledgement of Country.

2 PETITION — PROTECT MONTESSORI EDUCATION IN PUBLIC SCHOOLS — Nick McGowan presented a petition bearing 232 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to protect Montessori education in public schools ensuring families continue to have access to diverse, evidence-based teaching approaches; recognise Montessori, Steiner and Reggio Emilia as legitimate, valuable public education options; require the Department of Education to work with schools, experts, and families to maintain and support such programs; pause further closures of public alternative education streams until a transparent, community review is in place; and ensure funding and compliance frameworks support alternative pedagogies *(Ordered to be tabled).*

3 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Education and Training Reform Act 2006 — Order in Council of 9 December 2025 for the amalgamation of the Wodonga Institute of Technical and Further Education and the Goulburn Ovens Institute of Technical and Further Education, under section 3.1.11 of the Act *(Gazette S691, 9 December 2025)*.

Family Violence Protection Act 2008 — Report on the implementation of the Family Violence Multi-Agency Risk Assessment and Management Framework, 2024-25.

Office of Public Prosecutions — Report, 2024-25*.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rules Nos. 10 and 12.

Victims of Crime Commissioner — Report, 2024-25.

* * * * *

PROCLAMATION — The Clerk tabled a proclamation of the Governor in Council fixing an operative date for the following Act:

Transport Legislation Amendment Act 2025 — Parts 1, 2 and 5 and sections 4, 5, 7, 9, 10, 11, 13, 14, 15 and 20 — 1 March 2026 *(Gazette S88, 17 February 2026)*.

4 SITTING OF THE COUNCIL — Gayle Tierney moved, That the Council, at its rising, adjourn until Tuesday, 3 March 2026.

Question — put and agreed to.

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* *together with the Minister's reported date of receipt.*

5 BUSINESS OF THE HOUSE — PETITIONS (QUALIFYING FOR DEBATE) — Sarah Mansfield moved, by leave, That this House authorises the petition tabled by Bev McArthur on 5 February 2026, titled 'Colorectal and Pelvic Reconstruction Service at The Royal Children's Hospital', to be given precedence over all other items listed under Petitions (qualifying for debate) on Wednesday, 4 March 2026.

Question — put and agreed to.

6 MEMBERS' STATEMENTS — Members made statements.

7 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1280, be postponed until later this day.

8 HEALTH SAFEGUARDS FOR PEOPLE BORN WITH VARIATIONS IN SEX CHARACTERISTICS BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Georgie Crozier *(GC83C)* circulated amendments proposed to be moved during Committee of the whole.

Georgie Crozier moved, as a reasoned amendment, That all the words after "That" be omitted and replaced with "the Bill be withdrawn and redrafted to reflect further consultation with the medical sector.".

Debate ensued.

Business interrupted at 12.00 noon.

9 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Greyhound racing industry self-regulation (QwN 1230)** — substantive and supplementary questions asked by Georgie Purcell — response from Enver Erdogan due Monday, 23 February 2026.
- **Firearm laws (QwN 1236)** — substantive and supplementary questions asked by Jeff Bourman — response from Enver Erdogan due Monday, 23 February 2026.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

10 HEALTH SAFEGUARDS FOR PEOPLE BORN WITH VARIATIONS IN SEX CHARACTERISTICS BILL 2025 — Debate continued on the question, That the Bill be now read a second time — and on the reasoned amendment moved by Georgie Crozier — That all the words after "That" be omitted and replaced with "the Bill be withdrawn and redrafted to reflect further consultation with the medical sector.".

Question — That the reasoned amendment moved by Georgie Crozier be agreed to — put.

The Council divided — The President in the Chair.

AYES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Question — That the Bill be now read a second time — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted.

Ingrid Stitt moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 24

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; 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; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

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.

11 JUSTICE LEGISLATION FURTHER AMENDMENT (MISCELLANEOUS) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

David Limbrick *(DL37C)* and Sarah Mansfield *(SMA60C, SMA61C and SMA63C)* 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.

12 CHILDREN, YOUTH AND FAMILIES AMENDMENT (SUPPORTING STABLE AND STRONG FAMILIES) BILL 2025 — The Acting President read a Message from the Assembly presenting *A Bill for an Act to amend the Children, Youth and Families Act 2005 to provide for responsibilities of supporting stable and strong families partners in relation to supporting stable and strong families and to consequentially amend the Child Wellbeing and Safety Act 2005 and for other purposes* and requesting the agreement of the Council.

On the motion of Gayle Tierney (for Lizzie Blandthorn), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Gayle Tierney laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Gayle Tierney moved, That the Bill be now read a second time.

Gayle Tierney incorporated the second reading speech in Hansard.

On the motion of Renee Heath (for Georgie Crozier), the debate was adjourned for one week.

13 ENERGY AND OTHER LEGISLATION AMENDMENT (RESILIENCE REFORMS AND OTHER MATTERS) BILL 2026 — The Acting President read a Message from the Assembly presenting *A Bill for an Act to amend the Electricity Safety Act 1998, the Electricity Industry Act 2000, the Gas Industry Act 2001, the National Electricity (Victoria) Act 2005, the Energy and Land Legislation Amendment (Energy Safety) Act 2025, the Victorian Energy Efficiency Target Amendment (Energy Upgrades for the Future) Act 2025, the National Electricity (Victoria) Amendment (VicGrid Stage 2 Reform) Act 2025 and the Advancing the Treaty Process with Aboriginal Victorians Act 2018 and for other purposes* and requesting the agreement of the Council.

On the motion of Gayle Tierney (for Ingrid Stitt), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Gayle Tierney laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Gayle Tierney moved, That the Bill be now read a second time.

Gayle Tierney incorporated the second reading speech in Hansard.

On the motion of Renee Heath (for David Davis), the debate was adjourned for one week.

14 ENTITIES LEGISLATION AMENDMENT (CONSOLIDATION AND OTHER MATTERS) BILL 2025 — The Acting President read a Message from the Assembly presenting *A Bill for an Act to amend the Circular Economy (Waste Reduction and Recycling) Act 2021, the Environment Protection Act 2017, the Marine and Coastal Act 2018, the Commissioner for Environmental Sustainability Act 2003, the Mineral Resources (Sustainable Development) Act 1990, the Public Administration Act 2004, the Financial Management Act 1994, the Mental Health and Wellbeing Act 2022, the Local Government Act 1989, the Essential Services Commission Act 2001, the Commercial Passenger Vehicle Industry Act 2017, the Accident Towing Services Act 2007, the Great Ocean Road and Environs Protection Act 2020 and the Parliamentary Workplace Standards and Integrity Act 2024, to repeal the Victorian Environmental Assessment Council Act 2001 and the Road Safety Camera Commissioner Act 2011 and to make consequential amendments to other Acts and for other purposes* and requesting the agreement of the Council.

On the motion of Gayle Tierney (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Gayle Tierney laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Gayle Tierney moved, That the Bill be now read a second time.

Gayle Tierney incorporated the second reading speech in Hansard.

On the motion of Renee Heath, the debate was adjourned for one week.

15 ADJOURNMENT — Ingrid Stitt moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.58 pm until Tuesday, 3 March 2026.

ROBERT McDONALD
Clerk of the Legislative Council

Published under the authority of the Legislative Council, Parliament of Victoria

COMMITTEE OF THE WHOLE COUNCIL
Supplement to Minutes Nos. 153, 154 and 155

JUSTICE LEGISLATION AMENDMENT (VICARIOUS LIABILITY FOR CHILD ABUSE) BILL 2025

Committed Tuesday, 17 February 2026

Amendments circulated: Katherine Copsey (KC71C) (p. 1471) and Rachel Payne (RP22C) (p. 1471)

Clauses 1 and 2 — put and agreed to.

Clause 3 — Rachel Payne moved amendment No. 1 *(RP22C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 8

Jeff Bourman; 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; Gaelle Broad; Georgie Crozier; David Davis; 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 negatived.

Katherine Copsey moved amendment No. 1 *(KC71C)*.

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, 32

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; 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 negatived.

Clause 3 — put and agreed to.

Clauses 4 to 10 — put and agreed to.

Bill reported without amendment.

* * * * *

HEALTH SAFEGUARDS FOR PEOPLE BORN WITH VARIATIONS IN SEX CHARACTERISTICS BILL 2025

Committed Thursday, 19 February 2026

Amendments circulated: Georgie Crozier (GC83C) (pp. 1471-2)

Clause 1 — Georgie Crozier moved amendment No. 1 *(GC83C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 1 — put and agreed to.

Clauses 2 to 18 — put and agreed to.

Clause 19 — Georgie Crozier moved amendment Nos. 7 and 8 *(GC83C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy 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, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 19 — put and agreed to.

Clauses 20 to 33 — put and agreed to.

Clause 34 — Georgie Crozier moved amendment No. 9 *(GC83C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 34 — put and agreed to.

Clauses 35 to 55 — put and agreed to.

Clause 56 — Georgie Crozier moved amendment Nos. 12 and 13 *(GC83C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy 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, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 56 — put and agreed to.

Clauses 57 to 60 — put and agreed to.

Bill reported without amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. JUSTICE LEGISLATION AMENDMENT (VICARIOUS LIABILITY FOR CHILD ABUSE) BILL 2025

Amendment circulated by Katherine Copsey (KC71C)

1. Clause 3, page 4, lines 30 to 32, omit all words and expressions on these lines.

Amendment circulated by Rachel Payne (RP22C)

1. Clause 3, page 4, line 22, omit "integral" and insert "ordinary".

2. HEALTH SAFEGUARDS FOR PEOPLE BORN WITH VARIATIONS IN SEX CHARACTERISTICS BILL 2025

Amendments circulated by Georgie Crozier (GC83C)

1. Clause 1, page 2, lines 5 and 6, omit all words and expressions on these lines.
2. Clause 3, page 6, lines 21 and 22, omit all words and expressions on these lines.
3. Part heading preceding clause 7, omit this heading.
4. Clause 7, omit this clause.
5. Clause 8, omit this clause.
6. Clause 9, omit this clause.
7. Clause 19, page 23, line 11, omit "law." and insert "law;".
8. Clause 19, page 23, after line 11 insert—

    "(f) paediatric and adolescent endocrinology, paediatric and adolescent urology, paediatric and adolescent gynaecology and paediatric and adolescent psychology.".

9. Clause 34, page 35, after line 22 insert—

    "(5) The assessment committee for an approval decision about an individual treatment plan must also provide each medical treatment decision maker for the protected person with an opportunity to meet with the committee to discuss the decision.".

10. Clause 37, before line 7 insert—

    "(1) The assessment committee for an individual treatment plan must not decide whether or not to approve the plan under section 32 unless the committee has provided each medical treatment decision maker for the protected person with an opportunity to meet with the committee to discuss the treatment proposed in the plan.".

11. Clause 37, line 7, before "The" insert "(2)".

12. Clause 56, line 29, omit "fifth" and insert "third".

13. Clause 56, line 31, omit "sixth" and insert "fourth".

14. Clause 58, omit this clause.

AMENDMENT OF LONG TITLE

15. Long title, omit ", prohibiting the medical treatment in certain circumstances".

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 156, 157 and 158

No. 156 — Tuesday, 3 March 2026

1 The President took the Chair at 12.02 pm, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACTS** — The President read a Message from the Governor informing the Council that she had, on 24 February 2026, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

Health Safeguards for People Born with Variations in Sex Characteristics Act 2026
Justice Legislation Amendment (Vicarious Liability for Child Abuse) Act 2026.

3 **QUESTION TIME** —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of Evan Mulholland, the answers given by Harriet Shing to questions relating to Suburban Rail Loop sub-contractors (QwN 1239) were ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Victims of Crime Commissioner (QwN 1240)** — substantive and supplementary questions asked by Rachel Payne — response from Enver Erdogan due Thursday, 5 March 2026.
- **ISIS brides resettlement (QwN 1241)** — substantive question asked by Georgie Crozier — response from Ingrid Stitt due Thursday, 5 March 2026.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

4 PETITIONS —

PEDESTRIAN AND CYCLIST SAFETY ON MORELAND ROAD — Anasina Gray-Barberio presented a petition bearing 864 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to implement reduced speed limits, protected bike lanes, more signalised pedestrian crossings throughout the length of Moreland Road and a safe and well-lit connection across Merri Creek where Moreland Road meets Normanby Avenue *(Ordered to be tabled).*

* * * * *

RETAIN MARYBOROUGH VICROADS SERVICES — Bev McArthur presented a petition bearing 2,336 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to ensure that all services currently provided by the Maryborough VicRoads remain and that the new funding model is reversed *(Ordered to be tabled).*

The petition having received the required number of signatures, Bev McArthur listed the petition for future debate during Petitions (qualifying for debate).

* * * * *

SELECT COMMITTEE ON FIRE SERVICES FUNDING AND RESOURCES — Nick McGowan presented a petition bearing 12,994 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to establish a Select Committee to inquire into, consider and report by 28 July 2026 on fire services funding and resources, including (a) CFA and Fire Rescue Victoria fire appliances; (b) the distribution of the Emergency Services and Volunteer Fund and its predecessor to fund fire agencies and expenditure on matters other than operational; (c) mandatory requirements on the Government to provide monies to fire agencies; (d) the effectiveness of, and transparency around, current budget setting processes for fire agencies, additional funding, grant request processes for fleet replacement; (e) compliance with the *Occupational Health and Safety Act 2004*; (f) the mental health impacts from fires; (g) the impacts on livestock, farmers, industry and insurance; (h) implementation of recommendations from the 2009 Royal Commission and other inquiries; and (i) recruitment and retention of volunteers *(Ordered to be tabled).*

The petition having received the required number of signatures, Nick McGowan listed the petition for future debate during Petitions (qualifying for debate).

* * * * *

STOP FURTHER CHANGES TO GUN LAWS — Rikkie-Lee Tyrrell presented a petition bearing 25,552 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to halt the proposed changes to gun legislation and push for tougher measures against non-Australian citizens who do not have the same opinion as Australian citizens and do not want to participate in the country's values and freedoms *(Ordered to be tabled).*

The petition having received the required number of signatures, Rikkie-Lee Tyrrell listed the petition for future debate during Petitions (qualifying for debate).

5 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (FOLLOW THE MONEY) BILL 2026 — Evan Mulholland introduced *A Bill for an Act to amend the Independent Broad-based Anti-Corruption Commission Act 2011 to expand the Independent Broad-based Anti-corruption Commission's jurisdiction and provide further for public hearings and for other purposes*.

On the motion of Evan Mulholland, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

6 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. 3 of 2026 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

* * * * *

ENVIRONMENT AND PLANNING COMMITTEE — Pursuant to Standing Order 23.22, Ryan Batchelor tabled a Report on the Inquiry into community consultation practices (including an Appendix and Extracts of Proceedings) from the Environment and Planning 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.

Debate ensued.

Question — put and agreed to.

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Education and Care Services National Law Act 2010 — Education and Care Services National Further Amendment Regulations 2025, under section 303 of the Act.

Interpretation of Legislation Act 1984 — Notice under section 32(3)(a)(iii) in relation to Statutory Rule No. 145/2025 *(Gazette G8, 19 February 2026)*.

Planning and Environment Act 1987 — Notices of approval of the —

Alpine, Alpine Resorts, Ararat, Ballarat, Banyule, Bass Coast, Baw Baw, Bayside, Benalla, Boroondara, Brimbank, Buloke, Campaspe, Cardinia, Casey, Central Goldfields, Colac Otway, Corangamite, East Gippsland, Frankston, French Island and Sandstone Island, Gannawarra, Glen Eira, Glenelg, Golden Plains, Greater Bendigo, Greater Dandenong, Greater Geelong, Hepburn, Hindmarsh, Hobsons Bay, Horsham, Hume, Indigo, Kingston, Knox, Latrobe, Loddon, Macedon Ranges, Manningham, Mansfield, Maribyrnong, Maroondah, Melbourne, Melton, Merri-bek, Mildura, Mitchell, Moira, Monash, Moonee Valley, Moorabool, Mornington Peninsula, Mount Alexander, Moyne, Murrindindi, Nillumbik, Northern Grampians, Port of Melbourne, Queenscliffe, South Gippsland, Southern Grampians, Stonnington, Strathbogie, Surf Coast, Swan Hill, Towong, Wangaratta, Warrnambool, Wellington, West Wimmera, Whitehorse, Whittlesea, Wodonga, Wyndham, Yarra, Yarra Ranges and Yarriambiack Planning Schemes — Amendment GC269.

Frankston Planning Scheme — Amendment C148.

Moonee Valley Planning Scheme — Amendment C240.

Yarra Planning Scheme — Amendment C333.

Statutory Rules under the following Acts of Parliament —

Conservation, Forest and Lands Act 1987 — No. 13.

Planning and Environment Act 1987 — No. 9.

Road Safety Act 1986 — Nos. 11 and 12.
Transport (Compliance and Miscellaneous) Act 1983 — No. 10.
Unclaimed Money Act 2008 — No. 8.
Subordinate Legislation Act 1994 —
Documents under section 15 in relation to Statutory Rule Nos. 5, 7, 8, 9 and 11.
Legislative instrument and related documents under section 16B in respect of the Electricity Distribution Code of Practice Amendment 2026 under the Essential Services Commission Act 2001.

* * * * *

PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

President's Report on overdue government responses to standing committee reports, as at 28 February 2026.

Response from the Attorney-General to petition titled Legalise the purchase and use of pepper spray (petition No. 674) (presented by David Limbrick on 3 February 2026) *(released on 2 March 2026)*.

7 PRODUCTION OF DOCUMENTS —

CFA BOARD STATEMENT — The Clerk tabled a letter from the Attorney-General, dated 18 February 2026, in response to a resolution of the Council on 4 February 2026 (on the motion of Bev McArthur), relating to the CFA Board statement, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

* * * * *

WITHDRAWAL OF COMPRESSED NATURAL GAS — The Clerk tabled a letter from the Attorney-General, dated 18 February 2026, in response to a resolution of the Council on 4 February 2026 (on the motion of David Davis), relating to the withdrawal of compressed natural gas, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

8 BUSINESS OF THE COUNCIL — Bev McArthur moved, by leave, That the following general business take precedence on Wednesday, 4 March 2026 —

(1) order of the day made this day, second reading of the Independent Broad-based Anti-corruption Commission Amendment (Follow the Money) Bill 2026;
(2) notice of motion given this day by Bev McArthur on small businesses;
(3) order of the day No. 6, resumption of debate on the second reading of the Independent Broad-based Anti-corruption Commission Amendment (Ending Political Corruption) Bill 2024;
(4) notice of motion given this day by Sarah Mansfield on implementing the recommendations of the Integrity and Oversight Committee's Inquiry into the operation of the *Freedom of Information Act 1982*; and
(5) notice of motion given this day by David Davis referring matters relating to the funding of integrity agencies to the Integrity and Oversight Committee.

Question — put and agreed to.

9 COMMITTEE MEMBERSHIP — David Limbrick moved, by leave, That David Limbrick be a participating member of the Legal and Social Issues Standing Committee.

Question — put and agreed to.

10 MEMBERS' STATEMENTS — Members made statements.

11 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1287, be postponed until later this day.

12 CHILDREN, YOUTH AND FAMILIES AMENDMENT (SUPPORTING STABLE AND STRONG FAMILIES) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Anasina Gray-Barberio *(AG26C)* 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 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.

13 CHILDREN, YOUTH AND FAMILIES AMENDMENT (STABILITY) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Anasina Gray-Barberio *(AG05C)* 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.

[Sitting suspended from 6.29 pm to 7.31 pm]

Bill further considered in Committee of the whole.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

14 CRIMES AMENDMENT BILL 2026 — The Deputy President read a Message from the Assembly presenting *A Bill for an Act to amend the Crimes Act 1958 to make further provision in relation to who can commence a prosecution for an offence against section 195N(1) or 195O(1) of that Act and for other purposes* and requesting the agreement of the Council.

On the motion of Lizzie Blandthorn (for Enver Erdogan), the Bill was read a first time.

Pursuant to Standing Order 14.35, Lizzie Blandthorn declared the Bill to be an urgent bill and moved, That the Bill be treated as an urgent bill.

Question — put and agreed to.

Lizzie Blandthorn laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Lizzie Blandthorn moved, That the Bill be now read a second time.

Lizzie Blandthorn incorporated the second reading speech in Hansard.

On the motion of David Davis, the debate was adjourned until the next day of meeting.

15 BUSINESS POSTPONED — Ordered — That the consideration of order of the day, government business, No. 3, be postponed until later this day.

16 ENERGY AND OTHER LEGISLATION AMENDMENT (RESILIENCE REFORMS AND OTHER MATTERS) BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

David Davis *(DD194C)* circulated amendments proposed to be moved during Committee of the whole.

On the motion of Gaelle Broad, the debate was adjourned until the next day of meeting.

17 ADJOURNMENT — Gayle Tierney moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 9.40 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 157 — Wednesday, 4 March 2026

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General — Major Projects Performance Reporting 2025, March 2026 *(Ordered to be published)*.

Major Events Act 2009 — Major Sporting Event Order for the Formula 1 Australian Grands Prix 2026 to 2030, dated of 3 March 2026, under section 22 of the Act.

3 PRODUCTION OF DOCUMENTS — GREATER AVALON EMPLOYMENT PRECINCT — The Clerk tabled a letter from the Attorney-General, dated 2 March 2026, in response to a resolution of the Council on 18 February 2026 (on the motion of Sarah Mansfield), relating to the Greater Avalon Employment Precinct, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

4 MEMBERS' STATEMENTS — Members made statements.

5 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (FOLLOW THE MONEY) BILL 2026 — Evan Mulholland laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Evan Mulholland moved, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned for two weeks.

6 PRODUCTION OF DOCUMENTS — ISIS BRIDES — Evan Mulholland moved, That this House —

(1) notes that it has been reported that —

(a) most of the 11 so-called ISIS brides and their 23 children returning from Syria will be resettling in Victoria;

(b) the Premier, Hon. Jacinta Allan MP, has admitted that the Government has known about the group's possible return as far back as September 2025;

(2) requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council, within three weeks of the House agreeing to this resolution, in full and unredacted —

(a) all briefs and correspondence between the Premier and the Department of Premier and Cabinet relating to the resettlement of ISIS brides; and

(b) all briefs and correspondence received from the Commonwealth Government relating to the resettlement of ISIS brides.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

7 PRODUCTION OF DOCUMENTS — REVIEW OF WATER-USE POLICIES FOR LARGE INDUSTRIAL USERS — David Ettershank moved, That this House —

(1) notes that —

(a) the recent announcement of the Government's intention to ruthlessly attract more data centres to Victoria has raised concerns about the strain this will place on the State's energy system and water resources;

(b) the Government is fast-tracking planning approval for data centres with little or no sustainability or planning policies in place for them;

(c) local councils are seeing data centre companies seeking ministerial approval in order to bypass local council approval;

(d) on 17 February 2026, the Minister for Water stated that "An expert review is being undertaken by DEECA [Department of Energy, Environment and Climate Action] with VicWater, the industry peak body, to ensure existing water-use policies for large industrial users, including data centres, keep pace with this rapidly emerging sector";

(2) requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council, within 30 days of the House agreeing to this resolution, documents relating to the expert review, including —

(a) correspondence from the relevant minister to DEECA and VicWater instructing these agencies to undertake the review;

(b) the terms of reference for the review;

(c) any interim reports; and

(d) the reporting date for the final report of the review.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

8 SMALL BUSINESSES — Bev McArthur moved, That this House —

(1) notes that —

(a) small businesses across Victoria face escalating pressures including rising taxes, soaring energy costs, regulatory burden and increasing retail theft in shopping strips and town centres;

(b) the Business Council of Australia Regulation Rumble 2025 again ranks Victoria last in the nation for cost and regulatory burden, while nearly 40 per cent of surveyed regional business have experienced their worst performance in history over the last six months according to Victorian Regional Chamber Alliance's Business Health Survey Report October 2025;

(c) the Allan Labor Government has now confirmed it will spend approximately $40 million of taxpayers' money defending a class action brought by around 16,000 small businesses;

(d) the Government has reportedly paid approximately $2.8 million to a California-based economist, engaged at rates of about $US950 per hour, to argue that affected businesses should have insured themselves against pandemic losses, that compensation would create a "moral hazard", and that lockdowns were economically beneficial for many traders, a proposition widely regarded by small business owners as bizarre, insulting and dismissive of their experience;

(e) small and medium businesses are the backbone of communities across metropolitan and regional Victoria and employ the overwhelming majority of Victorians;

(2) expresses its regret that, at a time of mounting pressure on small enterprises, the Government has prioritised significant non-Victorian legal and consultancy expenditure over practical support; and

(3) calls on the Government to restore conditions in which small businesses can operate with confidence, fairness and security.

Debate ensued.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

9 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of David Davis, the answers given by Harriet Shing to questions relating to the public housing waiting list (QwN 1250) were ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Rochester outdoor pool (QwN 1245)** — substantive and supplementary questions asked by Rikkie-Lee Tyrrell — response from Gayle Tierney due Friday, 6 March 2026.
- **Victoria Police use of less-lethal weapons (QwN 1251)** — substantive and supplementary questions asked by Katherine Copsey — response from Enver Erdogan due Friday, 6 March 2026.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

10 SMALL BUSINESSES — Debate continued on the question, That this House —

(1) notes that —

(a) small businesses across Victoria face escalating pressures including rising taxes, soaring energy costs, regulatory burden and increasing retail theft in shopping strips and town centres;

(b) the Business Council of Australia Regulation Rumble 2025 again ranks Victoria last in the nation for cost and regulatory burden, while nearly 40 per cent of surveyed regional business have experienced their worst performance in history over the last six months according to Victorian Regional Chamber Alliance's Business Health Survey Report October 2025;

(c) the Allan Labor Government has now confirmed it will spend approximately $40 million of taxpayers' money defending a class action brought by around 16,000 small businesses;

(d) the Government has reportedly paid approximately $2.8 million to a California-based economist, engaged at rates of about $US950 per hour, to argue that affected businesses should have insured themselves against pandemic losses, that compensation would create a "moral hazard", and that lockdowns were economically beneficial for many traders, a proposition widely regarded by small business owners as bizarre, insulting and dismissive of their experience;

(e) small and medium businesses are the backbone of communities across metropolitan and regional Victoria and employ the overwhelming majority of Victorians;

(2) expresses its regret that, at a time of mounting pressure on small enterprises, the Government has prioritised significant non-Victorian legal and consultancy expenditure over practical support; and

(3) calls on the Government to restore conditions in which small businesses can operate with confidence, fairness and security.

Question — put.

The Council divided — The President in the Chair.

AYES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

11 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (ENDING POLITICAL CORRUPTION) BILL 2024 — Debate resumed on the question, That the Bill be now read a second time.

Katherine Copsey *(KC70C, KC75C and KC76C)* circulated amendments proposed to be moved during Committee of the whole.

On the motion of Sonja Terpstra, the debate was adjourned until the next day of meeting.

12 BUSINESS POSTPONED — Ordered — That the consideration of notice of motion, general business, No. 1304, be postponed until the next day of meeting.

13 INTEGRITY AND OVERSIGHT COMMITTEE — FUNDING OF INTEGRITY AGENCIES — David Davis moved, That this House requires the Integrity and Oversight Committee to inquire into, consider and report, as soon as practicable given the State Budget is scheduled to be delivered on 5 May 2026, on the adequacy of the annual budget for the Independent Broad-based Anti-corruption Commission, the Ombudsman and Integrity Oversight Victoria, and requires the Committee in undertaking and reporting on this inquiry to —

(1) hold public hearings with the agencies listed in this referral;

(2) provide advice on what settings are appropriate for the funding of these agencies in the 2026-27 State Budget; and

(3) provide advice on the likely consequences if the funding provided by the Government is inadequate.

Debate ensued.

Ryan Batchelor moved, as amendments —

1. Before paragraph (1), **omit** "as soon as practicable given the State Budget is scheduled to be delivered on" and **insert** in their place "by".
2. In paragraph (1), after "referral;" **insert** "and".
3. In paragraph (2), **omit** "Budget; and" and **insert** in their place "Budget.".
4. **Omit** paragraph (3).

Debate ensued.

Question — That the amendments moved by Ryan Batchelor be agreed to — put and agreed to.

Question — That the motion, amended as follows, be agreed to — That this House requires the Integrity and Oversight Committee to inquire into, consider and report, by 5 May 2026, on the adequacy of the annual budget for the Independent Broad-based Anti-corruption Commission, the Ombudsman and Integrity Oversight Victoria, and requires the Committee in undertaking and reporting on this inquiry to —

(1) hold public hearings with the agencies listed in this referral; and

(2) provide advice on what settings are appropriate for the funding of these agencies in the 2026-27 State Budget — put and agreed to.

14 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.

15 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

16 PETITIONS (QUALIFYING FOR DEBATE) — COLORECTAL AND PELVIC RECONSTRUCTION SERVICE AT THE ROYAL CHILDREN'S HOSPITAL — Bev McArthur moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

17 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1287, be postponed until later this day.

18 ENERGY AND OTHER LEGISLATION AMENDMENT (RESILIENCE REFORMS AND OTHER MATTERS) BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned until the next day of meeting.

19 ADJOURNMENT — Gayle Tierney moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.35 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 158 — Thursday, 5 March 2026

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PAPERS —

COMMITTEE REPORT — ENVIRONMENT AND PLANNING COMMITTEE — Pursuant to Standing Order 23.22, Ryan Batchelor tabled a Report on the Inquiry into climate resilience (including an Appendix, Extracts of Proceedings and Minority Reports) from the Environment and Planning Committee, a replacement for the copy tabled on Tuesday, 12 August 2025 *(Ordered to be published)*.

Ryan Batchelor moved, That the Council take note of the Report.

Question — put and agreed to.

* * * * *

PAPER PRESENTED UNDER AN ACT OF PARLIAMENT — The Clerk tabled the following paper:

Water Efficiency Labelling and Standards Act 2005 — Water Efficiency Labelling and Standards scheme — Report, 2024-25.

3 PRODUCTION OF DOCUMENTS — CORRUPTION IN THE CFMEU — The Clerk tabled a letter from the Attorney-General, dated 4 March 2026, in response to a resolution of the Council on 18 February 2026 (on the motion of David Davis), relating to corruption in the CFMEU, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

4 ENVIRONMENT AND PLANNING COMMITTEE — EXTENSION TO REPORTING DATE — INQUIRY INTO THE 2026 SUMMER FIRES ACROSS VICTORIA — Ryan Batchelor moved, by leave, That the reporting date for the Environment and Planning Committee's Inquiry into the 2026 summer fires across Victoria be extended to 28 July 2026.

Question — put and agreed to.

5 COMMITTEE MEMBERSHIP — Gayle Tierney moved, by leave, That Sheena Watt be a participating member of the Legal and Social Issues Standing Committee.

Question — put and agreed to.

6 MEMBERS' STATEMENTS — Members made statements.

7 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1322, be postponed until later this day.

8 ENERGY AND OTHER LEGISLATION AMENDMENT (RESILIENCE REFORMS AND OTHER MATTERS) BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Ingrid Stitt *(IS27C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put.

The Council divided — The President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; 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, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a second time.

The President ruled certain amendments proposed to be moved during Committee of the whole by David Davis *(DD194C)* are outside the scope of the Bill.

David Davis moved, That it be an instruction to the Committee that they have the power to consider amendments and a New Clause to amend the *Electricity Industry Act 2000* to impose on electricity retailers, by statutory licence condition, a requirement to itemise on the first electricity bill of a customer issued in a calendar year, the proportion of that customer's charges (and the amount of that proportion) referrable to amounts paid by a transmission company to VicGrid for payment into the Traditional Owners Fund, or to traditional owners or certain traditional owner entities, that the transmission company recovers through its charges.

Question — put.

The Council divided — The President in the Chair.

AYES, 24

Melina Bath; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; Tom McIntosh; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

The President ruled certain amendments proposed to be moved during Committee of the whole by Ingrid Stitt *(IS27C)* are outside the scope of the Bill.

Ingrid Stitt moved, That it be an instruction to the Committee that they have the power to consider amendments and a New Clause to amend the *Electricity Industry Act 2000* to make further provision in relation to the compulsory acquisition of easements which are, or may be, required for the purposes of erecting or laying power lines (or both) and maintaining power lines.

Question — put and agreed to.

Bill committed to a Committee of the whole.

House in Committee.

Business interrupted at 12.00 noon.

9 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Greyhound welfare (QwN 1255)** — substantive and supplementary questions asked by Georgie Purcell — response from Enver Erdogan due Tuesday, 10 March 2026.
- **1080 poison baiting program (QwN 1258)** — substantive and supplementary questions asked by Jeff Bourman — response from Gayle Tierney due Tuesday, 10 March 2026.
- **'Just in case' forensic examinations funding (QwN 1260)** — substantive and supplementary questions asked by Anasina Gray-Barberio — response from Ingrid Stitt due Friday, 6 March 2026.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

10 ENERGY AND OTHER LEGISLATION AMENDMENT (RESILIENCE REFORMS AND OTHER MATTERS) BILL 2026 — Bill further considered in Committee of the whole.

Bill reported with amendments, the Report was adopted.

Ingrid Stitt moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 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, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill with amendments and requesting their agreement.

11 CRIMES AMENDMENT BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Question — put.

The Council divided — The President in the Chair.

AYES, 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, 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.

Enver Erdogan moved, by leave, That the Bill be now read a third time and do pass.

Question — 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, 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.

12 SESSIONAL ORDER — VARIATION OF SCOPE OF ORDERS FOR THE PRODUCTION OF DOCUMENTS — Sonja Terpstra (for Lizzie Blandthorn) moved, That until the end of the Session, unless otherwise ordered by the Council, the following Sessional Order be adopted, to come into operation at the end of the sitting week:

X. Variation of scope of orders for the production of documents

After Standing Order 10.01 insert:

(1) The Secretary, Department of Premier and Cabinet, may write to the Clerk at any time up to and including the seventh day prior to the date for the return of documents and request that the scope of an order be varied.

(2) A request to vary the scope of an order for the production of documents must include reasons why the scope of the order should be varied, which may include but are not limited to —

(a) why the timeframe for the production of the documents cannot be met; and/or

(b) why the terms of the order are likely to result in the production of a large number of documents reasonably believed to be irrelevant to the intent of the order for documents.

(3) The Clerk will provide the request and any accompanying documents to the President and the member who moved the original order for documents. The Clerk will advise all members and publish notification that a request has been received.

(4) When a request under this Sessional Order is received —

(a) the original order and the date for return of documents is suspended; and

(b) if —

(i) the request is rejected, the original order stands and the documents ordered are to be produced to the House by the original due date, or if that date has passed, within a further seven calendar days, and the Clerk will advise all members and publish any correspondence received relating to the rejection;

(ii) agreement is not reached within 14 calendar days, the original order stands and the documents ordered are to be produced to the House by the original due date, or if that date has passed, within a further seven calendar days, and the Clerk will advise all members and publish notification that the request has lapsed;

(iii) an agreement is reached between the member and the Secretary, Department of Premier and Cabinet, and is certified by the President, the Clerk will advise all members and publish the terms of the agreement, the President's certification, and any correspondence received relating to the agreement.

(5) On the next sitting day, at the start of formal business, the President will report the agreement to the House and table all relevant documents.

(6) The President will then propose the question to the House "That the varied terms of the order be agreed to". This question may not be amended or debated except for the member who moved the original order and a Minister may make a statement of up to 5 minutes each.

(7) If the question is resolved in the negative, the original order remains in force.

Debate ensued.

Question — put and agreed to.

13 SITTING OF THE COUNCIL — Gayle Tierney moved, That the Council, at its rising, adjourn until Tuesday, 17 March 2026.

Question — put and agreed to.

14 EDUCATION AND TRAINING REFORM AMENDMENT (FREE TAFE GUARANTEE) BILL 2026 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Education and Training Reform Act 2006 in relation to the TAFE network, to guarantee the provision of certain courses of vocational education and training free of tuition fee, to provide for the TAFE Funding Guarantee and for other purposes* and requesting the agreement of the Council.

On the motion of Gayle Tierney, the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Gayle Tierney laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Gayle Tierney moved, That the Bill be now read a second time.

Gayle Tierney incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned for one week.

15 ELECTORAL AMENDMENT BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Electoral Act 2002 and for other purposes* and requesting the agreement of the Council.

On the motion of Gayle Tierney (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Gayle Tierney laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Gayle Tierney moved, That the Bill be now read a second time.

Gayle Tierney incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned for one week.

16 NATIONAL GAS (VICTORIA) AMENDMENT BILL 2025 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the National Gas (Victoria) Act 2008 and for other purposes* and requesting the agreement of the Council.

On the motion of Gayle Tierney (for Ingrid Stitt), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Gayle Tierney laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Gayle Tierney moved, That the Bill be now read a second time.

Gayle Tierney incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned for one week.

17 ENERGY AND OTHER LEGISLATION AMENDMENT (RESILIENCE REFORMS AND OTHER MATTERS) BILL 2026 — 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.

18 ADJOURNMENT — Gayle Tierney moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.35 pm until Tuesday, 17 March 2026.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL
Supplement to Minutes Nos. 156, 157 and 158

CHILDREN, YOUTH AND FAMILIES AMENDMENT (SUPPORTING STABLE AND STRONG FAMILIES) BILL 2025
Committed Tuesday, 3 March 2026
Amendments circulated: Anasina Gray-Barberio (AG26C) (p. 1493)

Clauses 1 to 3 — put and agreed to.

Clause 4 — Anasina Gray-Barberio moved amendment No. 1 *(AG26C)*.
Question — That the amendment be agreed to — put and negatived.

Anasina Gray-Barberio moved amendment Nos. 2 and 3 *(AG26C)*.
Question — That the amendments be agreed to — put and negatived.

Anasina Gray-Barberio moved amendment Nos. 4 and 5 *(AG26C)*.
Question — That the amendments be agreed to — put and negatived.

Clause 4 — put and agreed to.

Clauses 5 to 8 — put and agreed to.

Bill reported without amendment.

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CHILDREN, YOUTH AND FAMILIES AMENDMENT (STABILITY) BILL 2025
Committed Tuesday, 3 March 2026
Amendments circulated: Anasina Gray-Barberio (AG05C) (pp. 1493-4)

Clause 1 — Anasina Gray-Barberio moved amendment No. 1 *(AG05C)*.
Question — That the amendment be agreed to — put and negatived.

Anasina Gray-Barberio moved amendment No. 2 *(AG05C)*.
Question — That the amendment be agreed to — put and negatived.

Clause 1 — put and agreed to.

Clauses 2 to 17 — put and agreed to.

Bill reported without amendment.

ENERGY AND OTHER LEGISLATION AMENDMENT (RESILIENCE REFORMS AND OTHER MATTERS) BILL 2026

Committed Thursday, 5 March 2026

Amendments circulated: David Davis (DD194C) (pp. 1495-6) and Ingrid Stitt (IS27C) (p. 1496)

Clause 1 — Ingrid Stitt moved amendment No. 1 *(IS27C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

David Davis moved amendment No. 1 *(DD194C)*.

Question — That the amendment be agreed to — put and negatived.

David Davis moved amendment No. 2 *(DD194C)*.

Question — That the amendment be agreed to — put and negatived.

Clause 1, as amended — put and agreed to.

Clause 2 — Ingrid Stitt moved amendment No. 2 *(IS27C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 2, as amended — put and agreed to.

Clauses 3 to 12 — put and agreed to.

New Clause 12A — Ingrid Stitt moved amendment No. 3 *(IS27C)*.

Question — That New Clause 12A stand part of the Bill — put and agreed to.

Clauses 13 to 34 — put and agreed to.

Bill reported with amendments.

AMENDMENTS CIRCULATED IN RELATION TO —

1. CHILDREN, YOUTH AND FAMILIES AMENDMENT (SUPPORTING STABLE AND STRONG FAMILIES) BILL 2025

Amendments circulated by Anasina Gray-Barberio (AG26C)

1. Clause 4, page 10, lines 9 to 13, omit all words and expressions on these lines and insert—

"SSSF Group, a SSSF partner must—

(i) make all efforts to demonstrate compliance with the recognition principles; and

(ii) actively enable the right of Aboriginal children to develop and maintain a connection with their family, community, culture, Country and language;".

2. Clause 4, page 13, before line 1, insert—

"(4) For the purposes of preparing a SSSF plan, a SSSF partner who is a Minister must consult the First Peoples' Assembly and the Commissioner for Aboriginal Children and Young People, including in relation to how the First Peoples' Assembly and the Commissioner for Aboriginal Children and Young People will assess the performance of actions of the SSSF partner under the SSSF plan in relation to Aboriginal children and families.".

3. Clause 4, page 13, line 1, omit "(4)" and insert "(5)".

4. Clause 4, page 16, line 28, omit "areas)." and insert "areas); and".

5. Clause 4, page 16, after line 28 insert—

"(c) include assessments made by the First Peoples' Assembly and the Commissioner for Aboriginal Children and Young People in relation to whether the SSSF partner is meeting their responsibilities to Aboriginal children and their families through the performance of actions under the SSSF plan.".

2. CHILDREN, YOUTH AND FAMILIES AMENDMENT (STABILITY) BILL 2025

Amendments circulated by Anasina Gray-Barberio (AG05C)

1. Clause 1, lines 5 to 6, omit "and the extension of that order".

2. Clause 1, after line 6 insert—

"(ab) to enable permanent care orders to provide for contact with a child's parent more than 4 times a year if it is in the best interests of the child; and

(ac) to enable the variation of care by Secretary orders and the conditions of those orders; and".

3. Clause 8, omit this clause.

NEW CLAUSE

4. Insert the following New Clause before clause 9—

"**8A Section 276A repealed**

Section 276A of the Principal Act is **repealed**.".

5. Clause 10, lines 18 to 32 and page 4, lines 1 to 20, omit all words and expressions on these lines and insert—

'For section 287A of the **Children, Youth and Families Act 2005 substitute**—

"**287A Determining the period of a family reunification order**

The Court may determine that the period of a family reunification order is any period that the Court considers to be in the best interests of the child.".'.

6. Clause 11, omit this clause.

7. Clause 12, omit this clause.

8. Clause 14, lines 21 to 22, omit "a period of up to 12 months" and insert "any period that the Court considers to be in the best interests of the child".

NEW CLAUSES

9. Insert the following New Clauses after clause 14—

'**14A Application of Division**

After section 299(a) of the Principal Act **insert**—

"(ab) a care by Secretary order;".

14B Permanent care order

In section 321(1)(d) of the Principal Act **omit** "which may provide for contact up to 4 times a year".'.

10. Clause 15, omit this clause.

NEW CLAUSE

11. Insert the following New Clause before clause 16—

"**15A Content of disposition report**

Section 558(ca) of the Principal Act is **repealed**.".

3. ENERGY AND OTHER LEGISLATION AMENDMENT (RESILIENCE REFORMS AND OTHER MATTERS) BILL 2026

Amendments circulated by David Davis (DD194C)

1. Clause 1, page 2, lines 16 and 17, omit all words and expressions on these lines.

2. Clause 1, page 2, after line 24 insert—

"(ca) to amend the **Electricity Industry Act 2000** to impose on electricity retailers, by statutory licence condition, a requirement to itemise on the first electricity bill of a customer issued in a calendar year, the proportion of that customer's charges (and the amount of that proportion) referrable to amounts paid by a transmission company to VicGrid for payment into the Traditional Owners Fund, or to traditional owners or certain traditional owner entities, that the transmission company recovers through its charges; and".

3. Clause 16, omit this clause.

4. Clause 17, omit this clause.

5. Clause 18, omit this clause.

6. Clause 19, omit this clause.

NEW CLAUSE

7. Insert the following New Division after Division 4 of Part 6—

'**Division 5—Other amendments to the Electricity Industry Act 2000**

33A New section 40EC inserted

After section 40EB of the **Electricity Industry Act 2000 insert**—

"**40EC Certain amounts payable by customers to be itemised on customer electricity bills**

(1) Without limiting the generality of section 20(2) or (3) or 21, the conditions to which a licence to sell electricity held by a retailer is subject include a condition that the retailer must itemise on the first electricity bill of a customer issued in a calendar year, the proportion of that customer's charges (and the amount of that proportion) referrable to amounts—

(a) paid by a transmission company in the previous calendar year to—

(i) VicGrid for payment into the Traditional Owners Fund; or

(ii) traditional owners; or

(iii) a Traditional Owner group; or

(iv) Gellung Warl; and

(b) recovered by a transmission company through its charges as a pass through event or otherwise.

(2) In this section—

Gellung Warl has the same meaning as in the **Statewide Treaty Act 2025**;

pass through event has the meaning given by Chapter 10 of the National Electricity Rules for a transmission determination;

traditional owner means has the same meaning as in the **Aboriginal Heritage Act 2006**;

Traditional Owners Fund means the fund established under section 94 of the **National Electricity (Victoria) Act 2005**;

Traditional Owner group has the same meaning as in the **Statewide Treaty Act 2025**;

transmission determination has the same meaning as in the National Electricity (Victoria) Law."'.

Amendments circulated by Ingrid Stitt (IS27C)

1. Clause 1, page 2, after line 9 insert—

"(ba) to amend the **Electricity Industry Act 2000** to make further provision in relation to the compulsory acquisition of easements which are, or may be, required for the purposes of erecting or laying power lines (or both) and maintaining power lines; and".

2. Clause 2, line 20, after "5," insert "section 12A,".

NEW CLAUSE

3. Insert the following New Clause to follow clause 12—

'12A Power to acquire easements with approval of Governor in Council

(1) In section 86(1) of the **Electricity Industry Act 2000**, after "easement" **insert** "which is, or may be, required".

(2) After section 86(2) of the **Electricity Industry Act 2000 insert**—

"(2A) Nothing in section 8C(1) of the **Environment Effects Act 1978** prevents—

(a) the Governor in Council approving an acquisition of an easement under this section; or

(b) the acquisition of an easement under this section."'.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 159, 160 and 161

No. 159 — Tuesday, 17 March 2026

1 The President took the Chair at 12.02 pm, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACTS** — The President read a Message from the Governor informing the Council that she had, on 11 March 2026, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

Children, Youth and Families Amendment (Stability) Act 2026

Children, Youth and Families Amendment (Supporting Stable and Strong Families) Act 2026

Crimes Amendment Act 2026

Energy and Other Legislation Amendment (Resilience Reforms and Other Matters) Act 2026.

3 **QUESTION TIME** —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

4 **PETITIONS** —

NON-LETHAL WEAPONS FOR SECURITY GUARDS AT SHOPPING CENTRES — Moira Deeming presented a petition bearing 92 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to introduce legal and reasonable powers for security guards at shopping centres to use non-lethal weapons such as OC spray, extendable batons and handcuffs *(Ordered to be tabled).*

* * * * *

SUPPORT THE OFFICE FOR WOMEN IN SPORT AND RECREATION — Georgie Purcell presented a petition bearing 1,801 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to urgently reinstate the Office for Women in Sport and Recreation as a standalone, properly funded body, reverse cuts to gender equality and violence prevention programs, including those run by Sport and Recreation Victoria, and commit to a long-term investment in structural

change that supports the participation, leadership, and safety of women and girls in all levels of sport, particularly at grassroots and community levels *(Ordered to be tabled).*

5 PAPERS —

COMMITTEE REPORT — SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled Alert Digest No. 4 of 2026 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

Gaelle Broad 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:

Financial Management Act 1994 — 2025-26 Mid-Year Financial Report (incorporating Quarterly Financial Report No. 2), March 2026 *(Ordered to be published) (released on 6 March 2026 – a non-sitting day).*

Planning and Environment Act 1987 — Notices of approval of the —

Benalla Planning Scheme — Amendment C45.
Cardinia Planning Scheme — Amendments C271 and C285.
Casey Planning Scheme — Amendment C296.
East Gippsland Planning Scheme — Amendment C171.
Glen Eira Planning Scheme — Amendment C269.
Greater Dandenong Planning Scheme — Amendment C250.
Greater Geelong Planning Scheme — Amendment C483.
Greater Shepparton Planning Scheme — Amendment C250.
Kingston Planning Scheme — Amendment C227.
Knox Planning Scheme — Amendment C194.
Latrobe Planning Scheme — Amendment C153.
Melbourne and Yarra Planning Schemes — Amendment GC287.
Moorabool Planning Scheme — Amendment C108.
Mornington Peninsula Planning Scheme — Amendment C243.
Mount Alexander Planning Scheme — Amendment C101.
Nillumbik Planning Scheme — Amendment C143 (Part 1).
Northern Grampians Planning Scheme — Amendment C64.
Pyrenees Planning Scheme — Amendment C50.
Stonnington Planning Scheme — Amendment C339 (Part 1).
Wellington Planning Scheme — Amendment C130.
Wyndham Planning Scheme — Amendment C282.

Statutory Rules under the following Acts of Parliament —

Subordinate Legislation Act 1994 — No. 15.
Transport (Compliance and Miscellaneous) Act 1983 — No. 14.
Trustee Companies Act 1984 — No. 16.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule Nos. 14 and 15.

PROCLAMATIONS — The Clerk tabled proclamations of the Governor in Council fixing operative dates for the following Acts:

Justice Legislation Amendment (Anti-vilification and Social Cohesion) Act 2025 — Remaining provisions — 15 April 2026 *(Gazette S134, 11 March 2026).*

Transport Legislation Amendment Act 2025 — Part 4 — 16 March 2026 *(Gazette S134, 11 March 2026).*

6 BUSINESS OF THE COUNCIL — Evan Mulholland moved, by leave, That the following general business take precedence on Wednesday, 18 March 2026 —

(1) order of the day No. 2, second reading of the Equal Opportunity Amendment (Medical Treatment) Bill 2026;

(2) order of the day No. 1, listed for Wednesday, 18 March 2026, resumption of debate on the second reading of the Independent Broad-based Anti-corruption Commission Amendment (Follow the Money) Bill 2026;

(3) notice of motion given this day by Renee Heath on crime; and

(4) notice of motion No. 1336 standing in Sarah Mansfield's name on cohealth funding.

Question — put and agreed to.

7 MEMBERS' STATEMENTS — Members made statements.

8 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1322, be postponed until later this day.

9 ENTITIES LEGISLATION AMENDMENT (CONSOLIDATION AND OTHER MATTERS) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Melina Bath (for Richard Welch) *(RW19C)* and Sarah Mansfield *(SMA68C and SMA78C)* circulated amendments proposed to be moved during Committee of the whole.

On the motion of Lee Tarlamis, the debate was adjourned until later this day.

10 NATIONAL GAS (VICTORIA) AMENDMENT BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

David Davis *(DD195C)* and Sarah Mansfield *(SMA59C)* circulated amendments proposed to be moved during Committee of the whole.

[Sitting suspended from 6.28 pm to 7.32 pm]

Debate continued.

Question — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted.

Ingrid Stitt moved, That the Bill now be read a third time and do pass.

Debate ensued.

Question — put and 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.

11 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 10.04 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 160 — Wednesday, 18 March 2026

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PAPERS —

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General —

Modernising myki, March 2026 *(Ordered to be published)*.

Timely Payments Performance, March 2026 *(Ordered to be published)*.

Integrity Oversight Victoria — Report on its inspections of controlled operations records and reports for the period 1 July 2023 to 30 June 2024 *(Ordered to be published)*.

Ombudsman — Outsourcing small claims handling: How councils manage fairness and responsibility, March 2026 *(Ordered to be published)*.

Wildlife Act 1975 — Notices under section 86 of the Act —

Wildlife (Prohibition of Game Hunting) (Boat Prohibition) Notice No. 1/2026 *(Gazette S139, 13 March 2026)*.

Wildlife (Prohibition of Game Hunting) (Game Ducks) Notice No. 1/2026 *(Gazette S139, 13 March 2026)*.

Wildlife (Prohibition of Game Hunting) (Wetlands Closure) Notice No. 1/2026 *(Gazette S139, 13 March 2026)*.

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PAPER PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following paper:

Response from the Minister for Planning to petition titled Desist from high-rise high-density zone planning (Petition No. 632) (presented by Georgie Crozier on 3 February 2026) *(released on 17 March 2026).*

3 MEMBERS' STATEMENTS — Members made statements.

4 EQUAL OPPORTUNITY AMENDMENT (MEDICAL TREATMENT) BILL 2026 — David Ettershank laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

David Ettershank moved, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned for two weeks.

5 PRODUCTION OF DOCUMENTS — MONASH UNIVERSITY PRIMATES RESEARCH — Georgie Purcell moved, That this House —

(1) notes that —

(a) primates, including macaques and marmosets, are highly intelligent and socially complex animals whose use in scientific experimentation raises significant ethical concerns;

(b) Monash University operates a research facility in Victoria where primates are bred, housed and used in experiments;

(c) the keeping of exotic species such as primates is regulated under the *Catchment and Land Protection Act 1994*, which requires permits to ensure the containment of "pest" animals;

(d) concerns have been raised by animal protection organisations and members of the public about the ongoing use of primates in experimentation and the welfare of animals held in research colonies;

(e) calls have been made for primates currently held in research facilities to be retired to appropriate sanctuary environments where possible;

(2) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within four weeks of the House agreeing to this resolution, all documents in the possession, custody or control of the Victorian Government relating to primates kept for research purposes by Monash University, including —

(a) Monash University's Pest Animal Research/Education Collections Permits issued under the Victorian *Catchment and Land Protection Act 1994*;

(b) any other applications, approvals or renewals associated with those permits;

(c) any documents relating to the potential retirement, relocation or long-term housing of primates currently held in research facilities operated by Monash University; and

(d) any correspondence between the Victorian Government and Monash University regarding the keeping, containment or management of primates.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

6 PRODUCTION OF DOCUMENTS — PHARMACISTS INITIATING SUPPLY OF ORAL CONTRACEPTIVE PILL — Georgie Crozier moved, That this House —

(1) notes —

(a) the announcement by the Premier of the expansion of the Chemist Care Now program from July 2026 to allow participating pharmacists to provide the oral contraceptive pill to women without a prescription;

(b) the concerns raised by the Royal Australian College of General Practitioners, the Royal Australian and New Zealand College of Obstetricians and Gynaecologists and the Australian Medical Association that this practice undermines established clinical safety standards and is contrary to determinations from the Therapeutic Goods Administration that the pill should only be prescribed by medical practitioners; and

(2) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within three weeks of the House agreeing to this resolution, all briefings, correspondence and other documents provided to the Premier by the Department of Health and the Minister for Health, or her office, relating to the expert medical advice sought and received on the safety of pharmacists initiating supply of the oral contraceptive pill.

Debate ensued.

Question — put and agreed to.

7 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (FOLLOW THE MONEY) BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Renee Heath (for Evan Mulholland) *(EM68C)* and Sarah Mansfield *(SMA71C and SMA72C)* circulated amendments proposed to be moved during Committee of the whole.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

8 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

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:

- **Recreational duck shooting (QwN 1271)** — substantive and supplementary questions asked by Georgie Purcell — response from Gayle Tierney due Friday, 20 March 2026.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (FOLLOW THE MONEY) BILL 2026 — Debate continued on the question, That the Bill be now read a second time.

Question — put.

The Council divided — The President in the Chair.

AYES, 23

Melina Bath; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; Moira Deeming; David Ettershank; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 14

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; Tom McIntosh; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported with an amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill transmitted to the Assembly with a Message requesting their agreement.

10 BUSINESS POSTPONED — Ordered — That the consideration of notice of motion, general business, No. 1351, be postponed until later this day.

11 COHEALTH FUNDING — Sarah Mansfield moved, That this House notes that —

(1) a Federal Government review into cohealth's funding has just closed, with the report due mid-March;

(2) regardless of the outcome of the review, Victoria cannot afford to lose cohealth services in Collingwood, Fitzroy and Kensington;

(3) cohealth will have to begin wrapping up services at the end of April, if no funding is offered before then;

(4) staff and patients deserve certainty that they will be able to continue to deliver and access free, integrated healthcare at their local community health centre;

(5) community pressure resulted in an emergency $1.5 million from the Federal Government in 2025 to keep cohealth operating until 31 July 2026;

(6) no funding or support has so far been offered by the Victorian State Government, including infrastructure support to keep their services operational in Collingwood;

(7) Infrastructure Victoria has recommended that the Victorian Government increase community health funding from 0.3 to three per cent of their health infrastructure budget;

(8) community health centres play a critical role in Victoria's healthcare system and cohealth's closure and reduction in services would be disastrous and result in increased poverty, disadvantage, poor health and hospital overloading;

(9) operational funding for primary and community health funding is a shared responsibility between Federal and State Governments;

and calls on the Federal and Victorian Labor Governments to commit to long-term, sustainable funding for community health and infrastructure funding for cohealth in Collingwood.

Debate ensued.

Question — put and agreed to.

12 BUSINESS POSTPONED — Ordered — That the consideration of the remaining notices of motion and orders of the day, general business, be postponed until later this day.

13 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

14 PETITIONS (QUALIFYING FOR DEBATE) — PROHIBIT WASTE-TO-ENERGY INCINERATION — Sarah Mansfield moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

15 ADJOURNMENT — Ingrid Stitt moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.44 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 161 — Thursday, 19 March 2026

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (FOLLOW THE MONEY) BILL 2026 — The President read a Message from the Assembly informing the Council that they have rejected this Bill.

3 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Statutory Rule under the Geothermal Energy Resources Act 2005 — No. 17.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule No. 13.

4 MEMBERS' STATEMENTS — Members made statements.

5 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1367, be postponed until later this day.

6 ENTITIES LEGISLATION AMENDMENT (CONSOLIDATION AND OTHER MATTERS) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Business interrupted at 12.00 noon.

7 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of David Davis, the answers given by Harriet Shing to questions relating to the Homes Victoria Advisory Board (QwN 1281) were ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Watsonia carparks (QwN 1278)** — substantive and supplementary questions asked by Aiv Puglielli — response from Harriet Shing due Monday, 23 March 2026.
- **Kangaroo culls (QwN 1280)** — substantive and supplementary questions asked by Georgie Purcell — response from Gayle Tierney due Monday, 23 March 2026.

- **Firewood collection (QwN 1284)** — substantive and supplementary questions asked by Rikkie-Lee Tyrrell — response from Gayle Tierney due Monday, 23 March 2026.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

8 ENTITIES LEGISLATION AMENDMENT (CONSOLIDATION AND OTHER MATTERS) BILL 2025 — Bill further considered in Committee of the whole.

Bill reported with amendments, the Report was adopted.

Jaclyn Symes moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 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; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; 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.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill with amendments and requesting their agreement.

9 BUSINESS POSTPONED — Ordered — That the consideration of order of the day, government business, No. 2, be postponed until later this day.

10 JUSTICE LEGISLATION FURTHER AMENDMENT (MISCELLANEOUS) BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Enver Erdogan *(EE18C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put and agreed to.

The Acting President advised that the President ruled certain amendments proposed to be moved during Committee of the whole by David Limbrick *(DL73C)* are outside the scope of the Bill.

David Limbrick moved, That it be an instruction to the Committee that they have the power to consider amendments and a New Clause to amend the *Sex Offenders Registration Act 2004* to prohibit registrable offenders working in commercial sexual services or sexually explicit entertainment employment.

Question — put and agreed to.

Bill 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.

11 ELECTORAL AMENDMENT BILL 2025 — Debate resumed on the question, That the Bill be now read a second time.

Evan Mulholland *(EM61C)* and Sarah Mansfield *(SMA69C and SMA70C)* 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.

Business interrupted at 6.30 pm.

On the motion of Harriet Shing, the meal break scheduled for this day was suspended.

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12 REGULATORY LEGISLATION AMENDMENT (REFORM) BILL 2026 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Circular Economy (Waste Reduction and Recycling) Act 2021, the Competition Policy Reform (Victoria) Act 1995, the Conservation, Forests and Lands Act 1987, the Environment Protection Act 2017, the Gas Industry Act 2001, the Grain Handling and Storage Act 1995, the Local Government Act 2020, the Spent Convictions Act 2021, the Victorian Conservation Trust Act 1972, the Workplace Injury Rehabilitation and Compensation Act 2013 and the Accident Compensation Act 1985 in relation to minor, technical and operational matters, to make statute law revision amendments to the Labour Hire Legislation Amendment (Licensing) Act 2025 and minor amendments to the Restricting Non-disclosure Agreements (Sexual Harassment at Work) Act 2025 and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Harriet Shing laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Harriet Shing moved, That the Bill be now read a second time.

Harriet Shing incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland (for Richard Welch), the debate was adjourned for one week.

13 SAFE FOOD VICTORIA BILL 2026 — The President read a Message from the Assembly presenting *A Bill for an Act to establish Safe Food Victoria and to provide for it to perform functions in regulating the Victorian food industry, to abolish Dairy Food Safety Victoria and PrimeSafe, to amend the Dairy Act 2000 to regulate foods that have not traditionally been produced or processed for human consumption in Victoria or that are produced or processed using new technologies, to make consequential and*

related amendments to the Dairy Act 2000, the Food Act 1984, the Meat Industry Act 1993, the Seafood Safety Act 2003 and certain other Acts and for other purposes and requesting the agreement of the Council.

On the motion of Harriet Shing (for Gayle Tierney), 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 (for Melina Bath), the debate was adjourned for one week.

14 ENTITIES LEGISLATION AMENDMENT (CONSOLIDATION AND OTHER MATTERS) BILL 2025 — The President read a Message from the Assembly informing the Council that they had —

(1) agreed to amendment Nos 1 to 17, 19 to 24 and 27 to 44;

(2) refused to entertain amendment Nos 18, 25 and 26 as they seek to force an appropriation from the Consolidated Fund, a direct infringement of the privileges of the House as set out in the *Constitution Act 1975*; and

(3) made further amendments with which agreement is requested.

On the motion of Harriet Shing, the Assembly's Message was ordered to be taken into consideration forthwith.

The amendments remaining for consideration by the Council were circulated and are as follows:

AMENDMENT No. 18 (resolved by the Council on 19 March 2026)

18. Clause 123, after line 15 insert—

'(1A) After section 421(1) of the **Mental Health and Wellbeing Act 2022 insert**—

"(1A) The Deputy Mental Health and Wellbeing Commissioner—

(a) is to be appointed for the period, not exceeding 5 years, specified in the instrument of appointment; and

(b) is eligible for reappointment; and

(c) holds office on any other terms and conditions, including remuneration and any travelling or other allowances, that are determined by the Governor in Council.".'.

AMENDMENT No. 25 (resolved by the Council on 19 March 2026)

25. Clause 126, lines 16 to 18, omit all words and expressions on these lines and insert—

'(2) In section 424(2) of the **Mental Health and Wellbeing Act 2022**—

(a) for "a Mental" (where first occurring) substitute "the Mental";

(b) for "the office of a Mental Health and Wellbeing Commissioner" (where secondly occurring) **substitute** "that office".

(3) After section 424(2) of the **Mental Health and Wellbeing Act 2022 insert**—

"(2A) The Minister may appoint a person to act in the office of the Deputy Mental Health and Wellbeing Commissioner for a period of not more than 6 months during a vacancy in that office.".

(4) In section 424(3) and (5) of the **Mental Health and Wellbeing Act 2022**, after "subsection (1)" **insert** "or (1A)".

(5) In section 424(4) and (6) of the **Mental Health and Wellbeing Act 2022**, after "subsection (2)" **insert** "or (2A)".'.

AMENDMENT No. 26 (resolved by the Council on 19 March 2026)

26. Clause 127, lines 20 to 25, omit all words and expressions on these lines and insert—

'(1) In section 425(1) of the **Mental Health and Wellbeing Act 2022**, for "A Mental Health and Wellbeing Commissioner, including an acting Mental Health and Wellbeing Commissioner," **substitute** "A person specified in subsection (3)".

(2) In section 425(2) of the **Mental Health and Wellbeing Act 2022**, for "a Mental Health and Wellbeing Commissioner, including an acting Mental Health and Wellbeing Commissioner," **substitute** "a person specified in subsection (3)".

(3) After section 425(2) of the **Mental Health and Wellbeing Act 2022 insert**—

"(3) For the purposes of subsections (1) and (2), the following persons are specified—

(a) the Mental Health and Wellbeing Commissioner, including an acting Mental Health and Wellbeing Commissioner;

(b) the Deputy Mental Health and Wellbeing Commissioner, including an acting Deputy Mental Health and Wellbeing Commissioner.".'.

How dealt with by the Assembly

Not entertained and the following further amendments were made to the Bill:

1. Clause 123, after line 15 insert—

'(1A) After section 421(1) of the **Mental Health and Wellbeing Act 2022 insert**—

"(1A) The Deputy Mental Health and Wellbeing Commissioner—

(a) is to be appointed for the period, not exceeding 5 years, specified in the instrument of appointment; and

(b) is eligible for reappointment; and

(c) holds office on any other terms and conditions, including remuneration and any travelling or other allowances, that are determined by the Governor in Council.".'.

2. Clause 126, lines 16 to 18, omit all words and expressions on these lines and insert—

'(2) In section 424(2) of the **Mental Health and Wellbeing Act 2022**—

(a) for "a Mental" (where first occurring) **substitute** "the Mental";

(b) for "the office of a Mental Health and Wellbeing Commissioner" (where secondly occurring) **substitute** "that office".

(3) After section 424(2) of the **Mental Health and Wellbeing Act 2022** insert—

"(2A) The Minister may appoint a person to act in the office of the Deputy Mental Health and Wellbeing Commissioner for a period of not more than 6 months during a vacancy in that office.".

(4) In section 424(3) and (5) of the **Mental Health and Wellbeing Act 2022**, after "subsection (1)" **insert** "or (1A)".

(5) In section 424(4) and (6) of the **Mental Health and Wellbeing Act 2022**, after "subsection (2)" **insert** "or (2A)".'.

3. Clause 127, lines 20 to 25, omit all words and expressions on these lines and insert—

'(1) In section 425(1) of the **Mental Health and Wellbeing Act 2022**, for "A Mental Health and Wellbeing Commissioner, including an acting Mental Health and Wellbeing Commissioner," **substitute** "A person specified in subsection (3)".

(2) In section 425(2) of the **Mental Health and Wellbeing Act 2022**, for "a Mental Health and Wellbeing Commissioner, including an acting Mental Health and Wellbeing Commissioner," **substitute** "a person specified in subsection (3)".

(3) After section 425(2) of the **Mental Health and Wellbeing Act 2022 insert**—

"(3) For the purposes of subsections (1) and (2), the following persons are specified—

(a) the Mental Health and Wellbeing Commissioner, including an acting Mental Health and Wellbeing Commissioner;

(b) the Deputy Mental Health and Wellbeing Commissioner, including an acting Deputy Mental Health and Wellbeing Commissioner.".'.

Harriet Shing moved, That —

(1) the Council does not insist on its amendment Nos. 18, 25 and 26 to the Bill; and

(2) the further amendments made by the Assembly be agreed to.

Debate ensued.

Question — put and agreed to.

Message sent to the Assembly informing them accordingly.

15 RIGHTS OF REPLY — MOHAMED MOHIDEEN OAM JP AND DEEPAK VINAYAK OAM JP —

Pursuant to Standing Order 21.03, the President tabled Rights of Reply from —

Mohamed Mohideen OAM JP, President, Islamic Council of Victoria relating to statements made by Renee Heath on 3 February 2026 *(Ordered to be published).*

Deepak Vinayak OAM JP, relating to statements made by Evan Mulholland on 5 March 2026 *(Ordered to be published).*

16 SITTING OF THE COUNCIL — Harriet Shing moved, That the Council, at its rising, adjourn until Tuesday, 31 March 2026.

Question — put and agreed to.

17 ADJOURNMENT — Harriet Shing moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.11 pm until Tuesday, 31 March 2026.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 159, 160 and 161

NATIONAL GAS (VICTORIA) AMENDMENT BILL 2025

Committed Tuesday, 17 March 2026

Amendments circulated: David Davis (DD195C) (p. 1522) and Sarah Mansfield (SMA59C) (pp. 1522-24)

Clauses 1 and 2 — put and agreed to.

Clause 3 — Sarah Mansfield moved amendment Nos. 1 to 3 *(SMA59C)*.

Question — That the amendments 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, 29

Ryan Batchelor; Melina Bath; John Berger; Gaelle Broad; Georgie Crozier; David Davis; 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; 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 negatived.

Sarah Mansfield moved amendment Nos. 4 and 6 to 8 *(SMA59C)*.

Question — That the amendments 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, 29

Ryan Batchelor; Melina Bath; John Berger; Gaelle Broad; Georgie Crozier; David Davis; 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; 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 negatived.

David Davis moved amendment No. 1 *(DD195C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; 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; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

David Davis moved amendment Nos. 2 and 3 *(DD195C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; 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; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

David Davis moved amendment No. 4 *(DD195C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

Ryan Batchelor; John Berger; 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.

Sarah Mansfield moved amendment Nos. 9 and 10 *(SMA59C)*.

Question — That the amendments 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, 29

Ryan Batchelor; Melina Bath; John Berger; Gaelle Broad; Georgie Crozier; David Davis; 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; 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 negatived.

Clause 3 — put and agreed to.

Clauses 4 to 6 — put and agreed to.

Bill reported without amendment.

* * * * *

INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (FOLLOW THE MONEY) BILL 2026

Committed Wednesday, 18 March 2026

Amendments circulated: Sarah Mansfield (SMA71C and SMA72C) (pp. 1525-26) and Evan Mulholland (EM68C) (p. 1527)

Clauses 1 to 5 — put and agreed to.

New Clauses 5A to 5C — Sarah Mansfield moved amendment No. 1 *(SMA72C)*.

Question — That New Clauses 5A to 5C stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 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)

NOES, 29

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; 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 negatived.

New Clauses 5A and 5B — Sarah Mansfield moved amendment No. 1 *(SMA71C)*.

Question — That New Clauses 5A and 5B stand part of the Bill — put and negatived.

New Clause 5A — Evan Mulholland moved amendment No. 1 *(EM68C)*.

Question — That New Clause 5A stand part of the Bill — put and agreed to.

Clause 6 — put and agreed to.

Bill reported with an amendment.

* * * * *

ENTITIES LEGISLATION AMENDMENT (CONSOLIDATION AND OTHER MATTERS) BILL 2025

Committed Thursday, 19 March 2026

Amendments circulated: Sarah Mansfield (SMA68C and SMA78C) (pp. 1527-28), Jaclyn Symes (JS76C) (pp. 1528-36) and Richard Welch (RW19C) (pp. 1536-39)

Clause 1 — Jaclyn Symes *(JS76C)* circulated amendments proposed to be moved during Committee of the whole.

Richard Welch moved amendment No. 1 *(RW19C)*.

Question — That the amendment be agreed to — put and negatived.

Jaclyn Symes moved amendment Nos. 1 and 2 *(JS76C)*.

Question — That the amendments be agreed to — put and agreed to.

Richard Welch moved amendment No. 5 *(RW19C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 17

Melina Bath; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; Anasina Gray-Barberio; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Aiv Puglielli; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; David Limbrick; Tom McIntosh; Rachel Payne; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Richard Welch moved amendment No. 6 *(RW19C)*.

Question — That the amendment be agreed to — put and negatived.

Clause 1, as amended — put and agreed to.

Clauses 2 to 49 — put and agreed to.

New Clause 49A — Sarah Mansfield moved amendment No. 1 *(SMA78C)*.

Question — That New Clause 49A stand part of the Bill — 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, 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; 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; 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 negatived.

Clauses 50 to 100 — put and agreed to.

Clause 101 — Jaclyn Symes moved amendment No. 3 *(JS76C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 101, as amended — put and agreed to.

Clause 102 — put and agreed to.

Clause 103 — Jaclyn Symes moved amendment No. 4 *(JS76C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 103, as amended — put and agreed to.

Clauses 104 to 113 — put and agreed to.

Clause 114 — Jaclyn Symes moved amendment Nos. 5 and 6 *(JS76C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 114, as amended — put and agreed to.

Clause 115 — put and agreed to.

Clause 116 — put and negatived.

Clause 117 — Jaclyn Symes moved amendment No. 8 *(JS76C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 117, as amended — put and agreed to.

Clause 118 — Jaclyn Symes moved amendment No. 9 *(JS76C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 118, as amended — put and agreed to.

Clause 119 — Jaclyn Symes moved amendment Nos. 10 to 12 *(JS76C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 119, as amended — put and agreed to.

Clause 120 — Jaclyn Symes moved amendment No. 13 *(JS76C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 120, as amended — put and agreed to.

Clause 121 — Jaclyn Symes moved amendment No. 14 *(JS76C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 121, as amended — put and agreed to.

Clause 122 — Jaclyn Symes moved amendment Nos. 15 to 17 *(JS76C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 122, as amended — put and agreed to.

Clause 123 — Jaclyn Symes moved amendment Nos. 18 and 19 *(JS76C)*.

Question — That the amendments be agreed to — put and agreed to.
Clause 123, as amended — put and agreed to.

Clause 124 — Jaclyn Symes moved amendment No. 20 *(JS76C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 124, as amended — put and agreed to.

Clause 125 — Jaclyn Symes moved amendment Nos. 21 to 23 *(JS76C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 125, as amended — put and agreed to.

Clause 126 — Jaclyn Symes moved amendment Nos. 24 and 25 *(JS76C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 126, as amended — put and agreed to.

Clause 127 — Jaclyn Symes moved amendment No. 26 *(JS76C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 127, as amended — put and agreed to.

Clause 128 — Jaclyn Symes moved amendment No. 27 *(JS76C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 128, as amended — put and agreed to.

Clauses 129 to 131 — put and negatived.

Clause 132 — Jaclyn Symes moved amendment No. 31 *(JS76C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 132, as amended — put and agreed to.

Clause 133 — Jaclyn Symes moved amendment Nos. 32 and 33 *(JS76C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 133, as amended — put and agreed to.

Clause 134 — Jaclyn Symes moved amendment No. 34 *(JS76C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 134, as amended — put and agreed to.

Clause 135 — Jaclyn Symes moved amendment Nos. 35 and 36 *(JS76C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 135, as amended — put and agreed to.

Clause 136 — Jaclyn Symes moved amendment No. 37 *(JS76C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 136, as amended — put and agreed to.

New Clause 136A — Jaclyn Symes moved amendment No. 38 *(JS76C)*.
Question — That New Clause 136A stand part of the Bill — put and agreed to.

Clauses 137 to 139 — put and negatived.

Clause 140 — put and agreed to.

Clause 141 — Jaclyn Symes moved amendment Nos. 42 to 44 *(JS76C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 141, as amended — put and agreed to.

Clauses 142 to 162 — put and agreed to.

Schedule 1 — put and agreed to.

Bill reported with amendments.

JUSTICE LEGISLATION FURTHER AMENDMENT (MISCELLANEOUS) BILL 2025

Committed Thursday, 19 March 2026

Amendments circulated: Enver Erdogan (EE18C) (p. 1539), David Limbrick (DL73C) (pp. 1540-43) and Sarah Mansfield (SMA60C, SMA61C and SMA63C) (pp. 1543-46)

Clause 1 — Enver Erdogan moved amendment No. 1 *(EE18C)*.

Question — That the amendment be agreed to — put and agreed to.

David Limbrick moved amendment No. 1 *(DL73C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 16

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; 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, 21

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; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 1, as amended — put and agreed to.

Clauses 2 to 76 — put and agreed to.

Part heading preceding Clause 76A and Clause 76A — put and negatived.

Clause 76B — put and negatived.

Clause 77 — put and agreed to.

Bill reported with amendments.

ELECTORAL AMENDMENT BILL 2025

Committed Thursday, 19 March 2026

Amendments circulated: Sarah Mansfield (SMA69C and SMA70C) (pp. 1546-51), Evan Mulholland (EM61C) (p. 1552) and Jaclyn Symes (JS73C) (p. 1552)

Clause 1 — Jaclyn Symes *(JS73C)* circulated an amendment proposed to be moved during Committee of the whole.

Evan Mulholland moved amendment No. 1 *(EM61C)*.

Question — That the amendment be agreed to — put and negatived.

Clause 1 — put and agreed to.

Clauses 2 to 61 — put and agreed to.

New Clause 61A — Evan Mulholland moved amendment No. 4 *(EM61C)*.

Question — That New Clause 61A stand part of the Bill — put and agreed to.

Clauses 62 to 91 — put and agreed to.

Clause 92 — Jaclyn Symes moved amendment No. 1 *(JS73C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 92, as amended — put and agreed to.

Clauses 93 to 103 — put and agreed to.

New Clause 103A — Sarah Mansfield moved amendment No. 1 *(SMA69C)*.

Question — That New Clause 103A stand part of the Bill — 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, 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; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; 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 negatived.

New Clause 103B — Sarah Mansfield moved amendment No. 1 *(SMA70C)*.

Question — That New Clause 103B stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 4

Katherine Copsey; Anasina Gray-Barberio; Sarah Mansfield; Aiv Puglielli.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 33

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; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Tom McIntosh; Evan Mulholland; Rachel Payne; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; 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 negatived.

Clauses 104 to 108 — put and agreed to.

Bill reported with amendments.

AMENDMENTS CIRCULATED IN RELATION TO —

1. NATIONAL GAS (VICTORIA) AMENDMENT BILL 2025

Amendments circulated by David Davis (DD195C)

1. Clause 3, page 7, line 4, omit "may" and insert "must".

2. Clause 3, page 8, line 9, omit "provider." and insert "provider; and".

3. Clause 3, page 8, after line 9 insert—
"(e) the AER; and

(f) any customer advocacy body prescribed for the purposes of this section or, if no body is prescribed, any body that the Minister reasonably considers represents the interests of customers or a class of customer; and

(g) any gas retailer that the Minister reasonably considers has customers that are likely to be materially affected by the making of the proposed Order; and

(h) any other person or body (other than a small customer) that the Minister reasonably considers is likely to be materially affected by the making of the proposed Order.".

4. Clause 3, page 9, after line 5 insert—
"(3) Without limiting this section, the Minister's reasons published under subsection (1) or (2) must include—

(a) the potential costs to end users of the improvement or improvement services specified in the Order; and

(b) any alternatives to the improvement or improvement services specified in the Order that were considered and assessed before the making of the Order; and

(c) the potential costs to end users of any alternatives referred to in paragraph (b); and

(d) details of any advice received from AEMO and the AER under section 58E(1) before the making of the Order.".

Amendments circulated by Sarah Mansfield (SMA59C)

1. Clause 3, page 5, after line 31 insert—
"(g) require a declared transmission system service provider or prospective declared transmission service provider to submit a gas transition plan for the specified improvement to the Minister;".

2. Clause 3, page 5, line 32, omit "(g)" and insert "(h)".

3. Clause 3, page 6, after line 26 insert—
"(4) In this section—

electricity distribution company has the same meaning as ***distribution company*** has in the **Electricity Industry Act 2000**;

electricity retailer has the same meaning as ***retailer*** has in the **Electricity Industry Act 2000**;

gas transition plan, in relation to a specified improvement, means a written plan setting out—

(a) any actions proposed to be taken by a declared transmission system service provider or prospective declared transmission service provider to dismantle, decommission or remove the following—

(i) any part of a declared transmission system that is to be extended, or the capacity of which is to be expanded, in the carrying out of the specified improvement;

(ii) a pipeline or pipeline equipment that is to be improved, upgraded or connected in the carrying out of the specified improvement;

(ii) a facility for storing liquified natural gas that is to be improved or upgraded in the carrying out of the specified improvement; and

(b) details of the proposed timing of, or the circumstances required for, the carrying out of the actions described in paragraph (a); and

(c) how the specified improvement will reduce greenhouse gas emissions for the purposes of consistency with the long-term emissions reduction target; and

(d) any consultation the declared transmission system service provider or prospective declared transmission service provider proposes to take before carrying out of the actions described in paragraph (a), including but not limited to consultation with an electricity distribution company or an electricity retailer; and

(e) proposed strategies for managing economic loss resulting from any decrease in the value of any part of a declared transmission system, pipeline, pipeline equipment or facility described in paragraph (a);

long-term emissions reduction target has the same meaning as in the **Climate Action Act 2017**.".

4. Clause 3, page 7, line 3, before "In" insert "(1)".

5. Clause 3, page 7, line 4, omit "may" and insert "must".

6. Clause 3, page 7, after line 32 insert—

"(g) the long-term emissions reduction target and the interim emissions reduction targets;

(h) any reasonable alternative options for achieving the Order's objective, including but not limited to measures designed to reduce customer demand for gas;".

7. Clause 3, page 7, line 33, omit "(g)" and insert "(i)".

8. Clause 3, page 7, after line 34 insert—

"(2) In this section—

interim emissions reduction target has the same meaning as in the **Climate Action Act 2017**;

long-term emissions reduction target has the same meaning as in the **Climate Action Act 2017**.".

9. Clause 3, page 12, line 24, omit "58B.'." and insert "58B.".

10. Clause 3, page 12, after line 24 insert—

"**58K Minister may require gas network data to be provided**

(1) For the purposes of making an Order under section 58B, the Minister, by notice in writing, may require AEMO, a declared transmission system service provider or a prospective declared transmission system service provider to provide to the Minister details of the location, capacity, age or use of one or more of the following—

(a) a declared transmission system;

(b) pipeline equipment;

(b) a facility for storing liquified natural gas.

(2) A notice under subsection (1) must—

(a) specify or describe the information that AEMO, the declared transmission system service provider or prospective declared transmission system service provider must provide to the Minister; and

(b) specify the date by which the information must be provided to the Minister;

(c) specify the manner in which the information must be provided to the Minister.

(3) AEMO, the declared transmission system service provider or the prospective declared transmission system service provider must comply with the notice under subsection (1).

(4) Subject to subsection (5), the Minister, as soon as reasonably practicable after receiving information under this section, must ensure that a copy of the information is published on the Department's internet site.

(5) If the Minister considers that any information received under this section is confidential, the Minister must omit that information from the copy of the information published under subsection (4).".

2. INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (FOLLOW THE MONEY) BILL 2026

Amendments circulated by Sarah Mansfield (SMA71C)

NEW CLAUSES

1. Insert the following New Clauses to follow clause 5—

'**5A Special reports**

After section 162(6) of the **Independent Broad-based Anti-corruption Commission Act 2011 insert**—

"(6A) To avoid doubt, subsection (6)(a) does not prohibit the IBAC from including in a report under this section a finding or opinion that a specified person has committed or engaged in corrupt conduct.

(6B) However, if the IBAC includes in a report under this section a finding or opinion that a specified person has committed or engaged in corrupt conduct, the IBAC must include in the report a statement that the finding or opinion is not a finding or an opinion that a specified person is guilty of or has committed, is committing or is about to commit, any criminal offence or disciplinary offence.".

5B Matters to be included in annual report

After section 165(6) of the **Independent Broad-based Anti-corruption Commission Act 2011 substitute**—

"(6A) To avoid doubt, subsection (6)(a) does not prohibit the IBAC from including in a report under this section a finding or opinion that a specified person has committed or engaged in corrupt conduct.

(6B) However, if the IBAC includes in a report under this section a finding or opinion that a specified person has committed or engaged in corrupt conduct, the IBAC must include in the report a statement that the finding or opinion is not a finding or an opinion that a specified person is guilty of or has committed, is committing or is about to commit, any criminal offence or disciplinary offence.".'.

NEW CLAUSE

2. Insert the following New Clause before clause 6—

'**5C New section 200 inserted**

After section 199 of the **Independent Broad-based Anti-corruption Commission Act 2011 insert**—

"**200 Transitional provision—Independent Broad-based Anti-corruption Commission Amendment (Follow the Money) Act 2026**

This Act as amended by the **Independent Broad-based Anti-corruption Commission Amendment (Follow the Money) Act 2026** applies to and in respect of conduct all or part of which occurred before the commencement of this section if the corrupt conduct concerns a public officer or public body within the meaning of this Act as amended by the **Independent Broad-based Anti-corruption Commission Amendment (Follow the Money) Act 2026** had this subsection been in force at the time the conduct occurred.".'.

Amendment circulated by Sarah Mansfield (SMA72C)

NEW CLAUSES

1. Insert the following New Clauses to follow clause 5—

'**5A Definitions**

In section 3(1) of the **Independent Broad-based Anti-corruption Commission Act 2011**, the definition of ***relevant offence*** is **repealed**.

5B Corrupt conduct

(1) In section 4(1) of the **Independent Broad-based Anti-corruption Commission Act 2011**—

(a) in paragraph (e), for "or (da)—" **substitute** "or (da).";

(b) **omit** "being conduct that would constitute a relevant offence.".

(2) Section 4(1A) of the **Independent Broad-based Anti-corruption Commission Act 2011** is **repealed**.

5C Conduct occurring before the commencement of this section

At the end of section 11 of the **Independent Broad-based Anti-corruption Commission Act 2011 insert**—

"(2) This Act as amended by the **Independent Broad-based Anti-corruption Commission Amendment (Follow the Money) Act 2026** applies to and in respect of conduct all or part of which occurred before the commencement of this subsection if the conduct would have been corrupt conduct within the meaning of this Act as amended by the **Independent Broad-based Anti-corruption Commission Amendment (Follow the Money) Act 2026** had this subsection been in force at the time the conduct occurred.".'.

Amendment circulated by Evan Mulholland (EM68C)

NEW CLAUSE

1. Insert the following New Clause to follow clause 5—

'**5A New section 200 inserted**

After section 199 of the **Independent Broad-based Anti-corruption Commission Act 2011 insert**—

"**200 Transitional provision—Independent Broad-based Anti-corruption Commission Amendment (Follow the Money) Act 2026**

This Act as amended by the **Independent Broad-based Anti-corruption Commission Amendment (Follow the Money) Act 2026** applies to and in respect of conduct all or part of which occurred before the commencement of this section if the corrupt conduct concerns a public officer or public body within the meaning of this Act as amended by the **Independent Broad-based Anti-corruption Commission Amendment (Follow the Money) Act 2026** had this subsection been in force at the time the conduct occurred.".'.

3. ENTITIES LEGISLATION AMENDMENT (CONSOLIDATION AND OTHER MATTERS) BILL 2025

Amendments circulated by Sarah Mansfield (SMA68C)

1. Clause 101, lines 15 and 16, omit all words and expressions on these lines and insert—

'(2) In section 647(6)(b) of the **Mental Health and Wellbeing Act 2022**, for "2 members of the Board are persons who identify" **substitute** "one member of the Board is a person who identifies".

(3) Section 647(7) and (8) of the **Mental Health and Wellbeing Act 2022** are **repealed**.'.

2. Clause 138, lines 24 to 34 and page 112, lines 1 to 7, omit all words and expressions on these lines and insert—

'In section 526(2) of the **Mental Health and Wellbeing Act 2022**, for "may" **substitute** "must".'.

Amendment circulated by Sarah Mansfield (SMA78C)

NEW CLAUSE

1. Insert the following New Clause after clause 49—

'**49A Powers of the Commissioner**

After section 9(2) of the **Commissioner for Environmental Sustainability Act 2003 insert**—

"(3) A Reference Group established under subsection (2)(b) must include an Expert Land Use Panel for the specific purpose of providing advice to the Commissioner relating to the protection and ecologically sustainable management of the environment and natural resources of public land.

(4) The Expert Land Use Panel described in subsection (3) must consist of 5 members who collectively have experience, skills and knowledge in the following areas—

(a) environment protection and conservation;

(b) natural resource management;

(c) tourism and recreation;

(d) economics and business management;

(e) rural and regional affairs;

(f) issues relating to indigenous peoples;

(g) local government;

(h) social and community affairs;

(i) community consultation and participation.".'.

Amendments circulated by Jaclyn Symes (JS76C)

1. Clause 1, page 3, lines 23 to 28, omit all words and expressions on these lines and insert—

"(ii) to provide for the appointment of a Deputy Mental Health and Wellbeing Commissioner; and".

2. Clause 1, page 3, line 29, omit "(iv)" and insert "(iii)".

3. Clause 101, lines 15 and 16, omit all words and expressions on these lines and insert—

'(2) For section 647(6) of the **Mental Health and Wellbeing Act 2022 substitute**—

"(6) In making a recommendation to the Governor in Council, the Minister must ensure that—

(a) at least one member of the Board is a person who identifies as experiencing, or having experienced, mental illness or psychological distress; and

(b) at least one member of the Board, other than the member referred to in paragraph (a), is a person who identifies as—

(i) experiencing, or having experienced, mental illness or psychological distress; or

(ii) caring for or supporting, or having cared for or supported, a person experiencing mental illness or psychological distress; and

(c) if the Board is to consist of 7 or more members, at least one member of the Board, other than the members referred to in paragraphs (a) and (b), is a person who identifies as—

(i) experiencing, or having experienced, mental illness or psychological distress; or

(ii) caring for or supporting, or having cared for or supported, a person experiencing mental illness or psychological distress.".

(3) Section 647(7) and (8) of the **Mental Health and Wellbeing Act 2022** are **repealed**.'.

4. Clause 103, lines 26 to 28, omit all words and expressions on these lines and insert—

'"(4) The quorum for a meeting of the Centre Board is a majority of the members of the Board for the time being and—

(a) if the Board consists of 6 members or fewer, must include at least one member who identifies as—

(i) experiencing, or having experienced, mental illness or psychological distress; or

(ii) caring for or supporting, or having cared for or supported, a person experiencing mental illness or psychological distress; or

(b) if the Board consists of 7 or more members, must include at least 2 members who identify as—

(i) experiencing, or having experienced, mental illness or psychological distress; or

(ii) caring for or supporting, or having cared for or supported, a person experiencing mental illness or psychological distress.".'.

5. Clause 114, lines 30 and 31, omit all words and expressions on these lines and insert—

'"***Deputy Mental Health and Wellbeing Commissioner*** means the Deputy Mental Health and Wellbeing Commissioner appointed under section 420(1A);".'.

6. Clause 114, page 103, lines 5 to 8, omit all words and expressions on these lines and insert—

'(3) In section 3(1) of the **Mental Health and Wellbeing Act 2022**, in the definition of ***Mental Health and Wellbeing Commissioner***—

(a) for "a Mental" **substitute** "the Mental";

(b) for "section 420" **substitute** "section 420(1)".'.

7. Clause 116, omit this clause.

8. Clause 117, lines 2 and 3, omit all words and expressions on these lines and insert—

'For section 417(a) of the **Mental Health and Wellbeing Act 2022 substitute**—

"(a) the Deputy Mental Health and Wellbeing Commissioner;".'.

9. Clause 118, lines 6 to 8, omit all words and expressions on these lines and insert—

'In section 419(4) of the **Mental Health and Wellbeing Act 2022**—

(a) for "a Mental" **substitute** "the Mental";

(b) after "Commissioner" **insert** "or Deputy Mental Health and Wellbeing Commissioner".'.

10. Clause 119, line 9, omit "**Sections 419A and 419B**" and insert "**Section 419A**".

11. Clause 119, line 10, omit "Sections 419A and 419B" and insert "Section 419A".

12. Clause 119, line 11, omit "are" and insert "is".

13. Clause 120, lines 15 to 17, omit all words and expressions on these lines and insert—

'(2) In section 419C(b) of the **Mental Health and Wellbeing Act 2022**—

(a) for "a Mental" **substitute** "the Mental";

(b) after "Commissioner" **insert** "or Deputy Mental Health and Wellbeing Commissioner".'.

14. Clause 121, line 21, after "**Commissioner**" insert "**and Deputy Mental Health and Wellbeing Commissioner**".

15. Clause 122, line 25, after "**Commissioner**" insert "**and Deputy Mental Health and Wellbeing Commissioner**".

16. Clause 122, lines 28 to 31, omit all words and expressions on these lines and insert—

'"(1) On the recommendation of the Minister, the Governor in Council, by instrument, may appoint a person to be the Mental Health and Wellbeing Commissioner.

(1A) On the recommendation of the Minister, the Governor in Council, by instrument, may appoint a person to be the Deputy Mental Health and Wellbeing Commissioner.".'.

17. Clause 122, page 105, lines 1 to 11, omit all words and expressions on these lines and insert—

'(3) For section 420(2) of the **Mental Health and Wellbeing Act 2022 substitute**—

"(2) In making a recommendation to the Governor in Council under subsection (1) or (1A), the Minister must ensure that either the Mental Health and Wellbeing Commissioner or Deputy Mental Health and Wellbeing Commissioner is—

(a) a person who identifies as experiencing, or having experienced, mental illness or psychological distress; or

(b) a person who identifies as caring for or supporting, or having cared for or supported, a person experiencing mental illness or psychological distress.".

(4) In section 420(3) of the **Mental Health and Wellbeing Act 2022**—

(a) after "Council" **insert** "under subsection (1) or (1A)";

(b) for "Commissioners" **substitute** "Commissioner and Deputy Mental Health and Wellbeing Commissioner".

(5) For section 420(4) of the **Mental Health and Wellbeing Act 2022 substitute**—

"(4) To avoid doubt—

(a) the appointment of a person referred to in subsection (2)(a) or (b) as the Mental Health and Wellbeing Commissioner does not prevent another person referred to in subsection (2)(a) or (b) from being appointed as the Deputy Mental Health and Wellbeing Commissioner; and

(b) the appointment of a person referred to in subsection (2)(a) or (b) as the Deputy Mental Health and Wellbeing Commissioner does not prevent another person referred to in subsection (2)(a) or (b) from being appointed as the Mental Health and Wellbeing Commissioner.".'.

18. Clause 123, after line 15 insert—

'(1A) After section 421(1) of the **Mental Health and Wellbeing Act 2022 insert**—

"(1A) The Deputy Mental Health and Wellbeing Commissioner—

(a) is to be appointed for the period, not exceeding 5 years, specified in the instrument of appointment; and

(b) is eligible for reappointment; and

(c) holds office on any other terms and conditions, including remuneration and any travelling or other allowances, that are determined by the Governor in Council.".'.

19. Clause 123, lines 16 to 19, omit all words and expressions on these lines and insert—

'(2) For section 421(2) of the **Mental Health and Wellbeing Act substitute**—

"(2) The **Public Administration Act 2004** (other than Part 3 of that Act) applies—

(a) to the Mental Health and Wellbeing Commissioner in respect of the office of Commissioner; and

(b) to the Deputy Mental Health and Wellbeing Commissioner in respect of the office of Deputy Commissioner.".'.

20. Clause 124, lines 21 to 23, omit all words and expressions on these lines and insert—

'In section 422 of the **Mental Health and Wellbeing Act 2022**—

(a) for "A Mental Health and Wellbeing Commissioner" **substitute** "The Mental Health and Wellbeing Commissioner or Deputy Mental Health and Wellbeing Commissioner";

(b) after "the Commissioner" **insert** "or Deputy Commissioner (as the case requires)".'.

21. Clause 125, lines 25 to 27, omit all words and expressions on these lines and insert—

'(1) In section 423(1) of the **Mental Health and Wellbeing Act 2022**—

(a) for "a Mental" **substitute** "the Mental";

(b) after "Commissioner" **insert** "or Deputy Mental Health and Wellbeing Commissioner".

(1A) In section 423(2) of the **Mental Health and Wellbeing Act 2022**—

(a) for "a Mental Health and Wellbeing Commissioner" **substitute** "the Mental Health and Wellbeing Commissioner or Deputy Mental Health and Wellbeing Commissioner";

(b) for "the Mental Health and Wellbeing Commissioner" (where first occurring) **substitute** "the Commissioner or Deputy Commissioner (as the case requires)";

(c) in paragraph (e), for "the Mental Health and Wellbeing Commissioner" **substitute** "the Commissioner or Deputy Commissioner".'.

22. Clause 125, line 32, after "Commissioner" insert "or Deputy Mental Health and Wellbeing Commissioner".

23. Clause 125, page 106, lines 1 and 2, omit all words and expressions on these lines and insert—

'(b) for "the Chair's removal" (where first occurring) **substitute** "that removal";

(c) for "the Chair's removal from office" **substitute** "that removal".'.

24. Clause 126, after line 15 insert—

'(1A) After section 424(1) of the **Mental Health and Wellbeing Act 2022 insert**—

"(1A) The Governor in Council may appoint a person to act in the office of the Deputy Mental Health and Wellbeing Commissioner—

(a) during a vacancy in that office; or

(b) during any period when the Deputy Mental Health and Wellbeing Commissioner—

(i) is absent; or

(ii) for any other reason is unable to perform the duties of the office of Deputy Commissioner.".'.

25. Clause 126, lines 16 to 18, omit all words and expressions on these lines and insert—

'(2) In section 424(2) of the **Mental Health and Wellbeing Act 2022**—

(a) for "a Mental" (where first occurring) **substitute** "the Mental";

(b) for "the office of a Mental Health and Wellbeing Commissioner" (where secondly occurring) **substitute** "that office".

(3) After section 424(2) of the **Mental Health and Wellbeing Act 2022 insert**—

"(2A) The Minister may appoint a person to act in the office of the Deputy Mental Health and Wellbeing Commissioner for a period of not more than 6 months during a vacancy in that office.".

(4) In section 424(3) and (5) of the **Mental Health and Wellbeing Act 2022**, after "subsection (1)" **insert** "or (1A)".

(5) In section 424(4) and (6) of the **Mental Health and Wellbeing Act 2022**, after "subsection (2)" **insert** "or (2A)".'.

26. Clause 127, lines 20 to 25, omit all words and expressions on these lines and insert—

'(1) In section 425(1) of the **Mental Health and Wellbeing Act 2022**, for "A Mental Health and Wellbeing Commissioner, including an acting Mental Health and Wellbeing Commissioner," **substitute** "A person specified in subsection (3)".

(2) In section 425(2) of the **Mental Health and Wellbeing Act 2022**, for "a Mental Health and Wellbeing Commissioner, including an acting Mental Health and Wellbeing Commissioner," **substitute** "a person specified in subsection (3)".

(3) After section 425(2) of the **Mental Health and Wellbeing Act 2022 insert**—

"(3) For the purposes of subsections (1) and (2), the following persons are specified—

(a) the Mental Health and Wellbeing Commissioner, including an acting Mental Health and Wellbeing Commissioner;

(b) the Deputy Mental Health and Wellbeing Commissioner, including an acting Deputy Mental Health and Wellbeing Commissioner.".'.

27. Clause 128, page 107, lines 1 to 8, omit all words and expressions on these lines and insert—

'(2) In section 426(1) of the **Mental Health and Wellbeing Act 2022**, for "Commissioners are collectively" **substitute** "Commissioner is".'.

28. Clause 129, omit this clause.

29. Clause 130, omit this clause.

30. Clause 131, omit this clause.

31. Clause 132, lines 14 to 16, omit all words and expressions on these lines and insert—

'For section 500(2) of the **Mental Health and Wellbeing Act 2022 substitute**—

"(2) The following persons may administer an oath or affirmation to a person for the purposes of subsection (1)—

(a) the Mental Health and Wellbeing Commissioner;

(b) the Deputy Mental Health and Wellbeing Commissioner;

(c) a member of the staff of the Commission who is authorised to do so.".'.

32. Clause 133, lines 19 and 20, omit 'for "**a Mental**" **substitute** "**Mental**".' and insert 'after "**Commissioner**" **insert** "**, Deputy Commissioner**".'.

33. Clause 133, lines 21 to 23, omit all words and expressions on these lines and insert—

'(2) In section 508 of the **Mental Health and Wellbeing Act 2022**—

(a) for "was" **substitute** "has been";

(b) after "Commissioner" **insert** ", a Deputy Mental Health and Wellbeing Commissioner".'.

34. Clause 134, lines 26 to 28, omit all words and expressions on these lines and insert—

'(1) In section 517(2) of the **Mental Health and Wellbeing Act 2022**—

(a) for "a Mental" **substitute** "the Mental";

(b) after "Commissioner," **insert** "the Deputy Mental Health and Wellbeing Commissioner,".

(2) In section 517(3) of the **Mental Health and Wellbeing Act 2022**—

(a) for "a Mental Health and Wellbeing Commissioner," **substitute** "the Mental Health and Wellbeing Commissioner, the Deputy Mental Health and Wellbeing Commissioner,";

(b) for "the person employed or the person engaged (as the case may be)" **substitute** "Deputy Commissioner or person".

(3) In section 517(4) of the **Mental Health and Wellbeing Act 2022**—

(a) for "a Mental Health and Wellbeing Commissioner," **substitute** "the Mental Health and Wellbeing Commissioner, the Deputy Mental Health and Wellbeing Commissioner,";

(b) after "the Commissioner" **insert** ", Deputy Commissioner".'.

35. Clause 135, lines 31 to 33, omit all words and expressions on these lines and insert—

'(1) In section 518(1) of the **Mental Health and Wellbeing Act 2022**—

(a) for "A Mental" **substitute** "The Mental";

(b) after "Commissioner," **insert** "the Deputy Mental Health and Wellbeing Commissioner,".'.

36. Clause 135, page 111, lines 1 to 4, omit all words and expressions on these lines and insert—

'(2) In section 518(2) of the **Mental Health and Wellbeing Act 2022**—

(a) for "a Commissioner," **substitute** "the Mental Health and Wellbeing Commissioner, the Deputy Mental Health and Wellbeing Commissioner,";

(b) in paragraphs (a) and (g), after "Commissioner" **insert** ", Deputy Commissioner".'.

37. Clause 136, lines 6 to 12, omit all words and expressions on these lines and insert—

'(1) In section 519(1) of the **Mental Health and Wellbeing Act 2022**—

(a) for "A Mental" **substitute** "The Mental";

(b) after "Commissioner," **insert** "the Deputy Mental Health and Wellbeing Commissioner,".

(2) In section 519(2) of the **Mental Health and Wellbeing Act 2022**, for "a Commissioner," **substitute** "the Mental Health and Wellbeing Commissioner, the Deputy Mental Health and Wellbeing Commissioner,".

(3) In section 519(3) of the **Mental Health and Wellbeing Act 2022**, for "a Commissioner" **substitute** "the Mental Health and Wellbeing Commissioner or Deputy Mental Health and Wellbeing Commissioner".

(4) In section 519(4) of the **Mental Health and Wellbeing Act 2022**—

(a) for "a Commissioner," **substitute** "the Mental Health and Wellbeing Commissioner, the Deputy Mental Health and Wellbeing Commissioner,";

(b) after "the Commissioner" **insert** ", Deputy Commissioner".'.

NEW CLAUSE

38. Insert the following New Clause before clause 137—

'**136A New section 524A inserted**

After section 524 of the **Mental Health and Wellbeing Act 2022 insert**—

"**524A Requirement to disclose certain information to the Mental Health and Wellbeing Commission**

(1) The Mental Health and Wellbeing Commission, by written notice, may request from the Health Secretary information that is relevant to the performance of the Commission's functions or the exercise of the Commission's powers.

(2) On receiving a request under subsection (1), the Health Secretary must give to the Commission the information specified in the request that the Health Secretary holds.

(3) Information that is disclosed under subsection (2) must not include information that identifies an individual.".'.

39. Clause 137, omit this clause.

40. Clause 138, omit this clause.

41. Clause 139, omit this clause.

42. Clause 141, page 114, line 11, omit "section 420 as amended" and insert "section 420(1) as substituted".

43. Clause 141, page 114, line 14, omit '**2025**."' and insert "**2025**.".

44. Clause 141, page 114, after line 14 insert—

'**793 Appointment of interim Deputy Mental Health and Wellbeing Commissioner**

(1) Despite anything to the contrary in this Act, the Minister, by instrument, may appoint a person to be the Deputy Mental Health and Wellbeing Commissioner for a period beginning on or after the commencement of Division 2 of Part 8 of the **Entities Legislation Amendment (Consolidation and Other Matters) Act 2025** and ending on a day that is no later than 6 months after the commencement of that Division.

(2) Despite anything to the contrary in the instrument of appointment, a person appointed under subsection (1) goes out of office on an appointment of a person under section 420(1A) as substituted by Division 2 of Part 8 of the **Entities Legislation Amendment (Consolidation and Other Matters) Act 2025**."'.

Amendments circulated by Richard Welch (RW19C)

1. Clause 1, page 3, lines 5 to 12, omit all words and expressions on these lines.

2. Clause 1, page 3, lines 19 to 22, omit "one Commissioner, and to consequentially amend the **Public Administration Act 2004**" and insert "3 Commissioners".

3. Clause 1, page 3, lines 23 to 28, omit all words and expressions on these lines.

4. Clause 1, page 3, line 29, omit "(iv)" and insert "(ii)".

5. Clause 1, page 4, lines 1 to 5, omit all words and expressions on these lines.

6. Clause 1, page 4, lines 6 to 11, omit all words and expressions on these lines.

7. Part heading preceding clause 93, omit this heading.

8. Clause 93, omit this clause.

9. Clause 94, omit this clause.

10. Clause 95, omit this clause.

11. Clause 114, lines 27 to 31, omit all words and expressions on these lines.

12. Clause 114, line 27, omit "(1)" (where first occurring).

13. Clause 114, page 103, lines 1 to 8, omit all words and expressions on these lines.

14. Clause 114, page 103, line 1, omit "(2)" and insert "(1)".

15. Clause 114, page 103, line 5, omit "(3)" and insert "(2)".

16. Clause 114, omit this clause.

17. Clause 115, omit this clause.

18. Clause 116, omit this clause.

19. Clause 117, omit this clause.

20. Clause 118, omit this clause.

21. Clause 119, lines 9 to 11, omit all words and expressions on these lines and insert—

'**119 Meetings of the Mental Health and Wellbeing Commission**

In section 419A(3) of the **Mental Health and Wellbeing Act 2022**, for "3 Mental" **substitute** "2 Mental".'.

22. Clause 120, omit this clause.

23. Clause 121, omit this clause.

24. Clause 122, lines 22 to 31 and page 105, lines 1 to 11, omit all words and expressions on these lines and insert—

'**122 Appointment of Mental Health and Wellbeing Commissioners**

In section 420(1) of the **Mental Health and Wellbeing Act 2022**, for "4 persons" **substitute** "3 persons".'.

25. Clause 123, omit this clause.

26. Clause 124, omit this clause.

27. Clause 125, omit this clause.

28. Clause 126, omit this clause.

29. Clause 127, omit this clause.

30. Clause 128, lines 27 to 29, omit all words and expressions on these lines.

31. Clause 128, page 107, lines 1 to 8, omit all words and expressions on these lines and insert—

'For section 426(1) of the **Mental Health and Wellbeing Act 2022 substitute**—

"(1) For the purposes of this Act, the Mental Health and Wellbeing Commissioners are collectively responsible for setting the strategic direction of the Mental Health and Wellbeing Commission in accordance with a statement of expectations issued to the Commission.".'.

32. Clause 128, page 107, lines 1 to 8, omit all words and expressions on these lines and insert—

'In section 426(1) of the **Mental Health and Wellbeing Act 2022**, for "Commissioners are collectively" **substitute** "Commissioner is".'.

33. Clause 128, page 107, lines 9 to 15, omit all words and expressions on these lines.

34. Clause 128, omit this clause.

35. Clause 129, omit this clause.

36. Clause 130, omit this clause.

37. Clause 131, omit this clause.

38. Clause 132, omit this clause.

39. Clause 133, omit this clause.

40. Clause 134, omit this clause.

41. Clause 135, omit this clause.

42. Clause 136, omit this clause.

NEW CLAUSE

43. Insert the following New Clause before clause 137—

'**136A New section 524A inserted**

After section 524 of the **Mental Health and Wellbeing Act 2022 insert**—

"**524A Requirement to disclose certain information to the Mental Health and Wellbeing Commission**

(1) The Mental Health and Wellbeing Commission, by written notice, may request from the Health Secretary information that is relevant to the performance of the Commission's functions or the exercise of the Commission's powers.

(2) On receiving a request under subsection (1), the Health Secretary must give to the Commission the information specified in the request that the Health Secretary holds.

(3) Information that is disclosed under subsection (2) must not include information that identifies an individual.".'.

44. Clause 137, omit this clause.

45. Clause 138, omit this clause.

46. Clause 139, omit this clause.

47. Clause 141, lines 20 to 34 and page 114, lines 1 to 14, omit all words and expressions on these lines and insert—

'**791 Mental Health and Wellbeing Commissioners continue to hold office**

The Mental Health and Wellbeing Commissioners holding office immediately before the commencement of Division 2 of Part 8 of the **Entities Legislation Amendment (Consolidation and Other Matters) Act 2026** continue to hold office as Commissioners on and after that commencement on the same terms and conditions on which they held office as Commissioners immediately before that commencement.".'.

48. Clause 142, omit this clause.

49. Division and Subdivision headings preceding clause 143, omit these headings.

50. Clause 143, omit this clause.

51. Subdivision heading preceding clause 144, omit this heading.

52. Clause 144, omit this clause.

53. Division and Subdivision headings preceding clause 145, omit these headings.

54. Clause 145, omit this clause.

55. Clause 146, omit this clause.

56. Clause 147, omit this clause.

57. Clause 148, omit this clause.

58. Subdivision heading preceding clause 149, omit this heading.

59. Clause 149, omit this clause.

60. Clause 150, omit this clause.

AMENDMENT OF LONG TITLE

61. Long title, omit "the **Financial Management Act 1994**,".

62. Long title, omit "the **Local Government Act 1989**,".

63. Long title, omit "the **Essential Services Commission Act 2001**,".

64. Long title, omit "the **Commercial Passenger Vehicle Industry Act 2017**,".

4. JUSTICE LEGISLATION FURTHER AMENDMENT (MISCELLANEOUS) BILL 2025

Amendments circulated by Enver Erdogan (EE18C)

1. Clause 1, page 2, lines 32 to 34 and page 3, lines 1 to 8, omit all words and expressions on these lines.

2. Part heading preceding clause 76A, omit this heading.

3. Clause 76A, omit this clause.

4. Clause 76B, omit this clause.

Amendments circulated by David Limbrick (DL73C)

1. Clause 1, page 3, after line 12 insert—

"(ga) to amend the **Sex Offenders Registration Act 2004** to prohibit registrable offenders working in commercial sexual services or sexually explicit entertainment employment; and".

2. Clause 2, line 17, after "6" insert ", 7A".

3. Clause 2, line 21, after "6" insert ", 7A".

NEW CLAUSE

4. Insert the following New Part after Part 7—

'Part 7A—Amendment of the Sex Offenders Registration Act 2004

71A New Part 4B inserted

After Part 4A of the **Sex Offenders Registration Act 2004 insert**—

"Part 4B—Registrable offenders prohibited from commercial sexual services or sexually explicit entertainment employment

66ZZE Definitions

(1) In this Part—

commercial sexual services means services involving the use or display of the body of the person providing the services for the sexual arousal or sexual gratification of another for—

(a) commercial benefit; or

(b) payment; or

(c) reward (including the supply of a drug of dependence within the meaning of the **Drugs, Poisons and Controlled Substances Act 1981**)—

whether or not the commercial benefit, payment or reward accrues to, or is given to, the person providing the services or to another person;

commercial sexual services or sexually explicit entertainment employment means—

(a) provision of commercial sexual services; or

(b) performance of sexually explicit entertainment; or

(c) employment at a place at which commercial sexual services are provided or sexually explicit entertainment is performed; or

Examples

1. A brothel.

2. Premises licensed under the **Liquor Control Reform Act 1998**, the licence for which is subject to a condition relating to the provision of sexually explicit entertainment.

(d) employment providing transport or security for a person who provides commercial sexual services or who performs sexually explicit entertainment where that transport or security is in connection with provision of those services or that performance;

employment means performance of work—

(a) under a contract of employment or a contract for services (whether written or unwritten); or

(b) for gain or reward other than under a contract of employment or contract for services;

sexually explicit entertainment means live entertainment that may be performed for an audience, by a person or persons performing an act of an explicit sexual nature.

66ZZF Registrable offender excluded from commercial sexual services or sexually explicit entertainment employment

(1) A registrable offender must not—

(a) apply for; or

(b) engage in—

employment that is commercial sexual services or sexually explicit entertainment employment.

Penalty: 240 penalty units or imprisonment for 2 years.

(2) In a proceeding for an offence against subsection (1), it is a defence to the charge for the accused to prove that, at the time the offence is alleged to have been committed, the accused did not know that the employment was commercial sexual services or sexually explicit entertainment employment.

66ZZG Offence to advertise provision of commercial sexual services or performance of sexually explicit entertainment

A registrable offender must not advertise the provision of commercial sexual services or the performance of sexually explicit entertainment by that registrable offender.

Penalty: 240 penalty units or imprisonment for 2 years.

66ZZH Offence to fail to disclose charges

(1) A person engaged in commercial sexual services or sexually explicit entertainment employment (including employment under a contract for services) who is charged with a registrable offence must disclose the charge to the person's employer within 7 days after the filing of the

charge-sheet charging the offence or (in the case of a charge that is pending immediately before the commencement of this subsection) within 7 days after that commencement.

Penalty: 60 penalty units.

(2) A person who applies for employment (including employment under a contract for services) that is commercial sexual services or sexually explicit entertainment employment and against whom there is a pending charge of a registrable offence must disclose the charge to the person's prospective employer at the time of making the application.

Penalty: 60 penalty units.

(3) A person who has (whether before or after the commencement of this subsection) applied for employment (including employment under a contract for services) that is commercial sexual services or sexually explicit entertainment employment and who, while the application is still current, is charged with a registrable offence must disclose the charge to the person's prospective employer within 7 days after the filing of the charge-sheet charging the offence or (in the case of a charge that is pending immediately before the commencement of this subsection) within 7 days after that commencement.

Penalty: 60 penalty units.

66ZZI Confidentiality

(1) A person must not give to any other person, whether directly or indirectly, any information acquired by the person under section 66ZZH.

Penalty: 60 penalty units.

(2) Subsection (1) does not apply to the giving of information—

(a) to a court or tribunal in the course of legal proceedings; or

(b) pursuant to an order of a court or tribunal; or

(c) to the extent reasonably required to enable the investigation or the enforcement of a law of this State or of any other State or of a Territory or of the Commonwealth; or

(d) to an Australian legal practitioner for the purpose of obtaining legal advice or representation relating to a matter under this Act; or

(e) with the written authority of the person to whom the information relates or, if the person to whom the information relates is a child or a person with a cognitive impairment or mental illness within the meaning of Subdivision (8E) of Division 1 of Part I of the **Crimes Act 1958**, with the written authority of a person authorised to act on that person's behalf; or

(f) in good faith for the purposes of this Act; or

(g) as required or authorised by or under any other Act."'.

AMENDMENT OF LONG TITLE

5. Long Title, after "Magistrates' Court," insert "to amend the **Sex Offenders Registration Act 2004** in relation to registrable offenders working in commercial sexual services or sexually explicit entertainment employment,".

Amendments circulated by Sarah Mansfield (SMA60C)

1. Clause 1, page 3, line 15, omit "Court." and insert "Court;".

2. Clause 1, page 3, after line 15 insert—

"(ha) to amend the **Independent Broad-based Anti-corruption Commission Act 2011**—

(i) to expand the jurisdiction of the Independent Broad-based Anti-corruption Commission by amending the definition of ***corrupt conduct***; and

(ii) to provide for the investigation of conduct occurring before the commencement of this Act; and

(iii) to make consequential amendments.".

NEW CLAUSES

3. Insert the following New Part to follow Part 8—

'Part 8AAAA—Amendment of Independent Broad-based Anti-corruption Commission Act 2011

76AAAA Definitions

In section 3(1) of the **Independent Broad-based Anti-corruption Commission Act 2011**, the definition of ***relevant offence*** is repealed.

76AAAB *Corrupt conduct*

(1) In section 4(1) of the **Independent Broad-based Anti-corruption Commission Act 2011**—

(a) in paragraph (e), for "or (da)—" **substitute** "or (da).";

(b) **omit** "being conduct that would constitute a relevant offence.".

(2) Section 4(1A) of the **Independent Broad-based Anti-corruption Commission Act 2011** is **repealed**.

76AAAC Conduct occurring before the commencement of this section

At the end of section 11 of the **Independent Broad-based Anti-corruption Commission Act 2011 insert**—

"(2) This Act as amended by the **Justice Legislation Further Amendment (Miscellaneous) Act 2025** applies to and in respect of conduct all or part of which occurred before the commencement of this subsection if the

conduct would have been corrupt conduct within the meaning of this Act as amended by the **Justice Legislation Further Amendment (Miscellaneous) Act 2025** had this subsection been in force at the time the conduct occurred.".

76AAAD Determination of matter previously considered by the IBAC

At the end of section 11A of the **Independent Broad-based Anti-corruption Commission Act 2011 insert**—

"(2) The IBAC may determine to investigate any complaint or notification to the IBAC that the IBAC has before the commencement of section 76AAAD of the **Justice Legislation Further Amendment (Miscellaneous) Act 2025**—

(a) dismissed under section 58(a); or

(b) referred to a person or body (other than the Ombudsman) under section 73; or

(c) referred to the Ombudsman under section 73 and the Ombudsman has dismissed it or has determined not to investigate it.".'.

LONG TITLE

4. Long title, after "Magistrates' Court," insert "the **Independent Broad-based Anti-corruption Commission Act 2011** in relation to the jurisdiction of the Independent Broad-based Anti-corruption Commission.".

Amendments circulated by Sarah Mansfield (SMA61C)

1. Clause 1, page 3, line 15, omit "Court." and insert "Court;".

2. Clause 1, page 3, after line 15 insert—

"(hb) to amend the **Independent Broad-based Anti-corruption Commission Act 2011**—

(i) to expand the jurisdiction of the Independent Broad-based Anti-corruption Commission; and

(iii) to make other related amendments.".

NEW CLAUSES

4. Insert the following New Part to follow Part 8—

'Part 8AAA—Amendment of Independent Broad-based Anti-corruption Commission Act 2011

76AAA Definitions

In section 3(1) of the **Independent Broad-based Anti-corruption Commission Act 2011**, the definition of ***relevant offence*** is repealed.

76AAB Corrupt conduct

After section 4(1)(a) of the **Independent Broad-based Anti-corruption Commission Act 2011 insert**—

"(ab) of any person that impairs, or that could impair, public confidence in public administration; or

Examples

Examples of conduct that could impair public confidence in public administration include—

(a) collusive tendering;

(b) fraud in relation to the grant by the State of any interest, benefit, licence or permission;

(c) dishonestly obtaining or assisting in obtaining, or dishonestly benefiting from, the payment or application of public funds for private advantage or the disposition of public assets for private advantage;

(d) evading a State tax, levy or duty or otherwise fraudulently causing a loss of State revenue;

(e) fraudulently obtaining or retaining employment or appointment as a public officer.".

76AAC Offence to disclose certain information received from the IBAC

After section 184(5)(h) of the **Independent Broad-based Anti-corruption Commission Act 2011 insert**—

"(ha) disclosure with the written authorisation of the IBAC;".'.

LONG TITLE

5. Long title, after "Magistrates' Court," insert "the **Independent Broad-based Anti-corruption Commission Act 2011** in relation to the jurisdiction of the Independent Broad-based Anti-corruption Commission.".

Amendments circulated by Sarah Mansfield (SMA63C)

1. Clause 1, page 3, line 15, omit "Court." and insert "Court;".

2. Clause 1, page 3, after line 15 insert—

"(hc) to amend **the Independent Broad-based Anti-corruption Commission Act 2011** in relation to examinations generally being held in private.".

NEW CLAUSE

3. Insert the following New Part to follow Part 8—

"Part 8AA—Amendment of Independent Broad-based Anti-corruption Commission Act 2011

76AA Examinations generally to be held in private

Section 117(1)(a) of the **Independent Broad-based Anti-Corruption Commission Act 2011** is **repealed**.".

LONG TITLE

4. Long title, after "Magistrates' Court," insert "the **Independent Broad-based Anti-corruption Commission Act 2011** in relation to examinations generally being held in private.".

5. ELECTORAL AMENDMENT BILL 2025

Amendment circulated by Sarah Mansfield (SMA69C)

NEW CLAUSE

1. Insert the following New Clause to follow clause 103—

'**103A New section 217BA inserted**

After section 217B of the Principal Act **insert**—

"**217BA Political donations from property developers, building and construction industry entities, fossil fuel entities and others banned**

(1) It is unlawful for a prohibited donor to make a political donation or for a registered political party, a candidate at an election, a group, an elected member, a nominated entity, an associated entity or a third party campaigner to accept a political donation from a prohibited donor.

(2) For the purposes of this section, a ***prohibited donor*** is—

(a) a property developer; or

(b) a building and construction industry entity; or

(c) a fossil fuel industry entity; or

(d) a tobacco industry entity; or

(e) a gambling industry entity; or

(f) a supermarket entity; or

(g) an estate agent; or

(h) a banking industry entity.

(3) Each of the following is a ***property developer*** for the purposes of this section—

(a) an individual or a corporation if—

(i) the individual or corporation carries on a business mainly concerned with the residential or commercial development of land, with the ultimate purpose of the sale or lease of the land for profit; and

(ii) in the course of that business—

(A) 1 planning application has been made by or on behalf of the individual or corporation and is pending; or

(B) 3 or more planning applications made by or on behalf of the individual or corporation have been determined within the preceding 7 years;

(b) a person who is a close associate of an individual or a corporation referred to in paragraph (a).

(4) Any activity engaged in by an individual or a corporation for the dominant purpose of providing commercial premises at which the individual or corporation, or a related body corporate of the corporation, will carry on business is to be disregarded for the purpose of determining whether the individual or corporation is a property developer unless that business involves the sale or leasing of a substantial part of the premises.

(5) In this section—

approved venue has the meaning given by section 1.3(1) of the **Gambling Regulation Act 2003**;

fossil fuel entity means—

(a) an individual or a corporation that carries on a business mainly concerned with the mining, extraction or sale of a fossil fuel; or

(b) a person who is a close associate of an individual or a corporation referred to in paragraph (a);

banking industry entity means—

(a) a corporation that carries on a business as an ADI; or

(b) a person who is a close associate of a corporation referred to in paragraph (a);

building and construction industry entity means—

(a) an individual or a corporation that carries on a business in the building and construction industry (other than as a property developer); or

(b) a person who is a close associate of an individual or a corporation referred to in paragraph (a);

close associate—

(a) of a corporation means each of the following—

(i) a director or officer of the corporation or the spouse or domestic partner of such a director or officer;

(ii) a related body corporate of the corporation;

(iii) a person whose voting power in the corporation or a related body corporate of the corporation is greater than 20% or the spouse or domestic partner of such a person;

(iv) if the corporation or a related body corporate of the corporation is a stapled entity in relation to a stapled security—the other stapled entity in relation to that stapled security;

(v) if the corporation is a trustee, manager or responsible entity in relation to a trust—a person who holds more than 20% of the units in the trust (in the case of a unit trust) or is a beneficiary of the trust (in the case of a discretionary trust);

(vi) in relation to a corporation that is a property developer referred to in subsection (3)(a)—a person in a joint venture or partnership with the property developer in connection with a planning application made by or on behalf of the property developer who is likely to obtain a financial gain if development that would be or is authorised by the application is authorised or carried out;

(b) of an individual means each of the following—

(i) the spouse or domestic partner of the individual;

(ii) in relation to an individual who is a property developer referred to in subsection (3)(a)—a person in a joint venture or partnership with the property developer in connection with a planning application made by or on behalf of the property developer who is likely to obtain a financial gain if development that would be or is authorised by the application is authorised or carried out;

club has the meaning given by section 1.3(1) of the **Gambling Regulation Act 2003**;

club gaming machine entitlement has the meaning given by section 1.3(1) of the **Gambling Regulation Act 2003**;

club licence has the meaning given by section 1.3(1) of the **Gambling Regulation Act 2003**;

director has the meaning given by section 9 of the Corporations Act;

domestic partner of a person means—

(a) a person who is in a registered relationship with a person; or

Note

A ***registered relationship*** is defined in subsection (6).

(b) a person to whom the person is not married but with whom the person is living as a couple on a genuine domestic basis (irrespective of gender);

estate agent means—

(a) a licensed estate agent or an agent's representative as defined by section 4(1) of the **Estate Agents Act 1980**; or

(b) a person who holds a licence in another State or a Territory that is equivalent to an estate agent's licence under the **Estate Agents Act 1980**; or

(c) a person who is a close associate of a person referred to in paragraph (a) or (b);

fossil fuel means any of the following substances—

(a) coal;

(b) petroleum;

(c) methane gas;

(d) any other hydrocarbon-based fuel derived from material formed in the geological past from the remains of living organisms;

fossil fuel industry entity means—

(a) an individual or a corporation that carries on a business mainly concerned with the mining, extraction or sale of a fossil fuel; or

(b) a person who is a close associate of an individual or a corporation referred to in paragraph (a);

gambling industry entity means—

(a) a corporation engaged in a business undertaking that is mainly concerned with wagering, betting or other gambling (including the manufacture of gaming machines or other machines used primarily for that purpose); or

(b) a person who is a close associate of a corporation referred to in paragraph (a); or

(c) a club that holds, or on whose behalf another person holds, a club venue operator's licence or racing club licence club in respect of an approved venue to which a club gaming machine entitlement applies; or

(d) a person who, for a club referred to in paragraph (c), is—

(i) the secretary of the club; or

(ii) a member of the governing body of the club; or

(iii) the spouse or domestic partner of the secretary or member of the governing body; or

(iv) a close associate of the club; or

(e) an individual or a corporation that holds a hotel venue operator's licence; or

(f) an individual or a corporation that represents or promotes the interests of a person or persons referred to in paragraph (e), whether or not the individual or corporation also represents or promotes the interests of any other persons; or

(f) a person who is a close associate of an individual or a corporation referred to in paragraph (e) or (f);

hotel venue operator's licence means a hotel venue operator's licence issued under Division 2 of Part 4 of Chapter 3 of the **Gambling Regulation Act 2003**;

officer has the meaning given by section 9 of the Corporations Act;

planning application means an application for a planning permit or a request for the amendment of a planning scheme under the **Planning and Environment Act 1987**;

racing club licence has the meaning given by section 1.3(1) of the **Gambling Regulation Act 2003**;

related body corporate has the meaning given by section 9 of the Corporations Act;

spouse of a person means a person to whom the person is married;

stapled entity means an entity the interests in which are traded along with the interests in another entity as stapled securities and (in the case of a stapled entity that is a trust) includes any trustee, manager or responsible entity in relation to the trust;

supermarket entity means—

(a) an individual or a corporation that carries on a business under which a person sells to consumers bread, breakfast cereal, butter, eggs, flour, fresh fruit and vegetables, fresh milk, meat, rice, sugar and other packaged food or most of those groceries; or

(b) a person who is a close associate of an individual or a corporation referred to in paragraph (a);

tobacco industry entity means—

(a) a corporation engaged in a business undertaking that is mainly concerned with the manufacture or sale of tobacco products; or

(b) a person who is a close associate of a corporation referred to in paragraph (a);

voting power has the meaning given by section 610 of the Corporations Act.

(6) For the purposes of the definition of ***domestic partner*** in subsection (5)—

(a) ***registered relationship*** has the same meaning as it has in the **Relationships Act 2008**; and

(b) in determining whether persons who are not in a registered relationship are domestic partners of each other, all of the circumstances of their relationship are to be taken into account, including any one or more of the matters referred to in section 35(2) of the **Relationships Act 2008** as may be relevant in a particular case.".'.

Amendment circulated by Sarah Mansfield (SMA70C)

NEW CLAUSE

1. Insert the following New Clause before clause 104—

'**103B New section 217BB inserted**

Before section 217C of the Principal Act **insert**—

"**217BB Political donations from persons subject to adverse findings banned for 10 years**

(1) At any time during the relevant period, it is unlawful for a person who is subject to an adverse finding to make a political donation or for a registered political party, a candidate at an election, a group, an elected member, a nominated entity, an associated entity or a third party campaigner to accept a political donation from a person who is subject to an adverse finding.

(2) Subsection (1) does not apply if the adverse finding has been overturned by a court.

(3) In this section—

adverse finding, in relation to a person, means—

(a) a finding by the IBAC or a Royal Commission that the person has committed or engaged in corrupt conduct; or

(b) any other adverse finding about the person, or comment or opinion which is adverse to the person, in an annual report or special report;

annual report means an annual report of the IBAC under Part 7 of the **Financial Management Act 1994**;

corrupt conduct has the meaning given by section 4 of the **Independent Broad-based Anti-corruption Commission Act 2011**;

relevant period, in relation to a person who is subject to an adverse finding, means the period of 10 years beginning on the day on which the finding is first made public;

Royal Commission has the meaning given by section 3 of the **Inquiries Act 2014**;

special report means a report of the IBAC under section 162 of the **Independent Broad-based Anti-corruption Commission Act 2011**."'.

Amendments circulated by Evan Mulholland (EM61C)

1. Clause 1, lines 9 to 11, omit all words and expressions on these lines.

2. Clause 10, omit this clause.

3. Clause 47, omit this clause.

NEW CLAUSE

4. Insert the following New Clause to follow clause 61—

'**61A Indicative two candidate preferred distribution of preferences**

(1) In section 116 of the Principal Act, for "If the" **substitute** "Subject to subsection (2), if the".

(2) At the end of section 116 of the Principal Act **insert**—
"(2) In the case of an Assembly election—

(a) the Commission must direct the election manager to proceed with the scrutiny referred to in subsection (1) for each district; and

(b) the election manager must comply with that direction within 3 months after receiving it.".'.

Amendment circulated by Jaclyn Symes (JS73C)

1. Clause 92, page 53, lines 1 to 12, omit all words and expressions on these lines and insert—

'(d) for the definition of ***political expenditure*** **substitute**—

"***political expenditure***—

(a) means any expenditure for the dominant purpose of directing how a person should vote at an election, by promoting or opposing—

(i) the election of any candidate at the election; or

(ii) a registered political party; or

(iii) an elected member; but

(b) does not include—

(i) expenditure incurred by an associated entity or third party campaigner or any material that is published, aired or otherwise disseminated outside of the election campaigning period, unless the material refers to—

(A) a candidate or a registered political party; and

(B) how a person should vote at an election; or

(ii) expenditure for which a registered political party, elected member, group or candidate is entitled to any credit, rebate, refund, reimbursement or other kind of reduction in tax liability under any law;".'.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 162, 163 and 164

No. 162 — Tuesday, 31 March 2026

1 The President took the Chair at 12.02 pm, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACTS** — The President read Messages from the Governor informing the Council that she had, on the following dates, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

On 24 March 2026 —

National Gas (Victoria) Amendment Act 2026

On 31 March 2026 —

Entities Legislation Amendment (Consolidation and Other Matters) Act 2026.

3 **QUESTION TIME** —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — Ordered that the following answers be taken into consideration on the next day of meeting —

- On the motion of David Davis, the answers given by Jaclyn Symes to questions relating to the impacts of fuel shortages on the Victorian economy (QwN 1285).
- On the motion of Georgie Crozier, the answers given by Gayle Tierney to questions relating to Metropolitan Melbourne water restrictions (QwN 1289).

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

4 **ELECTORAL AMENDMENT BILL 2025** — The President read a Message from the Assembly informing the Council that they have agreed to the amendments made by the Council in this Bill.

5 **PETITIONS** —

RESTORE FUNDING FOR WRITERS VICTORIA — David Davis presented a petition bearing 10,989 signatures from certain citizens of Victoria requesting that the

Legislative Council call on the Government to reverse the decision to cut state funding to Writers Victoria *(Ordered to be tabled).*

The petition having received the required number of signatures, David Davis listed the petition for future debate during Petitions (qualifying for debate).

* * * * *

SAVE VICHEALTH — Sarah Mansfield presented a petition bearing 3,889 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to save VicHealth, protect its funding and independence and reverse the plan to absorb it into the Department of Health *(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).

6 PAPERS —

COMMITTEE REPORTS —

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled Alert Digest No. 5 of 2026 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

* * * * *

PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Michael Galea tabled a Report on the 2024-25 financial and performance outcomes (including Extracts of Proceedings) from the Public Accounts and Estimates Committee, and presented Transcripts of Evidence *(Transcripts of Evidence ordered to be tabled and the Report published).*

Michael Galea moved, That the Council take note of the Report.

Debate ensued.

Question — put and agreed to.

* * * * *

SELECT COMMITTEE ON THE EARLY CHILDHOOD EDUCATION AND CARE SECTOR IN VICTORIA — Pursuant to Standing Order 23.22, Anasina Gray-Barberio tabled the Select Committee's Interim Report on the Inquiry into the early childhood education and care sector in Victoria (including an Appendix) *(Ordered to be published)*.

Anasina Gray-Barberio moved, That the Council take note of the Report.

Debate ensued.

Question — put and agreed to.

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General — Results of 2024-25 Audits: Local Government, March 2026 *(Ordered to be published) (released on 30 March 2026 – a non-sitting day).*

Members of Parliament (Standards) Act 1978 — Register of Interests — Returns submitted by Members of the Legislative Council — Ordinary Returns, 1 July 2025 to 31 January 2026 *(Ordered to be published)*.

Parliamentary Budget Office — Operational Plan 2026-27: Priorities and protocols.

Planning and Environment Act 1987 — Notices of approval of the —

Banyule Planning Scheme — Amendment C172.

Glen Eira Planning Scheme — Amendment C278.
Melbourne Planning Scheme — Amendment C494.
Victoria Planning Provisions — Amendments VC300 and VC304.
Safe Drinking Water Act 2003 — Report, 2024-25.
Statutory Rules under the following Acts of Parliament —
Bail Act 1977 — No. 18.
Victorian Energy Efficiency Target Act 2007 — No. 19.
Wildlife Act 1975 — No. 20.
Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule Nos. 16 and 18.

* * * * *

PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Responses from the Minister for Health to petitions titled —
Colorectal and Pelvic Reconstruction Service at The Royal Children's Hospital (Petition No. 627) (presented by Bev McArthur on 5 February 2025) *(released on 26 March 2026).*
Train GPs to diagnose and treat ADHD (Petition No. 681) (presented by Sarah Mansfield on 3 February 2026) *(released on 19 March 2026).*
Responses from the Minister for Roads and Road Safety to petitions titled —
Pedestrian and cyclist safety on Moreland Road (Petition No. 691) (presented by Anasina Gray-Barberio on 3 March 2026) *(released on 23 March 2026).*
Retain Maryborough VicRoads services (Petition No. 744) (presented by Bev McArthur on 3 March 2026) *(released on 23 March 2026).*
Response from the Minister for Transport Infrastructure to petition titled Noise wall at Diamond Creek westbound ramp (Petition No. 670) (presented by Aiv Puglielli on 2 December 2025) *(released on 23 March 2026).*

7 BUSINESS OF THE COUNCIL — Bev McArthur moved, by leave, That the following general business take precedence on Wednesday, 1 April 2026 —

(1) notice of motion given this day by Renee Heath on crime;

(2) notice of motion given this day by David Davis on the rejection of the Independent Broad-based Anti-corruption Commission Amendment (Follow the Money) Bill 2026; and

(3) order of the day No. 1, listed for Wednesday, 1 April 2026, resumption of debate on the second reading of the Equal Opportunity Amendment (Medical Treatment) Bill 2026.

Question — put and agreed to.

8 MEMBERS' STATEMENTS — Members made statements.

9 JUSTICE LEGISLATION FURTHER AMENDMENT (MISCELLANEOUS) 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.

10 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1367, be postponed until later this day.

11 EDUCATION AND TRAINING REFORM AMENDMENT (FREE TAFE GUARANTEE) BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Richard Welch *(RW21C)* circulated an amendment 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 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.

12 REGULATORY LEGISLATION AMENDMENT (REFORM) BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Ingrid Stitt (for Jaclyn Symes) *(JS82C)* and Richard Welch *(RW24C)* 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 ADJOURNMENT — Gayle Tierney moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.37 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 163 — Wednesday, 1 April 2026

1 The President took the Chair at 9.31 am, read the Prayer and made an Acknowledgement of Country.

2 PAPERS —

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General — Supporting the Transition from Native Timber Harvesting, April 2026 *(Ordered to be published).*

Municipal Association of Victoria — Report, 2024-25.

Planning and Environment Act 1987 — Notice of approval of the Banyule, Bayside, Boroondara, Darebin, Glen Eira, Maribyrnong, Merri-bek, Monash and Stonnington Planning Schemes — Amendment GC270.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule No. 17.

* * * * *

PAPER PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following paper:

Response from the Attorney-General to petition titled Stop further changes to gun laws (petition No. 730) (presented by Rikkie-Lee Tyrrell on 3 March 2026) *(released on 31 March 2026).*

3 PRODUCTION OF DOCUMENTS —

ISIS BRIDES — The Clerk tabled a letter from the Attorney-General, dated 27 March 2026, in response to a resolution of the Council on 4 March 2026 (on the motion of Evan Mulholland), relating to ISIS brides, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

* * * * *

REVIEW OF WATER-USE POLICIES FOR LARGE INDUSTRIAL USERS — The Clerk tabled a letter from the Attorney-General, dated 27 March 2026, in response to a resolution of the Council on 4 March 2026 (on the motion of David Ettershank), relating to the review of water-use policies for large industrial users advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

4 MEMBERS' STATEMENTS — Members made statements.

5 PRODUCTION OF DOCUMENTS — BUSHFIRE MANAGEMENT — Melina Bath moved, That this House —

(1) notes that —

(a) the Allan Labor Government has refused to release Victoria's full Bushfire Risk Management Report, 2024-25;

(b) localised fuel-driven bushfire risk information for the 2025-26 season has been withheld;

(c) these actions raise significant concerns regarding the Government's transparency and Victoria's bushfire preparedness;

(d) Forest Fire Management Victoria (FFMVic) withdrew up to 290 G-Wagons and 59 Unimogs prior to the 2025-26 bushfire season, reducing rapid-response capacity;

(2) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within ten weeks of the House agreeing to this resolution, all documents held by the Department of Energy, Environment and Climate Action (DEECA), FFMVic or the responsible ministers relating to Victoria's bushfire management, including but not limited to —

(a) Victoria's complete Bushfire Risk Management Report, 2024-25;

(b) all summer bushfire outlook reports prepared by FFMVic, DEECA or ministerial offices for the current 2025-26 bushfire season;

(c) correspondence and briefings between DEECA, FFMVic and relevant ministers and their offices relating to the 2025-26 bushfire season, including fuel-driven bushfire risks at the state, regional, and district levels; and

(d) documents and briefings between DEECA, FFMVic and relevant ministers and their offices relating to the withdrawal of the G-Wagon and Unimog vehicles due to structural and safety defects, including repair timelines and operational impacts.

Debate ensued.

The President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

6 PRODUCTION OF DOCUMENTS — RENTAL CONTROLS — Aiv Puglielli moved, That this House —

(1) notes —

(a) that according to the *Homes Victoria Rental Report, September Quarter 2025*, average annual median rents for a one bedroom flat have risen 17.5 per cent in Flemington-Kensington, 21.6 per cent in Burwood-Ashburton, 23.6 per cent in Brighton, 14.6 per cent in Yarraville-Seddon, 17.6 per cent in Sebastopol-Delacombe, 29.6 per cent in North Bendigo, 32.6 per cent in Benalla, and 32.7 per cent in Portland;

(b) the report also indicates that only 9.7 per cent of rental dwellings in Metropolitan Melbourne are classified as 'affordable', including 1.1 per cent of rental dwellings in Melbourne, 0.9 per cent rental dwellings in Boroondara, and 0.0 per cent of rental dwellings in Bayside;

(c) that research from Cotality, using ABS data, found that rents in Victoria have increased at almost double the rate of wages in over the five years to September 2025;

(d) that in comparison, Cotality's research shows the ACT was the only Australian jurisdiction where wage growth kept up with rents over the five years to September 2025;

(e) that the ACT is the only Australian jurisdiction that caps rent increases; and

(2) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within three weeks of the House agreeing to this resolution, all briefings and correspondence provided to the Minister for Consumer Affairs regarding policy options to impose rental controls to cap rent increases.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

7 CRIME — Renee Heath moved, That this House —

(1) notes that according to current crime statistics, crime in Victoria is at an all-time high, in just two years, December 2023 to December 2025, with —

(a) all incidents up 23 per cent;

(b) total aggravated burglaries up 24 per cent;

(c) motor vehicle theft up 56 per cent;

(d) family violence serious assaults up 47 per cent;

(e) youth incidents up 13 per cent;

(f) unsolved crimes up 47 per cent;

(2) further notes that Labor's newfound tough-on-crime positioning is just a sham and its —

(a) machete laws are not getting knives off streets;

(b) bail laws are not keeping criminals behind bars;

(c) protest laws are not keeping violent or intimidatory demonstrations under control;

(d) so-called youth justice reforms are a pale imitation of other jurisdictions;

(e) criminal association and industrial relations laws are enabling corruption and costing taxpayers $15 billion;
(f) funding cuts mean more unfilled police shifts and more closed or reduced hours at police stations;

(3) calls on the Government to immediately —
(a) restore move-on laws and introduce a protest registration system;
(b) give police the necessary powers to protect Victorians, including introducing Jack's Law and implementing a 'Break Bail Face Jail' policy;
(c) better protect women by implementing a 'Right to Ask, Right to Know' scheme and criminalising coercive control;
(d) invest in early-intervention initiatives to divert at-risk youths from a life of crime; and
(e) properly fund Victoria Police and keep police stations open.

Debate ensued.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

8 VICTORIAN STATE BUDGET 2026-27 — The President read a Message from the Assembly informing the Council that under section 52 of the *Constitution Act 1975*, approval has been granted for Hon Jaclyn Symes MLC, Treasurer, to attend the Assembly on Tuesday 5 May 2026 to give a speech on the Annual Appropriation Bill.

9 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

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QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed ministers to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Data Centres development guidelines (QwN 1293)** — substantive and supplementary questions asked by David Ettershank — response from Jaclyn Symes due Tuesday, 7 April 2026.
- **Animal protection laws (QwN 1295)** — substantive and supplementary questions asked by Georgie Purcell — response from Jaclyn Symes due Tuesday, 7 April 2026.
- **Investment in Public and Active Transport (QwN 1299)** — substantive and supplementary questions asked by Katherine Copsey — response from Harriet Shing due Tuesday, 7 April 2026.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

10 CRIME — Debate continued on the question, That this House —

(1) notes that according to current crime statistics, crime in Victoria is at an all-time high, in just two years, December 2023 to December 2025, with —
(a) all incidents up 23 per cent;
(b) total aggravated burglaries up 24 per cent;
(c) motor vehicle theft up 56 per cent;
(d) family violence serious assaults up 47 per cent;
(e) youth incidents up 13 per cent;
(f) unsolved crimes up 47 per cent;

(2) further notes that Labor's newfound tough-on-crime positioning is just a sham and its —
  (a) machete laws are not getting knives off streets;
  (b) bail laws are not keeping criminals behind bars;
  (c) protest laws are not keeping violent or intimidatory demonstrations under control;
  (d) so-called youth justice reforms are a pale imitation of other jurisdictions;
  (e) criminal association and industrial relations laws are enabling corruption and costing taxpayers $15 billion;
  (f) funding cuts mean more unfilled police shifts and more closed or reduced hours at police stations;

(3) calls on the Government to immediately —
  (a) restore move-on laws and introduce a protest registration system;
  (b) give police the necessary powers to protect Victorians, including introducing Jack's Law and implementing a 'Break Bail Face Jail' policy;
  (c) better protect women by implementing a 'Right to Ask, Right to Know' scheme and criminalising coercive control;
  (d) invest in early-intervention initiatives to divert at-risk youths from a life of crime; and
  (e) properly fund Victoria Police and keep police stations open.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put.

The Council divided — The President in the Chair.

AYES, 15

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; 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; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

11 REJECTION OF THE INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (FOLLOW THE MONEY) BILL 2026 — David Davis moved, That this House —

(1) notes —
  (a) the Independent Broad-based Anti-corruption Commission Amendment (Follow the Money) Bill 2026 was passed by the Legislative Council on 18 March 2026;
  (b) the Bill was rejected by the Legislative Assembly on 18 March 2026 at first reading;

(c) the broad community acceptance that the Independent Broad-based Anti-corruption Commission (IBAC) powers need to be strengthened to ensure that follow the money powers are available for IBAC to fully investigate corruption involving government contracts and contractors and subsequent contracts emanating from lead contracts;

(2) requests that —

(a) the Dispute Resolution Committee meet, consider the rejection of the Independent Broad-based Anti-corruption Commission Amendment (Follow the Money) Bill 2026 and conciliate the disagreement between the Legislative Council and the Legislative Assembly and report to the Houses within 30 days; and

(b) the Clerk of the Legislative Council write to the members appointed to the Dispute Resolution Committee to convey the terms of this resolution.

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.

12 EQUAL OPPORTUNITY AMENDMENT (MEDICAL TREATMENT) BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned until the next day of meeting.

13 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

14 PETITIONS (QUALIFYING FOR DEBATE) — REJECT CHANGES TO FIREARMS LEGISLATION WITHOUT PROPER CONSULTATION — Melina Bath moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

15 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.03 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 164 — Thursday, 2 April 2026

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PETITION — INTRODUCE THE DRAFT ANIMAL CARE AND PROTECTION BILL — Georgie Purcell presented a petition bearing 10,410 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to immediately introduce the draft Animal Care and Protection Bill which seeks to replace the current *Prevention of Cruelty to Animals Act 1986 (Ordered to be tabled)*.

The petition having received the required number of signatures, Georgie Purcell listed the petition for future debate during Petitions (qualifying for debate).

3 PAPERS —

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Parliamentary Committees Act 2003 — Government response to the Public Accounts and Estimates Committee's Report on the 2025-26 Budget Estimates.

Statutory Rule under the Wrongs Act 1958 — No. 21.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule No. 19.

* * * * *

PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Response from the Minister for Community Sport to petition titled Support the Office for Women in Sport and Recreation (petition No. 668) (presented by Georgie Purcell on 17 March 2026) *(released on 1 April 2026)*.

Response from the Minister for Police to petition titled Reject changes to firearms legislation without proper consultation (petition No. 733) (presented by Melina Bath on 18 February 2026) *(released on 1 April 2026)*.

4 SITTING OF THE COUNCIL — Gayle Tierney moved, That the Council, at its rising, adjourn until Tuesday, 12 May 2026.

Question — put and agreed to.

5 MEMBERS' STATEMENTS — Members made statements.

6 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1397, be postponed until later this day.

7 REGULATORY LEGISLATION AMENDMENT (REFORM) BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Jaclyn Symes *(JS87C)* circulated an amendment proposed to be moved during Committee of the whole.

Question — put and agreed to.

Bill read a second time.

The Acting President advised that the President ruled certain amendments proposed to be moved during Committee of the whole by Jaclyn Symes *(JS82C)* are outside the scope of the Bill.

Jaclyn Symes moved, That it be an instruction to the Committee that they have the power to consider amendments and New Clauses to amend the *Fuel Emergency Act 1977* to confer a power on the Minister to direct persons to give the Minister information relating to the production, supply, distribution, sale, use or consumption of a fuel and create related offences and to increase the penalty for certain existing offences against that Act.

Question — put and agreed to.

Bill committed to a Committee of the whole.

House in Committee.

Business interrupted at 12.00 noon.

8 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

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:

- **Food relief funding (QwN 1306)** — substantive and supplementary questions asked by Jeff Bourman — response from Gayle Tierney due Wednesday, 8 April 2026.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 REGULATORY LEGISLATION AMENDMENT (REFORM) BILL 2026 — Bill further considered in Committee of the whole.

Bill reported with amendments, the Report was adopted.

Jaclyn Symes moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 34

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; 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, 1

David Limbrick.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill with amendments and requesting their agreement.

10 BUSINESS POSTPONED — Ordered — That the consideration of order of the day, government business, No. 2, be postponed until later this day.

11 STANDING ORDERS — TABLING OF STATEMENTS — Jaclyn Symes moved, That the following changes to Standing Orders take effect from next sitting week —

(1) **omit** all the words and expressions in Standing Order 14.06(1)(c) and **replace** with "will table any statements required by an Act of Parliament and the statements will be incorporated in Hansard;"; and

(2) **omit** all the words and expressions in Standing Order 14.07(1)(d) and **replace** with "will table any statements required by an Act of Parliament and the statements will be incorporated in Hansard;".

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Melina Bath; Gaelle Broad; Jeff Bourman; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; 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.

12 SAFE FOOD VICTORIA BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Melina Bath *(MB21C)* and Georgie Purcell *(GP23C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put and agreed to.

Bill read a second time.

The Acting President advised that the President ruled certain amendments proposed to be moved during Committee of the whole by Melina Bath *(MB21C)* are outside the scope of the Bill.

Melina Bath moved, That it be an instruction to the Committee that they have the power to consider an amendment and a New Clause to amend the *Food Act 1984* in relation to the use of certain terms in the advertising, packaging and labelling of certain foods.

Question — put and agreed to.

Bill committed to a Committee of the whole.

House in Committee.

Business interrupted at 6.30 pm.

On the motion of Harriet Shing, the meal break scheduled for this day was suspended.

Bill further considered in Committee of the whole.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

13 CLADDING SAFETY VICTORIA REPEAL BILL 2026 — The President read a Message from the Assembly presenting *A Bill for an Act to repeal the Cladding Safety Victoria Act 2020 and abolish Cladding Safety Victoria, to make related amendments to the*

Building Act 1993 including in relation to the building permit levy, to consequentially amend the Public Administration Act 2004 and for other purposes and requesting the agreement of the Council.

On the motion of Ingrid Stitt (for Harriet Shing), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Ingrid Stitt laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Ingrid Stitt moved, That the Bill be now read a second time.

Ingrid Stitt incorporated the second reading speech in Hansard.

On the motion of Bev McArthur, the debate was adjourned for one week.

14 BUILDING AND PLUMBING ADMINISTRATION AND ENFORCEMENT BILL 2026 — The President read a Message from the Assembly presenting *A Bill for an Act to re-enact with amendments the law relating to the regulation of the building and plumbing industries, the enforcement of building and plumbing work standards and the discipline of building practitioners, plumbers and endorsed building engineers, to impose a levy in relation to building work requiring a building permit, to make consequential amendments to other Acts and for other purposes* and requesting the agreement of the Council.

On the motion of Ingrid Stitt (for Harriet Shing), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Ingrid Stitt laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Ingrid Stitt moved, That the Bill be now read a second time.

Ingrid Stitt incorporated the second reading speech in Hansard.

On the motion of Bev McArthur, the debate was adjourned for one week.

15 REGULATORY LEGISLATION AMENDMENT (REFORM) BILL 2026 — 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 ADJOURNMENT — Ingrid Stitt moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.39 pm until Tuesday, 12 May 2026.

ROBERT McDONALD
Clerk of the Legislative Council

Published under the authority of the Legislative Council, Parliament of Victoria

COMMITTEE OF THE WHOLE COUNCIL
Supplement to Minutes Nos. 162, 163 and 164

EDUCATION AND TRAINING REFORM AMENDMENT (FREE TAFE GUARANTEE) BILL 2026

Committed Tuesday, 31 March 2026

Amendment circulated: Richard Welch (RW21C) (p. 1574)

Clauses 1 to 18 — put and agreed to.

Clause 19 — Richard Welch moved amendment No. 1 *(RW21C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; 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; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 19 — put and agreed to.

Clauses 20 to 24 — put and agreed to.

Bill reported without amendment.

* * * * *

REGULATORY LEGISLATION AMENDMENT (REFORM) BILL 2026

Committed Thursday, 2 April 2026

Amendments circulated: Jaclyn Symes (JS82C and JS87C) (pp. 1574-7) and Richard Welch (RW24C) (p. 1577)

Clause 1 — Jaclyn Symes moved amendment Nos. 1 and 2 *(JS82C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 36

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; 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, 1

David Limbrick.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clause 1, as amended — put and agreed to.

Clauses 2 to 19 — put and agreed to.

Clause 20 — Richard Welch moved amendment No. 1 *(RW24C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 12

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clauses 20 — put and agreed to.

Clauses 21 to 33 — put and agreed to.

Clause 34 — Question — That Clause 34 stand part of the Bill — put and negatived.

Clauses 35 to 58 — put and agreed to.

New Clauses 58A to 58F — Jaclyn Symes moved amendment No. 3 *(JS82C)*.

Question — That the Part heading preceding New Clauses 58A to 58F and New Clauses 58A to 58F stand part of the Bill — put and agreed to.

Clause 59 — put and agreed to.

Long title — Jaclyn Symes moved amendment No. 4 *(JS82C)*.

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.

* * * * *

SAFE FOOD VICTORIA BILL 2026

Committed Thursday, 2 April 2026

Amendments circulated: Melina Bath (MB21C) (pp. 1577-86) and Georgie Purcell (GP23C) (p. 1586)

Clause 1 — Melina Bath moved amendment No. 1 *(MB21C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 13

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; 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, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; 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; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 1 — put and agreed to.

Clauses 2 and 3 — put and agreed to.

Clause 4 — Melina Bath moved amendment Nos. 2 and 3 *(MB21C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 13

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; 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, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; 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; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 4 — put and agreed to.

Clauses 5 to 13 — put and agreed to.

Clause 14 — Melina Bath moved amendment Nos. 4 and 5 *(MB21C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 13

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; 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, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; 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; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Georgie Purcell moved amendment No. 1 *(GP23C)*.

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, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; 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 negatived.

Clause 14 — put and agreed to.

Clauses 15 to 24 — put and agreed to.

Clause 25 — Melina Bath moved amendment Nos. 6 to 8 *(MB21C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 13

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; 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, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; 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; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 25 — put and agreed to.

Clauses 26 to 34 — put and agreed to.

Clause 35 — Melina Bath moved amendment No. 9 *(MB21C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 13

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; 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; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 35 — put and agreed to.

Clause 36 — Melina Bath moved amendment Nos. 10 and 11 *(MB21C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 13

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; 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; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 36 — put and agreed to.

Clauses 37 to 43 — put and agreed to.

New Clause 43A — Melina Bath moved amendment No. 14 *(MB21C)*.

Question — That New Clause 43A stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 13

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; 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; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clauses 44 to 81 — put and agreed to.

Clause 82 — Melina Bath moved amendment No. 19 *(MB21C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 13

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; 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; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 82 — put and agreed to.

Clauses 83 to 273 — put and agreed to.

Bill reported without amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. EDUCATION AND TRAINING REFORM AMENDMENT (FREE TAFE GUARANTEE) BILL 2026

Amendment circulated by Richard Welch (RW21C)

1. Clause 19, after line 19 insert—

"(3A) The Minister must include in a report of the operations of the Department of Jobs, Skills, Industry and Regions that is prepared under section 45 of the **Financial Management Act 1994** the number of students (expressed as a percentage and in whole numbers) who, in the previous calendar year, completed each course of vocational education and training that the Minister determined under subsection (1) was to be provided free of tuition fee.".

2. REGULATORY LEGISLATION AMENDMENT (REFORM) BILL 2026

Amendments circulated by Jaclyn Symes (JS82C)

1. Clause 1, page 3, line 13, omit "amendments." and insert "amendments;".

2. Clause 1, page 3, after line 13, insert—

"(l) the **Fuel Emergency Act 1977**—

(i) to confer a power on the Minister to direct persons to give the Minister information relating to the production, supply, distribution, sale, use or consumption of a fuel and create related offences; and

(ii) to increase the penalty for certain existing offences against the Act.".

NEW CLAUSES

3. Insert the following New Part after Part 12—

'Part 12A—Amendment of Fuel Emergency Act 1977

58A Definitions

In section 2 of the **Fuel Emergency Act 1977 insert** the following definitions—

"***Commonwealth Minister*** means the Minister administering the Liquid Fuel Emergency Act 1984 of the Commonwealth;

information direction means a direction under section 2A;".

58B New sections 2A to 2D inserted

After section 2 of the **Fuel Emergency Act 1977 insert**—

"**2A Directions for the giving of information relating to the production, supply, distribution, sale, use or consumption of a fuel**

(1) The Minister, by written notice, may direct a person to give the Minister information, in the person's possession or control, relating to the production, supply, distribution, sale, use or consumption of a fuel.

(2) A notice under subsection (1) must specify—

(a) the kind of fuel (the ***specified fuel***); and

(b) the kind of information that the person must give the Minister; and

(c) the manner and form in which the person must give the Minister the information; and

(d) the date by which the person must give the information to the Minister.

(3) A notice under subsection (1) may be given during a period of emergency.

(4) In addition, a notice under subsection (1) may be given when there is no period of emergency if and only if the Minister is of the view that—

(a) there is or is likely to be a threat to the production, supply or distribution of the specified fuel; and

(b) the kind of information specified in the notice is relevant for the planning of, and preparation for, the production, supply, distribution or sale of the specified fuel to ensure a sufficient amount of the specified fuel will remain available to meet the reasonable requirements of the community.

(5) To avoid doubt, section 41A of the **Interpretation of Legislation Act 1984** applies to this section.

2B Compliance with information direction

A person who is given an information direction must comply with the direction unless the person has a lawful excuse.

Penalty: In the case of a natural person, 60 penalty units.

In the case of a body corporate, 2500 penalty units.

2C False and misleading information

A person must not, in purported compliance with an information direction, give information to the Minister that the person knows is false or misleading in a material particular.

Penalty: In the case of a natural person, 60 penalty units.

In the case of a body corporate, 2500 penalty units.

2D Confidentiality

(1) A person given confidential or commercially sensitive information under an information notice must not disclose that information.

Penalty: 120 penalty units.

(2) Subsection (1) does not apply to a disclosure of confidential or commercially sensitive information of the following kind—

(a) a disclosure made with the consent of the person who gave the confidential or commercially sensitive information; or

(b) a disclosure made for the purposes of the exercise of a power or the performance of a function under, or in connection with, this Act or the regulations; or

(c) a disclosure made to the Commonwealth Minister for the purpose of administering the Liquid Fuel Emergency Act 1984 of the Commonwealth; or

(d) a disclosure made by the Minister for the purposes of any arrangement entered into by the Minister and the Commonwealth Minister under section 15(1) of the Liquid Fuel Emergency Act 1984 of the Commonwealth; or

(e) a disclosure made in the performance of a function or exercise of a power under the Liquid Fuel Emergency Act 1984 of the Commonwealth that is delegated, under section 49 of that Act, to—

(i) the Minister; or

(ii) an officer or employee of the State; or

(iii) a person who constitutes, is a member of, or is employed by, an authority established by or under a law of Victoria; or

(f) a disclosure made to a court or tribunal in the course of legal proceedings; or

(g) a disclosure made pursuant to an order of a court or tribunal; or

(h) a disclosure of confidential or commercially sensitive information that is in the public domain at the time of the disclosure.".

58C Compliance with directions etc. of Minister

In section 5(1) of the **Fuel Emergency Act 1977**, after "direction" (where first occurring) **insert** "(other than an information direction)".

58D Application and operation of directions etc.

In section 7(1) and (2) of the **Fuel Emergency Act 1977**, after "direction" **insert** "(other than an information direction)".

58E Provision for compensation to persons complying with directions

In section 8(1) of the **Fuel Emergency Act 1977**, after "direction" (where first occurring) **insert** "(other than an information direction)".

58F Section 9 amended

(1) **Insert** the following heading to section 9 of the **Fuel Emergency Act 1977**—

"**General offence**".

(2) In section 9(1) of the **Fuel Emergency Act 1977**, after "direction" **insert** "(other than an information direction)".

(3) In section 9(2) of the **Fuel Emergency Act 1977**, for "50 penalty units" **substitute** "in the case of a natural person, 120 penalty units and in the case of a body corporate, 2500 penalty units.".'.

AMENDMENT OF LONG TITLE

4. Long title, after "**Restricting Non-disclosure Agreements (Sexual Harassment at Work) Act 2025**" insert ", the **Fuel Emergency Act 1977** to confer a power on the Minister to direct persons to give the Minister information relating to the production, supply, distribution, sale, use or consumption of a fuel and create related offences and to increase the penalty for certain existing offences against that Act".

Amendment circulated by Jaclyn Symes (JS87C)

1. Clause 34, omit this clause.

Amendments circulated by Richard Welch (RW24C)

1. Clause 20, lines 4 to 9, omit all words and expressions on these lines.

2. Clause 34, omit this clause.

3. SAFE FOOD VICTORIA BILL 2026

Amendments circulated by Melina Bath (MB21C)

1. Clause 1, page 2, after line 9 insert—

"(ca) to amend the **Food Act 1984** in relation to the use of certain terms in the advertising, packaging and labelling of certain foods; and".

2. Clause 4, line 28, before "The" insert "(1)".

3. Clause 4, page 4, after line 11 insert—

"(2) Without limiting subsection (1), it is the intention of the Parliament that Victoria's food industry is to be regulated under this Act in a way that—

(a) ensures a level of food safety that is not less than the level of food safety that was provided for by the laws under which that industry was regulated before the commencement of this Act; and

(b) supports that industry to no lesser degree than it was supported, before the commencement of this Act, under the laws referred to in paragraph (a).".

4. Clause 14, after line 11 insert—

"(1A) In appointing persons as members of the Board under subsection (1), the Minister must ensure that for each of the following industries the Board includes one person who has substantial experience in that industry and who is appointed in respect of that industry—

(a) the dairy industry;

(b) the meat and livestock industry;

(c) the seafood industry;

(d) the horticulture industry;

(e) the egg industry.

(1B) A person may not be appointed in respect of more than one industry specified in subsection (1A).

(1C) In appointing persons as members of the Board under subsection (1), the Minister must ensure that the Board includes one person who—

(a) resides in rural or regional Victoria; and

(b) has experience in food production in rural or regional Victoria.".

5. Clause 14, after line 28 insert—

"(4) A member of the Board appointed in accordance with subsection (1C) does not cease to hold office as a member by reason only of the fact that the member no longer resides in rural or regional Victoria.

(5) In this section—

rural or regional Victoria has the same meaning as it has in section 3(1) of the **Regional Development Victoria Act 2002**.".

6. Clause 25, page 15, line 10, before "appoint any person" insert "subject to subsection (2B),".

7. Clause 25, page 15, after line 14 insert—

"(2A) In establishing consultative committees under subsection (2), the Board must establish—

(a) a consultative committee in respect of the dairy industry; and

(b) a consultative committee in respect of the meat and livestock industry; and

(c) a consultative committee in respect of the seafood industry; and

(d) a consultative committee in respect of the horticulture industry; and

(e) a consultative committee in respect of the egg industry.

(2B) In appointing persons as members of a consultative committee established in accordance with subsection (2A), the Board must ensure that at least a majority of the members of that committee have substantial experience in the industry in respect of which the consultative committee is established.".

8. Clause 25, page 15, after line 16 insert—

"(3A) In referring a matter to a consultative committee under subsection (3), the Board must—

(a) if the matter relates to the dairy industry, refer the matter to the consultative committee established in accordance with subsection (2A)(a); and

(b) if the matter relates to the meat and livestock industry, refer the matter to the consultative committee established in accordance with subsection (2A)(b); and

(c) if the matter relates to the seafood industry, refer the matter to the consultative committee established in accordance with subsection (2A)(c); and

(d) if the matter relates to the horticulture industry, refer the matter to the consultative committee established in accordance with subsection (2A)(d); and

(e) if the matter relates to the egg industry, refer the matter to the consultative committee established in accordance with subsection (2A)(e).".

9. Clause 35, after line 17 insert—

"(ca) the number of inspections undertaken—

(i) during that financial year; and

(ii) under food legislation; and

(iii) by an authorised officer who is—

(A) authorised under section 20(1D) of the **Food Act 1984**; or

(B) appointed under section 43 of the **Dairy and Food Innovation Act 2000**; or

(C) a person who, under the **Meat Industry Act 1993**, is appointed as, or has the powers of an inspector; or

(D) a person who, under the **Meat Industry Act 1993**, is authorised to be an inspector by an inspection service approved under section 7 of that Act;

(cb) the number of occasions during that financial year on which an authorised officer referred to in paragraph (ca)(iii) has given a direction under food legislation to—

(i) ensure compliance with food legislation; or

(ii) address a potential danger to public health;

(cc) the food safety incidents that occurred during that financial year;

(cd) the fees collected by Safe Food Victoria during that financial year;

(ce) trends occurring during that financial year in relation to illnesses, conditions and diseases that are or may be related to food;".

10. Clause 36, line 3, before "Safe" insert "(1)".

11. Clause 36, after line 4 insert—

"(2) The General Fund is to be divided into—

(a) the Dairy and Food Innovation account; and

(b) the Food Act account; and

(c) the Meat Industry account; and

(d) the Seafood Safety account; and

(e) the general account.".

12. Clause 37, lines 6 to 13, omit all words and expressions on these lines and insert—

"(1) There must be paid into the Dairy and Food Innovation account—

(a) all fees received by Safe Food Victoria, or on its behalf, under the **Dairy and Food Innovation Act 2000**; and

(b) any money derived from any investment of the Dairy and Food Innovation account.

(2) There must be paid into the Food Act account—

(a) all fees received by Safe Food Victoria, or on its behalf, under the **Food Act 1984**; and

(b) any money derived from any investment of the Food Act account.

(3) There must be paid into the Meat Industry account—

(a) all fees received by Safe Food Victoria, or on its behalf, under the **Meat Industry Act 1993**; and

(b) any money derived from any investment of the Meat Industry account.

(4) There must be paid into the Seafood Safety account—

(a) all fees received by Safe Food Victoria, or on its behalf, under the **Seafood Safety Act 2003**; and

(b) any money derived from any investment of the Seafood Safety account.

(5) There must be paid into the general account—

(a) all other money received by Safe Food Victoria, or on its behalf, in respect of, or in connection with, the carrying out of its functions, duties or powers under this Act or any other Act; and

(b) any money derived from any investment of the general account.".

13. Clause 38, lines 15 to 30, omit all words and expressions on these lines and insert—

"(1) Safe Food Victoria may pay money out of the Dairy and Food Innovation account—

(a) to enable Safe Food Victoria to carry out its functions in administering the **Dairy and Food Innovation Act 2000**; or

(b) for the remuneration and allowances that are payable to the following persons, and for the expenses incurred by the following persons, in respect of those functions—

(i) members of the Board; and

(ii) the chief executive officer; and

(iii) Safe Food Victoria staff; or

(c) to pay the amounts (if any) payable to consultants, contractors and agents engaged by Safe Food Victoria in respect of those functions; or

(d) to discharge any liabilities that become liabilities of Safe Food Victoria under Part 6.

(2) Safe Food Victoria may pay money out of the Food Act account—

(a) to enable Safe Food Victoria to carry out its functions in administering the **Food Act 1984**; or

(b) for the remuneration and allowances that are payable to the following persons, and for the expenses incurred by the following persons, in respect of those functions—

(i) members of the Board; and

(ii) the chief executive officer; and

(iii) Safe Food Victoria staff; or

(c) to pay the amounts (if any) payable to consultants, contractors and agents engaged by Safe Food Victoria in respect of those functions.

(3) Safe Food Victoria may pay money out the Meat Industry account—

(a) to enable Safe Food Victoria to carry out its functions in administering the **Meat Industry Act 1993**; or

(b) for the remuneration and allowances that are payable to the following persons, and for the expenses incurred by the following persons, in respect of those functions—

(i) members of the Board; and

(ii) the chief executive officer; and

(iii) Safe Food Victoria staff; or

(c) to pay the amounts (if any) payable to consultants, contractors and agents engaged by Safe Food Victoria in respect of those functions; or

(d) to discharge any liabilities that become liabilities of Safe Food Victoria under Part 6.

(4) Safe Food Victoria may pay money out the Seafood Safety account—

(a) to enable Safe Food Victoria to carry out its functions in administering the **Seafood Safety Act 2003**; and

(b) for the remuneration and allowances that are payable to the following persons, and for the expenses incurred by the following persons, in respect of those functions—

(i) members of the Board; and

(ii) the chief executive officer; and

(iii) Safe Food Victoria staff; or

(c) to pay the amounts (if any) payable to consultants, contractors and agents engaged by Safe Food Victoria in respect of those functions; or

(d) to discharge any liabilities that become liabilities of Safe Food Victoria under Part 6.

(5) Safe Food Victoria may pay money out of the general account—

(a) to pay any costs or expenses incurred by Safe Food Victoria in relation to its functions, duties or powers; or

(b) for the remuneration, allowances and expenses of—

(i) members of the Board; and

(ii) the chief executive officer; and

(iii) Safe Food Victoria staff; or

(c) to pay the amounts (if any) payable to consultants, contractors and agents engaged by Safe Food Victoria; or

(d) for any other prescribed purpose.".

NEW CLAUSE

14. Insert the following New Clause before clause 44—

"**43A Review of Act**

(1) For each of the first 3 years in which this Act is in operation, the Minister must cause—

(a) an independent review to be conducted of the operation and effectiveness, during that year, of this Act and the amendments made by this Act; and

(b) a report of that review to be prepared.

(2) A review—

(a) is to be commenced as soon as practicable after the conclusion of the year to which the review relates; and

(b) must examine—

(i) the effectiveness of the regulatory scheme provided for by this Act; and

(ii) the costs imposed on industry under that scheme; and

(iii) the impact of that scheme on food safety; and

(iv) the impact of that scheme relating to accreditations issued for the export of food produced in Victoria; and

(c) is to be completed no later than 3 months after it commences.

(4) The report of a review is to be given to the Minister as soon as practicable after it is completed.

(5) The Minister must cause a copy of the report of a review to be laid before each House of the Parliament no later than 14 sitting days after receiving it.".

15. Clause 54, line 6, omit "General Fund." and insert "Dairy and Food Innovation account.".

16. Clause 62, line 13, before "On" insert "(1)".

17. Clause 62, line 16, omit "General Fund." and insert "Meat Industry account.".

18. Clause 62, after line 16 insert—

"(2) The Safe Food Victoria CEO must determine without delay how much of the money transferred under subsection (1) was collected under, or was held for the purposes of, the **Seafood Safety Act 2003** before the commencement day.

(3) The Safe Food Victoria CEO must transfer without delay the amount of money determined under subsection (2) from the Meat Industry account to the Seafood Safety account.".

19. Clause 82, lines 28 to 30, omit all words and expressions on these lines and insert—

'"***declared food*** means—

(a) any food or class of food that—

(i) is permitted for sale under Part 1.5 of the Food Standards Code; and

(ii) is not meat regulated under the **Meat Industry Act 1993**; and

(iii) is not seafood regulated under the **Seafood Safety Act 2003**; and

(iv) is prescribed by the regulations; or

Note

Special provisions apply to the making of regulations for the purposes of this paragraph—see section 61(1A).

(b) meat that is cell-cultured food (within the meaning of Standard 1.1.2 of the Food Standards Code);'.

20. Clause 85, omit this clause.

NEW CLAUSES

21. Insert the following New Clauses to follow clause 110—

'**110A Regulations**

After section 61(1) of the **Dairy Act 2000 insert**—

"(1A) The Minister may recommend the making of regulations for prescribing food or a class of food for the purposes of paragraph (a)(iv) of the definition of ***declared food*** in section 3 only if the Minister is satisfied that the food or class of food—

(a) has not traditionally been produced or processed for human consumption in Victoria; or

(b) is to be produced or processed using new technologies.".

110B New section 62 inserted

After section 61 of the **Dairy Act 2000 insert**—

"**62 Disallowance of certain regulations**

(1) Regulations for or with respect to prescribing food or a class of food for the purposes of paragraph (a)(iv) of the definition of ***declared food*** in section 3 are subject to disallowance by a House of Parliament.

(2) If a regulation is disallowed by a House of Parliament under subsection (1), no regulation which is the same in substance as the disallowed

regulation may be made within 6 months after the date of the disallowance, unless—

(a) if the regulation was disallowed by one House of Parliament, that House approves the making of a regulation the same in substance as the disallowed regulation; or

(b) if the regulation was disallowed by both Houses of Parliament, each House approves the making of a regulation the same in substance as the disallowed regulation.

(3) Any regulation made in contravention of subsection (2) is void and of no effect.".'.

NEW CLAUSE

22. Insert the following new Subdivision after Subdivision 2 of Division 2 of Part 7—

'Subdivision 2A—Restrictions related to use of certain dairy and meat terminology

171A False descriptions of food

After section 17A(2) of the **Food Act 1984 insert**—

"(3) Without limiting subsection (1), food is falsely described for the purposes of sections 13(1), 13(2) and 13(3) if—

(a) a protected dairy term is used in the advertising, packaging or labelling of the food and—

(i) the food is neither milk nor directly derived from milk; and

(ii) the advertisement, packaging or labelling does not—

(A) include the description "plant-based beverage" or "dairy alternative beverage" in at least the same font size as the font size of the protected dairy term; and

(B) comply with any other requirement prescribed by the regulations; or

(c) a protected meat term is used in the advertising, packaging or labelling of the food and—

(i) the food is not, and does not contain, meat from a consumable animal or cell-cultivated meat; and

(ii) the advertisement, packaging or labelling does not—

(A) include the description "plant-based imitation product" in at least the same font size as the font size of the protected meat term; and

(B) comply with any other requirement prescribed by the regulations; or

(d) a protected meat term is used in the advertising, packaging or labelling of the food and—

(i) the food is or contains cell-cultivated meat; and

(ii) the advertisement, packaging or labelling does not—

(A) include the description "cell-cultivated meat" or "lab-grown meat" in at least the same font size as the font size of the protected meat term; and

(B) comply with any other requirement prescribed by the regulations.

(4) In this section—

cell-cultivated meat means meat that is cell-cultured food (within the meaning of Standard 1.1.2 of the Food Standards Code)

meat from a consumable animal—

(a) has the same meaning that it has in section 3(1) of the **Meat Industry Act 1993**; and

(b) does not include cell-cultivated meat.

milk has the same meaning as it has in section 3 of the **Dairy and Food Innovation Act 2000**;

protected dairy term means any of the following terms—

(a) milk;

(b) cream;

(c) butter;

(d) cheese;

(e) yogurt;

(f) any other term prescribed to be a protected dairy term for the purposes of this definition;

protected meat term means any of the following terms—

(a) meat;

(b) beef;

(c) lamb;

(d) pork;

(c) chicken;

(f) bacon;

(g) steak;

(h) sausage;

(i) any other term prescribed to be a protected meat term for the purposes of this definition.".'.

Amendment circulated by Georgie Purcell (GP23C)

1. Clause 14, after line 21 insert—

"(fa) animal welfare;".

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 165 and 166

No. 165 — Tuesday, 12 May 2026

1 The President took the Chair at 12.02 pm, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACTS** — The President read a Message from the Governor informing the Council that she had, on 14 April 2026, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

Education and Training Reform Amendment (Free TAFE Guarantee) Act 2026
Electoral Amendment Act 2026
Justice Legislation Further Amendment (Miscellaneous) Act 2026
Regulatory Legislation Amendment (Reform) Act 2026
Safe Food Victoria Act 2026.

3 **ROADS, ROAD SAFETY AND PORTS LEGISLATION AMENDMENT BILL 2026** — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Road Safety Act 1986, the Heavy Vehicle National Law Application Act 2013, the Road Management Act 2004, the EastLink Project Act 2004, the Melbourne City Link Act 1995, the North East Link Act 2020, the West Gate Tunnel (Truck Bans and Traffic Management) Act 2019, the Port Management Act 1995, the Marine Safety Act 2010, the Rail Management Act 1996 and the Transport Integration Act 2010 and for other purposes* and requesting the agreement of the Council.

On the motion of Jaclyn Symes, the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Jaclyn Symes laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Jaclyn Symes moved, That the Bill be now read a second time.

Jaclyn Symes incorporated the second reading speech in Hansard.

On the motion of Melina Bath, the debate was adjourned for one week.

4 **COMMITTEE MEMBERSHIP** — The President advised the House that Richard Welch resigned from the Public Accounts and Estimates Committee, effective from 11 May 2026.

The President advised the House that Ingrid Stitt resigned from the House Committee, effective from today.

5 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of Georgie Crozier, the answers given by Harriet Shing to questions relating to access to ambulance services (QwN 1314) were ordered to be taken into consideration on the next day of meeting.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

6 PETITIONS —

REZONING OF KINGSWOOD GOLF COURSE — Ann-Marie Hermans presented a petition bearing 2,064 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to adhere to all the findings of the Golf Course Redevelopment Standing Advisory Committee in relation to Kingswood Golf Course, including implementing flood controls, considering the submissions sent by residents to Engage Victoria in April 2025, ensuring that the development is at least halved in number and retaining the entirety of flora and fauna on the site *(Ordered to be tabled).*

The petition having received the required number of signatures, Ann-Marie Hermans listed the petition for future debate during Petitions (qualifying for debate).

* * * * *

REMOVE GAG LAWS ON VCAT PROCEEDINGS OF INDIVIDUALS UNDER GUARDIANSHIP OR ADMINISTRATION ORDERS — Anasina Gray-Barberio presented a petition bearing 6 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to repeal Clause 37 in Schedule 1 of the *Victorian Civil and Administrative Tribunal Act 1998* and restore dignity, open justice, and human rights to people with disability in Victoria by introducing a targeted, rights-based framework *(Ordered to be tabled).*

* * * * *

MENTAL HEALTH BEDS FOR ADOLESCENTS IN THE HUME REGION — Wendy Lovell presented a petition bearing 326 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to urgently fund and establish at least eight dedicated adolescent inpatient mental health beds in the Hume region to ensure that young people can access safe, timely and age-appropriate care close to home *(Ordered to be tabled).*

On the motion of Wendy Lovell, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

IMMEDIATELY CANCEL THE DELBURN WIND FARM — Melina Bath presented a petition bearing 2,805 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to immediately cancel the Delburn Wind Farm and reverse the SEC Victoria funding due to a clear conflict of interest and unacceptable bushfire and financial risks *(Ordered to be tabled)*.

The petition having received the required number of signatures, Melina Bath listed the petition for future debate during Petitions (qualifying for debate).

7 PAPERS —

PAPER PRESENTED BY ORDER OF THE COUNCIL — Lizzie Blandthorn, by leave, presented the University of Divinity Report, 2025 *(Ordered to be tabled).*

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COMMITTEE REPORTS —

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled —

Alert Digest No. 6 of 2026 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

Annual Review 2024 on Statutory Rules and Legislative Instruments (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

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LEGAL AND SOCIAL ISSUES COMMITTEE — Pursuant to Standing Order 23.22, Joe McCracken tabled a Report on the Inquiry into public school funding (including an Appendix and Extracts of Proceedings) 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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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 annual budget of the Independent Broad-based Anti-corruption Commission, the Victorian Ombudsman and Integrity Oversight Victoria (including an Appendix) from the Integrity and Oversight Committee *(Ordered to be published)*.

Ryan Batchelor moved, That the Council take note of the Report.

Question — put and agreed to.

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BUDGET PAPERS, 2026-27 — Pursuant to sections 27D, 27E and 40 of the *Financial Management Act 1994*, the Clerk tabled the 2026-27 —

(a) Budget Information Paper – Gender Equality Budget Statement;
(b) Budget Paper No. 2 – Strategy and Outlook;
(c) Budget Paper No. 3 – Service Delivery;
(d) Budget Paper No. 5 – Statement of Finances (incorporating Quarterly Financial Report No. 3); and
(e) Department Performance Statement.

Harriet Shing, by leave, presented the 2026-27 —

(a) Budget Overview;
(b) Budget Paper No. 1 – Treasurer's Speech; and
(c) Budget Paper No. 4 – State Capital Program *(Ordered to be tabled)*.

On the motion of Harriet Shing, the Budget Papers, 2026-27 were ordered to be taken into consideration on the next day of meeting.

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PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General — Enhanced Maternal and Child Health Program Performance, April 2026 *(Ordered to be published) (released on 30 April 2026 – a non-sitting day).*

Bendigo Kangan Institute — Report, 2025*.

Box Hill Institute — Report, 2025*.

Chisholm Institute — Report, 2025*.

Crown Land (Reserves) Act 1978 — Order of 26 April 2026 giving approval to the granting of a lease at Edinburgh Gardens Reserve.

Deakin University — Report, 2025.

Federation University Australia — Report, 2025.

Gordon Institute of TAFE (The Gordon) — Report, 2025*.

Goulburn Ovens Institute of TAFE (GOTAFE) — Report, 2025*.

Holmesglen Institute — Report, 2025*.

Interpretation of Legislation Act 1984 — Notice under section 32(3)(a)(iii) in relation to Statutory Rule No. 10 *(Gazette S204, 22 April 2026)*.

Inquiries Act 2014 — Interim Report of the Royal Commission on Antisemitism and Social Cohesion, together with a statement explaining why part of the Interim Report is not to be tabled at this time, under section 37(1) of the Act *(Ordered to be published)*.

Judicial Entitlements Act 2015 — Attorney-General's recommendation statement to the 2025 Own Motion Recommendation Report of the Judicial Entitlements Panel, under section 34 of the Act.

La Trobe University — Report, 2025.

Melbourne Polytechnic — Report, 2025*.

Monash University — Report, 2025.

Planning and Environment Act 1987 — Notices of approval of the —

Ararat Planning Scheme — Amendment C43.

Ballarat, Baw Baw, Benalla, Colac Otway, Golden Plains, Greater Bendigo, Hepburn, Horsham, Loddon, Macedon Ranges, Mansfield, Mitchell, Moorabool, Mount Alexander, Pyrenees, South Gippsland, Surf Coast and Wodonga Planning Schemes — Amendment GC255.

Bass Coast Planning Scheme — Amendment C176.

Baw Baw, Cardinia, Hume, South Gippsland and Wyndham Planning Schemes — Amendment GC263.

Boroondara Planning Scheme — Amendment C413 (Part 3).

Brimbank, Macedon Ranges, Merri-bek and Moonee Valley Planning Schemes — Amendment GC236.

Cardinia and Melbourne Planning Schemes — Amendment GC272.

Casey Planning Scheme — Amendment C304.

Colac Otway Planning Scheme — Amendments C125 (Part 2) and C132.

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* *together with the Minister's reported date of receipt.*

Darebin Planning Scheme — Amendment C191.
East Gippsland Planning Scheme — Amendment C159.
Glen Eira Planning Scheme — Amendment C280.
Greater Bendigo Planning Scheme — Amendment C275.
Greater Geelong Planning Scheme — Amendments C487 and C488.
Manningham Planning Scheme — Amendments C125 and C142.
Melbourne Planning Scheme — Amendment C493.
Melton Planning Scheme — Amendment C232.
Moorabool Planning Scheme — Amendment C85.
Mornington Peninsula Planning Scheme — Amendment C315.
Port Phillip Planning Scheme — Amendment C233.
South Gippsland Planning Scheme — Amendment C133.
Victoria Planning Provisions — Amendments VC232, VC248, VC307 and VC308.
Wangaratta Planning Scheme — Amendment C95.
Wyndham Planning Scheme — Amendment C266.
Yarra Planning Scheme — Amendment C247.

Parliamentary Workplace Standards and Integrity Commission — Matter involving Mr Richard Welch, Member for the North-Eastern Metropolitan Region — Investigation report, April 2026 *(Ordered to be published) (released on 17 April 2026 – a non-sitting day)*.

Professional Standards Act 2003 —
The Australian Institute of Building Surveyors Professional Standards Scheme, under section 14 of the Act *(Gazette G16, 16 April 2026)*.
The Surveyors Australia Professional Standards Scheme, under section 14 of the Act *(Gazette G16, 16 April 2026)*.

Project Development and Construction Management Act 1994 — Nomination Order and Application Order of 31 March 2026, under sections 6 and 8 of the Act and a statement of reasons for making a Nomination Order of 21 March 2026, under section 9 of the Act.

Royal Melbourne Institute of Technology (RMIT University) — Report, 2025.

South West Institute of TAFE — Report, 2025*.

Statutory Rules under the following Acts of Parliament —
Architects Act 1991 — No. 29.
Building Act 1993 — No. 38.
Casino Control Act 1991 — No. 23.
Fines Reform Act 2014 — No. 34.
Infringements Act 2006 — No. 35.
Liquor Control Reform Act 1998 — No. 37.
Magistrates' Court Act 1989 — Nos. 30, 31 and 32.
Meat Industry Act 1993 — No. 22.
Non-Emergency Patient Transport and First Aid Services Act 2003 — No. 26.
Offshore Petroleum and Greenhouse Gas Storage Act 2010 — No. 39.
Planning and Environment Act 1987 — No. 40.
Professional Standards Act 2003 — No. 36.
Retirement Villages Act 1986 — Nos. 24 and 25.
Subordinate Legislation Act 1994 — Nos. 27 and 28.
Supreme Court Act 1986 — No. 33.

Subordinate Legislation Act 1994 —

Documents under section 15 in relation to Statutory Rule Nos. 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38 and 40.

Legislative instruments and related documents under section 16B in respect of —

PrimeSafe Meat Industry Licensing and Fees Determination 2026 under the Meat Industry Act 1993.

PrimeSafe Seafood Safety Licensing and Fees Determination 2026 under the Meat Industry Act 1993 and the Seafood Safety Act 2003.

Sunraysia Institute of TAFE (SuniTAFE) — Report, 2025*.

Swinburne University of Technology — Report, 2025.

TAFE Gippsland — Report, 2025*.

The University of Melbourne — Report, 2025.

Victoria University — Report, 2025.

William Angliss Institute of TAFE — Report, 2025*.

Wodonga Institute of TAFE — Report, 2025*.

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PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Response from the Attorney-General to petition titled Non-lethal weapons for security guards at shopping centres (petition No. 663) (presented by Moira Deeming on 17 March 2026) *(released on 13 April 2026)*.

Responses from the Minister for Education to petitions titled —

Comprehensive sexuality education in schools (petition No. 630) (presented by Bev McArthur on 3 February 2026) *(released on 7 April 2026)*.

Protect Montessori education in public schools (petition No. 699) (presented by Nick McGowan on 19 February 2026) *(released on 13 April 2026)*.

Response from the Minister for Emergency Services to petition titled Select Committee on fire services funding and resources (petition No. 735) (presented by Nick McGowan on 3 March 2026) *(released on 2 April 2026)*.

Response from the Minister for Health to petition titled Public hospital in Tarneit (petition No. 643) (presented by Trung Luu on 3 February 2026) *(released on 13 April 2026)*.

Responses from the Minister for Planning to petitions titled —

Desist from high-rise high-density zone planning (petition No. 620) (presented by Georgie Crozier on 4 February 2025) *(released on 9 April 2026)*.

Waste incinerator in Sunbury (petition No. 716) (presented by David Ettershank on 2 December 2025) *(released on 4 May 2026)*.

Response from the Minister for Police to petition titled Reduce scam locksmith operators (petition No. 654) (presented by Ann-Marie Hermans on 5 February 2026) *(released on 28 April 2026)*.

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PROCLAMATIONS — The Clerk tabled proclamations of the Governor in Council fixing operative dates for the following Acts:

Building Legislation Amendment (Fairer Payments on Jobsites and Other Matters) Act 2025 — Part 2 (other than sections 25(4) and 45(3)) — 15 April 2026 *(Gazette S189, 14 April 2026).*

Entities Legislation Amendment (Consolidation and Other Matters) Act 2026 — Parts 4 and 6 and Division 1 of Part 9 — 15 April 2026 — Division 2 of Part 8 — 28 April 2026 — Remaining provisions of Division 1 of Part 8 — 3 May 2026 *(Gazette S189, 14 April 2026).*

Labour Hire Legislation Amendment (Licencing) Act 2025 — sections 8, 10, 11, 12, 13, 14, 15, 16(2) and (3), 17, 18 and 19 — 1 June 2026 *(Gazette S200, 21 April 2026).*

8 BUSINESS OF THE COUNCIL — Aiv Puglielli moved, by leave, That the following general business take precedence on Wednesday, 13 May 2026 —

(1) notice of motion given this day by David Limbrick on the Model Councillor Code of Conduct;

(2) notice of motion given this day by Rachel Payne on Victoria Police's cannabis cautioning scheme;

(3) notice of motion given this day by Bev McArthur on the 2026-27 Budget; and

(4) notice of motion given this day by Bev McArthur on transmission lines.

Question — put and agreed to.

9 COMMITTEE MEMBERSHIP — Harriet Shing moved, by leave, That Lee Tarlamis be a member of the House Committee.

Question — put and agreed to.

10 MEMBERS' STATEMENTS — Members made statements.

11 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1405, be postponed until later this day.

12 COGNATE DEBATE — Harriet Shing moved, by leave, That this House authorises the President to permit the second reading debate on the Building and Plumbing Administration and Enforcement Bill 2026 to be taken concurrently with the second reading debate on the Cladding Safety Victoria Repeal Bill 2026.

Question — put and agreed to.

13 COGNATE DEBATE — BUILDING AND PLUMBING ADMINISTRATION AND ENFORCEMENT BILL 2026 — CLADDING SAFETY VICTORIA REPEAL BILL 2026 — The concurrent debate commenced on the questions, That these Bills be now read a second time.

David Davis moved as a reasoned amendment to the question, That the Building and Plumbing Administration and Enforcement Bill 2026 be now read a second time, That all the words after "That" be omitted and replaced with "the Bill be withdrawn and not reintroduced until the Government has allowed for proper consultation with the industry to occur.".

Debate ensued.

The concurrent debate having concluded —

14 BUILDING AND PLUMBING ADMINISTRATION AND ENFORCEMENT BILL 2026 — Question — That the reasoned amendment moved by David Davis be agreed to — put.

The Council divided — The President in the Chair.

AYES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 25

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Question — That the Bill be now read a second time — put.

The Council divided — The President in the Chair.

AYES, 38

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; 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, 1

David Limbrick.

(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.

Harriet Shing moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 24

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

15 CLADDING SAFETY VICTORIA REPEAL BILL 2026 — Question — That the Bill be now read a second time — put and agreed to.

Bill read a second time and, by leave, read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

16 ADJOURNMENT — Lizzie Blandthorn moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.16 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 166 — Wednesday, 13 May 2026

1 The President took the Chair at 9.33 am, read the Prayer and made an Acknowledgement of Country.

2 PAPERS —

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General —

Free TAFE, May 2026 *(Ordered to be published)*.

Responses to Performance Engagement Recommendations: Annual Status Update 2026, May 2026 *(Ordered to be published)*.

Drugs, Poisons and Controlled Substances Act 1981 — Report, 2025, by the Chief Commissioner of Victoria Police, under section 96 of the Act.

Interpretation of Legislation Act 1984 — Notice under section 32(3)(a)(iii) in relation to Statutory Rule No. 26 *(Gazette G19, 7 May 2026)*.

Planning and Environment Act 1987 — Notice of approval of the Victoria Planning Provisions — Amendment VC309.

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PAPER PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following paper:

Government response to the Legal and Social Issues Committee's Inquiry into Ambulance Victoria.

3 PRODUCTION OF DOCUMENTS —

MONASH UNIVERSITY PRIMATES RESEARCH — The Clerk tabled a letter from the Attorney-General, dated 11 May 2026, in response to a resolution of the Council on 18 March 2026 (on the motion of Georgie Purcell), relating to Monash University primates research, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

* * * * *

RENTAL CONTROLS — The Clerk tabled a letter from the Attorney-General, dated 11 May 2026, in response to a resolution of the Council on 1 April 2026 (on the motion of Aiv Puglielli), relating to rental controls, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

* * * * *

PHARMACISTS INITIATING SUPPLY OF ORAL CONTRACEPTIVE PILL — In response to a resolution of the Council on 18 March 2026 (on the motion of Georgie Crozier), relating to pharmacists initiating supply of the oral contraceptive pill, the Clerk tabled —

- a schedule of the one document identified; and
- a letter from the Attorney-General, dated 11 May 2026, making a claim of executive privilege in relation to one document in full.

4 MEMBERS' STATEMENTS — Members made statements.

5 PRODUCTION OF DOCUMENTS — SUSTAINABLE DATA CENTRE ACTION PLAN — David Ettershank moved, That this House —

(1) notes the failure of the Victorian Government to release its Sustainable Data Centre Action Plan; and

(2) requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council, within 30 days of the House agreeing to this resolution, a copy of the Sustainable Data Centre Action Plan.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

6 PRODUCTION OF DOCUMENTS — PUBLIC LOTTERY LICENCE AGREEMENT — Richard Welch (for Bev McArthur) moved, That this House —

(1) notes that —

(a) on 6 May 2026, the Treasurer announced a 40-year extension of Victoria's exclusive Public Lottery Licence to Tattersall's Sweeps Pty Ltd, a subsidiary of The Lottery Corporation, to 30 June 2068;

(b) The Lottery Corporation described the contract award process as "exclusive, bilateral negotiations";

(c) by contrast, the previous licence was awarded for ten years, after a 20-month open process;

(d) the arrangement involves a $1.145 billion upfront premium;

(2) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within three weeks of the House agreeing to this

resolution, the following documents held by the Department of Justice and Community Safety, the Department of Treasury and Finance and the Department of Premier and Cabinet, and relevant ministerial offices, from 1 January 2024 to 6 May 2026 —

(a) all briefs, submissions and advice concerning exclusive or bilateral negotiations rather than a registration-of-interest process, tender, or other open market process;

(b) all valuation advice or financial modelling concerning the 40-year licence extension and $1.145 billion premium;

(c) all records of meetings, in person or otherwise, including diary entries, agendas, file notes, minutes, electronic communications including SMS and encrypted messaging applications, and any other correspondence between the Government and The Lottery Corporation and related entities concerning the arrangement;

(d) all advice, reports, assessments or recommendations provided by the Victorian Gambling and Casino Control Commission; and

(e) the executed Public Lottery Licence agreement, including side letters or ancillary agreements.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

7 MODEL COUNCILLOR CODE OF CONDUCT — David Limbrick moved, That this House notes that —

(1) local government reforms passed in 2020 established a requirement that each Council adopt its own Councillor Code of Conduct and associated processes, provided they were consistent with the 'standards of conduct';

(2) reforms passed in 2024 replaced this requirement by imposing a Model Councillor Code of Conduct to all Councils and limiting the scope of internal resolution procedures;

(3) during debate on the 2024 reforms Minister Blandthorn expressed a hope that it would lead to fewer frivolous cases;

(4) frivolous and vexatious cases are still going through the internal arbitration process, relying on external independent arbiters at significant cost;

(5) despite section 5 of the Model Councillor Code of Conduct stating that it is not intended to "limit, restrict or detract from robust public debate of issues in a democracy" it has had this effect;

(6) robust political debate is critical to ensuring that issues of public concern are subject to discussion and consideration in our democratic institutions;

and calls on the Government to review the Model Councillor Code of Conduct and associated laws and regulations to ensure that councillors are free to express opinions and challenge ideas and policies without being subjected to lengthy arbitration processes.

Debate ensued.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

8 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 MODEL COUNCILLOR CODE OF CONDUCT — Debate continued on the question, That this House notes that —

(1) local government reforms passed in 2020 established a requirement that each Council adopt its own Councillor Code of Conduct and associated processes, provided they were consistent with the 'standards of conduct';

(2) reforms passed in 2024 replaced this requirement by imposing a Model Councillor Code of Conduct to all Councils and limiting the scope of internal resolution procedures;

(3) during debate on the 2024 reforms Minister Blandthorn expressed a hope that it would lead to fewer frivolous cases;

(4) frivolous and vexatious cases are still going through the internal arbitration process, relying on external independent arbiters at significant cost;

(5) despite section 5 of the Model Councillor Code of Conduct stating that it is not intended to "limit, restrict or detract from robust public debate of issues in a democracy" it has had this effect;

(6) robust political debate is critical to ensuring that issues of public concern are subject to discussion and consideration in our democratic institutions;

and calls on the Government to review the Model Councillor Code of Conduct and associated laws and regulations to ensure that councillors are free to express opinions and challenge ideas and policies without being subjected to lengthy arbitration processes.

Question — put and agreed to.

10 VICTORIA POLICE'S CANNABIS CAUTIONING SCHEME — Rachel Payne moved, That this House notes that —

(1) the Victoria Police Operational Manual states that —

(a) Victoria Police support the appropriate use of cautions, with the aim of redirecting eligible persons away from contact with the formal criminal justice system;

(b) in September 2024, Victoria Police updated guidance in relation to adult cannabis cautions to expand eligibility to include —

(i) removing restrictions on the number of cautions or diversions a person can be subject to;

(ii) removing the requirement that no other offences be involved unless deemed ineligible offences, that is all indictable offences that are not triable summarily;

(2) recent Crime Statistics Agency data shows that —

(a) in 2021, 34 per cent of unique alleged offenders received a cannabis caution compared to 2025 where 37.5 per cent of unique alleged offenders received a cannabis caution, despite the revised guidance;

(b) rates of cautioning for Indigenous people are 11 times lower than the rate of non-Indigenous Victorians in the cannabis possession statistics;

(3) given the broadened eligibility and removal of limits on cautions, the absence of a legislative framework risks inconsistent application, and supports the case for establishing the cannabis cautioning scheme in legislation to promote consistency, transparency and accountability;

and calls on the Government to investigate options for legislative reform to Victoria Police's cannabis cautioning scheme.

Debate ensued.

Question — put and agreed to.

11 2026-27 BUDGET — Bev McArthur moved, That this House —

(1) condemns the Allan Labor Government's reckless disregard for Victoria's future demonstrated in its 2026-27 State Budget, and in particular —
   (a) the expected increase in net debt to $199.3 billion in 2029-30, up from $21.8 billion in 2014;
   (b) the expected increase in interest expenses to $11.8 billion per year by 2029-30, up from $2.1 billion in 2014;
   (c) the expected increase in total taxation revenue to $50.2 billion per year by 2029-30, up from $17.9 billion in 2014
   (d) the expected increase in employee expenses to $45.5 billion per year by 2029-30, up from $18.5 billion in 2014;
(2) notes that the financial burden on Victorian families by 2029-30 will be —
   (a) net debt per Victorian household of over $70,000;
   (b) an interest bill of over $32 million each and every day;
(3) recognises that the burden of repaying this debt will disproportionately fall on, and reduce the future opportunities of, younger Victorians;
(4) calls on the Government to commit to a long-term economic plan to secure Victoria's future so that it can prioritise policy solutions to —
   (a) ease cost-of-living pressures;
   (b) keep Victorians safe;
   (c) strengthen healthcare; and
   (d) enable home ownership.

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, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Aiv Puglielli; 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.

12 BUSINESS POSTPONED — Ordered — That the consideration of the remaining notices of motion and orders of the day, general business, be postponed until later this day.

13 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

Business interrupted at 6.03 pm, pursuant to Sessional Orders.

14 PETITIONS (QUALIFYING FOR DEBATE) — RETAIN MARYBOROUGH VICROADS SERVICES — Bev McArthur moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

15 SITTING OF THE COUNCIL — Jaclyn Symes moved, That the Council, at its rising, adjourn until Tuesday, 2 June 2026.

Question — put and agreed to.

16 APPROPRIATION (2026-2027) BILL 2026 — The President read a Message from the Assembly presenting *A Bill for an Act for the appropriation of certain sums out of the Consolidated Fund for the ordinary annual services of the Government for the financial year 2026/2027 and for other purposes* and requesting the agreement of the Council.

On the motion of Jaclyn Symes, the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Jaclyn Symes laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

Jaclyn Symes moved, That the Bill be now read a second time.

Jaclyn Symes incorporated the second reading speech in Hansard.

On the motion of Richard Welch, the debate was adjourned for one week.

17 COGNATE DEBATE — APPROPRIATION (2026-2027) BILL 2026 — BUDGET PAPERS, 2026-27 — Jaclyn Symes moved, by leave, That this House authorises the President to permit the second reading debate on the Appropriation (2026-2027) Bill 2026 to be taken concurrently with the debate on the motion to take note of the Budget Papers, 2026-27, contingent on such a motion being moved.

Question — put and agreed to.

18 APPROPRIATION (PARLIAMENT 2026-2027) BILL 2026 — The President read a Message from the Assembly presenting *A Bill for an Act for the appropriation of certain sums out of the Consolidated Fund for the Parliament in respect of the financial year 2026/2027 and for other purposes* and requesting the agreement of the Council.

On the motion of Jaclyn Symes, the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Jaclyn Symes laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

Jaclyn Symes moved, That the Bill be now read a second time.

Jaclyn Symes incorporated the second reading speech in Hansard.

On the motion of Richard Welch, the debate was adjourned for one week.

19 ADJOURNMENT — Jaclyn Symes moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.15 pm until Tuesday, 2 June 2026.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 165 and 166

BUILDING AND PLUMBING ADMINISTRATION AND ENFORCEMENT BILL 2026
Committed Tuesday, 12 May 2026

Clauses 1 to 1019 — put and agreed to.

Bill reported without amendment.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 167, 168 and 169

No. 167 — Tuesday, 2 June 2026

1 The President took the Chair at 12.03 pm, read the Prayer and made an Acknowledgement of Country.

2 **THE LATE HONOURABLE ROBERT IAN KNOWLES AO** — Jaclyn Symes moved, That this House expresses its sincere sorrow at the death, on 29 April 2026, of the Honourable Robert Ian Knowles AO, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Council for the Electoral Province of Ballarat from 1976 to 1999, and as Minister for Housing from 1992 to 1996, Minister for Aged Care from 1992 to 1999, and Minister for Health from 1996 to 1999.

Other members addressed the House.

Members rose in their places for one minute's silence as a mark of respect and the question was agreed to unanimously.

3 **THE LATE HONOURABLE NORMAN HENRY LACY** — Jaclyn Symes moved, That this House expresses its sincere sorrow at the death, on 2 May 2026, of the Honourable Norman Henry Lacy, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Assembly for the Electoral District of Ringwood from 1973 to 1976 and the Electoral District of Warrandyte from 1976 to 1982, and as Minister for the Arts from 1979 to 1982 and Minister of Educational Services from 1981 to 1982.

Other members addressed the House.

Members rose in their places for one minute's silence as a mark of respect and the question was agreed to unanimously.

As a further mark of respect to the late Honourable Robert Knowles AO, and the late Honourable Norman Lacy, the sitting was suspended for one hour.

[Sitting suspended from 12.55 pm to 1.58 pm]

4 **ASSENT TO ACTS** — The President read a Message from the Governor informing the Council that she had, on 19 May 2026, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

Building and Plumbing Administration and Enforcement Act 2026
Cladding Safety Victoria Repeal Act 2026.

5 COMMITTEE MEMBERSHIP — The President advised the House that Dylan Wight, Member for Tarneit, resigned from the Electoral Matters Committee, effective from today.

6 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

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QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed a minister to provide a written response to questions without notice pursuant to Standing Order 8.07 as follows:

- **Rough sleepers (QwN 1328)** — substantive and supplementary questions asked by Rachel Payne — response from Enver Erdogan due Thursday, 4 June 2026.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

7 PETITIONS —

IMMEDIATELY CANCEL THE DELBURN WIND FARM — Melina Bath presented a petition bearing 889 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to immediately cancel the Delburn Wind Farm and reverse the SEC Victoria funding due to a clear conflict of interest and unacceptable bushfire and financial risks *(Ordered to be tabled).*

* * * * *

DESIST PROPOSED CAULFIELD TO BENTLEIGH AND ELSTERNWICK TRAIN AND TRAM ZONE ACTIVITY CENTRES — Georgie Crozier presented a petition bearing 658 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to immediately desist from the proposed Caulfield to Bentleigh and Elsternwick Train and Tram Zone Activity Centres, consider significantly reducing the catchment walking radius from the stations, revise the area to only include roads managed by the Department of Transport and Planning, remove streets within the catchment radius of McKinnon Station, outline the proposal's environmental benefits and how it will provide promised 'jobs and services', engage in genuine and transparent consultation with affected local communities before decisions are finalised and make this consultation publicly available *(Ordered to be tabled).*

* * * * *

MERNDA POLICE STATION — Wendy Lovell presented a petition bearing 2,257 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to ensure that Mernda Police Station is fully staffed and returns to being open 24 hours a day, seven days a week *(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).

* * * * *

LEGISLATIVE REFORM FOR WORKERS' COMPENSATION SYSTEM — Aiv Puglielli presented a petition bearing 376 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to change the current laws and

establish a comprehensive, trauma-informed and publicly managed workers' compensation system that includes statutory recognition of the right to worker wellbeing, safety and recovery; free, independent advocacy and peer-support services for all injured workers; integrated physical and psychological rehabilitation with safe, graduated return-to-work plans; stronger enforcement of employer compliance with workplace health and safety laws; and transparent reporting and clear accountability for all claims management decisions *(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.

8 PLANNING AMENDMENT (RESTRICTING NEW FAST FOOD DEVELOPMENTS) BILL 2026 — David Ettershank introduced *A Bill for an Act to amend the Planning and Environment Act 1987 to provide for restrictions on new fast food developments and for other purposes*.

On the motion of David Ettershank, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

9 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. 7 of 2026 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

* * * * *

ECONOMY AND INFRASTRUCTURE COMMITTEE — Pursuant to Standing Order 23.22, Georgie Purcell tabled a Report on the Inquiry into electricity supply for electric vehicles (including an Appendix, Extracts of Proceedings and a Minority Report) from the Economy and Infrastructure Committee, and presented Transcripts of Evidence *(Transcripts of Evidence ordered to be tabled and the Report published).*

Georgie Purcell 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 — Sustainability Reporting by Water Corporations, May 2026 *(released on 20 May 2026 – a non-sitting day) (Ordered to be published).*

Interpretation of Legislation Act 1984 — Notice under section 32(3)(a)(iii) in relation to Statutory Rule No. 22 *(Gazette G19, 7 May 2026)*.

Parliamentary Committees Act 2003 — Government responses to the —

Electoral Matters Committee's Report on the Inquiry into the 2025 Prahran and Werribee by-elections.

Integrity and Oversight Committee's Report on the Inquiry into the adequacy of the legislative framework for the Independent Broad-based Anti-Corruption Commission.

Public Accounts and Estimates Committee's Report on the Inquiry into fraud and corruption control in local government: a follow up of two Auditor-General reports.

Planning and Environment Act 1987 — Notices of approval of the —

Bass Coast, Cardinia and Casey Planning Schemes — Amendment GC148.

Buloke Planning Scheme — Amendment C44.

Glen Eira Planning Scheme — Amendment C282.

Greater Bendigo Planning Scheme — Amendment C270.

Horsham Planning Scheme — Amendment C88.

Melbourne Planning Scheme — Amendments C488 and C489.

Moorabool Planning Scheme — Amendment C103.

Mornington Peninsula Planning Scheme — Amendment C318.

Southern Grampians Planning Scheme — Amendment C63.

Whittlesea Planning Scheme — Amendment C287.

Yarra Planning Scheme — Amendment C338.

Statutory Rules under the following Acts of Parliament —

Building Act 1993 — No. 42.

County Court Act 1958 — No. 56.

Crimes (Assumed Identities) Act 2004 — No. 41.

Criminal Organisations Control Act 2012 — No. 44.

Electoral Act 2002 — No. 45.

Magistrates' Court Act 1989 — No. 47.

Occupational Health and Safety Act 2004 — No. 46.

Plant Biosecurity Act 2010 — No. 43.

Subordinate Legislation Act 1994 —

Documents under section 15 in relation to Statutory Rule Nos. 39, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55 and 56.

Legislative instruments and related documents under section 16B in respect of —

2026 Ministerial Order under section 16BA of the National Electricity (Victoria) Act 2005.

2026 Ministerial Order under section 22A of the National Electricity (Victoria) Act 2005.

Wildlife Act 1975 — Wildlife (Prohibition of Game Hunting) (Wetlands Closure) Notice No. 2/2026, under section 86 of the Act *(Gazette S235, 5 May 2026)*.

* * * * *

PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Government response to the Legal and Social Issues Committee's Report on the Inquiry into the redevelopment of Melbourne's public housing towers.

Government response to the Report of the Select Committee on Victoria Planning Provisions Amendments VC257, VC267 and VC274.

* * * * *

PROCLAMATIONS — The Clerk tabled proclamations of the Governor in Council fixing operative dates for the following Acts:

Children, Youth and Families Amendment (Stability) Act 2026 — Whole Act — 12 May 2026 *(Gazette S232, 5 May 2026)*.

Electoral Amendment Act 2026 — Parts 1 and 2, other than section 73 — 25 May 2026 *(Gazette S251, 19 May 2026)*.

10 PRODUCTION OF DOCUMENTS —

BUSHFIRE MANAGEMENT — The Clerk tabled a letter from the Attorney-General, dated 1 June 2026, in response to a resolution of the Council on 1 April 2026 (on the motion of Melina Bath), relating to bushfire management, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

* * * * *

PUBLIC LOTTERY LICENCE AGREEMENT — The Clerk tabled a letter from the Attorney-General, dated 1 June 2026, in response to a resolution of the Council on 13 May 2026 (on the motion of Bev McArthur), relating to the Public Lottery Licence agreement, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

* * * * *

PAYROLL TAX FOR GENERAL PRACTITIONERS AND OTHER HEALTH PROFESSIONALS — In response to a resolution of the Council on 28 May 2025 (on the motion of David Davis), and further to the Government's initial response on 19 June 2025, relating to payroll tax for General Practitioners and other health professionals, the Clerk tabled —

- eight documents in full, two documents in part and schedules of the 21 documents identified; and
- a letter from the Attorney-General, dated 1 June 2026, making a claim of executive privilege over 11 documents in full and over two documents in part.

* * * * *

ALTERNATIVES TO DEMOLITION OF PUBLIC HOUSING SITES — In response to a resolution of the Council on 15 October 2025 (on the motion of Anasina Gray-Barberio), and further to the Government's initial response on 5 January 2026, relating to alternatives to demolition of public housing sites, the Clerk tabled —

- four documents in full and schedules of the 25 documents identified; and
- a letter from the Attorney-General, dated 1 June 2026, making a claim of executive privilege over 21 documents in full.

* * * * *

BRIEFINGS PROVIDED TO THE TREASURER — In response to a resolution of the Council on 14 May 2025 (on the motion of David Davis), and further to the Government's initial response on 18 June 2025, relating to briefings provided to the Treasurer, the Clerk tabled —

- three documents in part and schedules of the three documents identified; and
- a letter from the Attorney-General, dated 1 June 2026, making a claim of executive privilege over three documents in part.

On the motion of David Davis, the Attorney-General's letters and returns to orders for production of documents relating to bushfire management, the Public Lottery Licence agreement, payroll tax for General Practitioners and other health professionals, alternatives to demolition of public housing sites and briefings provided to the Treasurer were ordered to be taken into consideration on the next day of meeting.

11 BUSINESS OF THE COUNCIL — Bev McArthur moved, by leave, That the following general business take precedence on Wednesday, 3 June 2026 —

(1) notice of motion given this day by Bev McArthur on integrity;

(2) notice of motion No. 1430, standing in David Davis' name revoking Planning Scheme Amendments GC270 and VC300; and

(3) notice of motion given this day by Katherine Copsey on public transport.

Question — put and agreed to.

12 MEMBERS' STATEMENTS — Members made statements.

13 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1440, be postponed until later this day.

14 COGNATE DEBATE — APPROPRIATION (2026-2027) BILL 2026 — BUDGET PAPERS, 2026-27 — Jaclyn Symes moved, That the Budget Papers, 2026-27 be taken into consideration.

Pursuant to an order of the Council on 13 May 2026, the second reading debate on the Appropriation (2026-2027) Bill 2026 was taken concurrently with the debate on the motion to take the Budget Papers, 2026-27 into consideration.

Debate resumed on the questions, That the Appropriation (2026-2027) Bill 2026 be now read a second time, and That the Budget Papers, 2026-27 be taken into consideration.

Richard Welch moved as a reasoned amendment to the question, That the Appropriation (2026-2027) Bill 2026 be now read a second time, That all the words after "That" be omitted and replaced with "this House refuses to read the Bill a second time until the Government legislates to require the Treasurer to publicly report on Treasurer's Advances within 30 days of approval.".

Debate ensued.

Lee Tarlamis moved, That the debate on the motion to take the Budget Papers, 2026-27 into consideration be adjourned until later this day.

Question — put and agreed to.

The concurrent debate having concluded —

15 APPROPRIATION (2026-2027) BILL 2026 — Debate continued on the question, That the Bill be now read a second time — and on the reasoned amendment moved by Richard Welch — That all the words after "That" be omitted and replaced with "this House refuses to read the Bill a second time until the Government legislates to require the Treasurer to publicly report on Treasurer's Advances within 30 days of approval.".

Question — That the reasoned amendment moved by Richard Welch be agreed to — put.

The Council divided — The President in the Chair.

AYES, 14

Melina Bath; 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, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Question — That the Bill be now read a second time — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

[Sitting suspended from 6.29 pm to 7.32 pm]

Bill further considered in Committee of the whole.

Business interrupted at 10.00 pm.

Jaclyn Symes declared, That the sitting be extended by up to one hour pursuant to Standing Order 4.08.

Bill further considered in Committee of the whole.

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.

16 ADJOURNMENT — Jaclyn Symes moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 11.02 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 168 — Wednesday, 3 June 2026

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General — Out-of-Home Care Services, June 2026 *(Ordered to be published)*.

Owners Corporations Act 2006 — Final Report on the Statutory Review of the Owners Corporations Act 2006, under section 210 of the Act.

Statutory Rules under the following Acts of Parliament —

Conveyancers Act 2006 — Nos. 49 and 50.

Estate Agents Act 1980 — Nos. 51 and 52.

Owners Corporations Act 2006 — Nos. 53 and 54.

Relationships Act 2008 — No. 48.

Victorian Energy Efficiency Target Act 2007 — No. 55.

3 MEMBERS' STATEMENTS — Members made statements.

4 PRODUCTION OF DOCUMENTS — EXTENSION OF THE CRANBOURNE TRAIN LINE — David Limbrick moved, That this House —

(1) notes —

(a) the significant population growth in the Clyde North area within the City of Casey, which has placed increasing pressure on existing transport infrastructure;

(b) that local residents, community groups, and stakeholders in the City of Casey have been calling for an extension of the Cranbourne line for more than ten years;

(c) that public confidence in such projects is best upheld through open access to relevant documentation and business cases; and

(2) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within eight weeks of the House agreeing to this resolution, documents related to any business proposal, funding agreement or feasibility study between the Federal Government and the Victorian Government concerning an extension of the Cranbourne train line, including but not limited to, all business cases, cost-benefit analyses, economic assessments, and feasibility studies prepared for, or by, either the Federal Government or the Victorian Government.

Debate ensued.

The President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

5 PRODUCTION OF DOCUMENTS — CONSTRUCTION AND TRANSPORT INFRASTRUCTURE PROJECTS — Evan Mulholland moved, That this House, in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within 14 days of this resolution being agreed to, all documents, including briefs, correspondence, advice and reports, created since 1 January 2022, held by the Minister for Transport Infrastructure, the Minister for Industrial Relations, the Department of Transport and Planning, the Victorian Infrastructure Delivery Authority, WorkSafe Victoria, or the Labour Hire Authority relating to —

(1) the engagement, subcontracting or payment of Women in Construction Pty Ltd, Rock Solid Civil Contractors Pty Ltd, or any associated entity on Victorian Government-funded construction or transport infrastructure projects;

(2) any probity, due diligence or labour hire licensing checks concerning those entities, their directors, senior managers, or persons exercising control or influence over them;

(3) any complaints, concerns or investigations concerning those entities, including matters relating to criminal associations, workplace conduct, family violence or outlaw motorcycle gang involvement;

(4) any briefing or correspondence to or from a minister or ministerial office concerning those entities; and

(5) any decision, proposed decision, assessment, review or enforcement action by the Labour Hire Authority relating to the labour hire licence of Women in Construction Pty Ltd or any associated entity.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

6 INTEGRITY — Bev McArthur moved, That this House —

(1) notes —

(a) Victoria's deepening integrity crisis, including the continued delay of the Independent Broad-based Anti-corruption Commission's (IBAC) long-awaited Operation Richmond report, allegations of CFMEU corruption on Big Build projects, and the Watson report's estimate that corrupt conduct may have cost Victorian taxpayers up to $15 billion;

(b) that $15 billion is not an abstract figure, but money that could have funded hospitals, ambulances, mental health beds, schools, roads and essential public services in a state burdened by record debt and failing to meet basic service standards;

(2) condemns the revelation that Women in Construction Pty Ltd, a labour hire company that won major Big Build work under Labor's gender equity policy, was founded by a convicted domestic violence offender, managed by a jailed drug trafficker facing further charges, and used by bikie gang bosses from the Bandidos and Comancheros to place associates on taxpayer-funded projects earning up to $300,000 a year;

(3) notes that this firm operated while the Premier was the responsible minister, was granted a new CFMEU enterprise bargaining agreement as recently as February 2025, and that the Labour Hire Authority moved to rescind its licence only after media exposure;

(4) calls on the Government to support publication of the Operation Richmond report and stronger 'follow the money' powers for IBAC; and

(5) affirms that Victorians deserve to know whether public money was spent in the public interest, or funnelled to the crooks, bikies and abusers of women that Labor's Big Build has enriched.

Debate ensued.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

7 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — Ordered that the following answers be taken into consideration on the next day of meeting —

- On the motion of Evan Mulholland, the answers given by Jaclyn Symes to questions relating to CFMEU monopoly on Big Build sites (QwN 1336).
- On the motion of David Ettershank, the answers given by Enver Erdogan to questions relating to the environmental impact of data centres (QwN 1337).

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

8 INTEGRITY — Debate continued on the question, That this House —

(1) notes —

(a) Victoria's deepening integrity crisis, including the continued delay of the Independent Broad-based Anti-corruption Commission's (IBAC) long-awaited Operation Richmond report, allegations of CFMEU corruption on Big Build projects, and the Watson report's estimate that corrupt conduct may have cost Victorian taxpayers up to $15 billion;

(b) that $15 billion is not an abstract figure, but money that could have funded hospitals, ambulances, mental health beds, schools, roads and essential public services in a state burdened by record debt and failing to meet basic service standards;

(2) condemns the revelation that Women in Construction Pty Ltd, a labour hire company that won major Big Build work under Labor's gender equity policy, was founded by a convicted domestic violence offender, managed by a jailed drug trafficker facing further charges, and used by bikie gang bosses from the Bandidos and Comancheros to place associates on taxpayer-funded projects earning up to $300,000 a year;

(3) notes that this firm operated while the Premier was the responsible minister, was granted a new CFMEU enterprise bargaining agreement as recently as February 2025, and that the Labour Hire Authority moved to rescind its licence only after media exposure;

(4) calls on the Government to support publication of the Operation Richmond report and stronger 'follow the money' powers for IBAC; and

(5) affirms that Victorians deserve to know whether public money was spent in the public interest, or funnelled to the crooks, bikies and abusers of women that Labor's Big Build has enriched.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put and agreed to.

9 REVOCATION OF PLANNING SCHEME AMENDMENTS GC270 AND VC300 — David Davis moved, That this House —

(1) notes that —

(a) Planning Scheme Amendment GC270 was gazetted on 31 March 2026 and tabled in this House on 1 April 2026 and allows high-rise and high-density development without adequate checks and balances, including the central involvement of local councils and communities in 26 high-rise, high-density zones;

(b) Planning Scheme Amendment VC300 was gazetted on 19 March 2026 and tabled in this House on 31 March 2026 and allows development up to six storeys without council or community input;

(2) pursuant to section 38(2) of the *Planning and Environment Act 1987*, revokes —

(a) Amendment GC270 to Banyule, Bayside, Boroondara, Darebin, Glen Eira, Maribyrnong, Merri-bek, Monash and Stonnington Planning Schemes; and

(b) Amendment VC300 to the Victoria Planning Provisions.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put.

The Council divided — The President in the Chair.

AYES, 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, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

10 PUBLIC TRANSPORT — Katherine Copsey moved, That this House notes that —

(1) in a cost-of-living crisis, free public transport has been good for Victoria;

(2) Victoria still needs significant public transport improvements, including in outer suburban areas and regional Victoria;

(3) these improvements could be funded by taxing the major banks and big corporations;

and calls on the Government to make public transport permanently free and frequent.

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, 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; Gaelle Broad; Georgie Crozier; David Davis; 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 negatived.

11 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

12 PETITIONS (QUALIFYING FOR DEBATE) — SELECT COMMITTEE ON FIRE SERVICES FUNDING AND RESOURCES — Nick McGowan moved, That the petition be taken into consideration.

Debate ensued.

The President advised that the time allocated for debate had concluded.

Question — put and agreed to.

13 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.13 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 169 — Thursday, 4 June 2026

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 ELECTORAL FURTHER AMENDMENT BILL 2026 — The President read a Message from the Assembly presenting *A Bill for an Act to further amend the Electoral Act 2002 in relation to political donations, State funding and reporting requirements, to make consequential amendments to the Electoral Amendment Act 2026 and the Planning Amendment (Better Decisions Made Faster) Act 2026 and for other purposes* and requesting the agreement of the Council.

Ingrid Stitt moved, That the Bill be read a first time.

Question — put.

The Council divided — The President in the Chair.

AYES, 24

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Pursuant to Standing Order 14.35, Ingrid Stitt declared the Bill to be an urgent bill and moved, That the Bill be treated as an urgent bill.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 25

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

On the motion of Ingrid Stitt, the Bill was ordered to be read a second time later this day.

3 PETITIONS —

MAINTAIN 100KM SPEED LIMITS FROM TRARALGON TO CHURCHILL — Melina Bath presented a petition bearing 632 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to fix country roads, in particular Hazelwood Road and Boldings Road between Traralgon and Churchill, and increase the speed limit to 100 kilometres per hour *(Ordered to be tabled).*

* * * * *

REVIEW ALPINE RESORTS VICTORIA'S GOVERNANCE MODEL — Melina Bath presented a petition bearing 794 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to review the Alpine Resorts Victoria's centralised governance model, in particular the flawed funding model, and provide targeted funding that reflects Mt Baw Baw's economic, social and strategic importance to Gippsland and Victoria's alpine system *(Ordered to be tabled).*

* * * * *

PROSTATE CANCER AND MEN'S HEALTH AWARENESS — Nick McGowan presented a petition bearing 2,001 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to address the issue of prostate cancer and men's health awareness by encouraging sporting groups, including the Australian Football League and Cricket Victoria, to hold 'Blue' matches as a way of raising awareness *(Ordered to be tabled)*.

The petition having received the required number of signatures, Nick McGowan listed the petition for future debate during Petitions (qualifying for debate).

4 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General — Results of 2025 Audits: TAFEs and Universities, June 2026 *(Ordered to be published)*.

Commission for Children and Young People — Left behind: Systemic inquiry into responses to children and young people who are the subject of multiple reports to Child Protection *(Ordered to be published)*.

Statutory Rules under the following Acts of Parliament —
Administration and Probate Act 1958 — No. 57.
Building and Construction Industry Security of Payment Act 2002 — No. 60.
Family Violence Protection Act 2008 — No. 61.
Gambling Regulation Act 2003 — No. 58.
Taxation Administration Act 1997 — No. 62.
Worker Screening Act 2020 — No. 59.

5 MEMBERS' STATEMENTS — Members made statements.

6 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1452, be postponed until later this day.

7 CONDOLENCE STATEMENT — THE LATE NEALE DANIHER AO — Harriet Shing moved, That this House expresses its deep sorrow at the passing of Neale Daniher AO, footballer, coach, Victorian of the Year, Australian of the Year, and co-founder of FightMND, who faced motor neurone disease with extraordinary courage and grace, transforming personal hardship into hope for millions, and whose legacy will endure in Victoria and across the nation.

Other members addressed the House.

On the motion of Lee Tarlamis, the debate was adjourned until later this day.

8 ELECTORAL FURTHER AMENDMENT BILL 2026 — Ingrid Stitt laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

Ingrid Stitt moved, That the Bill be now read a second time.

Ingrid Stitt incorporated the second reading speech in Hansard.

Debate ensued.

Evan Mulholland *(EM70C)* circulated amendments proposed to be moved during Committee of the whole.

Business interrupted at 12.00 noon.

9 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of Georgie Crozier, the answers given by Harriet Shing to questions relating to non-emergency patient transport fuel costs (QwN 1342) were ordered to be taken into consideration on the next day of meeting.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

10 ELECTORAL FURTHER AMENDMENT BILL 2026 — Debate continued on the question, That the Bill be now read a second time.

Ingrid Stitt *(IS30C and IS31C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put.

The Council divided — The President in the Chair.

AYES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; 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; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 12

Melina Bath; Gaelle Broad; Georgie Crozier; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

[Sitting suspended from 6.31 pm to 7.32 pm]

Bill further considered in Committee of the whole.

Business interrupted at 10.00 pm.

Ingrid Stitt 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.

Ingrid Stitt 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.

FRIDAY, 5 JUNE 2026

Ingrid Stitt moved, That the sitting be extended.

Question — put and agreed to.

Bill further considered in Committee of the whole.

Bill reported with amendments, the Report was adopted.

Ingrid Stitt moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; 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; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 12

Melina Bath; Gaelle Broad; Georgie Crozier; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill with amendments and requesting their agreement.

11 BUILDING LEGISLATION AND TREASURY LEGISLATION (TAX RELIEF) AMENDMENT BILL 2026 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Building Act 1993 in relation to places of public entertainment, emergency orders, building notices, building orders, decennial insurance, flood prone areas and minor matters, the Building and Construction Industry Security of Payment Act 2002 in relation to adjudicators, authorised nominating authorities and reviews of that Act, the Building Legislation Amendment (Buyer Protections) Act 2025 in relation to the statutory insurance scheme, minimum financial requirements and minor matters, the Building Legislation Amendment (Fairer Payments on Jobsites and Other Matters) Act 2025 in relation to minor matters, the Building and Plumbing Administration and Enforcement Act 2026 in relation to Ministerial guidelines, flood prone areas and minor matters, the Cladding Safety Victoria Repeal Act 2026 in relation to a minor matter, the Sale of Land Act 1962 in relation to off-the-plan contracts and section 32 statements, the Water Act 1989 in relation to floodplain management, the Emergency Services and Volunteers Fund Act 2012 in relation to exemptions and offsets and the fixed charge on residential land, the Duties Act 2000 in relation to the concession from duty for newly constructed dwellings and the Land Tax Act 2005 in relation to the principal place of residence exemption and for other purposes* and requesting the agreement of the Council.

On the motion of Harriet Shing, the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Harriet Shing laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

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 (for David Davis), the debate was adjourned for one week.

12 OUTDOOR RECREATION VICTORIA BILL 2026 — The President read a Message from the Assembly presenting *A Bill for an Act to establish Outdoor Recreation Victoria, to establish the Land Access Panel, to repeal the Game Management Authority Act 2014 and the Victorian Fisheries Authority Act 2016, to make consequential amendments to other Acts 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 (for Melina Bath), the debate was adjourned for one week.

13 VICTORIA POLICE AMENDMENT (POLICE RESERVISTS) BILL 2026 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Victoria Police Act 2013 in relation to police reservists, to consequentially amend the Firearms Act 1996 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 statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

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.

14 SITTING OF THE COUNCIL — Harriet Shing moved, That the Council, at its rising, adjourn until Tuesday, 16 June 2026.

Question — put and agreed to.

15 ADJOURNMENT — Harriet Shing moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 4.46 am until Tuesday, 16 June 2026.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL
Supplement to Minutes Nos. 167, 168 and 169

APPROPRIATION (2026-2027) BILL 2026
Committed Tuesday, 2 June 2026

Clauses 1 to 10 — put and agreed to.

Schedules 1 to 3 — put and agreed to.

Bill reported without amendment.

* * * * *

ELECTORAL FURTHER AMENDMENT BILL 2026
Committed Thursday, 4 June 2026
Amendments circulated: Evan Mulholland (EM70C) (pp. 1625-6) and Ingrid Stitt (IS30C and IS31C) (p. 1626)

Clauses 1 to 4 — put and agreed to.

Clause 5 — Evan Mulholland moved amendment No. 1 *(EM70C)*.
Question — That the amendment be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 13

Melina Bath; Gaelle Broad; Georgie Crozier; 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; Jeff Bourman; Katherine Copsey; Enver Erdogan; 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; Sheena Watt.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Ingrid Stitt moved amendment Nos. 1, 2 and 4 *(IS31C)*.
Question — That the amendments be agreed to — put and agreed to.

Ingrid Stitt moved amendment No. 3 *(IS31C)*.

Question — That the amendment be agreed to — put and agreed to.

Evan Mulholland moved amendment Nos. 3 to 5 *(EM70C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; 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; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 5, as amended — put and agreed to.

Clauses 6 to 11 — put and agreed to.

Clause 12 — Ingrid Stitt moved amendment No. 1 *(IS30C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; 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; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 13

Melina Bath; Gaelle Broad; Georgie Crozier; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clause 12, as amended — put and agreed to.

Clause 13 — put and agreed to.

Bill reported with amendments.

AMENDMENTS CIRCULATED IN RELATION TO —

1. ELECTORAL FURTHER AMENDMENT BILL 2026

Amendments circulated by Evan Mulholland (EM70C)

1. Clause 5, page 7, lines 27 to 30 and page 8, lines 1 to 15, omit all words and expression on these lines and insert—

"***associated entity*** means—

(a) an entity that is controlled by one or more registered political parties; or

(b) an entity that operates wholly, or to a significant extent, for the benefit of one or more registered political parties; or

(c) an entity that is a financial member of a registered political party; or

(d) an entity on whose behalf another person is a financial member of a registered political party; or

(e) an entity that has voting rights in a registered political party; or

(f) an entity on whose behalf another person has voting rights in a registered political party—

but does not include a trade union;".

2. Clause 5, page 101, line 7, omit "1 July 2023" and insert "27 November 2022".

3. Clause 5, page 102, lines 9 to 33 and page 103, lines 1 to 25, omit all words and expression on these lines and insert—

"**279 Disclosure of amounts received by registered political parties from nominated entities since 2022 general election**

(1) A registered political party that received an amount from a nominated entity during the period beginning on 27 November 2022 and ending on the day on which the **Electoral Further Amendment Act 2026** receives the Royal Assent must disclose to the Commission, within 30 days after the end of that period the details specified under subsection (2) in respect of that amount.

Penalty: 200 penalty units.

(2) For the purposes of subsection (1), the following details are specified—

(a) the name of the registered political party;

(b) the name of the nominated entity;

(c) the date on which the amount was received;

(d) the size of the amount.

280 Disclosure of amounts given to registered political parties by nominated entities since 2022 general election

(1) A nominated entity that gave an amount to a registered political party during the period beginning on 27 November 2022 and ending on the day on which the **Electoral Further Amendment Act 2026** receives the Royal Assent must disclose to the Commission, within 30 days after the end of that period the details specified under subsection (2) in respect of that amount.

Penalty: 200 penalty units.

(2) For the purposes of subsection (1), the following details are specified—

(a) the name of the registered political party;

(b) the name of the nominated entity;

(c) the date on which the amount was given;

(d) the size of the amount.".

4. Clause 5, page 105, line 2, omit "**specified gift**" and insert "**other**".

5. Clause 5, page 105, line 10, omit "a specified gift" and insert "an amount".

Amendment circulated by Ingrid Stitt (IS30C)

1. Clause 12, page 115, line 7, after "Assembly" insert "or former member, however described, of the Parliament of the Commonwealth or the Parliament of another State or a Territory".

Amendments circulated by Ingrid Stitt (IS31C)

1. Clause 5, page 13, lines 21 to 23, omit "or, if a higher amount is prescribed by the regulations, the prescribed amount".

2. Clause 5, page 92, in the Table, in Column 2 of Item 2, omit "or the prescribed amount".

3. Clause 5, page 101, line 7, omit "1 July 2023" and insert "25 November 2018".

4. Clause 5, page 107, lines 33 to 35, omit "or, if a higher amount is prescribed by the regulations, the prescribed amount".

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 170, 171 and 172

No. 170 — Tuesday, 16 June 2026

1 The President took the Chair at 12.02 pm, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACTS** — The President read Messages from the Governor informing the Council that she had —

On 9 June 2026, given the Royal Assent to the following Act presented to her by the Clerk of the Parliaments:

Electoral Further Amendment Act 2026.

On 10 June 2026, given the Royal Assent to the following Act presented to her by the Speaker:

Appropriation (2026-2027) Act 2026.

3 **ELECTORAL FURTHER AMENDMENT BILL 2026** — 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.

4 **QUESTION TIME** —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

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ANSWERS TAKEN INTO CONSIDERATION — On the motion of Georgie Crozier, the answers given by Harriet Shing to questions relating to Proton beam therapy (QwN 1354) 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 a minister to provide a written response to questions without notice pursuant to Standing Order 8.07 as follows:

- **Victoria Police custody health protocols (QwN 1350)** — substantive and supplementary questions asked by Katherine Copsey — response from Enver Erdogan due Thursday, 18 June 2026.

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CONSTITUENCY QUESTIONS — Members asked constituency questions.

5 PETITION — REJECT PROPOSAL TO REZONE THE WODONGA GOLF COURSE — Wendy Lovell presented a petition bearing 5,160 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to reject any proposal to rezone the Wodonga Golf Course for non-recreational use and ensure the long-term protection of this land under its current zoning for community recreation and environmental benefit *(Ordered to be tabled)*.

On the motion of Wendy Lovell, the petition was ordered to be taken into consideration on the next day of meeting.

6 PAPERS —

COMMITTEE REPORT — SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled Alert Digest No. 8 of 2026 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

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PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General —

Follow-up: Reducing Bushfire Risks, June 2026 *(released on 10 June 2026 – a non-sitting day) (Ordered to be published).*

Reducing the Harm Caused by Distracted Drivers, June 2026 *(released on 10 June 2026 – a non-sitting day) (Ordered to be published).*

Planning and Environment Act 1987 — Notices of approval of the —

Banyule, Brimbank, Darebin, Mitchell, Wyndham and Yarra Ranges Planning Schemes — Amendment GC281.

Greater Bendigo Planning Scheme — Amendment C301.

Latrobe Planning Scheme — Amendment C154.

Macedon Ranges Planning Scheme — Amendment C147.

Manningham Planning Scheme — Amendment C140.

Melbourne Planning Scheme — Amendment C490.

Southern Grampians Planning Scheme — Amendment C64.

Stonnington Planning Scheme — Amendment C320.

Victoria Planning Provisions — Amendment VC311.

Statutory Rules under the following Acts of Parliament —

Drugs, Poisons and Controlled Substances Act 1981 — No. 65.

Education and Care Services National Law Act 2010 — No. 64.

Road Management Act 2004 — Nos. 66 and 67.

Surveillance Devices Act 1999 — No. 63.

Subordinate Legislation Act 1994 —

Documents under section 15 in relation to Statutory Rule Nos. 57, 58, 59, 61 and 65.

Legislative instrument and related documents under section 16B in respect of Dairy Food Safety Victoria Determination of licence classes and fees for dairy businesses 2026 under the Dairy Act 2000.

Wildlife Act 1975 — Wildlife (Prohibition of Game Hunting) (Wetlands Closure) Notice No. 3/2026, under section 86 of the Act *(Gazette S274, 28 May 2026)*.

PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Government response to the Environment and Planning Committee's Report on the Inquiry into the health impacts of air pollution in Victoria *(released on 10 June 2026)*.

Response from the Minister for Agriculture to petition titled Introduce the draft Animal Care and Protection Bill (petition No. 656) (presented by Georgie Purcell on 2 April 2026) *(released on 11 June 2026)*.

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PROCLAMATIONS — The Clerk tabled proclamations of the Governor in Council fixing operative dates for the following Acts:

Planning Amendment (Better Decisions Made Faster) Act 2026 — Parts 9 and 10 (except section 223) and sections 7(1), 10, 65, 68(3), 71, 72 and 203 — 3 June 2026 — Part 7 (except section 189) — 3 August 2026 *(Gazette S289, 2 June 2026)*.

Transport Legislation Amendment Act 2025 — Remaining provisions — 1 July 2026 *(Gazette S307, 10 June 2026)*.

7 PRODUCTION OF DOCUMENTS —

SUSTAINABLE DATA CENTRE ACTION PLAN — The Clerk tabled a letter from the Attorney-General, dated 15 June 2026, in response to a resolution of the Council on 13 May 2026 (on the motion of David Ettershank), relating to the Sustainable Data Centre Action Plan, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

On the motion of David Ettershank, the Attorney-General's letter was ordered to be taken into consideration on the next day of meeting.

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CONSTRUCTION AND TRANSPORT INFRASTRUCTURE PROJECTS — The Clerk tabled a letter from the Attorney-General, dated 15 June 2026, in response to a resolution of the Council on 3 June 2026 (on the motion of Evan Mulholland), relating to construction and transport infrastructure projects, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

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REVIEW OF WATER-USE POLICIES FOR LARGE INDUSTRIAL USERS — In response to a resolution of the Council on 4 March 2026 (on the motion of David Ettershank), and further to the Government's initial response on 1 April 2026, relating to the review of water-use policies for large industrial users, the Clerk tabled —

- a letter from the Attorney-General, dated 15 June 2026, advising that no documents were identified within the scope of the Order; and
- two documents in full relating to an industry working group formed to coordinate the Melbourne metropolitan water sector's approach to managing large non-residential water users and a schedule of those documents, which having regard to the context of the resolution, the Government considers may assist the Legislative Council.

8 BUSINESS OF THE COUNCIL — Aiv Puglielli moved, by leave, That the following general business take precedence on Wednesday, 17 June 2026 —

(1) order of the day No. 1, second reading of the Planning Amendment (Restricting Fast Food Developments) Bill 2026;

(2) notice of motion given this day by Bev McArthur on government failures;

(3) notice of motion given this day by Rikkie-Lee Tyrrell on water storage; and

(4) notice of motion given this day by Anasina Gray-Barberio referring matters relating to relocation of public housing residents to the Ombudsman.

Question — put and agreed to.

9 MEMBERS' STATEMENTS — Members made statements.

10 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1483, be postponed until later this day.

11 VICTORIA POLICE AMENDMENT (POLICE RESERVISTS) BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

12 BUSINESS POSTPONED — Ordered — That the consideration of orders of the day, government business, Nos. 2 and 3, be postponed until later this day.

13 APPROPRIATION (PARLIAMENT 2026-2027) BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and, by leave, read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

14 BUILDING LEGISLATION AND TREASURY LEGISLATION (TAX RELIEF) AMENDMENT BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

David Davis *(DD200C)* circulated amendments proposed to be moved during Committee of the whole.

[Sitting suspended from 6.29 pm to 7.31 pm]

Debate continued.

Aiv Puglielli *(AP81C)* and Harriet Shing *(HS12C)* 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.

15 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 10.21 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 171 — Wednesday, 17 June 2026

1 The President took the Chair at 9.31 am, read the Prayer and made an Acknowledgement of Country.

2 CORRECTIONS AMENDMENT (STOP THE LEGAL LOOPHOLE – BETTER RIGHTS IN POLICE CUSTODY) BILL 2026 — Katherine Copsey introduced *A Bill for an Act to amend the Corrections Act 1986 in relation to rights of persons detained in police gaols*.

On the motion of Katherine Copsey, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

3 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (FACILITATING TIMELY REPORTING) BILL 2026 — David Davis introduced *A Bill for an Act to amend the Independent Broad-based Anti-corruption Commission Act 2011 to facilitate timely reporting by the IBAC and for other purposes*.

On the motion of David Davis, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

4 PAPERS —

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General —

Delivering School Upgrade Projects, June 2026 *(Ordered to be published)*.

Improving Bus Services, June 2026 *(Ordered to be published)*.

Planning and Environment Act 1987 — Notice of approval of the Victoria Planning Provisions — Amendment VC312.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule Nos. 60, 62 and 63.

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PAPER PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following paper:

Response from the Minister for Health to petition titled Save VicHealth (petition No. 750) (presented by Sarah Mansfield on 31 March 2026) *(released on 16 June 2026)*.

* * * * *

PROCLAMATIONS — The Clerk tabled proclamations of the Governor in Council fixing operative dates for the following Acts:

Cladding Safety Victoria Repeal Act 2026 — Whole Act — 1 July 2026 *(Gazette S326, 16 June 2026)*.

Restricting Non-disclosure Agreements (Sexual Harassment at Work) Act 2025 — Whole Act — 1 July 2026 *(Gazette S326, 16 June 2026)*.

Safe Food Victoria Act 2026 — Whole Act — 1 July 2026 *(Gazette S326, 16 June 2026)*.

Social Services Regulation Amendment (Child Safety, Complaints and Worker Regulation) Act 2025 — Chapter 5 — 1 July 2026 *(Gazette S326, 16 June 2026)*.

5 MEMBERS' STATEMENTS — Members made statements.

6 PLANNING AMENDMENT (RESTRICTING NEW FAST FOOD DEVELOPMENTS) BILL 2026 — David Ettershank laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

David Ettershank moved, That the Bill be now read a second time.

On the motion of Ryan Batchelor, the debate was adjourned for two weeks.

7 PRODUCTION OF DOCUMENTS — BALLARAT STATION UPGRADE — Joe McCracken moved, That this House —

(1) notes that —

(a) in October 2022 the Victorian Government announced $49.2 million for accessibility upgrades at Ballarat Station as part of Commonwealth Games legacy infrastructure commitments;

(b) despite the cancellation of the Commonwealth Games in July 2023, the project proceeded without a revised business case or cost-benefit analysis;

(c) the published cost of the project has continued to increase, including a further increase in the 2025-26 State Budget attributed to market escalation;

(d) serious concerns have been raised that the total cost of the project is vastly disproportionate to its physical scope including a 28-metre pedestrian bridge, two lifts, stairs and a ramp, and that comparable infrastructure could be delivered by the private sector for a fraction of the published cost;

(2) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within three weeks of the House agreeing to this resolution, the following documents —

(a) the business case for the Ballarat Station Upgrade, including any revision following the 2023 cancellation of the Commonwealth Games;

(b) all documents relating to project cost increases, including gateway reviews, ministerial briefings and departmental advice;

(c) all documents relating to the procurement model for the project, including the allocation of the project to the Western Program Alliance;

(d) a breakdown of total project expenditure by category, including design, construction, alliance overheads, project management and consultancy costs; and

(e) any analysis or benchmarking comparing the cost of the Ballarat Station Upgrade with comparable accessibility upgrades at other railway stations.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

8 PRODUCTION OF DOCUMENTS — INFRASTRUCTURE AUSTRALIA'S ASSESSMENT OF THE SUBURBAN RAIL LOOP EAST PROJECT — David Ettershank moved, That this House —

(1) notes —

(a) a report by Infrastructure Australia in 2025 that questioned the financial viability of the Victorian Government's Suburban Rail Loop (SRL) East project;

(b) that the Infrastructure Australia report advised that before committing further funding to SRL East, the Federal Government should receive and approve at least the following additional information from the proponent —

(i) an updated and detailed cost estimate for the SRL East and supporting station precinct interventions;

(ii) a comprehensive funding and financing strategy with supporting quantitative analysis that details how value capture will fund one-third of SRL East's cost;

(iii) analysis (including cost-benefit analysis) that demonstrates the benefits of the SRL East in terms of social, economic and environmental outcomes and its contribution to the SRL program;

(iv) contingencies and an 'exit strategy' should the project experience cost blow-outs or funding shortfalls or where expected benefits fail to materialise;

(c) that in 2026, Infrastructure Australia revised its views on the project, presumably based on information provided by the Victorian Government;

(d) that this supplementary information provided by the Victorian Government has not been made public; and

(2) requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council within 30 days of the House agreeing to this resolution, a copy of the information provided to Infrastructure Australia relating to paragraphs (1)(b)(i) to (iv).

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

9 GOVERNMENT FAILURES — Bev McArthur moved, That this House —

(1) condemns the Premier for a failure of leadership that has left Victoria less safe, less liveable, more indebted, and less confident in the integrity of government;

(2) notes that under the Allan Labor Government —

(a) Victoria's health system is closing beds, cancelling surgeries and struggling to pay its bills, while patients wait too long for ambulances, emergency treatment and elective surgery;

(b) crime has reached its highest level since records began, while 1,500 police positions remain unfilled, police stations have been cut, and Labor's weak bail laws have forced repeated crisis-driven reversals;

(c) alleged CFMEU corruption on Big Build projects has exposed a culture of secrecy, waste and criminal infiltration, at an estimated $15 billion cost to taxpayers;

(d) state debt is forecast to approach $200 billion, with interest repayments exceeding $32 million a day, draining funding from essential services, costing families and businesses more;

(e) the cost of living has worsened under this Government addicted to higher taxes, higher charges and political gimmicks;

(3) further notes that even Labor members of Parliament are now discussing whether the only way to defend Labor's record is to find someone else to front it;

(4) believes that Victorians do not need a new salesman for the same failed Government, but a change of Government; and

(5) declares that Victoria cannot afford more chaos, cover-ups and excuses from a Premier who will not accept responsibility for Labor's failures in crime, health, integrity, debt and cost of living.

Debate ensued.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

10 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

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ANSWERS TAKEN INTO CONSIDERATION — Ordered that the following answers be taken into consideration on the next day of meeting —

- On the motion of Richard Welch, the answers given by Jaclyn Symes to questions relating to the cost of corruption on Big Build sites (QwN 1360).
- On the motion of Georgie Crozier, the answers given by Harriet Shing to questions relating to hospital finances (QwN 1364).

* * * * *

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:

- **Solitary confinement (QwN 1357)** — substantive and supplementary questions asked by David Limbrick — response from Enver Erdogan due Friday, 19 June 2026.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

11 GOVERNMENT FAILURES — Debate continued on the question, That this House —

(1) condemns the Premier for a failure of leadership that has left Victoria less safe, less liveable, more indebted, and less confident in the integrity of government;

(2) notes that under the Allan Labor Government —

(a) Victoria's health system is closing beds, cancelling surgeries and struggling to pay its bills, while patients wait too long for ambulances, emergency treatment and elective surgery;

(b) crime has reached its highest level since records began, while 1,500 police positions remain unfilled, police stations have been cut, and Labor's weak bail laws have forced repeated crisis-driven reversals;

(c) alleged CFMEU corruption on Big Build projects has exposed a culture of secrecy, waste and criminal infiltration, at an estimated $15 billion cost to taxpayers;

(d) state debt is forecast to approach $200 billion, with interest repayments exceeding $32 million a day, draining funding from essential services, costing families and businesses more;

(e) the cost of living has worsened under this Government addicted to higher taxes, higher charges and political gimmicks;

(3) further notes that even Labor members of Parliament are now discussing whether the only way to defend Labor's record is to find someone else to front it;

(4) believes that Victorians do not need a new salesman for the same failed Government, but a change of Government; and

(5) declares that Victoria cannot afford more chaos, cover-ups and excuses from a Premier who will not accept responsibility for Labor's failures in crime, health, integrity, debt and cost of living.

Question — put.

The Council divided — The President in the Chair.

AYES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; 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, 18

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Shaun Leane; Tom McIntosh; Rachel Payne; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

12 WATER STORAGE — Rikkie-Lee Tyrrell moved, by leave, in an amended form, That this House notes that —

(1) farmers are the lifeblood of the Northern Victoria region;

(2) many of those farmers rely on irrigation to grow their crops and livestock;

(3) water needs to be protected for communities and food and fibre production;

(4) the Department of Energy, Environment and Climate Action's 2022-23 surface water reports show that more than 570 gigalitres of water held in the River Murray-Goulburn Murray Water share accounts, and 915 gigalitres from Goulburn and Campaspe basins was written off as spillable water;

(5) when water is lost during storage overflows, this impacts farmers;

and calls on the Government to investigate the viability of all reclassification options in carrying over water spilled from storages to alternatives such as environmental water and report it as such.

Debate ensued.

Question — put and agreed to.

13 BUILDING LEGISLATION AND TREASURY LEGISLATION (TAX RELIEF) AMENDMENT BILL 2026 — The President read a Message from the Assembly informing the Council that they have agreed to the amendments made by the Council in this Bill.

14 BUSINESS OF THE COUNCIL — Ingrid Stitt moved, by leave, That so much of the Standing and Sessional Orders be suspended to the extent necessary to allow the following order of business on Friday, 28 August 2026 to apply —

Messages
Formal business
Members' statements (up to 15 members)
Government business
At 12.00 noon Questions
Government business (continues)
At 10.00 pm Adjournment (up to 20 members).

Question — put and agreed to.

15 OMBUDSMAN REFERRAL — RELOCATION OF PUBLIC HOUSING RESIDENTS — Anasina Gray-Barberio moved, That this House —

(1) notes —

(a) on 20 September 2023, the Government released Victoria's Housing Statement, outlining its intention to demolish Victoria's 44 high-rise public housing towers and redevelop the land;

(b) the Government commenced relocation of residents in the following three initial tranches of public housing towers —

(i) tranche 1: Carlton, Flemington and North Melbourne;

(ii) tranche 2: South Yarra and Richmond;

(iii) tranche 3: Flemington, Kensington, North Melbourne, Prahran, St Kilda and Albert Park – all housing residents aged over 55;

(2) pursuant to section 16 of the *Ombudsman Act 1973*, refers the following matters to the Ombudsman for investigation and report —

(a) the impact on residents at the first three tranches of public housing to be demolished of the project to date, including but not limited to —

(i) moving from homes owned and managed by the Government (public housing) to homes managed by not-for-profit agencies (community housing), including how this affects rental and utility payments and other costs such as utilities, access to enforceable, transparent and protective rental policies and security of tenure, as well as residents' mental, social and physical wellbeing;

(ii) the adequacy of the homes offered to the residents required to relocate, including location, general standard, and suitability of the homes to each resident's unique housing requirements and any impacts from the Government's reliance on using privately owned housing to relocate residents ('head-leasing' arrangements);

(iii) the outcomes for residents who refuse homes offered for relocation;

(iv) the impact on residents living in towers where the majority of the other residents have relocated;

(v) the practices and methods of contact employed by the Government, Homes Victoria, agencies and relocation staff to secure relocation, and whether these are compatible with the human rights of the residents, which could include but is not limited to —

(A) communication and confusion around residents' "right to return";

(B) communication around the differences between community and public housing;
(C) limiting the number of homes offered for relocation;
(D) consequences communicated to residents should they not agree to relocate or accept offers;

(b) the specific impacts on elderly public housing residents in tranche 3, with regards to paragraph (2)(a);
(c) the timeliness and adequacy of the Government's maintenance of all 44 public housing towers, particularly in comparing the periods before and after the announcement on 20 September 2023 and the ongoing impact on residents;
(d) whether, having regard to all the circumstances, the demolition of the public housing towers is the best course of action; and

(3) requires the Clerk to write to the Victorian Ombudsman to convey the terms of this resolution.

Debate ensued.

Question — put and agreed to.

16 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.

17 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

18 PETITIONS (QUALIFYING FOR DEBATE) — RESTORE FUNDING FOR WRITERS VICTORIA — David Davis moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

19 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1483, be postponed until later this day.

20 OUTDOOR RECREATION VICTORIA BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned until the next day of meeting.

21 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.25 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 172 — Thursday, 18 June 2026

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 COMMITTEE MEMBERSHIP — The President advised the House that Pauline Richards, Member for Cranbourne, resigned from the House Committee, effective from today.

The President advised the House that Jacinta Ermacora resigned from the Environment and Planning Standing Committee effective from today.

3 PETITION — REJECT PROPOSAL TO REZONE THE WODONGA GOLF COURSE — Wendy Lovell presented a petition bearing 3,154 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to reject any proposal to rezone the Wodonga Golf Course for non-recreational use and ensure the long-term protection of this land under its current zoning for community recreation and environmental benefit *(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).

4 PAPERS —

PAPERS PRESENTED BY ORDER OF THE COUNCIL — Lizzie Blandthorn, by leave, presented the:

Victorian Government Response to the Community Visitors Report, 2024-25 *(Ordered to be tabled).*

Victorian Government Aboriginal Affairs Report, 2025, including Domain 1 to 6 Data Tables and 2025 Closing the Gap Tables *(Ordered to be tabled).*

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COMMITTEE REPORT — ENVIRONMENT AND PLANNING COMMITTEE — Pursuant to Standing Order 23.22, Ryan Batchelor tabled a Report on the Inquiry into decommissioning oil and gas infrastructure (including an Appendix, Extracts of Proceedings and a Minority Report) from the Environment and Planning 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.

Debate ensued.

Question — put and agreed to.

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PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Gambling Regulation Act 2003 —

Amendment to the Public Lottery Licence and Ancillary Agreement with Tattersall's Sweeps Pty Ltd, of 4 May 2026, under section 5.3.19(4) of the Act.

Monitoring Licence and Monitoring Licence Related Agreement with Intralot Gaming Services Pty Ltd, of 21 April 2026, under section 3.4.53(1) of the Act.

Report of Independent Review Panel: Public Lotteries Licencing Project, June 2026, under section 10.2A.11(3) of the Act.

Multicultural Victoria Act 2011 — Victorian Government report on multicultural affairs, 2024-25.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule Nos. 69, 71, 72 and 77.

5 MESSAGE FROM THE ASSEMBLY — INVITATION TO LEGISLATIVE COUNCIL MEMBERS — APOLOGY — The 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 Thursday, 30 July 2026 at 11.30 am for the consideration of a motion

endorsing the statement of apology to victims of historical child sexual abuse in Victorian government schools.

6 BUSINESS OF THE HOUSE — Enver Erdogan moved, by leave, That so much of Standing and Sessional Orders be suspended to the extent necessary to allow —

(1) the sitting of the Council on Thursday, 30 July 2026 to commence at 9.30 am and the following order of business to apply —

Messages
Formal business
Members' statements (up to 15 members)
Government business
At 2.00 pm Questions
Government business (continues)
At 6.30 pm Meal break
Government business (continues)
At 10.00 pm Adjournment (up to 20 members);

(2) the President to suspend the sitting of the Council to allow members to attend the Assembly Chamber at 11.30 am for a special sitting for an apology to victims of historical child sexual abuse in Victorian government schools and resume the sitting of the Council at 2.00 pm; and

(3) any business under discussion at the time the President suspends the sitting to continue at the resumption of the sitting.

Question — put and agreed to.

7 COMMITTEE MEMBERSHIP — Enver Erdogan moved, by leave, That Michael Galea be a member of the Environment and Planning Standing Committee.

Question — put and agreed to.

8 MEMBERS' STATEMENTS — Members made statements.

9 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1498, be postponed until later this day.

10 OUTDOOR RECREATION VICTORIA BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Katherine Copsey *(KC79C)* circulated amendments proposed to be moved during Committee of the whole.

Business interrupted at 12.00 noon.

11 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of Georgie Crozier, the answers given by Harriet Shing to questions relating to health system failures (QwN 1367) were ordered to be taken into consideration on the next day of meeting.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

12 OUTDOOR RECREATION VICTORIA BILL 2026 — Debate continued on the question, That the Bill be now read a second time.

Georgie Purcell *(GP24C, GP25C and GP26C)* and Gaelle Broad (for Melina Bath) *(MB26C and MB31C)* circulated amendments proposed to be moved during Committee of the whole.

Georgie Purcell 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 have conducted a full investigation into the regulatory failings of the Game Management Authority and put forward a model for a true regulator of hunting and fishing.".

Debate ensued.

Question — That the reasoned amendment moved by Georgie Purcell be agreed to — put.

The Council divided — The 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, 30

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Renee Heath; 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 negatived.

Question — That the Bill be now read a second time — 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; Renee Heath; 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.

Bill read a second time.

Georgie Purcell moved, That pursuant to Standing Order 14.12(b), the Outdoor Recreation Victoria Bill 2026 be referred to the Economy and Infrastructure Committee for inquiry, consideration and report by 1 August 2026.

Debate ensued.

Question — put.

The Council divided — The 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; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; 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 negatived.

Bill committed to a Committee of the whole.

House in Committee.

[Sitting suspended from 6.30 pm to 7.31 pm]

Bill further considered in Committee of the whole.

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.

FRIDAY, 19 JUNE 2026

Enver Erdogan moved, That the sitting be extended.

Question — put and agreed to.

Bill further considered in Committee of the whole.

Bill reported with amendments, 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, 29

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; 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.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill with amendments and requesting their agreement.

13 EDUCATION AND TRAINING REFORM AMENDMENT BILL 2026 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Education and Training Reform Act 2006 to strengthen Aboriginal recognition and self-determination across the early childhood education, school education, vocational education and training and adult, community and further education system, to require schools to develop policies to restrict student use of personal electronic devices during school hours and to improve the operation of that Act and to amend the Education and Care Services National Law Act 2010 to make a statute law revision amendment and for other purposes* and requesting the agreement of the Council.

On the motion of Jaclyn Symes (for Lizzie Blandthorn), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Jaclyn Symes laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Jaclyn Symes moved, That the Bill be now read a second time.

Jaclyn Symes incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned for one week.

14 HEALTH LEGISLATION AMENDMENT (REGULATORY REFORM) BILL 2026 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Assisted Reproductive Treatment Act 2008 to require registered ART providers to comply with an approved accreditation scheme and to make amendments to provisions relating to the registration of registered ART providers and the inspection powers of the Secretary, the Non-Emergency Patient Transport and First Aid Services Act 2003 to expand the scope of the regulation making power in relation to the incorporation of documents, the Public Health and Wellbeing Act 2008 to amend provisions in relation to the registration of cooling tower systems and the Radiation Act 2005 in relation to the disposal of radiation sources and to create a regulatory scheme for the provision of financial assurances and for other purposes* and requesting the agreement of the Council.

On the motion of Jaclyn Symes (for Harriet Shing), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Jaclyn Symes laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

Jaclyn Symes moved, That the Bill be now read a second time.

Jaclyn Symes incorporated the second reading speech in Hansard.

On the motion of Georgie Crozier, the debate was adjourned for one week.

15 OCCUPATIONAL HEALTH AND SAFETY AMENDMENT (DANGEROUS GOODS) BILL 2026 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Occupational Health and Safety Act 2004 to regulate the handling, and activities involving the handling, of dangerous goods including security sensitive ammonium nitrate and explosives at workplaces and other places and for other purposes* and requesting the agreement of the Council.

On the motion of Jaclyn Symes, the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Jaclyn Symes laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Jaclyn Symes moved, That the Bill be now read a second time.

Jaclyn Symes incorporated the second reading speech in Hansard.

On the motion of Bev McArthur, the debate was adjourned for one week.

16 DANGEROUS GOODS TRANSPORT BILL 2026 — The President read a Message from the Assembly presenting *A Bill for an Act to regulate the transport of dangerous goods by vessel on inland waters, by road or by rail, to promote public safety, to protect property and the environment from harm, to repeal the Dangerous Goods Act 1985 and for other purposes* and requesting the agreement of the Council.

On the motion of Jaclyn Symes, the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Jaclyn Symes laid on the Table the statement of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006*.

Jaclyn Symes moved, That the Bill be now read a second time.

Jaclyn Symes incorporated the second reading speech in Hansard.

On the motion of Bev McArthur, the debate was adjourned for one week.

17 RACING LEGISLATION AMENDMENT (ENTITY GOVERNANCE AND OTHER MATTERS) BILL 2026 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Racing Act 1958 and the Domestic Animals Act 1994, to amend the Australian Grands Prix Act 1994 in relation to approved motor sport events under that Act and for other purposes* and requesting the agreement of the Council.

On the motion of Jaclyn Symes (for Enver Erdogan), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Jaclyn Symes laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

Jaclyn Symes moved, That the Bill be now read a second time.

Jaclyn Symes incorporated the second reading speech in Hansard.

On the motion of Bev McArthur, the debate was adjourned for one week.

18 COGNATE DEBATE — DANGEROUS GOODS TRANSPORT BILL 2026 — OCCUPATIONAL HEALTH AND SAFETY AMENDMENT (DANGEROUS GOODS) BILL 2026 — Jaclyn Symes moved, by leave, That this House authorises the President to permit the second reading debates of the Dangerous Goods Transport Bill 2026 and the Occupational Health and Safety Amendment (Dangerous Goods) Bill 2026 to be taken concurrently.

Question — put and agreed to.

19 SITTING OF THE COUNCIL — Jaclyn Symes moved, That the Council, at its rising, adjourn until Tuesday, 28 July 2026.

Question — put and agreed to.

20 ADJOURNMENT — Jaclyn Symes moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 4.02 am until Tuesday, 28 July 2026.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL
Supplement to Minutes Nos. 170, 171 and 172

VICTORIA POLICE AMENDMENT (POLICE RESERVISTS) BILL 2026
Committed Tuesday, 16 June 2026

Clauses 1 to 13 — put and agreed to.

Bill reported without amendment.

* * * * *

BUILDING LEGISLATION AND TREASURY LEGISLATION (TAX RELIEF) AMENDMENT BILL 2026
Committed Tuesday, 16 June 2026
Amendments circulated: David Davis (DD200C) (pp. 1658-60), Aiv Puglielli (AP81C) (p. 1660) and Harriet Shing (HS12C) (p. 1661)

Clause 1 — Harriet Shing moved amendment No. 1 *(HS12C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 1, as amended — put and agreed to.

Clause 2 — put and agreed to.

Division heading preceding Clause 3 — Question — That the Division heading preceding Clause 3 stand part of the Bill — put and negatived.

Clauses 3 to 44 — Question — That Clauses 3 to 44 stand part of the Bill — put and negatived.

Clauses 45 to 81 — put and agreed to.

Clause 82 — Harriet Shing moved amendment No. 4 *(HS12C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 82, as amended — put and agreed to.

Clause 83 — Question — That Clause 83 stand part of the Bill — put and negatived.

Clause 84 — put and agreed to.

Clauses 85 to 88 — Question — That Clauses 85 to 88 stand part of the Bill — put and negatived.

Clause 89 — put and agreed to.

Clause 90 — Question — That Clause 90 stand part of the Bill — put and negatived.

Clauses 91 to 147 — put and agreed to.

Clause 147A — Aiv Puglielli moved suggested amendment No. 1 *(AP81C)*.

Question — That the suggested 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; David Davis; 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.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 147A — put and agreed to.

Clauses 148 to 153 — put and agreed to.

Long title — Harriet Shing moved amendment No. 8 *(HS12C)*.

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.

* * * * *

OUTDOOR RECREATION VICTORIA BILL 2026

Committed Thursday, 18 June 2026

Amendments circulated: Melina Bath (MB26C and MB31C) (pp. 1661-86), Katherine Copsey (KC79C) (p. 1687) and Georgie Purcell (GP24C, GP25C and GP26C) (pp. 1688-90)

Clause 1 — Melina Bath moved amendment No. 1 *(MB31C)*.

Georgie Purcell moved amendment No. 1 *(GP26C)* to Melina Bath's amendment No. 1 *(MB31C)*.

Question — That Georgie Purcell's amendment No. 1 *(GP26C)* to Melina Bath's amendment No. 1 *(MB31C)* 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, 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; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; 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 negatived.

Question — That Melina Bath's amendment No. 1 *(MB31C)* be agreed to — put and agreed to.

Melina Bath moved amendment No. 2 *(MB31C)*.

Question — That the amendment be agreed to — put and agreed to.

Georgie Purcell moved amendment No. 1 *(GP24C)*.

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, 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; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; 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 negatived.

Clause 1, as amended — put and agreed to.

Clause 2 — put and agreed to.

Clause 3 — Melina Bath moved amendment Nos. 3 to 5 and 7 to 9 *(MB31C)*.

Question — That the amendments be agreed to — put and agreed to.

Melina Bath moved amendment No. 6 *(MB31C)*.

Question — That the amendment be agreed to — put and agreed to.

Georgie Purcell moved amendment No. 2 *(GP24C)*.

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, 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; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; 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 negatived.

Melina Bath moved amendment No. 1 *(MB26C)*.

Question — That the amendment be agreed to — put and agreed to.

Katherine Copsey moved amendment No. 1 *(KC79C)*.

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, 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; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; 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 negatived.

Katherine Copsey moved amendment Nos. 2 and 3 *(KC79C)*.

Question — That the amendments 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, 29

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; 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 negatived.

Clause 3, as amended — put and agreed to.

Clause 4 — put and agreed to.

Part heading and Division heading preceding Clause 5 and Clause 5 — Melina Bath moved amendment Nos. 10 to 14 *(MB31C)*.

Question — That the amendments be agreed to — put and agreed to.

Part heading and Division heading preceding Clause 5 and Clause 5, as amended — put and agreed to.

Clause 6 — Melina Bath moved amendment Nos. 15 to 18 *(MB31C)*.

Question — That the amendments be agreed to — put and agreed to.

Clause 6, as amended — put and agreed to.

Division heading preceding Clause 7 — Melina Bath moved amendment No. 19 *(MB31C)*.

Question — That the amendment be agreed to — put and agreed to.

Division heading preceding Clause 7, as amended — put and agreed to.

Clause 7 — Melina Bath moved amendment Nos. 20 to 22 *(MB31C)*.

Question — That the amendments be agreed to — put and agreed to.

Georgie Purcell moved amendment No. 4 *(GP24C)*.

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, 29

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; 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 negatived.

Georgie Purcell moved amendment No. 5 *(GP24C)*.

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, 29

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; 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 negatived.

Melina Bath moved amendment No. 2 *(MB26C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 7, as amended — put and agreed to.

Clause 8 — Melina Bath moved amendment Nos. 23 to 29 *(MB31C)*.

Question — That the amendments be agreed to — put and agreed to.

Georgie Purcell moved amendment No. 6 *(GP24C)*.

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, 29

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; 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 negatived.

Melina Bath moved amendment Nos. 3 and 4 *(MB26C)*.

Question — That the amendments be agreed to — put and agreed to.

Clause 8, as amended — put and agreed to.

Clause 9 — Melina Bath moved amendment Nos. 30 and 31 *(MB31C)*.

Question — That the amendments be agreed to — put and agreed to.

Clause 9, as amended — put and agreed to.

Clause 10 — Melina Bath moved amendment Nos. 32 and 33 *(MB31C)*.

Question — That the amendments be agreed to — put and agreed to.

Georgie Purcell moved amendment No. 7 *(GP24C)*.

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, 29

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; 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 negatived.

Melina Bath moved amendment Nos. 5 and 6 *(MB26C)*.

Question — That the amendments be agreed to — put and agreed to.

Clause 10, as amended — put and agreed to.

Clause 11 — Melina Bath moved amendment Nos. 34 to 36 *(MB31C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 11, as amended — put and agreed to.

Clause 12 — Melina Bath moved amendment Nos. 37 to 40 *(MB31C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 12, as amended — put and agreed to.

Clauses 13 to 15 — put and agreed to.

Clause 16 — Melina Bath moved amendment Nos. 7 and 8 *(MB26C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 16, as amended — put and agreed to.

Clause 17 — put and agreed to.

Clause 18 — Melina Bath moved amendment Nos. 9 and 10 *(MB26C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 18, as amended — put and agreed to.

Part and Division headings preceding Clause 19 and Clause 19 — Melina Bath moved amendment Nos. 41 to 47 *(MC31C)*.
Question — That the amendments be agreed to — put and agreed to.
Part and Division headings preceding Clause 19 and Clause 19, as amended — put and agreed to.

Clause 20 — put and agreed to.

Clause 21 — Melina Bath moved amendment No. 48 *(MB31C)*.
Question — That the amendment be agreed to — put and agreed to.

Georgie Purcell moved amendment No. 8 *(GP24C)*.
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, 29

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; 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 negatived.

Melina Bath moved amendment No. 11 *(MB26C)*.

Question — That the amendment be agreed to — put and agreed to.

Georgie Purcell moved amendment No. 9 *(GP24C)*.

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, 29

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; 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 negatived.

Melina Bath moved amendment No. 12 *(MB26C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 21, as amended — put and agreed to.

Clauses 22 to 24 — put and agreed to.

Clause 25 — Melina Bath moved amendment No. 13 *(MB26C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 25, as amended — put and agreed to.

Clauses 26 to 29 — put and agreed to.

Melina Bath moved, by leave, That so much of Standing Orders be suspended to allow Clauses 30 to 39 to be considered together and permit amendment Nos. 49 to 71 *(MB31C)* to Clauses 30 to 39 to be considered together.

Question — put and agreed to.

Clauses 30 to 39 — Melina Bath moved amendment Nos. 49 to 71 *(MB31C)*.

Question — That the amendments be agreed to — put and agreed to.

Clauses 30 to 39, as amended — put and agreed to.

Clause 40 — Melina Bath moved amendment Nos. 72 and 74 *(MB31C)*.

Question — That the amendments be agreed to — put and agreed to.

Melina Bath moved amendment No. 73 *(MB31C)*.

Question — That the amendment be agreed to — put and agreed to.

Georgie Purcell moved amendment No. 13 *(GP24C)*.

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, 29

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; 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 negatived.

Clause 40, as amended — put and agreed to.

Clause 41 — Melina Bath moved amendment Nos. 75 to 80 *(MB31C)*.

Question — That the amendments be agreed to — put and agreed to.

Clause 41, as amended — put and agreed to.

Clause 42 — Melina Bath moved amendments No. 81 to 83 *(MB31C)*.

Question — That the amendments be agreed to — put and agreed to.

Melina Bath moved amendment No. 84 *(MB31C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 42, as amended — put and agreed to.

Clause 43 — put and agreed to.

Clause 44 — Melina Bath moved amendment Nos. 85 and 86 *(MB31C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 44, as amended — put and agreed to.

Clauses 45 and 46 — put and agreed to.

Part heading preceding Clause 47 — Melina Bath moved amendment No. 87 *(MB31C)*.
Question — That the amendment be agreed to — put and agreed to.
Part heading preceding Clause 47, as amended — put and agreed to.

Clause 47 — Melina Bath moved amendment Nos. 88, 89 and 91 to 95 *(MB31C)*.
Question — That the amendments be agreed to — put and agreed to.

Georgie Purcell moved amendment No. 1 *(GP25C)*.
Question — That the amendment be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 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)

NOES, 28

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Shaun Leane; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; 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 negatived.

Melina Bath moved amendment No. 96 *(MB31C)*.
Question — That the amendment be agreed to — put and agreed to.

Georgie Purcell moved amendment No. 2 *(GP25C)*.
Question — That the amendment be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 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)

NOES, 28

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Shaun Leane; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; 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 negatived.

Clause 47, as amended — put and agreed to.

Clause 48 — Melina Bath moved amendment Nos. 97, 98, 100 and 101 *(MB31C)*.

Question — That the amendments be agreed to — put and agreed to.

Melina Bath moved amendment No. 99 *(MB31C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 48, as amended — put and agreed to.

Clauses 49 to 52 — put and agreed to.

Melina Bath moved, by leave, That so much of Standing Orders be suspended to allow Clauses 53 to 97 to be considered together and permit amendment Nos. 102 to 177 *(MB31C)* to Clauses 53 to 97 to be considered together.

Question — put and agreed to.

Clauses 53 to 97 — Melina Bath moved amendment Nos. 102 to 177 *(MB31C)*.

Question — That the amendments be agreed to — put and agreed to.

Clauses 53 to 97, as amended — put and agreed to.

Schedule 1 — Melina Bath moved amendment Nos. 178 to 338 *(MB31C).*

Question — That the amendments be agreed to — put and agreed to.

Schedule 1, as amended — put and agreed to.

Schedule 2 — Melina Bath moved amendment Nos. 339 to 438 *(MB31C).*

Question — That the amendments be agreed to — put and agreed to.

Schedule 2, as amended — put and agreed to.

Long title — Melina Bath moved amendment Nos. 439 and 440 *(MB31C)*.

Question — That the amendments 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.

Short title — Melina Bath moved amendment No. 441 *(MB31C)*.

Question — That the amendment be agreed to — put and agreed to.

Question — That the short title, as amended, be the short title of the Bill — put and agreed to.

Bill reported with amendments.

AMENDMENTS CIRCULATED IN RELATION TO —

1. BUILDING LEGISLATION AND TREASURY LEGISLATION (TAX RELIEF) AMENDMENT BILL 2026

Amendments circulated by David Davis (DD200C)

1. Clause 4, after line 25 insert—

'(2A) In section 3(1) of the **Building Act 1993**, for the definition of ***prescribed temporary structure*** **substitute**—

"***prescribed temporary structure*** means—

(a) a tent, marquee, or booth, with a floor area greater than 100 square metres;

(b) a stand with seating for more than 20 persons;

(c) a stage or a platform (including a stage or platform with sky borders or stage wings) with a floor area greater than 150 square metres;

(d) a prefabricated building (not placed directly on the ground) with a floor area exceeding 100 square metres;

(e) a prescribed structure or a structure belonging to a prescribed class of structure;".'.

2. Clause 4, after line 29 insert—

"***community-based organisation*** means a body, whether or not it is a corporate body, that—

(a) is not established primarily for the purposes of profit or gain; and

(b) does not distribute any part of any profit or gain made in the conduct of its activities to any member of the organisation; and

(c) operates in a community wholly for—

(i) a philanthropic or benevolent purpose, including the promotion of art, culture, science, religion, education or charity; or

(ii) any sporting or recreational purpose, including the benefiting of any sporting or recreational club or association;".

3. Clause 4, page 6, lines 7 to 22, omit all words and expressions on these lines and insert—

"(a) a prescribed building or a building in a prescribed class of building, which is used or intended to be used for the purpose of providing public entertainment and meets any prescribed criteria for the public entertainment to be provided at that building; or

(b) a prescribed temporary structure, which is used or intended to be used for the purpose of providing public entertainment and meets any

prescribed criteria for the public entertainment to be provided at that prescribed temporary structure—

but does not include a building or prescribed temporary structure—

(c) that is used for the purposes of conducting an event or activity that is organised and controlled by a community-based organisation; and

(d) if the number of persons in the building or prescribed temporary structure at any one time during the event or activity does not exceed 5000;".

4. Clause 9, line 18, omit "paragraph (a) of".

5. Clause 27, line 11, omit "or place" and insert "or prescribed temporary structure".

NEW CLAUSE

6. Insert the following new clause to follow clause 32—

'**32A New section 62A inserted**

After section 62 of the **Building Act 1993 insert**—

"**62A Minister to establish review panel—place of public entertainment permits and prescribed temporary structure permits**

(1) A person may apply in writing to the Minister for review of any decision under this Part in relation to a place of public entertainment permit or prescribed temporary structure permit, including the following—

(a) the refusal or deemed refusal of the permit;

(b) the imposition of a condition on the permit;

(c) a request for information in relation to an application for the permit;

(d) a failure to decide an application for the permit within the required time;

(e) an inspection of a place of public entertainment in relation to the permit.

(2) On application under subsection (1), the Minister must establish a review panel for the entertainment event in relation to the place of public entertainment permit or prescribed temporary structure permit.

(3) The Minister must appoint one or more of the following persons to the review panel established under subsection (2)—

(a) an employee of the Commission;

(b) a prescribed person or prescribed class of person.

(4) An application for review under subsection (1) must be heard and determined by the review panel in accordance with the prescribed procedures (if any).

(5) An application for review under subsection (1) must be determined within the later of—

(a) 24 hours after the application for review is made; or

(b) a prescribed period that occurs before the entertainment event, or a stage of the entertainment event, is proposed to begin.

(6) In determining an application for review, the review panel must make a fresh decision—

(a) that affirms or amends the decision the subject of the review; or

(b) that sets aside the decision the subject of the review and substitutes another decision that the review panel considers appropriate."'.

7. Clause 39, line 17, omit "or places or classes of place,".

Suggested amendment circulated by Aiv Puglielli (AP81C)

1. **Suggested amendment to the Legislative Assembly** -

Clause 147A, lines 4 and 5, omit all words and expressions on those lines and insert—

'After section 21AA(2) of the **Duties Act 2000 insert—**

"(2A) Despite section 21(2), the consideration for a transfer of dutiable property is to be adjusted under section 21(3) or (4) if—

(a) the dutiable property is residential property consisting of a single dwelling; and

(b) the residential property is a lot in a strata subdivision that has common property; and

(c) the transfer meets all the requirements to receive a concessional rate of duty under section 57J other than the requirement that the dutiable value of the dutiable property is not more than $550 000; and

(d) the contract for the purchase of the dutiable property is entered into on or after 21 October 2026 and before 21 April 2027."'.

Amendments circulated by Harriet Shing (HS12C)

1. Clause 1, line 5, omit all words and expressions on this line.

2. Division heading preceding clause 3, omit this heading.

3. Clauses 3 to 44, omit these clauses.

4. Clause 82, lines 16 to 22, omit all words and expressions on these lines.

5. Clause 83, omit this clause.

6. Clauses 85 to 88, omit these clauses.

7. Clause 90, omit this clause.

AMENDMENT OF LONG TITLE

8. Long title, omit "places of public entertainment,".

2. OUTDOOR RECREATION VICTORIA BILL 2026

Amendments circulated by Melina Bath (MB26C)

1. Clause 3, page 3, after line 23 insert—

"(i) motorised and non-motorised recreation;

(j) recreational motorcycling and trail-bike riding;

(k) prospecting and fossicking;

(l) horse riding and equestrian activities;

(m) any other prescribed activity;".

2. Clause 7, after line 18 insert—

"(da) to optimise the social, cultural and economic benefits of commercial fishing and aquaculture in Victoria in a sustainable manner;".

3. Clause 8, page 11, line 2, after "fishing" insert ", hunting".

4. Clause 8, page 11, line 3, after "fishing" insert ", hunting".

5. Clause 10, page 12, line 8, omit "**1995**." and insert "**1995**; and".

6. Clause 10, page 12, after line 8 insert—

"(iii) the sustainability and viability of commercial fishing and aquaculture; and

(iv) the facilitation of fair and reasonable access to aquatic resources.".

7. Clause 16, line 26, before "The" insert "(1)".

8. Clause 16, after line 28 insert—

"(2) Without limiting subsection (1), the best available information may include the following—

(a) scientific research;

(b) regional data, including localised information relating to use, access, closures, participation, economic impact, safety, compliance and environmental conditions;

(c) stakeholder knowledge;

(d) on-ground evidence, including observations, incident reports, field assessments, stakeholder reports and operational experience from areas to which the decisions relate.".

9. Clause 18, line 16, before "The" insert "(1)".

10. Clause 18, after line 27 insert—

"(2) The principle of transparency requires publication of the following, to the extent practicable information regarding consultation processes.".

11. Clause 21, page 17, line 2, omit "or aquaculture" and insert ", aquaculture, hunting, or recreational fishing".

12. Clause 21, page 17, lines 24 to 26, omit all words and expressions on these lines and insert—

"(b) where possible, does not ordinarily reside in Victoria.".

13. Clause 25, page 21, line 5, after "body" insert ", other than on a voluntary basis, where possible".

14. Clause 40, after line 16 insert—

"(1A) A report under this section must set out—

(a) information regarding the authorised officers appointed by Outdoor Recreation Victoria under section 42, including the number of authorised officers appointed by Outdoor Recreation Victoria; and

(b) information regarding access to land, including any matter that has reduced access to any public land for the purposes of outdoor recreation.".

15. Clause 42, after line 32 insert—

"(5) Outdoor Recreation Victoria, in appointing authorised officers under this provision, must have regard to the number of functions, duties and powers in relation to which authorised officers may be appointed under subsection (2)(b).".

16. Clause 47, line 4, omit "Subject to subsection (3), the function of the Land" and insert "The function of the Land".

17. Clause 47, page 38, after line 10 insert—

"(6) The Land Access Panel, by written notice, may request information from any person or body who is appointed as the manager of an area of public land.

(7) A person or body to whom a request for information under subsection (6) is given must provide a written response to the Land Access Panel.".

18. Clause 48, line 13, omit "12" and insert "9".

19. Clause 48, after line 15 insert—

"(2A) Where possible, the Minister must ensure that the majority of members of the Land Access Panel are appointed from representative bodies.".

Amendments circulated by Melina Bath (MB31C)

1. Clause 1, line 4, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

2. Clause 1, line 5, after "Land" insert "and Aquatic".

3. Clause 3, line 17, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

4. Clause 3, line 20, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

5. Clause 3, page 3, lines 8 and 9, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

6. Clause 3, page 3, line 11, after "***Land***" insert "***and Aquatic***".

7. Clause 3, page 3, lines 24 and 25, omit all words and expressions on these lines.

8. Clause 3, page 4, line 27, omit "Regions." and insert "Regions;".

9. Clause 3, page 4, after line 27 insert—

"***Fishing, Hunting and Outdoor Victoria*** means the body established by section 5.".

10. Part heading preceding clause 5, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

11. Division heading preceding clause 5, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

12. Clause 5, line 4, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

13. Clause 5, line 5, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

14. Clause 5, line 6, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

15. Clause 6, line 16, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

16. Clause 6, line 18, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

17. Clause 6, line 20, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

18. Clause 6, line 22, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

19. Division heading preceding clause 7, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

20. Clause 7, line 3, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

21. Clause 7, line 4, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

22. Clause 7, line 23, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

23. Clause 8, line 1, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

24. Clause 8, line 2, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

25. Clause 8, page 9, line 17, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

26. Clause 8, page 9, line 30, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

27. Clause 8, page 9, line 31, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

28. Clause 8, page 10, lines 3 and 4, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

29. Clause 8, page 11, line 16, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

30. Clause 9, line 19, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

31. Clause 9, line 21, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

32. Clause 10, line 29, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

33. Clause 10, line 31, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

34. Clause 11, line 10, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

35. Clause 11, line 14, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

36. Clause 11, lines 15 and 16, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

37. Clause 12, line 18, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

38. Clause 12, line 19, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

39. Clause 12, lines 23 and 24, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

40. Clause 12, line 26, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

41. Part heading preceding clause 19, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

42. Division heading preceding clause 19, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

43. Clause 19, line 3, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

44. Clause 19, line 4, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

45. Clause 19, lines 5 and 6, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

46. Clause 19, line 11, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

47. Clause 19, line 13, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

48. Clause 21, line 14, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

49. Clause 30, page 26, line 12, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

50. Clause 31, lines 15 and 16, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

51. Clause 32, lines 24 and 25, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

52. Clause 32, page 27, lines 23 and 24, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

53. Clause 32, page 27, line 29, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

54. Clause 32, page 28, lines 1 and 2, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

55. Clause 33, line 14, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

56. Clause 33, line 18, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

57. Clause 33, page 29, line 3, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

58. Clause 34, lines 20 and 21, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

59. Clause 34, page 30, line 3, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

60. Clause 35, line 8, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

61. Clause 35, lines 11 and 12, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

62. Clause 35, line 13, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

63. Clause 37, page 31, line 8, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

64. Clause 38, line 13, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

65. Clause 38, line 14, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

66. Clause 38, lines 15 and 16, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

67. Clause 38, line 17, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

68. Clause 38, line 20, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

69. Clause 39, line 27, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

70. Clause 39, page 32, line 3, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

71. Clause 39, page 32, line 9, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

72. Clause 40, lines 13 and 14, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

73. Clause 40, after line 16 insert—

"(1A) A report under this section must set out—

(a) information regarding the authorised officers appointed by Fishing, Hunting and Outdoor Victoria under section 42, including the number of authorised officers appointed by Fishing, Hunting and Outdoor Victoria; and

(b) information regarding access to land, including any matter that has reduced access to any public land for the purposes of outdoor recreation.".

74. Clause 40, lines 26 and 27, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

75. Clause 41, line 30, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

76. Clause 41, page 33, lines 10 and 11, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

77. Clause 41, page 33, line 14, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

78. Clause 41, page 33, line 20, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

79. Clause 41, page 33, line 23, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

80. Clause 41, page 33, line 25, omit "Outdoor Recreation Victoria's" and insert "Fishing, Hunting and Outdoor Victoria's".

81. Clause 42, line 3, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

82. Clause 42, lines 6 and 7, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

83. Clause 42, line 29, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

84. Clause 42, after line 32 insert—

"(5) Fishing, Hunting and Outdoor Victoria, in appointing authorised officers under this provision, must have regard to the number of functions, duties and powers in relation to which authorised officers may be appointed under subsection (2)(b).".

85. Clause 44, line 10, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

86. Clause 44, lines 16 and 17, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

87. Part heading preceding clause 47, after "**Land**" insert "**and Aquatic**".

88. Clause 47, line 2, after "**Land**" insert "**and Aquatic**".

89. Clause 47, line 3, after "Land" insert "and Aquatic".

90. Clause 47, line 4, omit "Subject to subsection (3), the function of the Land" and insert "The function of the Land and Aquatic".

91. Clause 47, line 7, after "public land" insert "(including public waters and marine environments)".

92. Clause 47, line 10, omit "to public land" and insert "and shared access".

93. Clause 47, line 12, omit "to public land".

94. Clause 47, line 14, after "Land" insert "and Aquatic".

95. Clause 47, line 20, after "Land" insert "and Aquatic".

96. Clause 47, page 38, after line 10 insert—

"(6) The Land and Aquatic Access Panel, by written notice, may request information from any person or body who is appointed as the manager of an area of public land or water.

(7) A person or body to whom a request for information under subsection (6) is given must provide a written response to the Land and Aquatic Access Panel.".

97. Clause 48, line 12, after "Land" insert "and Aquatic".

98. Clause 48, line 15, after "Land" insert "and Aquatic".

99. Clause 48, after line 15 insert—

"(2A) The Minister must ensure that the majority of members of the Land and Aquatic Access Panel are appointed from representative bodies.".

100. Clause 48, line 17, after "Land" insert "and Aquatic".

101. Clause 48, line 20, after "Land" insert "and Aquatic".

102. Clause 53, line 15, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

103. Clause 53, line 25, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

104. Clause 53, lines 28 and 29, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

105. Clause 53, line 30, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

106. Clause 53, page 42, line 1, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

107. Clause 54, line 12, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

108. Clause 55, lines 23 and 24, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

109. Clause 55, line 28, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

110. Clause 58, lines 30 and 31, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

111. Clause 58, page 44, line 3, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

112. Clause 59, lines 20 and 21, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

113. Clause 60, lines 9 and 10, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

114. Clause 62, line 20, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

115. Clause 62, line 30, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

116. Clause 62, page 46, lines 3 and 4, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

117. Clause 62, page 46, line 5, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

118. Clause 62, page 46, line 9, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

119. Clause 63, line 20, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

120. Clause 64, lines 31 and 32, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

121. Clause 64, line 36, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

122. Clause 67, page 48, lines 2 and 3, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

123. Clause 67, page 48, line 10, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

124. Clause 68, lines 27 and 28, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

125. Clause 69, lines 11 and 12, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

126. Clause 71, lines 7 and 8, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

127. Clause 71, line 11, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

128. Clause 71, line 13, omit "***Outdoor Recreation Victoria***" and insert "***Fishing, Hunting and Outdoor Victoria***".

129. Clause 71, lines 14 and 15, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

130. Clause 71, line 16, omit "***Outdoor Recreation Victoria***" and insert "***Fishing, Hunting and Outdoor Victoria***".

131. Clause 71, line 18, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

132. Clause 72, line 30, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

133. Clause 73, line 5, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

134. Clause 73, line 7, omit "Outdoor Recreation Victoria's" and insert "Fishing, Hunting and Outdoor Victoria's".

135. Clause 73, line 10, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

136. Clause 74, lines 16 and 17, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

137. Clause 74, line 21, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

138. Clause 74, line 26, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

139. Clause 75, line 30, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

140. Clause 76, lines 4 and 5, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

141. Clause 76, line 8, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

142. Clause 77, line 12, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

143. Clause 77, line 14, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

144. Clause 78, line 18, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

145. Clause 80, lines 7 to 10, omit all words and expressions on these lines and insert—

'"***Fishing, Hunting and Outdoor Victoria*** means the body established by section 5 of the **Fishing, Hunting and Outdoor Victoria Act 2026**;";'.

146. Clause 80, lines 13 to 15, omit all words and expressions on these lines and insert—

'"(d) in relation to Fishing, Hunting and Outdoor Victoria—the chief executive officer of Fishing, Hunting and Outdoor Victoria;";'.

147. Clause 80, line 18, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

148. Clause 80, lines 21 and 22, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

149. Clause 80, lines 24 to 26, omit all words and expressions on these lines and insert "Fishing, Hunting and Outdoor Victoria under Part 4 of the **Fishing, Hunting and Outdoor Victoria Act 2026**; or".

150. Clause 80, line 28, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

151. Clause 80, page 55, lines 3 to 5, omit all words and expressions on these lines and insert—

'"(d) in relation to Fishing, Hunting and Outdoor Victoria—the chief executive officer of Fishing, Hunting and Outdoor Victoria;";'.

152. Clause 81, line 22, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

153. Clause 81, lines 26 and 27, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

154. Clause 82, lines 5 to 8, omit all words and expressions on these lines and insert—

'"***Fishing, Hunting and Outdoor Victoria*** means the body established by section 5 of the **Fishing, Hunting and Outdoor Victoria Act 2026**;".'.

155. Clause 82, lines 13 and 14, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

156. Clause 84, line 31, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

157. Clause 85, lines 7 to 9, omit all words and expressions on these lines and insert—

'"(b) appointed by Fishing, Hunting and Outdoor Victoria under Part 4 of the **Fishing, Hunting and Outdoor Victoria Act 2026**;";'.

158. Clause 85, lines 13 to 16, omit all words and expressions on these lines and insert—

'"***Fishing, Hunting and Outdoor Victoria*** means the body established by section 5 of the **Fishing, Hunting and Outdoor Victoria Act 2026**;".'.

159. Clause 85, line 24, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

160. Clause 85, line 26, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

161. Clause 85, line 31, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

162. Clause 86, lines 6 and 7, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

163. Clause 87, lines 15 and 16, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

164. Clause 87, line 19, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

165. Clause 88, lines 24 and 25, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

166. Clause 88, line 29, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

167. Clause 89, line 6, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

168. Clause 90, line 12, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

169. Clause 91, lines 18 and 19, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

170. Clause 92, lines 29 and 30, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

171. Clause 93, line 5, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

172. Clause 94, lines 11 and 12, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

173. Clause 95, lines 20 to 22, omit "Outdoor Recreation Victoria within the meaning of section 3 of the **Outdoor Recreation Victoria**" and insert "Fishing, Hunting and Outdoor Victoria within the meaning of section 3 of the **Fishing, Hunting and Outdoor Victoria**".

174. Clause 96, lines 29 and 30, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

175. Clause 96, page 61, line 2, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

176. Clause 96, page 61, lines 8 and 9, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

177. Clause 96, page 61, line 15, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

AMENDMENT OF SCHEDULES

178. Schedule 1, page 62, lines 7 and 8, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

179. Schedule 1, page 62, line 12, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

180. Schedule 1, page 62, lines 15 and 16, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

181. Schedule 1, page 62, line 19, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

182. Schedule 1, page 62, line 22, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

183. Schedule 1, page 62, line 25, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

184. Schedule 1, page 62, line 28, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

185. Schedule 1, page 62, lines 30 and 31, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

186. Schedule 1, page 63, line 4, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

187. Schedule 1, page 63, lines 6 and 7, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

188. Schedule 1, page 63, line 10, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

189. Schedule 1, page 63, line 13, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

190. Schedule 1, page 63, lines 15 and 16, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

191. Schedule 1, page 63, line 20, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

192. Schedule 1, page 63, lines 22 and 23, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

193. Schedule 1, page 63, line 27, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

194. Schedule 1, page 63, lines 29 and 30, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

195. Schedule 1, page 64, lines 4 and 5, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

196. Schedule 1, page 64, lines 7 and 8, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

197. Schedule 1, page 64, lines 10 and 11, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

198. Schedule 1, page 64, line 15, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

199. Schedule 1, page 64, lines 18 and 19, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

200. Schedule 1, page 64, line 21, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

201. Schedule 1, page 64, line 24, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

202. Schedule 1, page 64, lines 27 and 28, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

203. Schedule 1, page 64, lines 30 and 31, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

204. Schedule 1, page 65, line 3, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

205. Schedule 1, page 65, lines 6 and 7, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

206. Schedule 1, page 65, lines 9 and 10, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

207. Schedule 1, page 65, lines 12 and 13, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

208. Schedule 1, page 65, line 16, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

209. Schedule 1, page 65, line 19, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

210. Schedule 1, page 65, lines 21 and 22, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

211. Schedule 1, page 65, lines 26 and 27, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

212. Schedule 1, page 65, line 30, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

213. Schedule 1, page 66, lines 3 and 4, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

214. Schedule 1, page 66, lines 6 and 7, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

215. Schedule 1, page 66, line 10, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

216. Schedule 1, page 66, line 13, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

217. Schedule 1, page 66, lines 15 and 16, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

218. Schedule 1, page 66, line 19, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

219. Schedule 1, page 66, line 23, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

220. Schedule 1, page 66, line 26, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

221. Schedule 1, page 66, lines 29 and 30, omit "Outdoor Recreation Victoria's" and insert "Fishing, Hunting and Outdoor Victoria's".

222. Schedule 1, page 66, line 33, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

223. Schedule 1, page 67, lines 2 and 3, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

224. Schedule 1, page 67, line 6, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

225. Schedule 1, page 67, lines 9 and 10, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

226. Schedule 1, page 67, lines 13 and 14, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

227. Schedule 1, page 67, lines 17 and 18, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

228. Schedule 1, page 67, line 22, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

229. Schedule 1, page 67, line 25, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

230. Schedule 1, page 67, lines 27 and 28, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

231. Schedule 1, page 67, lines 31 and 32, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

232. Schedule 1, page 68, lines 2 and 3, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

233. Schedule 1, page 68, line 6, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

234. Schedule 1, page 68, lines 9 and 10, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

235. Schedule 1, page 68, line 13, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

236. Schedule 1, page 68, line 17, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

237. Schedule 1, page 68, line 20, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

238. Schedule 1, page 68, lines 22 and 23, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

239. Schedule 1, page 68, lines 26 and 27, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

240. Schedule 1, page 68, lines 29 and 30, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

241. Schedule 1, page 68, lines 32 and 33, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

242. Schedule 1, page 69, line 3, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

243. Schedule 1, page 69, line 6, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

244. Schedule 1, page 69, line 9, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

245. Schedule 1, page 69, line 12, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

246. Schedule 1, page 69, line 15, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

247. Schedule 1, page 69, lines 17 and 18, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

248. Schedule 1, page 69, line 21, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

249. Schedule 1, page 69, lines 25 and 26, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

250. Schedule 1, page 69, line 29, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

251. Schedule 1, page 69, lines 32 and 33, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

252. Schedule 1, page 70, line 3, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

253. Schedule 1, page 70, line 6, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

254. Schedule 1, page 70, lines 8 and 9, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

255. Schedule 1, page 70, line 13, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

256. Schedule 1, page 70, line 16, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

257. Schedule 1, page 70, line 19, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

258. Schedule 1, page 70, lines 22 and 23, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

259. Schedule 1, page 70, line 26, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

260. Schedule 1, page 70, line 30, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

261. Schedule 1, page 70, line 33, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

262. Schedule 1, page 71, line 3, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

263. Schedule 1, page 71, line 7, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

264. Schedule 1, page 71, line 10, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

265. Schedule 1, page 71, lines 13 and 14, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

266. Schedule 1, page 71, lines 18 and 19, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

267. Schedule 1, page 71, line 23, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

268. Schedule 1, page 71, line 26, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

269. Schedule 1, page 71, line 30, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

270. Schedule 1, page 71, line 33, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

271. Schedule 1, page 72, line 3, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

272. Schedule 1, page 72, line 7, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

273. Schedule 1, page 72, lines 9 and 10, omit "Outdoor Recreation Victoria's" and insert "Fishing, Hunting and Outdoor Victoria's".

274. Schedule 1, page 72, lines 12 and 13, omit "Outdoor Recreation Victoria's" and insert "Fishing, Hunting and Outdoor Victoria's".

275. Schedule 1, page 72, line 17, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

276. Schedule 1, page 72, lines 19 and 20, omit "Outdoor Recreation Victoria's" and insert "Fishing, Hunting and Outdoor Victoria's".

277. Schedule 1, page 72, line 23, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

278. Schedule 1, page 72, lines 25 and 26, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

279. Schedule 1, page 72, line 30, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

280. Schedule 1, page 72, lines 32 and 33, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

281. Schedule 1, page 73, line 3, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

282. Schedule 1, page 73, line 6, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

283. Schedule 1, page 73, line 10, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

284. Schedule 1, page 73, line 13, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

285. Schedule 1, page 73, lines 16 and 17, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

286. Schedule 1, page 73, line 20, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

287. Schedule 1, page 73, lines 22 and 23, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

288. Schedule 1, page 73, lines 25 and 26, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

289. Schedule 1, page 73, line 30, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

290. Schedule 1, page 73, line 33, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

291. Schedule 1, page 74, lines 2 and 3, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

292. Schedule 1, page 74, line 7, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

293. Schedule 1, page 74, lines 10 and 11, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

294. Schedule 1, page 74, lines 13 and 14, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

295. Schedule 1, page 74, lines 16 and 17, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

296. Schedule 1, page 74, line 20, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

297. Schedule 1, page 74, lines 22 and 23, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

298. Schedule 1, page 74, lines 25 and 26, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

299. Schedule 1, page 74, lines 28 and 29, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

300. Schedule 1, page 74, lines 31 and 32, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

301. Schedule 1, page 75, line 4, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

302. Schedule 1, page 75, line 7, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

303. Schedule 1, page 75, line 11, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

304. Schedule 1, page 75, line 14, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

305. Schedule 1, page 75, line 18, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

306. Schedule 1, page 75, line 21, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

307. Schedule 1, page 75, line 23, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

308. Schedule 1, page 75, lines 25 and 26, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

309. Schedule 1, page 75, line 30, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

310. Schedule 1, page 75, line 33, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

311. Schedule 1, page 76, line 3, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

312. Schedule 1, page 76, line 6, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

313. Schedule 1, page 76, lines 8 and 9, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

314. Schedule 1, page 76, lines 11 and 12, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

315. Schedule 1, page 76, line 15, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

316. Schedule 1, page 76, line 18, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

317. Schedule 1, page 76, line 20, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

318. Schedule 1, page 76, line 23, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

319. Schedule 1, page 76, lines 25 and 26, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

320. Schedule 1, page 76, line 29, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

321. Schedule 1, page 76, line 32, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

322. Schedule 1, page 77, line 3, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

323. Schedule 1, page 77, line 6, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

324. Schedule 1, page 77, line 9, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

325. Schedule 1, page 77, line 11, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

326. Schedule 1, page 77, line 14, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

327. Schedule 1, page 77, line 18, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

328. Schedule 1, page 77, line 21, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

329. Schedule 1, page 77, lines 23 and 24, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

330. Schedule 1, page 77, line 29, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

331. Schedule 1, page 77, line 32, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

332. Schedule 1, page 78, line 3, omit "Outdoor Recreation Victoria's" and insert "Fishing, Hunting and Outdoor Victoria's".

333. Schedule 1, page 78, lines 5 and 6, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

334. Schedule 1, page 78, line 9, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

335. Schedule 1, page 78, line 12, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

336. Schedule 1, page 78, lines 14 and 15, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

337. Schedule 1, page 78, line 18, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

338. Schedule 1, page 78, line 21, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

339. Schedule 2, page 79, line 7, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

340. Schedule 2, page 79, line 10, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

341. Schedule 2, page 79, line 14, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

342. Schedule 2, page 79, line 17, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

343. Schedule 2, page 79, lines 20 and 21, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

344. Schedule 2, page 79, line 23, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

345. Schedule 2, page 79, line 26, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

346. Schedule 2, page 79, lines 29 and 30, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

347. Schedule 2, page 80, line 2, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

348. Schedule 2, page 80, line 5, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

349. Schedule 2, page 80, lines 8 and 9, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

350. Schedule 2, page 80, line 11, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

351. Schedule 2, page 80, line 14, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

352. Schedule 2, page 80, lines 17 and 18, omit ", Outdoor Recreation Victoria" and insert ", Fishing, Hunting and Outdoor Victoria".

353. Schedule 2, page 80, lines 23 and 24, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

354. Schedule 2, page 80, line 28, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

355. Schedule 2, page 80, line 32, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

356. Schedule 2, page 81, line 3, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

357. Schedule 2, page 81, line 6, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

358. Schedule 2, page 81, lines 10 and 11, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

359. Schedule 2, page 81, line 15, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

360. Schedule 2, page 81, line 18, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

361. Schedule 2, page 81, lines 22 and 23, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

362. Schedule 2, page 81, line 27, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

363. Schedule 2, page 81, line 30, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

364. Schedule 2, page 82, line 3, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

365. Schedule 2, page 82, lines 7 and 8, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

366. Schedule 2, page 82, line 12, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

367. Schedule 2, page 82, lines 15 and 16, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

368. Schedule 2, page 82, lines 18 and 19, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

369. Schedule 2, page 82, line 22, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

370. Schedule 2, page 82, lines 25 and 26, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

371. Schedule 2, page 82, line 31, omit "Outdoor Recreation Victoria's" and insert "Fishing, Hunting and Outdoor Victoria's".

372. Schedule 2, page 83, line 3, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

373. Schedule 2, page 83, line 7, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

374. Schedule 2, page 83, lines 10 and 11, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

375. Schedule 2, page 83, line 13, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

376. Schedule 2, page 83, line 16, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

377. Schedule 2, page 83, lines 19 and 20, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

378. Schedule 2, page 83, lines 24 and 25, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

379. Schedule 2, page 83, lines 27 and 28, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

380. Schedule 2, page 84, lines 3 and 4, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

381. Schedule 2, page 84, line 6, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

382. Schedule 2, page 84, line 9, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

383. Schedule 2, page 84, lines 13 and 14, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

384. Schedule 2, page 84, line 16, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

385. Schedule 2, page 84, line 19, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

386. Schedule 2, page 84, line 22, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

387. Schedule 2, page 84, line 25, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

388. Schedule 2, page 84, line 28, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

389. Schedule 2, page 84, lines 30 and 31, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

390. Schedule 2, page 85, lines 2 and 3, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

391. Schedule 2, page 85, line 6, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

392. Schedule 2, page 85, line 9, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

393. Schedule 2, page 85, lines 13 and 14, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

394. Schedule 2, page 85, line 16, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

395. Schedule 2, page 85, lines 19 and 20, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

396. Schedule 2, page 85, line 23, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

397. Schedule 2, page 85, lines 25 and 26, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

398. Schedule 2, page 85, line 30, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

399. Schedule 2, page 86, lines 3 and 4, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

400. Schedule 2, page 86, line 6, omit "Outdoor Recreation Victoria's" and insert "Fishing, Hunting and Outdoor Victoria's".

401. Schedule 2, page 86, lines 8 and 9, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

402. Schedule 2, page 86, lines 11 and 12, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

403. Schedule 2, page 86, lines 16 and 17, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

404. Schedule 2, page 86, line 20, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

405. Schedule 2, page 86, lines 24 and 25, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

406. Schedule 2, page 86, line 31, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

407. Schedule 2, page 87, line 3, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

408. Schedule 2, page 87, lines 5 and 6, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

409. Schedule 2, page 87, line 9, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

410. Schedule 2, page 87, line 12, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

411. Schedule 2, page 87, lines 16 and 17, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

412. Schedule 2, page 87, line 20, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

413. Schedule 2, page 87, lines 23 and 24, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

414. Schedule 2, page 87, line 27, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

415. Schedule 2, page 87, lines 29 and 30, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

416. Schedule 2, page 87, line 33, omit "**Outdoor Recreation Victoria's**" and insert "**Fishing, Hunting and Outdoor Victoria's**".

417. Schedule 2, page 88, line 4, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

418. Schedule 2, page 88, line 8, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

419. Schedule 2, page 88, line 11, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

420. Schedule 2, page 88, lines 15 and 16, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

421. Schedule 2, page 88, line 19, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

422. Schedule 2, page 88, lines 22 and 23, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

423. Schedule 2, page 88, line 25, omit "Outdoor Recreation Victoria's" and insert "Fishing, Hunting and Outdoor Victoria's".

424. Schedule 2, page 88, line 28, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

425. Schedule 2, page 88, line 31, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

426. Schedule 2, page 88, line 33, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

427. Schedule 2, page 89, line 3, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

428. Schedule 2, page 89, line 7, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

429. Schedule 2, page 89, line 11, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

430. Schedule 2, page 89, line 14, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

431. Schedule 2, page 89, lines 18 and 19, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

432. Schedule 2, page 89, line 25, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

433. Schedule 2, page 89, lines 29 to 31, omit "Outdoor Recreation Victoria must ensure that its members of staff" and insert "Fishing, Hunting and Outdoor Victoria must ensure that its members of staff".

434. Schedule 2, page 89, lines 33 and 34, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

435. Schedule 2, page 90, lines 2 and 3, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

436. Schedule 2, page 90, lines 5 and 6, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

437. Schedule 2, page 90, line 9, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

438. Schedule 2, page 90, line 12, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

AMENDMENT OF LONG TITLE

439. Long title, omit "Outdoor Recreation Victoria" and insert "Fishing, Hunting and Outdoor Victoria".

440. Long title, after "Land" insert "and Aquatic".

AMENDMENT OF SHORT TITLE

441. Short title, omit "**Outdoor Recreation Victoria**" and insert "**Fishing, Hunting and Outdoor Victoria**".

Amendments circulated by Katherine Copsey (KC79C)

1. Clause 3, page 3, after line 23 insert—

"(i) picnicking and social outings;

(j) birdwatching, wildlife observation and nature appreciation;

(k) outdoor photography, painting and other nature-based creative activities;

(l) outdoor swimming;

(m) quiet enjoyment of the outdoors for rest, contemplation and wellbeing;".

2. Clause 3, page 4, line 27, omit "Regions." and insert "Regions;".

3. Clause 3, page 4, after line 27 insert—

"***traditional owner group*** has the same meaning as in section 3 of the **Traditional Owner Settlement Act 2010**.".

4. Clause 13, lines 3 to 6, omit all words and expressions on these lines and insert—

"The principle of integrated decision-making means seeking to achieve government policy objectives through—

(a) coordination between all levels of government and government agencies; and

(b) the involvement of traditional owner groups.".

5. Clause 17, line 2, after "**community**" insert "**and traditional owner group**".

6. Clause 17, line 4, after "community" insert "and traditional owner group".

7. Clause 17, lines 12 and 13, omit "and members of the local community" and insert ", members of the local community and traditional owner groups".

8. Clause 48, after line 15 insert—

"(2A) The Minister, in appointing a person as a member of the Land Access Panel, must ensure that one member is a representative of a traditional owner group and has First Peoples culture, community leadership and perspectives.

9. Clause 48, after line 19 insert—

"(3A) The Minister must ensure in appointing members to the Land Access Panel, that the Panel collectively has knowledge or experience relevant to each of the activities specified in paragraphs (a) to (m) of the definition of ***outdoor recreation***.".

Amendments circulated by Georgie Purcell (GP24C)

1. Clause 1, line 5, omit paragraph (b).

2. Clause 3, page 3, after line 4 insert—

"***game bird farmer licence*** means a wildlife licence under the **Wildlife Act 1975** in respect of specified birds (within the meaning of that Act) bred in captivity for the purpose of hunting;".

3. Clause 3, page 3, lines 11 and 12, omit all words and expressions on these lines.

4. Clause 7, lines 12 and 13, omit all words and expressions on these lines.

5. Clause 7, line 14, after "support" insert "responsible".

6. Clause 8, page 9, after line 15 insert—

"(iva)the conservation of wildlife habitats; and".

7. Clause 10, page 12, after line 1 insert—

"(ab) to the extent that the exercise of the power or the performance of the function or duty has the potential to impact flora or fauna, the objectives set out in section 4 of the **Flora and Fauna Guarantee Act 1988**;".

8. Clause 21, page 16, after line 31 insert—

"(ba) experience in compliance or enforcement;".

9. Clause 21, page 17, after line 17 insert—

"(ca)knowledge of wildlife biology, ecology or animal welfare issues;".

10. Clause 25, page 21, lines 1 to 3, omit all words and expressions on these lines and insert—

"(b) is the holder of, or is associated with a holder of—

(i) a commercial fishery licence; or

(ii) an aquaculture licence; or

(iii) an authorisation to take wildlife under section 28A(1)(h) of the **Wildlife Act 1975** in relation to the harvesting of kangaroos; or

(iv) a game bird farmer licence; or".

11. Clause 25, page 21, lines 6 to 9, omit all words and expressions on these lines and insert—

"(d) has held any of the following that have been cancelled, suspended or discontinued within 2 years before the date of the proposed appointment—

(i) a commercial fishery licence; or

(ii) an aquaculture licence; or

(iii) an authorisation to take wildlife under section 28A(1)(h) of the **Wildlife Act 1975** in relation to the harvesting of kangaroos; or

(iv) a game bird farmer licence.".

NEW CLAUSE

12. Insert the following New Clause to follow clause 25—

"**25A Restrictions on former directors**

A person who ceases to be a director of the Board must not, at any time during the next 2 years—

(a) apply for or hold—

(i) a commercial fishery licence; or

(ii) an aquaculture licence; or

(iii) an authorisation to take wildlife under section 28A(1)(h) of the **Wildlife Act 1975** in relation to the harvesting of kangaroos; or

(iv) a game bird farmer licence; or

(b) be appointed as a senior or executive officer of a representative body.

Penalty: 60 penalty units.".

13. Clause 40, after line 18 insert—

"(2A) The report must include details of the number of employees of Outdoor Recreation Victoria appointed as authorised officers primarily for the purpose of carrying out the function specified in section 8(b), including, to the extent practicable—

(a) the number of authorised officers carrying out that function in relation to game hunting; and

(b) the number of authorised officers carrying out that function in relation to recreational fishing, commercial fishing, aquaculture and related activities.".

14. Part heading preceding clause 47, omit this heading.

15. Clauses 47 and 48, omit these clauses.

AMENDMENT OF LONG TITLE

16. Long title, omit "to establish the Land Access Panel,".

Amendments circulated by Georgie Purcell (GP25C)

1. Clause 47, after line 12 insert—

"(2A) Written advice or information provided under subsection (2) must include information regarding the membership of the Land Access Panel at the time the advice is provided.".

2. Clause 47, page 38, after line 10 insert—

"(6) The Minister must cause a copy of written advice received under subsection (2) to be laid before each House of the Parliament within 30 days after receiving that advice or, if Parliament is not then sitting, on the next sitting day of Parliament.".

Amendment to amendment No. 1 to be moved by Melina Bath (MB31C) circulated by Georgie Purcell (GP26C)

Amendment No. 1—

1. Omit "Fishing, Hunting and Outdoor Victoria" and insert "the Victorian Authority for Killing Animals and Ruining the Outdoors".

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 173, 174 and 175

No. 173 — Tuesday, 28 July 2026

1 The President took the Chair at 12.03 pm, read the Prayer and made an Acknowledgement of Country.

2 **ASSENT TO ACTS** — The President read Messages from the Governor informing the Council that she had:

On 23 June 2026, given the Royal Assent to the following Act presented to her by the Deputy Speaker:

Appropriation (Parliament 2026-2027) Act 2026.

On 23 June 2026, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

Building Legislation and Treasury Legislation (Tax Relief) Amendment Act 2026

Victoria Police Amendment (Police Reservists) Act 2026.

3 **OUTDOOR RECREATION VICTORIA BILL 2026** — Pursuant to Standing Order 14.34, the President announced receipt of a report from the Clerk notifying that he had made the following correction in the schedule of amendments made by the Council to this Bill:

Original Amendment 10 in the schedule of amendments has been moved to before original Amendment 5 and the insertion reference has been changed in the Amendment from "Clause 3, page 4, after line 27 insert—" to "Clause 3, after line 32 insert—".

4 **OMBUDSMAN REFERRAL — QUALITY ASSESSMENT AND REGULATION DIVISION'S OVERSIGHT OF EARLY CHILDHOOD SERVICES — UPDATE ON INVESTIGATION** — The President read a letter from the Ombudsman, dated 3 July 2026, advising that the investigation into matters referred by the Legislative Council on 30 July 2025 relating to the performance of the Quality Assessment and Regulation Division of the Department of Education in monitoring, investigating, and enforcing compliance with Victoria's Child Safe Standards and the National Quality Framework is progressing well, however it appears unlikely they will be in a position to report to Parliament during the current parliamentary term, and further advising that the Ombudsman will

keep the House apprised of any further developments and table the investigation report in both Houses when it is complete.

On the motion of David Davis, the letter was ordered to be taken into consideration on the next day of meeting.

5 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of David Davis, the answers given by Jaclyn Symes to questions relating to Big Build corruption (QwN 1379) were ordered to be taken into consideration on the next day of meeting.

* * * * *

QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed a minister to provide written responses to questions without notice pursuant to Standing Order 8.07 as follows:

- **Albert Park Advisory Committee (QwN 1374)** — substantive and supplementary questions asked by Katherine Copsey — response from Enver Erdogan due Wednesday, 29 July 2026.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

6 PETITIONS —

PUBLIC TRANSPORT ACCESSIBILITY — Katherine Copsey presented a petition bearing 11 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to increase funding for public transport accessibility, construct compliant ramps and employ additional staff to aid disabled commuters *(Ordered to be tabled).*

* * * * *

REMOVE THE EASTERN SECTION OF THE CENTRAL NORTH REZ FROM THE 2025 VICTORIAN TRANSMISSION PLAN — Wendy Lovell presented a petition bearing 10,460 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Minister for Energy and Resources and VicGrid to remove the eastern section of the Central North Renewable Energy Zone from the 2025 Victorian Transmission Plan until proper consultation with affected landowners and community is undertaken *(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).

* * * * *

FARMERS LAND ACCESS VETO RIGHTS — David Davis presented a petition bearing 5,786 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to amend the relevant agriculture legislation to include the right for all Victorian farmers to veto any proposed land access where they believe access activities would adversely affect their farm *(Ordered to be tabled).*

* * * * *

RETURN HAROLD FREEDMAN'S GEELONG REGIONAL HISTORY MOSAIC MURAL TO PUBLIC DISPLAY — Bev McArthur presented a petition bearing 1,975 signatures from certain citizens of Victoria requesting that the Legislative Council call on the

Government to return the Harold Freedman Geelong regional history mosaic mural to unimpeded public display as soon as possible *(Ordered to be tabled).*

* * * * *

FINANCIAL ASSISTANCE FOR ROADWORKS IN PAKENHAM — Renee Heath presented a petition bearing 2,018 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to take immediate steps to lay out specific criteria and timelines for financial assistance to those affected by roadworks in Pakenham, and open channels of communication so that business owners are informed and supported throughout the process *(Ordered to be tabled).*

The petition having received the required number of signatures, Renee Heath listed the petition for future debate during Petitions (qualifying for debate).

7 CANNABIS LEGALISATION PLEBISCITE BILL 2026 — David Ettershank introduced *A Bill for an Act to provide for the conduct of a plebiscite about the legalisation of cannabis*.

On the motion of David Ettershank, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

8 FORESTS LEGISLATION AMENDMENT (CLOSING LOGGING LOOPHOLES) BILL 2026 — Sarah Mansfield introduced *A Bill for an Act to amend the Forests Act 1958, the Conservation Forests and Lands Act 1987 and the Planning and Environment Act 1987 and to repeal the Forests (Wood Pulp Agreements) Act 1996 and for other purposes*.

On the motion of Sarah Mansfield, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

9 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. 9 of 2026 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

* * * * *

PARLIAMENTARY ETHICS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Tom McIntosh tabled a Report on the Inquiry into the review of the Members Code of Conduct (including Appendices) from the Parliamentary Ethics Committee *(Ordered to be published).*

Tom McIntosh moved, That the Council take note of the Report.

Debate ensued.

Question — put and agreed to.

* * * * *

ENVIRONMENT AND PLANNING COMMITTEE — Pursuant to Standing Order 23.22, Michael Galea tabled a Report on the Inquiry into the 2026 summer fires across Victoria (including an Appendix, Extracts of Proceedings and Minority Reports) from the Environment and Planning Committee, and presented Transcripts of Evidence *(Transcripts of Evidence ordered to be tabled and the Report published).*

Michael Galea moved, That the Council take note of the Report.

Debate ensued.

Question — put and agreed to.

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General —

Annual Plan, 2026-27 *(released on 24 June 2026 – a non-sitting day) (Ordered to be published).*

Delivering School Upgrade Projects, June 2026 *(replacement for copy tabled on Wednesday, 17 June 2026) (released on 30 June 2026 – a non-sitting day) (Ordered to be published).*

Follow-up: Service Victoria – Digital Delivery of Government Services, June 2026 *(released on 24 June 2026 – a non-sitting day) (Ordered to be published).*

Investing in Early Intervention Initiatives, June 2026 *(released on 30 June 2026 – a non-sitting day) (Ordered to be published).*

Planning and Managing Drainage Schemes in Melbourne's Growth Areas, June 2026 *(released on 24 June 2026 – a non-sitting day) (Ordered to be published).*

Commissioner for Environmental Sustainability Victoria — Partnerships for Nature: Framework for Victorian State of the Environment Reporting, under section 17 of the Commissioner for Environmental Sustainability Victoria Act 2003.

Crown Land (Reserves) Act 1978 —

Order of 8 July 2026 giving approval to the granting of a licence at Alexandra Gardens Reserve.

Order of 6 July 2026 giving approval to the granting of a licence at Sandringham Beach Park.

Education and Care Services National Law Act 2010 — Education and Care Services National Further Amendment Regulations 2026, under section 303 of the Act.

Independent Broad-based Anti-corruption Commission — Annual Plan, 2026-27 *(released on 29 June 2026 – a non-sitting day) (Ordered to be published)*.

Integrity Oversight Victoria — Annual Plan, 2026-27 *(released on 29 June 2026 – a non-sitting day) (Ordered to be published)*.

Interpretation of Legislation Act 1984 — Notices under section 32(3)(a)(iii) in relation to —

Statutory Rule No. 38 *(Gazette S408, 15 July 2026)*.

Statutory Rule No. 58 *(Gazette G26, 25 June 2026)*.

Statutory Rule No. 71 *(Gazette G27, 2 July 2026)*.

Inquiries Act 2014 — Forum for Truth and Recognition: Truth, recognition and healing: Report on victim-survivors' experiences of child sexual abuse in Victorian government schools and certain non-government schools before 2000, May 2026 *(released on 16 July 2026 – a non-sitting day) (Ordered to be published)*.

Ombudsman — Annual Plan, 2026-27 *(released on 29 June 2026 – a non-sitting day) (Ordered to be published)*.

Planning and Environment Act 1987 — Notices of approval of the —

Alpine Planning Scheme — Amendment C73.

Ballarat Planning Scheme — Amendment C234.

Bayside and Kingston Planning Schemes — Amendment GC246.

Boroondara, Glen Eira, Greater Dandenong, Kingston, Stonnington and Whitehorse Planning Schemes — Amendment GC285.

Casey Planning Scheme — Amendment C302.
Darebin Planning Scheme — Amendment C231.
Golden Plains Planning Scheme — Amendment C113.
Greater Dandenong Planning Scheme — Amendment C251.
Greater Dandenong and Moorabool Planning Schemes — Amendment GC260.
Kingston and Monash Planning Schemes — Amendment GC247.
Monash Planning Scheme — Amendments C176 and C177.
Monash and Whitehorse Planning Schemes — Amendment GC248.
Mornington Peninsula Planning Scheme — Amendment C295.
Port Phillip Planning Scheme — Amendments C231 and C234.
Stonnington Planning Scheme — Amendments C316 and C361.
Whitehorse Planning Scheme — Amendment C255.
Yarra and Warrnambool Planning Schemes — Amendment GC278.

Professional Standards Act 2003 — Australian Property Institute Valuers Limited Professional Standards Scheme, under section 14 of the Act *(Gazette S366, 30 June 2026)*.

State Owned Enterprises Act 1992 — Constitution of Innovation Victoria Pty Ltd, together with a Record of a resolution of the sole member of Breakthrough Victoria Pty Ltd adopting this Constitution, dated 29 June 2026, under section 75 of the Act.

Statutory Rules under the following Acts of Parliament —
Borrowing and Investment Powers Act 1987 — No. 89.
Building Act 1993 — Nos. 72, 73, 87, 96 and 97.
Child Wellbeing and Safety Act 2005 — No. 103.
Circular Economy (Waste Reduction and Recycling) Act 2021 — Nos. 92 and 93.
Commercial Passenger Vehicle Industry Act 2017 — No. 88.
Coroners Act 2008 — No. 68.
County Court Act 1958 — No. 102.
Crown Land (Reserves) Act 1978 — No. 80.
Dangerous Goods Act 1985 — Nos. 100 and 101.
Electricity Safety Act 1998 — No. 71.
Estate Agents Act 1980 — No. 90.
Forests Act 1958 — Nos. 81 and 82.
Gambling Regulation Act 2003 — No. 79.
Guardianship and Administration Act 2019 — No. 69.
Land Act 1958 — No. 83.
Local Government Act 2020 — No. 75.
Local Jobs First Act 2003 — Nos. 74 and 98.
Magistrates' Court Act 1989 — No. 78.
National Parks Act 1975 — No. 84.
Private Security Act 2004 — No. 76.
Professional Engineers Registration Act 2019 — No. 91.
Public Health and Wellbeing Act 2008 — No. 86.
Residential Tenancies Act 1997 — No. 99.
Retirement Villages Act 1986 — No. 105.
Safe Drinking Water Act 2003 — No. 106.
Service Victoria Act 2018 — No. 94.

Terrorism (Community Protection) Act 2003 — No. 77.
Tobacco Act 1987 — No. 95.
Victorian Civil and Administrative Tribunal Act 1998 — No. 70.
Wildlife Act 1975 — No. 85.
Worker Screening Act 2020 — No. 104.
Subordinate Legislation Act 1994 —
Documents under section 15 in relation to —
Statutory Rule Nos. 64, 66, 68, 70, 75, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 97, 98, 102, 105, 106 and 107.
Legislative instruments and related documents under section 16B in respect of —
Building Act 1993 —
Minimum Financial Requirements and Administrative Guidelines 2026, under section 316A of the Act.
Ministerial Direction to Building Surveyors in relation to the operation of section 24A, under section 188AA of the of the Act.
Statutory Insurance Scheme Premiums Order 2026, under section 137Q of the Act.
Local Jobs First Policy, under the Local Jobs First Act 2003.
Ministerial Order No. 1498 – Order amending Ministerial Order No. 713 – Exemptions from Attendance and Enrolment at School (Amendment) Order, under the Education and Training Reform Act 2006.
Transfer of Bond Guidelines, under the Residential Tenancies Act 1997.
Surveillance Devices Act 1999 — Surveillance Devices Inspection Report by Integrity Oversight Victoria on its inspections of surveillance device records during the period 1 July 2024 to 31 December 2024, under section 30Q of the Act *(Ordered to be published)*.
Terrorism (Community Protection) Act 2003 — Counter-Terrorism Powers Inspection Reports by Integrity Oversight Victoria on Victoria Police records, under section 37D of the Act, for the period —
November 2024 to February 2025 *(Ordered to be published)*.
March 2025 to August 2025 *(Ordered to be published)*.
Victorian Independent Remuneration Tribunal and Improving Parliamentary Standards Act 2019 — Members of Parliament (Victoria) Annual Adjustment Determination 2026, effective 1 July 2026, together with a Statement of Reasons, under section 26 of the Act.

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PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Response from the Minister for Police to petition titled Mernda Police Station (petition No. 766) (presented by Wendy Lovell on 2 June 2026) *(released on 1 July 2026)*.
Response from the Minister for Roads and Road Safety to petition titled Improve safety of Elmore-Raywood Road and Northern Highway Intersection (petition No. 731) (presented by Gaelle Broad on 18 February 2026) *(released on 1 July 2026)*.

Response from the Minister for Sport and Major Events to petition titled Prostate cancer and men's health awareness (petition No. 767) (presented by Nick McGowan on 4 June 2026) *(released on 9 July 2026)*.

Response from the Minister for the State Electricity Commission to petition titled Immediately cancel the Delburn Wind Farm (petition No. 761) (presented by Melina Bath on 12 May 2026) *(released on 26 June 2026)*.

Response from the Minister for WorkSafe and the TAC to petition titled Legislative reform for workers' compensation system (petition No. 715) (presented by Aiv Puglielli on 2 June 2026) *(released on 1 July 2026)*.

* * * * *

PROCLAMATIONS — The Clerk tabled proclamations of the Governor in Council fixing operative dates for the following Acts:

Consumer Legislation Amendment Act 2025 — Division 1 of Part 2 — 30 June 2026 *(Gazette S367, 30 June 2026).*

Social Services Regulation Amendment (Child Safety, Complaints and Worker Regulation) Act 2025 — Divisions 1 (other than sections 75 and 83(1)), 2, 3, 5, 6, 8 and 9 (other than sections 115 and 125) of Part 3.2 — 28 July 2026 *(Gazette S389, 7 July 2026)*.

10 PRODUCTION OF DOCUMENTS —

EXTENSION OF THE CRANBOURNE TRAIN LINE — The Clerk tabled a letter from the Attorney-General, dated 27 July 2026, in response to a resolution of the Council on 3 June 2026 (on the motion of David Limbrick), relating to the extension of the Cranbourne train line, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

* * * * *

BALLARAT STATION UPGRADE — The Clerk tabled a letter from the Attorney-General, dated 27 July 2026, in response to a resolution of the Council on 17 June 2026 (on the motion of Joe McCracken), relating to the Ballarat Station Upgrade, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

* * * * *

INFRASTRUCTURE AUSTRALIA'S ASSESSMENT OF THE SUBURBAN RAIL LOOP EAST PROJECT — The Clerk tabled a letter from the Attorney-General, dated 27 July 2026, in response to a resolution of the Council on 17 June 2026 (on the motion of David Ettershank), relating to Infrastructure Australia's assessment of the Suburban Rail Loop East Project, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

11 BUSINESS OF THE COUNCIL — Bev McArthur moved, by leave, That the following general business take precedence on Wednesday, 29 July 2026 —

(1) order of the day No. 3, second reading of the Independent Broad-based Anti-corruption Commission Amendment (Facilitating Timely Reporting) Bill 2026;

(2) order of the day made this day, second reading of the Cannabis Legalisation Plebiscite Bill 2026;

(3) notice of motion given this day by Rikkie-Lee Tyrrell on the Victorian road network;

(4) notice of motion given this day by Bev McArthur on leadership in the Victorian Labor Party; and

(5) notice of motion given this day by Evan Mulholland expressing that the House does not have confidence in the Victorian Labor Party to govern Victoria.

Question — put and agreed to.

12 LEGAL AND SOCIAL ISSUES COMMITTEE — EXTENSION TO REPORTING DATE — INQUIRY INTO CLAIMS MADE THROUGH THE TRANSPORT ACCIDENT COMMISSION (TAC) — Joe McCracken moved, by leave, That the reporting date for the Legal and Social Issues Committee's Inquiry into claims made through the Transport Accident Commission (TAC) be extended to 25 August 2026.

Question — put and agreed to.

13 SELECT COMMITTEE — EXTENSION TO REPORTING DATE — INQUIRY INTO THE EARLY CHILDHOOD EDUCATION AND CARE SECTOR IN VICTORIA — Anasina Gray-Barberio moved, by leave, That the reporting date for the final report of the Select Committee on the Early Childhood Education and Care Sector in Victoria be extended to 9 September 2026.

Question — put and agreed to.

14 BUSINESS OF THE COUNCIL — ORDER OF BUSINESS — Lee Tarlamis moved, by leave, That so much of Sessional Orders be suspended to the extent necessary to allow on Wednesday, 29 July 2026, Petitions (qualifying for debate) to take place before Statements on tabled papers and petitions.

Question — put and agreed to.

15 MEMBERS' STATEMENTS — Members made statements.

16 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1517, be postponed until later this day.

17 EDUCATION AND TRAINING REFORM AMENDMENT BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Evan Mulholland *(EM71C)* and Lizzie Blandthorn *(LB45C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put.

The Council divided — The President in the Chair.

AYES, 35

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 3

Moira Deeming; David Limbrick; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported with amendments, the Report was adopted.

Lizzie Blandthorn moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 35

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 3

Moira Deeming; David Limbrick; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a 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.

18 BUSINESS POSTPONED — Ordered — That the consideration of orders of the day, government business, Nos. 2 to 4, be postponed until later this day.

19 COGNATE DEBATE — DANGEROUS GOODS TRANSPORT BILL 2026 — OCCUPATIONAL HEALTH AND SAFETY AMENDMENT (DANGEROUS GOODS) BILL 2026 — The concurrent debate commenced on the questions, That these Bills be now read a second time.

The concurrent debate having concluded —

20 DANGEROUS GOODS TRANSPORT BILL 2026 — Question — That the Bill be now read a second time — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Business interrupted at 6.30 pm.

On the motion of Jaclyn Symes, the meal break scheduled for this day was suspended.

Bill further considered in Committee of the whole.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

21 OCCUPATIONAL HEALTH AND SAFETY AMENDMENT (DANGEROUS GOODS) BILL 2026 — Question — That the Bill be now read a second time — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

22 ADJOURNMENT — Ingrid Stitt moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.15 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 174 — Wednesday, 29 July 2026

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PETITION — POUND ROAD PEDESTRIAN SAFETY — Ann-Marie Hermans presented a petition bearing 859 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to install appropriate safety barriers along Pound Road, particularly in the vulnerable sections, relocate the footpath further away from the roadway, reduce the speed limit to 60 km/h in this predominantly residential area, undertake a comprehensive road safety review of Pound Road to prevent further tragedies, and consider updating the relevant legislation or regulations to require footpaths to be a minimum of a metre from high traffic roads *(Ordered to be tabled)*.

3 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (FUNCTIONS) BILL 2026 — Rachel Payne introduced *A Bill for an Act to amend the Independent Broad-based Anti-corruption Commission Act 2011 to repeal the requirement that the Commission prioritise the investigation of serious or systemic corrupt conduct and for other purposes*.

On the motion of Rachel Payne, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

4 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Statutory Rules under the following Acts of Parliament —

Electoral Act 2002 — No. 108.

Victoria Police Act 2013 — No. 107.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule Nos. 76, 100 and 101.

5 MEMBERS' STATEMENTS — Members made statements.

6 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (FACILITATING TIMELY REPORTING) BILL 2026 — David Davis laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

David Davis moved, That the Bill be now read a second time.

On the motion of Ryan Batchelor, the debate was adjourned for two weeks.

7 CANNABIS LEGALISATION PLEBISCITE BILL 2026 — David Ettershank laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

David Ettershank moved, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned for two weeks.

8 PRODUCTION OF DOCUMENTS — VICTORIA'S THREATENED AND ENDANGERED SPECIES — Sarah Mansfield moved, That this House —

(1) notes that —

(a) the Victorian Auditor-General's Office (VAGO) delivered a thorough assessment of the State Government's response to biodiversity decline in 2021;

(b) VAGO's *Protecting Victoria's Biodiversity* report found that the former Department of Environment, Water, Land and Planning (the Department) could not demonstrate if, or how well, it is halting further decline in Victoria's threatened species populations;

(c) the Department accepted all nine of VAGO's recommendations, including Recommendation —

(i) 8, that the Department "provides updated, comprehensive, scientific and evidence-based advice to the government on the ongoing resources required to improve the net outlook for all threatened species listed under the *Flora and Fauna Guarantee Act 1988*";

(ii) 9, that the Department "provides advice to the government about the investment required to protect and recover prioritised critically endangered species at extreme risk of extinction";

(d) the Department has since fulfilled both recommendations and provided advice to the Government on the investment required to manage Victoria's threatened species crisis and protect and recover critically endangered species;

(e) the Government has not made this advice public; and

(2) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within 60 days of the House agreeing to this resolution, departmental advice developed pursuant to Recommendations 8 and 9 of VAGO's *Protecting Victoria's Biodiversity* report regarding the investment required to manage Victoria's threatened species crisis and protect and recover critically endangered species.

Debate ensued.

Question — put and agreed to.

9 PRODUCTION OF DOCUMENTS — JOHN MERRITT REVIEW OF INFRASTRUCTURE WORKSITES — Bev McArthur moved, That this House, in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within 30 days of the House agreeing to this resolution, copies of the following documents —

(1) the final, unredacted review, report or advice prepared by or involving Mr John Merritt concerning corruption, criminal infiltration, unlawful conduct, industrial misconduct and related probity or governance issues on Big Build or other Victorian Government infrastructure worksites;

(2) all drafts, interim reports, recommendations, appendices, attachments and supporting materials provided by Mr Merritt or any person assisting him;

(3) all correspondence, including emails, letters and file notes, between Mr Merritt and any minister, ministerial office, department or agency concerning the commissioning, scope, findings, recommendations, release or implementation of the review;

(4) all briefs, advice, submissions, meeting papers and decision documents provided to or from the Premier, Minister for Transport Infrastructure, Minister for Police, Attorney-General, Department of Premier and Cabinet, Department of Transport and Planning, Major Transport Infrastructure Authority or Victorian Infrastructure Delivery Authority concerning the review's findings or recommendations, including —

(a) when it was received by Government;

(b) any decision not to release it in full;

(c) any proposed redactions, legal concerns or communications strategy;

(d) any delay in accepting, announcing or implementing recommendations;

(e) whether it affected the Government's decision not to establish a royal commission into Big Build corruption; and

(5) recording implementation plans, timelines, responsible agencies, funding or legislative changes arising from the review.

Debate ensued.

Question — put and agreed to.

10 VICTORIAN ROAD NETWORK — Rikkie-Lee Tyrrell moved, That this House —

(1) notes that Victoria's road network is fundamental to the safety, economic prosperity and connectivity of communities across metropolitan, regional and rural Victoria;

(2) acknowledges that Victorians rely on a safe and well-maintained road network for access to employment, education, healthcare, freight transport, tourism, and emergency services;

(3) notes —

(a) the declining condition of many State-managed roads, including deteriorating surfaces, potholes, damaged shoulders, inadequate drainage, faded line markings and deteriorating safety barriers;

(b) that the condition of the Hume, Western, Midland and Goulburn Valley Highways have been the subject of sustained community concern;

(c) that deteriorating road conditions —

(i) increase the likelihood of crashes;

(ii) create significant hazards for motorcyclists and cyclists;

(iii) increase the risk of tyre failures and vehicle damage;

(iv) place emergency services personnel at greater risk;
(v) increase freight operating costs through vehicle damage and delays;

(4) expresses concern that short-term pothole repairs have failed to provide lasting improvements, resulting in increased maintenance costs and ongoing safety risks;

(5) condemns the Government for its ongoing mismanagement of the road network, its failure to prioritise preventative maintenance and long-term asset renewal, and provide road users with safe and reliable road infrastructure;

(6) calls on the Government to —
(a) publish a statewide road condition assessment identifying roads requiring urgent intervention;
(b) prioritise permanent surface reconstruction;
(c) establish publicly reported maintenance performance targets, including response times for hazardous defects; and
(d) provide regular public reporting on the condition of Victoria's arterial road network and maintenance expenditure.

Debate ensued.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

11 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of Georgie Crozier, the answers given by Harriet Shing to questions relating to Ambulance response times (QwN 1388) were ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Data centre development approvals (QwN 1381)** — substantive and supplementary questions asked by David Ettershank — response from Harriet Shing due Friday, 31 July 2026.
- **Support for regional tourism (QwN 1385)** — substantive and supplementary questions asked by Rikkie-Lee Tyrrell — response from Enver Erdogan due Friday, 31 July 2026.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

12 VICTORIAN ROAD NETWORK — Debate continued on the question, That this House —

(1) notes that Victoria's road network is fundamental to the safety, economic prosperity and connectivity of communities across metropolitan, regional and rural Victoria;

(2) acknowledges that Victorians rely on a safe and well-maintained road network for access to employment, education, healthcare, freight transport, tourism, and emergency services;

(3) notes —

(a) the declining condition of many State-managed roads, including deteriorating surfaces, potholes, damaged shoulders, inadequate drainage, faded line markings and deteriorating safety barriers;
(b) that the condition of the Hume, Western, Midland and Goulburn Valley Highways have been the subject of sustained community concern;
(c) that deteriorating road conditions —
(i) increase the likelihood of crashes;
(ii) create significant hazards for motorcyclists and cyclists;
(iii) increase the risk of tyre failures and vehicle damage;
(iv) place emergency services personnel at greater risk;
(v) increase freight operating costs through vehicle damage and delays;

(4) expresses concern that short-term pothole repairs have failed to provide lasting improvements, resulting in increased maintenance costs and ongoing safety risks;
(5) condemns the Government for its ongoing mismanagement of the road network, its failure to prioritise preventative maintenance and long-term asset renewal, and provide road users with safe and reliable road infrastructure;
(6) calls on the Government to —
(a) publish a statewide road condition assessment identifying roads requiring urgent intervention;
(b) prioritise permanent surface reconstruction;
(c) establish publicly reported maintenance performance targets, including response times for hazardous defects; and
(d) provide regular public reporting on the condition of Victoria's arterial road network and maintenance expenditure.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put and agreed to.

13 LEADERSHIP IN THE LABOR PARTY — Bev McArthur moved, That this House —
(1) notes that after more than a decade of Labor Government, Victorians now have their third Labor Premier in three years, the second in a row installed by factions of the Labor Party;
(2) further notes that the new Premier, the Hon. Ben Carroll MP —
(a) served as Deputy Premier throughout a Government mired in CFMEU corruption allegations, record debt approaching $200 billion and record crime;
(b) as Minister for Education, presided over botched VCE exams, the collapse of teacher pay negotiations, statewide strikes and lost learning for Victorian children;
(c) refused to support a royal commission into Big Build corruption, dismissing it as something that would take too long and cost too much;
(3) observes that Mr Carroll's sudden leadership challenge, after publicly looking Premier Allan in the eye, pledging loyalty only weeks earlier, exposes the division, dishonesty and desperation inside Victorian Labor;
(4) further observes that elevating the Deputy Premier of a failing Government is not 'renewal' but rewarding failure, and that swapping one architect of the mess for another is factional juggling, not real change;

(5) declares that every crisis confronting Victoria today, in crime, health, education, housing, debt and integrity, was created by the Cabinet in which Mr Carroll sat as Deputy Premier; and

(6) concludes that the only leadership ballot that can fix Victoria is November's election, when Victorians finally get the vote Labor's factions have twice denied them and can throw this entire failed Government out of office.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put.

The Council divided — The President in the Chair.

AYES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; 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, 15

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; Tom McIntosh; 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.

14 VICTORIAN LABOR PARTY'S GOVERNING OF VICTORIA — Evan Mulholland moved, That this House does not possess confidence in the Victorian Labor Party to govern Victoria.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 17

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; Tom McIntosh; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

15 BUSINESS POSTPONED — Ordered — That the consideration of the remaining notices of motion and orders of the day, general business, be postponed until later this day.

16 PETITIONS (QUALIFYING FOR DEBATE) — SAVE VICHEALTH — Sarah Mansfield moved, That the petition be taken into consideration.

Debate ensued.

The President advised that the time allocated for debate had concluded.

Question — put and agreed to.

17 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

18 EDUCATION AND TRAINING REFORM AMENDMENT BILL 2026 — 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.

19 ADJOURNMENT — Jaclyn Symes moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.18 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 175 — Thursday, 30 July 2026

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 ELECTORAL AMENDMENT (MISCELLANEOUS MATTERS) BILL 2026 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Electoral Act 2002 to remove group voting tickets from Legislative Council elections and to improve the operation of that Act and the electoral system of Victoria, to make consequential amendments and for other purposes* and requesting the agreement of the Council.

On the motion of Ingrid Stitt, the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Ingrid Stitt laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

Ingrid Stitt moved, That the Bill be now read a second time.

Ingrid Stitt incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned for one week.

3 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Commission for Children and Young People — With us, not against us: A systemic inquiry to learn from the experiences of children who entered the criminal justice system before 14 *(Ordered to be published)*.

Professional Engineers Registration Act 2019 — Final Report on the Statutory Review of the Professional Engineers Registration Act 2019, under section 102 of the Act.

Statutory Rules under the following Acts of Parliament —

Heavy Vehicle National Law Application Act 2013 — No. 109.

Road Safety Act 1986 — No. 110.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule Nos. 74, 103 and 104.

4 SITTING OF THE COUNCIL — Jaclyn Symes moved, That the Council, at its rising, adjourn until Tuesday, 11 August 2026.

Question — put and agreed to.

5 MEMBERS' STATEMENTS — Members made statements.

6 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1517, be postponed until later this day.

7 HEALTH LEGISLATION AMENDMENT (REGULATORY REFORM) BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Business interrupted for members to attend a special sitting to consider a motion endorsing a statement of apology to victims of historical child sexual abuse in Victorian government schools, pursuant to a resolution of the Council on 18 June 2026.

[Sitting suspended from 11.18 am to 2.00 pm]

8 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:

- **Firearms safety inspections and police resourcing (QwN 1394)** — substantive and supplementary questions asked by Jeff Bourman — response from Enver Erdogan due Monday, 3 August 2026.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 HEALTH LEGISLATION AMENDMENT (REGULATORY REFORM) BILL 2026 — Debate continued on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

10 BUSINESS POSTPONED — Ordered — That the consideration of orders of the day, government business, Nos. 2 and 3, be postponed until later this day.

11 BUDGET PAPERS, 2026-27 — Debate resumed on the question, That the Budget Papers, 2026-27 be taken into consideration.

On the motion of Wendy Lovell, the debate was adjourned until the next day of meeting.

12 CORRECTIONS AMENDMENT BILL 2026 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Corrections Act 1986 to provide that a prisoner's right to be in the open air is subject to operational considerations and*

to validate certain actions taken without delegations in place between 29 April 2024 and 18 May 2026 and for other purposes and requesting the agreement of the Council.

On the motion of Lizzie Blandthorn (for Enver Erdogan), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Lizzie Blandthorn laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

Lizzie Blandthorn moved, That the Bill be now read a second time.

Lizzie Blandthorn incorporated the second reading speech in Hansard (except for the statement under section 31(1) of the *Charter of Human Rights and Responsibilities Act 2006*).

Lizzie Blandthorn made a statement pursuant to section 31 of the *Charter of Human Rights and Responsibilities Act 2006* explaining the exceptional circumstances that justify the inclusion of an override declaration.

On the motion of Melina Bath, the debate was adjourned for one week.

13 CONSUMER LEGISLATION AMENDMENT BILL 2026 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Australian Consumer Law and Fair Trading Act 2012 in relation to forfeiture, seizure and debt collection, the Conveyancers Act 2006 in relation to the suspension of licences, the Domestic Building Contracts Act 1995 in relation to certain agreements to vary domestic building contracts, the Estate Agents Act 1980 in relation to the suspension of licences and the sale of residential properties, the Owners Corporations Act 2006 in relation to payment plans and proceedings, the Residential Tenancies Act 1997 in relation to persons subjected to family violence and personal violence, compensation, keys and security devices, bonds and Part 4A parks, the Retirement Villages Act 1986 in relation to the release of entry payments, the Sale of Land Act 1962 in relation to section 32 statements and deposit moneys, the Subdivision Act 1988 in relation to applications to VCAT, the Tobacco Act 1987 in relation to powers to close premises, powers and penalties for commercial landlords and the forfeiture and destruction of illicit tobacco, the Motor Car Traders Act 1986 in relation to the administration of the Motor Car Traders' Guarantee Fund, warranty periods, licences, record keeping and the sale of used motor cars, certain other Acts and for other purposes* and requesting the agreement of the Council.

On the motion of Lizzie Blandthorn (for Ingrid Stitt), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Lizzie Blandthorn laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

Lizzie Blandthorn moved, That the Bill be now read a second time.

Lizzie Blandthorn incorporated the second reading speech in Hansard.

On the motion of Melina Bath, the debate was adjourned for one week.

14 EQUAL OPPORTUNITY AMENDMENT (WORK FROM HOME) BILL 2026 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Equal Opportunity Act 2010 to enact a right to work from home and for other purposes* and requesting the agreement of the Council.

On the motion of Lizzie Blandthorn (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Lizzie Blandthorn laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

Lizzie Blandthorn moved, That the Bill be now read a second time.

Lizzie Blandthorn incorporated the second reading speech in Hansard.

On the motion of Melina Bath, the debate was adjourned for one week.

15 FIREARMS AMENDMENT BILL 2026 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Firearms Act 1996 to ensure the continuation of the firearm prohibition order scheme, to make further provision for the categorisation of firearms, to increase penalties for certain offences and to impose a citizenship requirement and a firearms background check requirement on the holding of a licence, to make consequential amendments to the Firearms Amendment Act 2018 and for other purposes* and requesting the agreement of the Council.

On the motion of Lizzie Blandthorn (for Enver Erdogan), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Lizzie Blandthorn laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

Lizzie Blandthorn moved, That the Bill be now read a second time.

Lizzie Blandthorn incorporated the second reading speech in Hansard.

On the motion of Melina Bath, the debate was adjourned for one week.

16 ADJOURNMENT — Lizzie Blandthorn moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.49 pm until Tuesday, 11 August 2026.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL
Supplement to Minutes Nos. 173, 174 and 175

EDUCATION AND TRAINING REFORM AMENDMENT BILL 2026

Committed Tuesday, 28 July 2026

Amendments circulated: Lizzie Blandthorn (LB45C) (p. 1713) and Evan Mulholland (EM71C) (p. 1713)

Clause 1 — Lizzie Blandthorn moved amendment No. 1 *(LB45C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 1, as amended — put and agreed to.

Clauses 2 to 4 — put and agreed to.

Clause 5 — Evan Mulholland moved amendment No. 1 *(EM71C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 16

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 5 — put and agreed to.

Clauses 6 to 30 — put and agreed to.

Clause 31 — Lizzie Blandthorn moved amendment Nos. 2 to 5 *(LB45C)*.

Question — That the amendments be agreed to — put and agreed to.

Clause 31, as amended — put and agreed to.

Clause 32 — put and agreed to.

Long title — Lizzie Blandthorn moved amendment No. 6 *(LB45C)*.
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.

* * * * *

DANGEROUS GOODS TRANSPORT BILL 2026
Committed Tuesday, 28 July 2026

Clauses 1 to 187 — put and agreed to.

Schedules 1 to 3 — put and agreed to.

Bill reported without amendment.

* * * * *

OCCUPATIONAL HEALTH AND SAFETY AMENDMENT (DANGEROUS GOODS) BILL 2026
Committed Tuesday, 28 July 2026

Clauses 1 to 274 — put and agreed to.

Bill reported without amendment.

* * * * *

HEALTH LEGISLATION AMENDMENT (REGULATORY REFORM) BILL 2026
Committed Thursday, 30 July 2026

Clauses 1 to 43 — put and agreed to.

Bill reported without amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. EDUCATION AND TRAINING REFORM AMENDMENT BILL 2026

Amendments circulated by Lizzie Blandthorn (LB45C)

1. Clause 1, page 3, lines 8 and 9, omit "statute law revision amendment" and insert "technical amendment in relation to the publication of information".

2. Clause 31, line 3, omit "**Statute law revision**" and insert "**Publication of information**".

3. Clause 31, line 6, before "that subsection" insert "subsection (5) of".

4. Clause 31, line 7, omit '"that section";' and insert '"subsections (5) and (6) of that section".'.

5. Clause 31, lines 8 and 9, omit all words and expressions on these lines.

6. Long title, omit "statute law revision amendment" and insert "technical amendment in relation to the publication of information".

Amendment circulated by Evan Mulholland (EM71C)

1. Clause 5, page 7, lines 1 to 10, omit all words and expressions on these lines.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 176, 177, 178 and 179

No. 176 — Tuesday, 11 August 2026

1 The President took the Chair at 12.03 pm, read the Prayer and made an Acknowledgement of Country.

2 **THE LATE HONOURABLE JOHN DYSON HARROWFIELD** — Jaclyn Symes moved, That this House expresses its sincere sorrow at the death, on 1 July 2026, of the Honourable John Dyson Harrowfield, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Assembly for the Electoral District of Mitcham from 1982 to 1992, and as Minister for Small Business from 1991 to 1992 and Minister for Finance in 1992.

Other members addressed the House.

Members rose in their places for one minute's silence as a mark of respect and the question was agreed to unanimously.

As a further mark of respect, the sitting was suspended for one hour.

[Sitting suspended from 12.16 pm to 1.19 pm]

3 **ASSENT TO ACTS** — The President read a Message from the Governor informing the Council that she had, on 4 August 2026, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

Dangerous Goods Transport Act 2026
Education and Training Reform Amendment Act 2026
Health Legislation Amendment (Regulatory Reform) Act 2026
Occupational Health and Safety Amendment (Dangerous Goods) Act 2026.

4 **QUESTION TIME** —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — Ordered that the following answers be taken into consideration on the next day of meeting —

- On the motion of Georgie Crozier, the answers given by Ingrid Stitt to questions relating to the Parkville Youth Mental Health and Wellbeing Service (QwN 1397).

- On the motion of Georgie Crozier, the answers given by Ingrid Stitt to questions relating to the Mental Health and Wellbeing Commission status update (QwN 1399).

* * * * *

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:

- **Parkville Youth Mental Health and Wellbeing Service (QwN 1397)** — substantive question asked by Georgie Crozier — response from Ingrid Stitt due Thursday, 13 August 2026.
- **Prison healthcare (QwN 1400)** — substantive and supplementary questions asked by Rachel Payne — response from Enver Erdogan due Thursday, 13 August 2026.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

5 PETITIONS —

REMOVE THE EASTERN SECTION OF THE CENTRAL NORTH REZ FROM THE 2025 VICTORIAN TRANSMISSION PLAN — Wendy Lovell presented a petition bearing 1,300 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Minister for Energy and Resources and VicGrid to remove the eastern section of the Central North Renewable Energy Zone from the 2025 Victorian Transmission Plan until proper consultation with affected landowners and community is undertaken.

On the motion of Wendy Lovell, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

EXEMPTIONS TO BAN OF CONVERTED E-BIKES ON METROPOLITAN AND V/LINE TRAINS — Aiv Puglielli presented a petition bearing 421 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to amend the Transport (Compliance and Miscellaneous) (Conduct on Public Transport) Regulations 2025 to grant exemptions for custom e-bikes built professionally by approved Victorian businesses to be allowed on metropolitan and V/Line trains.

On the motion of Aiv Puglielli, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

PUBLIC TRANSPORT CONCESSIONS FOR GRADUATE STUDENTS — Aiv Puglielli presented a petition bearing 5,272 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to immediately extend concession public transport entitlements to all full-time graduate students.

On the motion of Aiv Puglielli, the petition was ordered to be taken into consideration on the next day of meeting.

6 PLANNING AND ENVIRONMENT AMENDMENT (AGRICULTURAL LAND AND FOOD SECURITY) BILL 2026 — Melina Bath introduced *A Bill for an Act to amend the Planning and Environment Act 1987 and the Environment Effects Act 1978 in relation to agricultural land and for other purposes*.

On the motion of Melina Bath, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

7 LIQUOR CONTROL REFORM AND OTHER ACTS AMENDMENT (REDUCING ALCOHOL-RELATED HARMS) BILL 2026 — Sarah Mansfield introduced *A Bill for an Act to amend the Liquor Control Reform Act 1998 and the Transport Integration Act 2010 in relation to the sale of alcohol and for other purposes*.

On the motion of Sarah Mansfield, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

8 LOCAL GOVERNMENT AMENDMENT (STABILITY OF COUNCILS) BILL 2026 — Bev McArthur introduced *A Bill for an Act to amend the Local Government Act 2020 to enhance the integrity and governance standards of Councils and to amend the City of Melbourne Act 2001 to increase the ratio between the lowest and the highest differential rates if the Melbourne City Council uses the net annual value system of valuation and for other purposes*.

On the motion of Bev McArthur, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

9 PAPERS —

COMMITTEE REPORT — SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled Alert Digest No. 10 of 2026 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

Sheena Watt 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:

Crown Land (Reserves) Act 1978 — Order of 29 May 2026 giving approval to the granting of a licence at Frankston North Public Park and Recreation Reserve.

Independent Broad-based Anti-corruption Commission — Special report on Operation Richmond, August 2026 *(released on 5 August 2026 – a non-sitting day) (Ordered to be published).*

Planning and Environment Act 1987 — Notices of approval of the —

Ballarat Planning Scheme — Amendment C266.

Banyule, Casey and Darebin Planning Schemes — Amendment GC259.

Bass Coast Planning Scheme — Amendment C182.

Cardinia Planning Scheme — Amendment C283.

Glen Eira Planning Scheme — Amendment C277.

Latrobe Planning Scheme — Amendment C150.

Melbourne Planning Scheme — Amendments C492 and C502.

Mitchell Planning Scheme — Amendment C162.

Yarra Planning Scheme — Amendments C271, C273, C291 and C336.

Subordinate Legislation Act 1994 —

Documents under section 15 in relation to Statutory Rule Nos. 73, 96, 108, 109 and 110.

Legislative instrument and related documents under section 16B in respect of Ministerial Order No. 1514 – Order Amending Ministerial Order No. 1228 – Victorian Institute of Teaching Registration Fees, under the Education and Training Reform Act 2006.

Wrongs Act 1958 — Notice of scale of fees and costs for referrals of medical questions to medical panels under Part VBA *(Gazette G30, 23 July 2026)*.

10 BUSINESS OF THE COUNCIL — Aiv Puglielli moved, by leave, That the following general business take precedence on Wednesday, 12 August 2026 —

(1) order of the day made this day, second reading of the Liquor Control Reform and Other Acts Amendment (Reducing Alcohol-Related Harms) Bill 2026;

(2) order of the day made this day, second reading of the Planning and Environment Amendment (Agricultural Land and Food Security) Bill 2026;

(3) notice of motion given this day by Georgie Purcell on the use of electronic prescribing by veterinarians;

(4) notice of motion given this day by Bev McArthur on a Royal Commission into corruption, criminality and misconduct across all government-funded construction projects; and

(5) notice of motion No. 1552 standing in Rachel Payne's name on a plebiscite on cannabis legalisation.

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 1517, be postponed until later this day.

13 ELECTORAL AMENDMENT (MISCELLANEOUS MATTERS) BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Jeff Bourman *(JB111C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put.

The Council divided — The President in the Chair.

AYES, 33

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Aiv Puglielli; 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, 5

Jeff Bourman; David Ettershank; David Limbrick; Rachel Payne; 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.

[Sitting suspended from 6.30 pm to 7.30 pm]

Bill further considered in Committee of the whole.

Bill reported without amendment, the Report was adopted.

Ingrid Stitt moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 33

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Aiv Puglielli; 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, 4

Jeff Bourman; David Limbrick; Rachel Payne; 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.

14 FIREARMS AMENDMENT BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Renee Heath *(RH01C)*, Jeff Bourman *(JB109C)*, Katherine Copsey *(KC82C)* and David Limbrick *(DL76C and DL77C)* circulated amendments proposed to be moved during Committee of the whole.

Business interrupted at 10.00 pm.

Lizzie Blandthorn declared, That the sitting be extended by up to one hour pursuant to Standing Order 4.08.

Debate continued.

Business interrupted at the conclusion of the declared extension.

Jaclyn Symes declared, That the sitting be extended by up to one further hour pursuant to Standing Order 4.08.

Debate continued.

On the motion of Jaclyn Symes, the debate was adjourned until the next day of meeting.

15 ADJOURNMENT — Jaclyn Symes moved, That the House do now adjourn.

Debate ensued.

The Council continued to sit after 12.00 midnight.

WEDNESDAY, 12 AUGUST 2026

Debate continued.

The Council adjourned at 12.19 am until later this day.

ROBERT McDONALD
Clerk of the Legislative Council

No. 177 — Wednesday, 12 August 2026

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 **MEMBERS' STATEMENTS** — Members made statements.

3 **LIQUOR CONTROL REFORM AND OTHER ACTS AMENDMENT (REDUCING ALCOHOL-RELATED HARMS) BILL 2026** — Sarah Mansfield laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

Sarah Mansfield moved, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned for two weeks.

4 **PLANNING AND ENVIRONMENT AMENDMENT (AGRICULTURAL LAND AND FOOD SECURITY) BILL 2026** — Melina Bath laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

Melina Bath moved, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned for two weeks.

5 **PRODUCTION OF DOCUMENTS** — **BOX HILL BRICKWORKS SITE** — Richard Welch moved, That this House —

(1) notes that —

(a) the Box Hill Brickworks site, disused for 40 years, was never contemplated for residential use under the Whitehorse Planning Scheme, given its contamination;

(b) the most recent Environment Protection Authority report identifies buried benzo(a)pyrene, a known carcinogen, and advises against development without remediation;

(c) the Allan Government rezoned the site in 2025 for high-rise residential development at substantially increased heights, now gazetted;

(d) no study demonstrating site safety has been released, nor the rezoning's basis explained;

(2) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within 14 days of the House agreeing to this resolution, all documents created since 1 January 2022, including briefs, correspondence, advice, reports, assessments and minutes, held by the Minister for the Suburban Rail Loop, Minister for Planning, Suburban Rail Loop Authority, Department of Transport and Planning or Environment Protection Authority, relating to —

(a) the decision to rezone the site for residential use and its justification;

(b) any preliminary risk screen assessment, environmental audit, audit overlay assessment or other contamination or human-health assessment relied on in that decision, under the *Environment Protection Act 2017* or otherwise;
(c) any advice on whether the rezoning complied with planning, environmental and due-process requirements, including any need for updated assessment;
(d) any communication between those bodies or ministers on the site's residential safety; and
(e) any communication, negotiation or agreement with the landowner, Phileo or associated entities, concerning the rezoning or built form.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

6 PRODUCTION OF DOCUMENTS — AI DATA CENTRE DEVELOPMENTS — Sarah Mansfield moved, That this House —

(1) notes that —
(a) the Victorian Labor Government has publicly committed to aggressive investment in artificial intelligence (AI) data centre development across Victoria;
(b) Victoria's data centre energy demand has nearly doubled over the last 12 months to 187 megawatts and some estimates predict data centres could consume eight per cent of the State's electricity by 2030 and up to 19 per cent by 2050;
(c) there are at least 30 more data centres currently proposed for Victoria, which will consume 9GW of power, or the equivalent of five to seven million homes;
(d) the Climate Council forecasts that data centre growth will inflate Victoria's wholesale power prices as much as 23 per cent by 2035;
(e) the Climate Council also identified that the enormous electricity demands of AI data centres will threaten Victoria's net zero target by prolonging our reliance on burning coal and gas; and
(2) requires the Leader of the Government, in accordance with Standing Order 10.01, to table in the Council, within four weeks of the House agreeing to this resolution, all modelling, including under different scenarios, and briefings that the Government has received from departments and commissioned advice regarding data centres and the current and anticipated impact on wholesale and retail energy prices.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

7 USE OF ELECTRONIC PRESCRIBING BY VETERINARIANS — Georgie Purcell moved, That this House notes that —

(1) veterinarians play an essential role in public health, animal welfare, biosecurity, agriculture, and community wellbeing;

(2) the veterinary industry is currently facing significant workforce pressures, mental health risks and financial vulnerabilities;
(3) the veterinary industry is hamstrung by a slow and burdensome paper prescribing requirement, resulting in significant time being dedicated to paperwork at the expense of patient care;
(4) this is a contributing factor to vet stress and burnout and results in significant barriers to accessibility, cost and animal welfare;
(5) electronic scripting would significantly reduce administrative workload for veterinary clinics, ease workforce pressures, and position Victoria as a national leader in animal health technology;
(6) allowing pet owners and farmers to have prescriptions dispensed by a pharmacy of their choice would reduce medication costs and align the veterinary sector with doctors, dentists, optometrists, midwives and nurse practitioners;
(7) this simple but meaningful change would provide cost-of-living relief, relieve vet pressures, improve animal welfare and improve access for regional Victorians, who often have to travel long distances to a clinic;
(8) work is underway by agriculture departments and ministers across Australia to enhance biosecurity and animal health through the introduction of e-prescribing;

and calls on the Government to investigate all options to enable these reforms, including via gazettal or other methods.

Debate ensued.

Question — put and agreed to.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

8 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — Ordered that the following answers be taken into consideration on the next day of meeting —

- On the motion of Georgie Crozier, the answers given by Ingrid Stitt to questions relating to the mental health levy (QwN 1406).
- On the motion of Wendy Lovell, the answers given by Jaclyn Symes to questions relating to the Central North Renewable Energy Zone (QwN 1409).

* * * * *

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:

- **Public schools funding (QwN 1405)** — substantive and supplementary questions asked by Aiv Puglielli — response from Jaclyn Symes due Friday, 14 August 2026.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 ROYAL COMMISSION INTO CORRUPTION, CRIMINALITY AND MISCONDUCT ACROSS ALL GOVERNMENT-FUNDED CONSTRUCTION PROJECTS — Bev McArthur moved,

That this House —

(1) notes —

(a) in February 2026, this House called for a Royal Commission into corruption on Big Build sites, supported by every non-government party, and Labor ignored it;

(b) the Premier twice dismissed a Royal Commission before reversing his position on becoming Premier;

(c) the Premier served as Roads and Public Transport Minister, concedes he may be called as a witness, and is writing the terms for an inquiry into a Government he helped lead;

(2) affirms that a Royal Commission must —

(a) investigate corruption, criminality and misconduct across all government-funded construction projects since December 2014, not merely Big Build sites or the CFMEU;

(b) examine unions, contractors, subcontractors, labour-hire firms, ministerial offices, departments and agencies, including how projects were selected, procured, administered and funded;

(c) determine what current and former Premiers, Ministers, advisers and senior officials knew, when they knew it and what they did, including early public examination of the Hon. Daniel Andrews, Hon. Jacinta Allan MP, and Hon. Ben Carroll MP;

(d) follow public money to organised crime, outlaw motorcycle gangs, contractors, political organisations, and unions including redundancy, training and entitlement funds;

(e) be led by an independent interstate commissioner in consultation with the Opposition;

(f) commence public hearings before the election, obtain Cabinet records, and test claims of privilege and public interest immunity; and

(3) calls on the Government to adopt these requirements, because a narrow Labor-drafted inquiry into Labor's conduct would be no reckoning, merely the same old cover-up under new management.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put.

The Council divided — The President in the Chair.

AYES, 13

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 19

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Aiv Puglielli; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

10 PLEBISCITE ON CANNABIS LEGALISATION — Rachel Payne moved, That this House notes that —

(1) cannabis is the most widely consumed illicit substance in Australia and 80 per cent of Victorians support cannabis law reform;

(2) a plebiscite on cannabis legalisation would ensure that every Victorian has a direct voice in shaping one of the most significant and long overdue drug policy reforms of our time;

(3) we have endured nearly 100 years of prohibition, and this policy has failed to reduce use and failed to eliminate the illicit market;

(4) thousands of Victorians continue to come into contact with the criminal justice system simply for the personal use of small amounts of cannabis;

(5) First Nations people are disproportionately affected by the policing of cannabis and are 11 times more likely to be arrested for cannabis-related offences than non-Indigenous Victorians;

(6) as Victoria progresses Treaty, Parliament must address the ongoing inequities created by our current cannabis laws;

and calls on the Government to ask Victorians if they support the legalisation of cannabis in Victoria as proposed in the Drugs, Poisons and Controlled Substances Amendment (Regulation of Personal Adult Use of Cannabis) Bill 2023.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 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)

NOES, 27

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Georgie Crozier; David Davis; 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; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

11 BUSINESS POSTPONED — Ordered — That the consideration of the remaining notices of motion and orders of the day, general business, be postponed until the next day of meeting.

12 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

13 PETITIONS (QUALIFYING FOR DEBATE) — **INTRODUCE THE DRAFT ANIMAL CARE AND PROTECTION BILL** — Georgie Purcell moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

14 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1559, and order of the day, government business, No. 1, be postponed until later this day.

15 CORRECTIONS AMENDMENT BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned until the next day of meeting.

16 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.50 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 178 — Thursday, 13 August 2026

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PAPERS — **COMMITTEE REPORTS** — **INTEGRITY AND OVERSIGHT COMMITTEE** —

Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Ryan Batchelor tabled a Report on the independent performance audits of the Independent Broad-based Anti-corruption Commission and Integrity Oversight Victoria (including Appendices) from the Integrity and Oversight Committee *(Ordered to be published).*

Ryan Batchelor moved, That the Council take note of the Report.

Question — put and agreed to.

* * * * *

Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Ryan Batchelor tabled a Report on the Performance of the Victorian integrity agencies 2023/24 and 2024/25 (including an Appendix) 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.

Debate ensued.

Question — put and agreed to.

3 MEMBERS' STATEMENTS — Members made statements.

4 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1559, be postponed until later this day.

5 CORRECTIONS AMENDMENT BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Rachel Payne *(RP24C)* and Katherine Copsey *(KC81C)* circulated amendments proposed to be moved during Committee of the whole.

On the motion of Lee Tarlamis, the debate was adjourned until later this day.

6 FIREARMS AMENDMENT BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time.

The Acting President advised that the President ruled certain amendments proposed to be moved during Committee of the whole by Katherine Copsey *(KC82C)* are outside the scope of the Bill.

Katherine Copsey moved, That it be an instruction to the Committee that they have the power to consider amendments and New Clauses to amend the *Firearms Act 1996* to restrict the number of firearms that a licence holder may possess, carry or use and to abolish junior licences.

Debate ensued.

Question — put and agreed to.

The Acting President advised that the President ruled certain amendments proposed to be moved during Committee of the whole by Jeff Bourman *(JB109C)* are outside the scope of the Bill.

Jeff Bourman moved, That it be an instruction to the Committee that they have the power to consider amendments and New Clauses to amend the *Firearms Act 1996* in relation to reporting requirements for approved handgun target shooting clubs and the exemption for a non-prohibited person who is carrying or using a general category handgun at an approved shooting range and is receiving instruction in the use of a general category handgun.

Debate ensued.

Question — put and agreed to.

Bill committed to a Committee of the whole.

House in Committee.

Business interrupted at 12.00 noon.

7 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — Ordered that the following answers be taken into consideration on the next day of meeting —

- On the motion of Georgie Crozier, the answers given by Ingrid Stitt to questions relating to health services financial position (QwN 1415).
- On the motion of Georgie Crozier, the answers given by Ingrid Stitt to questions relating to Mildura Hospital locums (QwN 1417).

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

8 FIREARMS AMENDMENT BILL 2026 — Bill further considered in Committee of the whole.

Bill reported without amendment, the Report was adopted.

Jaclyn Symes moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 32

Ryan Batchelor; Melina Bath; John Berger; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 4

Jeff Bourman, Moira Deeming, David Limbrick, Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a 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 FISHING, HUNTING AND OUTDOOR VICTORIA BILL 2026 — 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.

10 CORRECTIONS AMENDMENT BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Question — put.

The Council divided — The President in the Chair.

AYES, 25

Ryan Batchelor; Melina Bath; John Berger; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Joe McCracken; Tom McIntosh; Evan Mulholland; Harriet Shing; 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; Moira Deeming; 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.

The President ruled certain amendments proposed to be moved during Committee of the whole by Katherine Copsey *(KC81C)* are outside the scope of the Bill.

Katherine Copsey moved, That it be an instruction to the Committee that they have the power to consider amendments and New Clauses to amend the *Corrections Act 1986* to further provide for persons detained in police gaols.

Debate ensued.

Question — put and agreed to.

Bill committed to a Committee of the whole.

House in Committee.

[Sitting suspended from 6.30 pm to 7.30 pm]

Bill further considered in Committee of the whole.

Bill reported with amendments, 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, 27

Ryan Batchelor; Melina Bath; John Berger; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; 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; Moira Deeming; 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 with amendments and requesting their agreement.

11 CONSUMER LEGISLATION AMENDMENT BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Melina Bath *(MB37C, MB38C, MB39C, MB40C, MB41C, MB43C, MB44C, MB45C, MB46C, MB47C, MB51C and MB57C)*, Aiv Puglielli *(AP84C)* and Lee Tarlamis (for Ingrid Stitt) *(IS34C and IS40C)* circulated amendments proposed to be moved during Committee of the whole.

Business interrupted at 10.00 pm.

Ingrid Stitt declared, That the sitting be extended by up to one hour pursuant to Standing Order 4.08.

Debate continued.

On the motion of Sheena Watt, the debate was adjourned until the next day of meeting.

12 CRIMES AMENDMENT (RECRUITMENT OF CHILDREN FOR CRIMINAL ACTIVITY) BILL 2026 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Crimes Act 1958 in relation to recruitment of children to engage in criminal activity and for other purposes* and requesting the agreement of the Council.

On the motion of Ingrid Stitt (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Ingrid Stitt laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

Ingrid Stitt moved, That the Bill be now read a second time.

Ingrid Stitt incorporated the second reading speech in Hansard.

On the motion of Melina Bath, the debate was adjourned for one week.

13 ENERGY AND RESOURCES LEGISLATION AMENDMENT (VEET STRATEGIC REVIEW AND OTHER MATTERS) BILL 2026 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Victorian Energy Efficiency Target Act 2007 to support the operation of the Victorian Energy Upgrades program and to make amendments consequential to the renaming of that Act, to amend the Mineral Resources (Sustainable Development) Act 1990, the Electricity Industry Act 2000, the Gas Industry Act 2001 and other Acts and for other purposes* and requesting the agreement of the Council.

On the motion of Ingrid Stitt (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Ingrid Stitt laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

Ingrid Stitt moved, That the Bill be now read a second time.

Ingrid Stitt incorporated the second reading speech in Hansard.

On the motion of David Davis, the debate was adjourned for one week.

14 MULTICULTURAL VICTORIA AMENDMENT BILL 2026 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Multicultural Victoria Act 2011 to establish Multicultural Victoria, to require certain public sector entities to acquire interpreting and translating services from VITS LanguageLoop and for other purposes* and requesting the agreement of the Council.

On the motion of Ingrid Stitt, the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Ingrid Stitt laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

Ingrid Stitt moved, That the Bill be now read a second time.

Ingrid Stitt incorporated the second reading speech in Hansard.

On the motion of Renee Heath (for Evan Mulholland), the debate was adjourned for one week.

15 SAFE PATIENT CARE (NURSE TO PATIENT AND MIDWIFE TO PATIENT RATIOS) AMENDMENT BILL 2026 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Safe Patient Care (Nurse to Patient and Midwife to Patient Ratios) Act 2015 to categorise or recategorise certain hospitals for the purposes of nurse to patient and midwife to patient ratios and for other purposes* and requesting the agreement of the Council.

On the motion of Ingrid Stitt, the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Ingrid Stitt laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

Ingrid Stitt moved, That the Bill be now read a second time.

Ingrid Stitt incorporated the second reading speech in Hansard.

On the motion of Melina Bath (for Georgie Crozier), the debate was adjourned for one week.

16 WORKPLACE PROTECTION ORDERS BILL 2026 — The President read a Message from the Assembly presenting *A Bill for an Act to provide for orders, to be made by the Magistrates' Court or the Children's Court, that impose restrictions on persons who engage in unacceptable conduct that is connected to certain workplaces and to make consequential amendments to the Children, Youth and Families Act 2005 and the Magistrates' Court Act 1989 and for other purposes* and requesting the agreement of the Council.

On the motion of Ingrid Stitt (for Jaclyn Symes), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Ingrid Stitt laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

Ingrid Stitt moved, That the Bill be now read a second time.

Ingrid Stitt incorporated the second reading speech in Hansard.

On the motion of Renee Heath, the debate was adjourned for one week.

17 ADJOURNMENT — Ingrid Stitt moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 10.51 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 179 — Friday, 14 August 2026

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PAPERS PRESENTED UNDER AN ACT OF PARLIAMENT — The Clerk tabled the following papers:

Planning and Environment Act 1987 — Notices of approval of the —
Brimbank Planning Scheme — Amendment C219.
East Gippsland Planning Scheme — Amendment C165.
Hume Planning Scheme — Amendment C283.
Melbourne Planning Scheme — Amendments C496 and C497.
Mount Alexander Planning Scheme — Amendment C106.
Moyne Planning Scheme — Amendment C82.
Port Phillip Planning Scheme — Amendment C218.
Surf Coast Planning Scheme — Amendment C147.

3 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1559, be postponed until later this day.

4 CONSUMER LEGISLATION AMENDMENT BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time.

The President ruled certain amendments proposed to be moved during Committee of the whole by Ingrid Stitt *(IS40C)* are outside the scope of the Bill.

Ingrid Stitt moved, That it be an instruction to the Committee that they have the power to consider amendments and New Clauses to amend the *Building Act 1993* in relation to prefabrication work and prefabrication builders, complex plumbing work, developer bonds and minor matters, the *Building and Plumbing Administration and Enforcement Act 2026* to make consequential amendments to that Act and the *Domestic Building Contracts Amendment Act 2025* to delay its forced commencement date.

Question — put and agreed to.

Bill committed to a Committee of the whole.

House in Committee.

Business interrupted at 12.00 noon.

5 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — Ordered that the following answers be taken into consideration on the next day of meeting —

- On the motion of Georgie Crozier, the answers given by Ingrid Stitt to questions relating to the impact of industrial action on cancer services at Peter MacCallum (QwN 1425).
- On the motion of Georgie Crozier, the answers given by Ingrid Stitt to questions relating to emergency room waiting times at regional hospitals (QwN 1427).

* * * * *

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:

- **Children in contact with the criminal justice system (QwN 1422)** — substantive and supplementary questions asked by Anasina Gray-Barberio — response from Jaclyn Symes due Monday, 17 August 2026.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

6 CONSUMER LEGISLATION AMENDMENT BILL 2026 — Bill further considered in Committee of the whole.

Bill reported with amendments, the Report was adopted.

Ingrid Stitt moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The Deputy President in the Chair.

AYES, 29

Ryan Batchelor; Melina Bath; John Berger; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Anasina Gray-Barberio; Ann-Marie Hermans; Wendy Lovell; Sarah Mansfield; Bev McArthur; Joe McCracken; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; 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, 2

Moira Deeming; David Limbrick.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill with amendments and requesting their agreement.

7 RACING LEGISLATION AMENDMENT (ENTITY GOVERNANCE AND OTHER MATTERS) BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Bev McArthur *(BM02C)* and Georgie Purcell *(GP29C)* circulated amendments proposed to be moved during Committee of the whole.

Business interrupted at 4.00 pm.

Jaclyn Symes declared, That the sitting be extended by up to one hour pursuant to Standing Order 4.08.

Debate continued.

Question — put.

The Council divided — The President in the Chair.

AYES, 25

Ryan Batchelor; Melina Bath; John Berger; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 6

Katherine Copsey; 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.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

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.

Enver Erdogan moved, That the sitting be extended.

Question — put and agreed to.

Bill further considered in Committee of the whole.

Bill reported with amendments, 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, 26

Ryan Batchelor; Melina Bath; John Berger; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; 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; 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 with amendments and requesting their agreement.

8 SITTING OF THE COUNCIL — Jaclyn Symes moved, That the Council, at its rising, adjourn until Tuesday, 25 August 2026.

Question — put and agreed to.

9 ADJOURNMENT — Jaclyn Symes moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.46 pm until Tuesday, 25 August 2026.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 176, 177, 178 and 179

ELECTORAL AMENDMENT (MISCELLANEOUS MATTERS) BILL 2026

Committed Tuesday, 11 August 2026

Amendments circulated: Jeff Bourman (JB111C) (p. 1752), David Ettershank (DE24C) (pp. 1752-3), David Limbrick (DL78C) (p. 1753)

Clause 1 — David Ettershank *(DE24C)* and David Limbrick *(DL78C)* circulated amendments proposed to be moved during Committee of the whole.

Clause 1 — put and agreed to.

Clause 2 — Jeff Bourman moved amendment Nos. 1 and 2 *(JB111C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 5

Jeff Bourman; Moira Deeming; David Limbrick; Rachel Payne; Georgie Purcell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 33

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Aiv Puglielli; 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 negatived.

Clause 2 — put and agreed to.

Clauses 3 to 14 — put and agreed to.

New Clause 14A — Rachel Payne (for David Ettershank) moved amendment No. 3 *(DE24C)*.

Question — That New Clause 14A stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 3

Jeff Bourman; Rachel Payne; Georgie Purcell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 35

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Aiv Puglielli; 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 negatived.

Clauses 15 to 19 — put and agreed to.

New Clause 19A — Jeff Bourman moved amendment No. 3 *(JB111C)*.

Question — That New Clause 19A stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 5

Jeff Bourman; Moira Deeming; David Limbrick; Rachel Payne; Georgie Purcell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 33

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Aiv Puglielli; 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 negatived.

Clauses 20 to 30 — put and agreed to.

New Clause 30A — David Limbrick moved amendment No. 1 *(DL78C)*.

Question — That New Clause 30A stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 5

Jeff Bourman; Moira Deeming; David Limbrick; Rachel Payne; Georgie Purcell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 33

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Aiv Puglielli; 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 negatived.

Clauses 31 to 33 — put and agreed to.

Bill reported without amendment.

* * * * *

FIREARMS AMENDMENT BILL 2026

Committed Thursday, 13 August 2026

Amendments circulated: Jeff Bourman (JB109C) (pp. 1753-5), Katherine Copsey (KC82C) (pp. 1755-8), Renee Heath (RH01C) (pp. 1758-62) and David Limbrick (DL76C and DL77C) (pp. 1762-3)

Clause 1 — Jeff Bourman moved amendment No. 1 *(JB109C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 4

Jeff Bourman; Moira Deeming; David Limbrick; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 32

Ryan Batchelor; Melina Bath; John Berger; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Jeff Bourman moved amendment No. 2 *(JB109C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 4

Jeff Bourman; Moira Deeming; David Limbrick; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 32

Ryan Batchelor; Melina Bath; John Berger; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

David Limbrick moved amendment No. 1 *(DL76C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 4

Jeff Bourman; Moira Deeming; David Limbrick; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 32

Ryan Batchelor; Melina Bath; John Berger; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Katherine Copsey moved amendment No. 1 *(KC82C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 6

Katherine Copsey; 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, 30

Ryan Batchelor; Melina Bath; John Berger; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; 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; 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 negatived.

Katherine Copsey moved amendment No. 2 *(KC82C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 6

Katherine Copsey; 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, 30

Ryan Batchelor; Melina Bath; John Berger; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; 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; 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 negatived.

Clause 1 — put and agreed to.

Clause 2 — Melina Bath (for Renee Heath) moved amendment No. 1 *(RH01C)*.

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; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; 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, 20

Ryan Batchelor; John Berger; Katherine Copsey; 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)

Question negatived.

Clause 2 — put and agreed to.

Clauses 3 to 20 — put and agreed to.

Clause 21 — Jeff Bourman moved amendment No. 5 *(JB109C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 3

Jeff Bourman; David Limbrick; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 32

Ryan Batchelor; Melina Bath; John Berger; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

David Limbrick moved amendment Nos. 1 and 2 *(DL77C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 3

Jeff Bourman; David Limbrick; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 32

Ryan Batchelor; Melina Bath; John Berger; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 21 — put and agreed to.

Clauses 22 to 39 — put and agreed to.

Clause 40 — Melina Bath (for Renee Heath) moved amendment No. 2 *(RH01C)*.

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; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; 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, 20

Ryan Batchelor; John Berger; Katherine Copsey; 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)

Question negatived.

Clause 40 — put and agreed to.

Clauses 41 to 43 — put and agreed to.

Clause 44 — Question — That Clause 44 stand part of the Bill — put and agreed to.

Clause 45 — put and agreed to.

New Clause 45A — Melina Bath (for Renee Heath) moved amendment No. 5 *(RH01C)*.

Question — That New Clause 45A stand part of the Bill — put and negatived.

New Clause 45A — Jeff Bourman moved amendment No. 6 *(JB109C)*.

Question — That New Clause 45A stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 3

Jeff Bourman; David Limbrick; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 32

Ryan Batchelor; Melina Bath; John Berger; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 46 — put and agreed to.

New Clause 46A — Melina Bath (for Renee Heath) moved amendment No. 6 *(RH01C)*.

Question — That New Clause 46A stand part of the Bill — put and negatived.

Clause 47 — put and agreed to.

Bill reported without amendment.

CORRECTIONS AMENDMENT BILL 2026

Committed Thursday, 13 August 2026

Amendments circulated: Katherine Copsey (KC81C) (p. 1763), Enver Erdogan (EE19C) (p. 1764) and Rachel Payne (RP24C) (pp. 1764-5)

Clause 1 — Enver Erdogan *(EE19C)* circulated amendments proposed to be moved during Committee of the whole.

Katherine Copsey moved amendment No. 1 *(KC81C)*.

Question — That the amendment be agreed to — put and agreed to.

Rachel Payne moved amendment No. 1 *(RP24C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 1, as amended — put and agreed to.

Clause 2 — Enver Erdogan moved amendment Nos. 1 and 2 *(EE19C)*.

Question — That the amendments be agreed to — put and agreed to.

Clause 2, as amended — put and agreed to.

Clause 3 — put and agreed to.

Clause 4 — Rachel Payne moved amendment No. 2 *(RP24C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 6

Katherine Copsey; 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, 29

Ryan Batchelor; Melina Bath; John Berger; Gaelle Broad; Georgie Crozier; David Davis; 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; 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 negatived.

Clause 4 — put and agreed to.

Clause 5 — Rachel Payne moved amendment Nos. 3 to 5 *(RP24C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 9

Katherine Copsey; Moira Deeming; Anasina Gray-Barberio; David Limbrick; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 26

Ryan Batchelor; Melina Bath; John Berger; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Tom McIntosh; Evan Mulholland; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 5 — put and agreed to.

New Clauses 5AAA, 5AAB and 5AAC — Katherine Copsey moved amendment No. 2 *(KC81C)*.

Question — That New Clauses 5AAA, 5AAB and 5AAC stand part of the Bill — put and agreed to.

New Clause 5AA — Rachel Payne moved amendment No. 6 *(RP24C)*.

Question — That New Clause 5AA stand part of the Bill — put and agreed to.

Clause 6 — Enver Erdogan moved amendment No. 3 *(EE19C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 6, as amended — put and agreed to.

Long title — Katherine Copsey moved amendment No. 3 *(KC81C)*.

Question — That the amendment be agreed to — put and agreed to.

Rachel Payne moved amendment No. 7 *(RP24C)*.

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.

CONSUMER LEGISLATION AMENDMENT BILL 2026

Committed Friday, 14 August 2026

Amendments circulated: Melina Bath (MB37C, MB38C, MB39C, MB40C, MB41C, MB43C, MB44C, MB45C, MB46C, MB47C, MB51C, MB57C) (pp. 1765-84), Aiv Puglielli (AP84C) (p. 1785) and Ingrid Stitt (IS34C and IS40C) (pp. 1785-1808)

Clause 1 — Aiv Puglielli moved amendment No.1 *(AP84C)*.

Question — That the amendment be agreed to — put and agreed to.

Melina Bath moved amendment No. 1 *(MB57C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 19

Ryan Batchelor; John Berger; Katherine Copsey; 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; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Melina Bath moved amendment No. 1 *(MB38C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 11

Melina Bath; Gaelle Broad; David Davis; Ann-Marie Hermans; Wendy Lovell; 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, 19

Ryan Batchelor; John Berger; Katherine Copsey; 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; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Melina Bath moved amendment No. 1 *(MB45C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 11

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Ann-Marie Hermans; Wendy Lovell; Bev McArthur; Joe McCracken; 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, 18

Ryan Batchelor; John Berger; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Ingrid Stitt moved amendment No. 1 *(IS40C)*.

Question — That the amendment be agreed to — put and agreed to.

Ingrid Stitt moved amendment Nos. 2 to 7 *(IS40C)*.

Question — That the amendments be agreed to — put and agreed to.

Clause 1, as amended — put and agreed to.

Clause 2 — Ingrid Stitt moved amendment Nos. 8 to 20 *(IS40C)*.

Question — That the amendments be agreed to — put and agreed to.

Ingrid Stitt moved amendment Nos. 1 to 3 *(IS34C)*.

Question — That the amendments be agreed to — put and agreed to.

Clause 2, as amended — put and agreed to.

Clauses 3 to 21 — put and agreed to.

Clause 22 — Melina Bath moved amendment No. 1 *(MB41C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 11

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Ann-Marie Hermans; Wendy Lovell; Bev McArthur; Joe McCracken; 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, 18

Ryan Batchelor; John Berger; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 22 — put and agreed to.

Clauses 23 to 31 — put and agreed to.

Clause 32 — Aiv Puglielli moved amendment Nos. 2 to 4 *(AP84C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 17

Melina Bath; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Anasina Gray-Barberio; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Sarah Mansfield; Bev McArthur; Joe McCracken; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 13

Ryan Batchelor; John Berger; Enver Erdogan; Jacinta Ermacora; Tom McIntosh; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clause 32, as amended — put and agreed to.

Clauses 33 to 39 — put and agreed to.

Clause 40 — Melina Bath moved amendment Nos. 1 to 7 *(MB47C)*.

Question — That the amendments be agreed to — put and negatived.

Clause 40 — put and agreed to.

Clauses 41 to 43 — put and agreed to.

New Clause 43A — Aiv Puglielli moved amendment No. 5 *(AP84C)*.

Question — That New Clause 43A stand part of the Bill — put and agreed to.

Clauses 44 to 60 — put and agreed to.

Clause 61 — Ingrid Stitt moved amendment Nos. 4 and 5 *(IS34C)*.
Question — That the amendments be agreed to — put and agreed to
Clause 61, as amended — put and agreed to.

Clause 62 — Ingrid Stitt moved amendment Nos. 6 and 7 *(IS34C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 62, as amended — put and agreed to.

Clause 63 — Ingrid Stitt moved amendment Nos. 8 to 16 *(IS34C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 63, as amended — put and agreed to.

Clause 64 — put and agreed to.

Clause 65 — Ingrid Stitt moved amendment Nos. 17 and 18 *(IS34C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 65, as amended — put and agreed to.

New Clause 65A — Ingrid Stitt moved amendment No. 19 *(IS34C)*.
Question — That New Clause 65A stand part of the Bill — put and agreed to.

Clauses 66 to 72 — put and agreed to.

Clause 73 — Ingrid Stitt moved amendment Nos. 20 to 23 *(IS34C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 73, as amended — put and agreed to.

Clause 74 — Ingrid Stitt moved amendment No. 24 *(IS34C)*.
Question — That the amendment be agreed to — put and agreed to
Clause 74, as amended — put and agreed to.

Clauses 75 to 104 — put and agreed to.

Clause 105 — Ingrid Stitt moved amendment No. 21 *(IS40C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 105, as amended — put and agreed to.

Clause 106 — put and agreed to.

Clause 107 — Ingrid Stitt moved amendment Nos. 25 to 29 *(IS34C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 107, as amended — put and agreed to.

Clause 108 — put and agreed to.

Clause 109 — Ingrid Stitt moved amendment No. 30 *(IS34C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 109, as amended — put and agreed to.

Clauses 110 to 112 — put and agreed to.

Clause 113 — Ingrid Stitt moved amendment Nos. 22 and 23 *(IS40C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 113, as amended — put and agreed to.

New Clause 113A — Ingrid Stitt moved amendment No. 24 *(IS40C)*.
Question — That New Clause 113A stand part of the Bill — put and agreed to.

Clause 114 — put and agreed to.

Clause 115 — Melina Bath moved amendment Nos. 1 and 2 *(MB37C)*.
Question — That the amendments be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 11

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Ann-Marie Hermans; Wendy Lovell; Bev McArthur; Joe McCracken; 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, 18

Ryan Batchelor; John Berger; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Anasina Gray-Barberio; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 115 — put and agreed to.

Clauses 116 to 161 — put and agreed to.

Clause 162 — Melina Bath moved amendment Nos. 1 and 2 *(MB51C)*.
Question — That the amendments be agreed to — put and negatived.
Clause 162 — put and agreed to.

Clauses 163 to 178 — put and agreed to.

New Part heading 12A — Ingrid Stitt moved amendment No. 25 *(IS40C)*.
Question — That New Part heading 12A stand part of the Bill — put and agreed to.

New Clauses 178A to 178P — Ingrid Stitt moved amendment No. 26 *(IS40C)*.
Question — That New Clauses 178A to 178P stand part of the Bill — put and agreed to.

New Clauses 178Q to 178V — Ingrid Stitt moved amendment No. 27 *(IS40C)*.
Question — That New Clauses 178Q to 178V stand part of the Bill — put and agreed to.

New Clauses 178W to 178ZD — Ingrid Stitt moved amendment No. 28 *(IS40C)*.
Question — That New Clauses 178W to 178ZD stand part of the Bill — put and agreed to.

New Clauses 178ZE to 178ZK — Ingrid Stitt moved amendment Nos. 29 and 30 *(IS40C)*.
Question — That New Clauses 178ZE to 178ZK stand part of the Bill — put and agreed to.

New Clauses 178ZL and 178ZM — Ingrid Stitt moved amendment No. 31 *(IS40C)*.
Question — That New Clauses 178ZL and 178ZM stand part of the Bill — put and agreed to.

Clause 179 — put and agreed to.

Long title — Aiv Puglielli moved amendment No. 6 *(AP84C).*
Question — That the amendment be agreed to — put and agreed to.

Ingrid Stitt moved amendment No. 32 *(IS40C)*.
Question — That the amendment be agreed to — put and agreed to.

Ingrid Stitt moved amendment No. 33 *(IS40C)*.
Question — That the amendment be agreed to — put and agreed to.

Ingrid Stitt moved amendment No. 34 *(IS40C)*.
Question — That the amendment be agreed to — put and agreed to.

Ingrid Stitt moved amendment No. 35 *(IS40C)*.
Question — That the amendment be agreed to — put and agreed to.

Ingrid Stitt moved amendment No. 36 *(IS40C)*.
Question — That the amendment be agreed to — put and agreed to.

Ingrid Stitt moved amendment No. 37 *(IS40C)*.
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.

* * * * *

RACING LEGISLATION AMENDMENT (ENTITY GOVERNANCE AND OTHER MATTERS) BILL 2026

Committed Friday, 14 August 2026

Amendments circulated: Bev McArthur (BM02C) (pp. 1808-9) and Georgie Purcell (GP29C) (pp. 1809-10)

Clauses 1 to 6 — put and agreed to.

Part heading preceding Clause 7 and Clauses 7 to 10 — Question — That the Part heading preceding Clause 7 and Clauses 7 to 10 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 6

Katherine Copsey; 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, 25

Ryan Batchelor; Melina Bath; John Berger; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; 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 negatived.

Clauses 11 to 31 — put and agreed to.

Clause 32 — Georgie Purcell moved amendment Nos. 1 and 2 *(GP29C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 6

Katherine Copsey; 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, 23

Ryan Batchelor; Melina Bath; John Berger; Gaelle Broad; Enver Erdogan; Jacinta Ermacora; Michael Galea; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; 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 negatived.

Clause 32 — put and agreed to.

Clauses 33 to 51 — put and agreed to.

Clause 52 — Georgie Purcell moved amendment Nos. 3 and 4 *(GP29C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 8

Katherine Copsey; Anasina Gray-Barberio; Moira Deeming; 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)

NOES, 25

Ryan Batchelor; Melina Bath; John Berger; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; 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 negatived.

Clause 52 — put and agreed to.

Clauses 53 to 83 — put and agreed to.

Bill reported with amendments.

AMENDMENTS CIRCULATED IN RELATION TO —

1. ELECTORAL AMENDMENT (MISCELLANEOUS MATTERS) BILL 2026

Amendments circulated by Jeff Bourman (JB111C)

1. Clause 2, line 2, omit "This Act" and insert "(1) This Act (other than sections 6, 7, 8, 9, 10, 12, 13, 15, 16, 17, 29 and 30 and paragraph (a) of section 3)".

2. Clause 2, after line 3 insert—

"(2) Sections 6, 7, 8, 9, 10, 12, 13, 15, 16, 17, 29 and 30 and paragraph (a) of section 3 come into operation on 1 December 2026.".

NEW CLAUSE

3. Insert the following New Clause to follow Clause 19—

'**19A Instalment payments of public funding entitlement**

After section 232(4) of the **Electoral Act 2002 insert**—

"(4A) Subsection (4) does not apply—

(a) in respect of a registered political party if the party loses a member of Parliament at a general election as a consequence of the removal of group voting tickets from the Legislative Council by the **Electoral Amendment (Miscellaneous Matters) Act 2026**; or

(b) in respect of an independent candidate if the candidate loses their seat as a member of Parliament at a general election as a consequence of the removal of group voting tickets from the Legislative Council by the **Electoral Amendment (Miscellaneous Matters) Act 2026**."'.

Amendments circulated by David Ettershank (DE24C)

1. Clause 2, line 2, omit "This Act" and insert "(1) This Act (other than sections 6, 7, 8, 9, 10, 12, 13, 15, 16, 17, 29 and 30 and paragraph (a) of section 3)".

2. Clause 2, after line 3 insert—

"(2) Sections 6, 7, 8, 9, 10, 12, 13, 15, 16, 17, 29 and 30 and paragraph (a) of section 3 come into operation on 29 November 2026.".

NEW CLAUSES

3. Insert the following New Clause to follow Clause 14—

'**14A New section 84A inserted**

After section 84 of the **Electoral Act 2002 insert**—

"**84A Preference whispering**

A person must not sell, or make any other commercial arrangement for, any services that, in exchange for a fee, provide advice or purport to advise, whether in writing or orally, a person or registered political party on how to allocate preferences for candidates or groups in an election.

Penalty: In the case of a natural person, 60 penalty units or 6 months imprisonment;

In the case of a body corporate, 300 penalty units.

Note

Section 179A applies to an offence against this section.".'.

4. Insert the following New Clause to follow Clause 17—

'**17A Criminal liability of officers of bodies corporate—accessorial liability**

After section 179A(2)(d) of the **Electoral Act 2002 insert**—

"(da) section 84A;".'.

5. Clause 33, lines 8 and 9, omit "the first anniversary of its commencement" and insert "29 November 2027".

Amendment circulated by David Limbrick (DL78C)

NEW CLAUSE

1. Insert the following New Clause to follow Clause 30—

'**30A Section 182A amended**

(1) In the heading to section 182A of the **Electoral Act 2002**, after "**2026**" **insert** "**and Electoral Amendment (Miscellaneous Matters) Act 2026**".

(2) In section 182A of the **Electoral Act 2002**—

(a) in subsection (1), after "**2026**" **insert** "and the **Electoral Amendment (Miscellaneous Matters) Act 2026**";

(b) in subsection (6)(i), for "Victoria." **substitute** "Victoria;";

(c) after subsection (6)(i) **insert**—

"(j) the findings and recommendations of the Electoral Matters Committee Inquiry into Victoria's Upper House electoral system.".'.

2. FIREARMS AMENDMENT BILL 2026

Amendments circulated by Jeff Bourman (JB109C)

1. Clause 1, page 2, before line 1 insert—

"(iia) to streamline reporting requirements for approved handgun target shooting clubs; and".

2. Clause 1, page 2, after line 3 insert—

"(iiia) to make further provision in relation to exemptions; and".

NEW CLAUSE

3. Insert the following New Part after Part 4—

'**Part 4A—Amendments relating to approved handgun target shooting clubs**

14A Approved handgun target shooting clubs—reporting requirements

For section 123C(1)(b) of the Principal Act **substitute**—

"(b) the names of all persons who—

(i) were members of the club at any time during the year; and

(ii) did not comply with the licence condition set out in section 16(3) in respect of that year; and".'.

NEW CLAUSE

4. Insert the following New Part after Part 5—

'**Part 5A—Amendments relating to exemptions**

19A Persons who are exempt from the Part

For section 54(1A)(c) of the Principal Act **substitute**—

"(c) the person has not received any such instruction on more than 13 other occasions within the last 5 years; and".'.

5. Clause 21, lines 20 to 27, omit all words and expressions on these lines and insert—

"(a) a citizen or permanent resident of Australia or entitled to that status under Commonwealth law; or

(b) a New Zealand citizen who has a special category visa or is entitled to be granted a special category visa under the Migration Act 1958 of the Commonwealth.".

NEW CLAUSE

6. Insert the following New Clause to follow clause 45—

'**45A Regulations**

After section 191(2) of the Principal Act **insert**—

"(2A) Regulations that prescribe fees under subsection (1)(g) must not include any amount in respect of the costs associated with the making of an application for a firearms background check.".'.

AMENDMENT OF LONG TITLE

7. Long title, after "categorisation of firearms," insert "to streamline reporting requirements for approved handgun target shooting clubs,".

8. Long title, after "certain offences" insert ", to make further provision for exemptions".

Amendments circulated by Katherine Copsey (KC82C)

1. Clause 1, after line 6 insert—

"(ia) to restrict the number of firearms that a licence holder may possess, carry or use; and".

2. Clause 1, after line 8 insert—

"(iia) to abolish junior licences; and".

NEW CLAUSES

3. Insert the following New Part after Part 2—

'Part 2A—Amendments relating to firearm limits

6A Conditions applying to longarm licences

In section 14(1)(a), (2)(a), (3)(a), (4)(a) and (5)(a) of the Principal Act, for "items 1, 2 and 3" **substitute** "items 1, 2, 3 and 5".

6B Conditions applying to handgun licences

In section 16(1)(a) of the Principal Act, for "items 1, 2 and 3" **substitute** "items 1, 2, 3 and 5".

6C General discretion of Chief Commissioner to refuse a longarm or handgun licence

(1) After section 17(1)(ba) of the Principal Act **insert**—

"(bb) if the applicant has not demonstrated a genuine need, supported by formal and verifiable evidence, to possess, carry or use each firearm that the applicant intends to possess, carry or use; or

(bc) if the applicant—

(i) is a natural person; and

(ii) intends to possess, carry or use more than 3 firearms; and

(iii) has not demonstrated a compelling need for each firearm that the applicant intends to possess, carry or use above that limit; or

(bd) if the applicant—

(i) is a natural person; and

(ii) intends to possess, carry or use more than 10 firearms; and

(iii) has not demonstrated an exceptional need for each firearm that the applicant intends to possess, carry or use above that limit; or".

(2) After section 17(1) of the Principal Act **insert**—

"(2) In this section—

compelling need means a need connected with any of the following—

(a) primary production;

(b) sport or target shooting;

(c) professional hunting.".

6D Schedule 1 amended

After item 4 of Schedule 1 to the Principal Act **insert**—

"5 The holder of the licence must not possess, carry or use more than the following number of firearms unless otherwise permitted under this Act—

(a) if the holder possesses, carries or uses firearms for the purposes of primary production, sport or target shooting or professional hunting—10 firearms;

(b) if paragraph (a) does not apply—3 firearms.".'.

NEW CLAUSES

4. Insert the following New Part after Part 3—

'Part 3A—Amendments relating to junior licences

10A Definitions

In section 3(1) of the Principal Act, the definitions of ***junior handgun target shooting licence*** and ***junior licence*** are **repealed**.

10B Reasons for applying for a longarm licence, category C

(1) In section 11(1)(a) of Principal Act—

(a) in subparagraph (iv), for "regulations;" **substitute** "regulations; and";

(b) subparagraph (v) is **repealed**.

(2) In section 11(2) of the Principal Act—

(a) in paragraph (d), for "purpose;" **substitute** "purpose.";

(b) paragraph (e) is **repealed**.

10C Issue of handgun licences for general category handguns

(1) In section 15(1) of the Principal Act—

(a) in paragraph (c), for "regulations;" **substitute** "regulations.";

(b) paragraph (d) is **repealed**.

(2) In section 15(2) of the Principal Act—

(a) in paragraph (c), for "purpose;" **substitute** "purpose.";

(b) paragraph (d) is **repealed**.

10D Division 5 of Part 2 repealed

Division 5 of Part 2 of the Principal Act is **repealed**.

10E Offence not to comply with licence conditions

In section 36(4) of the Principal Act, **omit** "a junior licence,".

10F Duration of licences

(1) In section 39(1) of the Principal Act, **omit** "or a junior licence".

(2) Section 39(3) of the Principal Act is **repealed**.

10G Section 39A repealed

Section 39A of the Principal Act is **repealed**.

10H Chief Commissioner to notify approved handgun target shooting club or employer of certain events

Section 52AA(2)(d) of the Principal Act is **repealed**.

10I Persons who are exempt from the Part

In section 54(1A) of the Principal Act—

(a) in paragraph (a), for "12 years" **substitute** "18 years";

(b) in paragraph (d)—

(i) **omit** "if the person receiving instruction is of or over the age of 18 years,";

(ii) for "section 15(1); and" **substitute** "section 15(1).";

(c) paragraph (e) is **repealed**.

10J Provisional general category handgun licences

For section 58A(2)(c) of the Principal Act **substitute**—

"(c) unless the applicant is of or over the age of 18 years; or".

10K Approved handgun target shooting clubs—Power to endorse applications for general category handgun licences

In section 123F(1) of the Principal Act, **omit** "or section 18(5)".

10L Schedule 2 amended

In Schedule 2 to the Principal Act, items 2(3) and 4 are **repealed**.

10M Schedule 3 amended

In Schedule 3 to the Principal Act—

(a) item 5B is **repealed**;

(b) in item 6A, for "16 years" **substitute** "18 years".'.

5. Clause 23, omit this clause.

6. Clause 36, omit this clause.

AMENDMENT OF LONG TITLE

7. Long title, after "firearm prohibition order scheme," insert "to restrict the number of firearms that a licence holder may possess, carry or use,".

8. Long title, after "categorisation of firearms," insert "to abolish junior licences,".

Amendments circulated by Renee Heath (RH01C)

1. Clause 2, after line 15 insert—

"(3) The Minister must not recommend to the Governor in Council the making of a proclamation in respect of any provision of Part 7 unless—

(a) the Minister is satisfied of the following matters—

(i) that all Commonwealth legislative and regulatory arrangements necessary for the effective operation of the amendments made by that Part are in force;

(ii) that arrangements have been made between the Chief Commissioner of Police and relevant Commonwealth entities for the effective operation of the amendments made by that Part;

(iii) that all information technology systems and administrative processes necessary for the effective operation of the amendments made by that Part have been established;

(iv) that the Chief Commissioner of Police has developed guidance material for the effective administration of the amendments made by that Part; and

(b) the Minister has caused notice of the matters referred to in paragraph (a)(ii), (iii) and (iv) to be published in the Government Gazette or transmitted to each House of the Parliament; and

(c) the Minister has caused notice of the following matters to be published in the Government Gazette—

(i) the estimated initial and ongoing costs associated with the administration of the amendments made by that Part;

(ii) details of any Commonwealth financial contributions provided for the administration of the amendments made by that Part;

(iii) the estimated impact of the amendments made by that Part on fees for applications made under the **Firearms Act 1996**;

(iv) the estimated financial impact of the amendments made by that Part on licence holders under the **Firearms Act 1996**; and

(d) the Minister has caused to be transmitted to each House of the Parliament a statement that sets out the following matters with respect to the amendments made by that Part—

(i) information-sharing arrangements made between the Chief Commissioner of Police and relevant Commonwealth entities;

(ii) privacy protections that apply to information shared between the Chief Commissioner of Police and relevant Commonwealth entities;

(iii) arrangements made between the Chief Commissioner of Police and relevant Commonwealth entities in relation to—

(A) auditing and oversight of information; and

(B) retention and disposal of information; and

(C) management of complaints by affected persons.".

2. Clause 40, lines 14 to 20, omit all words and expressions on these lines and insert—

'**40 New sections 46D and 46E inserted**

Before section 47 of the Principal Act **insert**—

"**46D Suspension of licence—public safety**

(1) The Chief Commissioner may suspend a licence if the Chief Commissioner is satisfied that it is necessary to do so for public safety.

(2) The Chief Commissioner must give written notice of a suspension under subsection (1) to the person whose licence is suspended.

(3) The Chief Commissioner must ensure that a notice under subsection (2)—

(a) invites the person to provide a statement or evidence as to why the licence should not be cancelled; and

(b) specifies that any statement or evidence must be provided to the Chief Commissioner within 28 days after the notice is given.

(4) The Chief Commissioner must consider any statement or evidence provided by the person within the period specified in subsection (3)(b) before cancelling the licence under section 46E.

(5) The Chief Commissioner is not required to comply with subsection (3) or (4) if the Chief Commissioner is satisfied that doing so would create an unacceptable risk to public safety.

(6) A suspension under this section remains in force until the Chief Commissioner makes a decision to cancel or not to cancel the licence under section 46E.

(7) A person whose licence is suspended under this section is taken not to be the holder of a licence for the period of the suspension.

46E Cancellation of licence—public safety

(1) The Chief Commissioner may cancel a licence that is suspended under section 46D if the Chief Commissioner is satisfied that it is necessary to do so for public safety.

(2) The Chief Commissioner must give written notice of a cancellation under subsection (1) to the person whose licence is cancelled.

(3) A person whose licence is cancelled under subsection (1) may, if the person is a non-prohibited person, apply to the Committee for a review of the decision of the Chief Commissioner to cancel the licence."'.

3. Clause 44, omit this clause.

4. Clause 45, lines 16 to 33 and page 26, lines 1 to 23, omit all words and expressions on these lines and insert—

'**45 New sections 76C and 76D inserted**

Before section 77 of the Principal Act **insert**—

"**76C Suspension of dealers licence—public safety**

(1) The Chief Commissioner may suspend a dealers licence if the Chief Commissioner is satisfied that it is necessary to do so for public safety.

(2) The Chief Commissioner must give written notice of a suspension under subsection (1) to the person whose licence is suspended.

(3) The Chief Commissioner must ensure that a notice under subsection (2)—

(a) invites the person to provide a statement or evidence as to why the licence should not be cancelled; and

(b) specifies that any statement or evidence must be provided to the Chief Commissioner within 28 days after the notice is given.

(4) The Chief Commissioner must consider any statement or evidence provided by the person within the period specified in subsection (3)(b) before cancelling the licence under section 76D.

(5) The Chief Commissioner is not required to comply with subsection (3) or (4) if the Chief Commissioner is satisfied that doing so would create an unacceptable risk to public safety.

(6) A suspension under this section remains in force until the Chief Commissioner makes a decision to cancel or not to cancel the licence under section 76D.

(7) A person whose dealers licence is suspended under this section is taken not to be the holder of a dealers licence for the period of the suspension.

76D Cancellation of dealers licence—public safety

(1) The Chief Commissioner may cancel a dealers licence that is suspended under section 76C if the Chief Commissioner is satisfied that it is necessary to do so for public safety.

(2) The Chief Commissioner must give written notice of a cancellation under subsection (1) to the person whose licence is cancelled.

(3) A person whose dealers licence is cancelled under subsection (1) may, if the person is a non-prohibited person, apply to the Committee for a review of the decision of the Chief Commissioner to cancel the licence."'.

NEW CLAUSE

5. Insert the following New Clause to follow clause 45—

'**45A New section 176AA inserted**

After section 176 of the Principal Act **insert**—

"**176AA Service standards for firearms background check applications**

(1) The Chief Commissioner must develop service standards for the making of applications for a firearms background check.

(2) Service standards under subsection (1) must include—

(a) targets for the timely making of applications by the Chief Commissioner; and

(b) procedures for keeping a person who is to be the subject of a firearms background check informed as to the status of any application relating to that person.

(3) As soon as practicable after the end of each financial year, the Chief Commissioner must ensure that notice of the Chief Commissioner's performance against the service standards during that year is published in the Government Gazette."'.

NEW CLAUSE

6. Insert the following New Clause to follow clause 46—

'**46A New section 176AB inserted**

Before section 176A of the Principal Act **insert**—

"**176AB Independent review of firearms background check provisions**

(1) The Minister must cause an independent review to be conducted of the amendments made to this Act by Part 7 of the **Firearms Amendment Act 2026**.

(2) The independent review must consider the following matters—

(a) public safety outcomes associated with the amendments;

(b) the effectiveness of the amendments;

(c) the impact of the amendments on processing times for applications for a licence;

(d) the impact of the amendments on the resources of Victoria Police;

(e) initial and ongoing costs associated with the administration of the amendments;

(f) the impact of the amendments on individual privacy;

(g) whether the amendments afford procedural fairness to affected persons;

(h) the overall impact of the amendments on licence holders and applicants for a licence.

(3) The independent review must be conducted as soon as practicable after the second anniversary of the first day on which all the provisions of Part 7 of the **Firearms Amendment Act 2026** are in operation.

(4) The Minister must cause a report of the independent review to be transmitted to each House of the Parliament as soon as practicable after the review is completed.".'.

Amendments circulated by David Limbrick (DL76C)

1. Clause 1, page 2, line 4, omit "a citizenship requirement and".

2. Clause 2, line 11, omit "Parts 6 and 7" and insert "Part 7".

3. Clause 2, line 14, omit "Parts 6 and 7 come" and insert "Part 7 comes".

4. Part heading preceding clause 20, omit this heading.

5. Clauses 20 to 32, omit these clauses.

AMENDMENT OF LONG TITLE

6. Long title, omit "a citizenship requirement and".

Amendments circulated by David Limbrick (DL77C)

1. Clause 21, after line 24 insert—

"(c) a person referred to in section 93(1)(b)(ii) of the Commonwealth Electoral Act 1918; or".

2. Clause 21, line 25, omit "(c) and insert "(d)".

3. CORRECTIONS AMENDMENT BILL 2026

Amendments circulated by Katherine Copsey (KC81C)

1. Clause 1, line 5, after "considerations" insert "and to further provide for persons detained in police gaols".

NEW CLAUSES

2. Insert the following new Clauses to follow clause 5—

'**5AAA Police gaols**

In section 11(3) of the **Corrections Act 1986**—

(a) for "The" **substitute** "Other than in circumstances of extraordinary emergency, the";

(b) for "(if any)" **substitute** "(not exceeding 14 days)".

5AAB General power to authorise transfers of detained persons

After section 104DF(2) of the **Corrections Act 1986 insert**—

"(3) In determining the maximum period for which a person transferred from a police gaol to another police gaol under this section may be held in the police gaol, any period that the person was held in a police gaol prior to the transfer must be included.

Note

See also section 11.

5AAC New section 133 inserted

At the end of Part 11 of the **Corrections Act 1986 insert**—

"**133 Transitional—Corrections Amendment Act 2026**

Section 104DF(3) applies, on and after its commencement, in relation to a detained person whether they became a detained person before, on or after that commencement.".'.

AMENDMENT OF LONG TITLE

3. Long title, after "considerations" insert "and to further provide for persons detained in police gaols".

Amendments circulated by Enver Erdogan (EE19C)

1. Clause 2, page 2, line 1, after "of this Act" insert ", other than sections 5AAA, 5AAB and 5AAC,".

2. Clause 2, page 2, after line 3 insert—

"(3) Sections 5AAA, 5AAB and 5AAC come into operation on 8 September 2027.".

3. Clause 6, lines 12 and 13, omit "the first anniversary of the day on which it receives the Royal Assent" and insert "8 September 2028".

Amendments circulated by Rachel Payne (RP24C)

1. Clause 1, line 5, after "considerations" insert ", to provide for a review of the operation of certain amendments to that Act".

2. Clause 4, after line 28 insert—

"(1A) In determining whether a prisoner is to be denied access to the open air, regard must be had to—

(a) any medical, psychiatric or psychological condition of the prisoner that may be adversely affected by the denial of access to the open air; and

(b) in the case of a prisoner who is an Aboriginal person, any issues that arise due to the person's Aboriginality.".

3. Clause 5, line 11, omit "No amount is" and insert "The total maximum cumulative amount".

4. Clause 5, line 19, omit "47(1)(a)." and insert "47(1)(a)—".

5. Clause 5, after line 19 insert—

"must not exceed $1 000 000.".

NEW CLAUSE

6. Insert the following New Clause to follow clause 5—

'**5AA New section 111AB inserted**

After section 111A of the **Corrections Act 1986 insert**—

"**111AB Review of certain amendments**

(1) The Minister must cause a review to be conducted of the operation of the amendments made to this Act by the **Corrections Amendment Act 2026** (other than section 5A of that Act).

(2) The review must be commenced no later than 3 years after the day after the day on which the **Corrections Amendment Act 2026** receives the Royal Assent.

(3) The review must be completed no later than 6 months after it commences.

(4) The Minister must cause a report of the review to be laid before each House of the Parliament no later than 14 sitting days after receiving it.".'.

AMENDMENT OF LONG TITLE

7. Long title, after "considerations" insert ", to provide for a review of the operation of certain amendments to that Act".

4. CONSUMER LEGISLATION AMENDMENT BILL 2026

Amendments circulated by Melina Bath (MB37C)

1. Clause 115, line 5, omit "In" and insert "(1) In".

2. Clause 115, after line 27 insert—

"(2) In section 3 of the **Tobacco Act 1987**, in the definition of ***reviewable decision***, after paragraph (l) **insert**—

"(m) issue a written notice under section 36V;

(n) issue a written notice under section 36W;".

3. Clause 116, line 33, omit 'offence.".' and insert "offence.".

4. Clause 116, after line 33 insert—

"(5) A landlord does not commit an offence against—

(a) subsection (1), if the landlord takes reasonable steps to stop the other person having illicit tobacco in the other person's possession or under the other person's control at the premises; or

(b) subsection (2), if the landlord takes reasonable steps to stop the other person using the premises to sell or otherwise supply illicit tobacco.

(6) For the purposes of subsection (5), taking reasonable steps includes—

(a) requesting the other person to stop having illicit tobacco in the other person's possession or under the other person's control at the premises or to stop using the premises to sell or otherwise supply illicit tobacco (as the case may be); or

(b) reporting the possession or control, or sale, of illicit tobacco to the Regulator or to Victoria Police; or

(c) pursuing the lawful termination of the commercial lease; or

(d) if permitted under the commercial lease, preventing re-entry to the property.".

5. Clause 120, page 123, lines 4 to 7, omit all words and expressions on these lines and insert—

"(3) The Regulator or the Chief Commissioner of Police must—

(a) give a person notice or an opportunity to be heard before issuing a short-term closure notice; and

(b) advise the person that the decision to issue the notice is a reviewable decision under this Act.".

6. Clause 120, page 125, lines 9 to 13, omit all words and expressions on these lines and insert—

"(2) The Regulator or the Chief Commissioner of Police must—

(a) give a person notice or an opportunity to be heard before issuing a short-term closure notice; and

(b) advise the person that the decision to issue the notice is a reviewable decision under this Act.".

7. Clause 120, page 134, line 22, after "the landlord" insert ", having regard to the safety of persons entering the property,".

Amendments circulated by Melina Bath (MB38C)

1. Clause 1, page 5, lines 10 to 15, omit all words and expressions on these lines.
2. Division heading preceding clause 131, omit this heading.
3. Clause 131, omit this clause.
4. Clause 132, omit this clause.
5. Clause 133, omit this clause.
6. Clause 134, omit this clause.
7. Clause 135, omit this clause.
8. Clause 136, omit this clause.
9. Clause 137, omit this clause.
10. Clause 138, omit this clause.
11. Clause 139, omit this clause.
12. Clause 140, omit this clause.
13. Clause 141, omit this clause.
14. Clause 142, omit this clause.
15. Clause 143, omit this clause.
16. Clause 144, omit this clause.
17. Clause 145, omit this clause.
18. Clause 146, omit this clause.
19. Clause 147, omit this clause.
20. Clause 148, omit this clause.
21. Clause 149, omit this clause.

22. Clause 150, omit this clause.

23. Clause 151, omit this clause.

24. Clause 152, omit this clause.

25. Clause 153, omit this clause.

26. Clause 154, omit this clause.

27. Clause 155, omit this clause.

28. Clause 156, omit this clause.

29. Clause 157, omit this clause.

30. Clause 158, omit this clause.

31. Clause 159, omit this clause.

32. Clause 160, omit this clause.

33. Division heading preceding clause 161, omit this heading.

AMENDMENT OF LONG TITLE

34. Long title, omit "administration of the".

Amendments circulated by Melina Bath (MB39C)

1. Clause 62, line 22, omit "equal to the higher" and insert "one".

2. Clause 62, line 28, omit 'Division.".' and insert "Division.".

3. Clause 62, after line 28 insert—

"(1A) Before recommending to the Governor in Council that regulations are made that prescribe a rate referred to in subsection (1)(a)(ii), the Minister must—

(a) consult with representatives of—

(i) a group or organisation that represents the interests of residents; and

(ii) a group or organisation that represents interests in relation to industry or parks; and

(b) require the preparation and publication of a regulatory impact assessment in relation to the rate to be prescribed.

(1B) The requirements set out in subsection (1A) are in addition to, and do not derogate from, the requirements and operation of the **Subordinate Legislation Act 1994** in relation to statutory rules.

(1C) The Minister must cause a review of the operation of any regulations made for the purposes of subsection (1)(a)(ii) to be commenced after the second anniversary of the day on which the regulations are made.

(1D) The review must be completed no later than 3 months after the review commences.

(1E) The Minister must cause a copy of the review to be laid before each House of the Parliament no later than 14 sitting days after receiving it.".

4. Clause 63, page 76, after line 12 insert—

"(2A) Rent under a site agreement must not be increased unless—

(a) the increase is proportionate to the reason for the proposed rent increase specified under subsection (3); and

(b) the increase is payable for a period that is no longer than—

(i) the period required to recover any expense or cost incurred for that reason; and

(ii) a period of 12 months; and

(c) if the increase is greater than the prescribed amount, the Director has verified that the increase is proportionate for the purposes of paragraph (a).

(2B) If rent under a site agreement is increased under subsection (1) and the amount recovered by the site owner from the increase exceeds the amount of any expense or cost incurred because of the reason for the increase, the site owner must pay the excess amount to each site tenant—

(a) that has paid the increased rent; and

(b) is a site tenant at the end of the period of the increased rent; and

(c) in proportion to the rent paid by each tenant; and

(d) using the same payment method used by the tenant to pay rent.".

5. Clause 63, page 80, after line 15 insert—

"(4) Despite subsection (1), a site owner may apply to the Tribunal before the end of the proposal period for an order requiring one or more, or all of the, site tenants in a Part 4A park to pay a special rent increase specified in a proposal notice if the site owner proposes the rent increase to fund the payment of urgent expenses incurred by the site owner to operate the Part 4A park.".

6. Clause 63, page 80, line 17, "omit "206SH," and insert "206SH(1),".

7. Clause 63, page 80, line 32, omit "(1)" and insert "(1)(a)".

8. Clause 63, page 81, line 1, omit "(1)" and insert "(1)(a)".

9. Clause 63, page 81, line 6, "omit "206SH," and insert "206SH(1),".

10. Clause 63, page 81, after line 24 insert—

"(ca) any amount received or reasonably expected to be received by the site owner by way of insurance, grant, warranty, compensation or other third-party recovery in respect of an expense, repair or improvement that is a subject of the application; and

(cb) the extent to which money reserved or allocated for a specific expense, repair or improvement that is a subject of the application is reasonably available to meet the cost; and

(cc) any reasonably available alternative to a proposed expense, repair or improvement that is a subject of the application, including an alternative scope, time or source of funding, and its comparative cost and effectiveness; and

(cd) any benefit received by each site tenant as a consequence of the reason for the special rent increase; and

(ce) whether any site tenant will experience hardship as a result of the special rent increase and, if so, the nature and extent of that hardship; and

(cf) the likely effect of approving, varying or refusing the special rent increase on the site owner's financial capacity to continue to—

(i) lawfully operate the Part 4A park; and the provision of essential facilities and services; and

(ii) maintain essential services and common facilities; and

(iii) meet immediate safety and compliance obligations; and

(iv) avoid the park falling into serious disrepair.".

11. Clause 63, page 81, after line 25 insert—

"(4A) An amount referred to in subsection (4)(cb) does not include—

(a) the site owner’s general working capital; and

(b) amounts reserved for unrelated purposes; and

(c) amounts legally or contractually required for another purpose.".

12. Clause 63, page 82, line 17, omit 'matter.".' and insert "matter.".

13. Clause 63, page 82, after line 17 insert—

"(6) If an order is made under section 206SIA(1)(a), and the amount of special rent increase specified in that order exceeds the amount of special rent increase to be specified in an order to be made under subsection (1)(a), an order under subsection (1)(a) must require the site owner to refund each site tenant who paid the excess amount of special rent increase within the period specified in the order.

206SIA Tribunal orders—special rent increases—interim orders

(1) On an application under section 206SH(4), the Tribunal may—

(a) make an order—

(i) requiring all site tenants to whom the proposal notice was given to pay the site owner the amount of special rent increase specified in the proposal notice or a varied amount; or

(ii) requiring site tenants to whom the proposal notice was given to pay an amount of special rent increase that varies according to site tenant or class of site tenant; or

(b) dismiss the application.

(2) An order under subsection (1)(a) must specify the date from which the rent is increased under a site agreement.

(3) An order under subsection (1)(a) must not require site tenants to pay an amount of special rent increase that—

(a) exceeds the cost of the urgent expenses; or

(b) is subject to the CPI percentage rate (within the meaning of section 206SA(6)) from time to time.

(4) An order under subsection (1)(a) must not be made unless the Tribunal is satisfied that the special rent increase is urgently required to—

(a) prevent or address a serious risk to health or safety of any person; or

(b) restore or maintain an essential service; or

(c) undertake urgent repairs arising from a natural disaster, malicious damage or comparable event; or

(d) comply with an Act, law or a regulatory requirement.

(5) The term of an order under subsection (1)(a) ends on the earlier of—

(a) the making of an order under section 206SI(1)(a); or

(b) the withdrawal or dismissal of an application under section 206SH(1); or

(c) another date specified in the order.

(6) In determining an application under section 206SH(4), the Tribunal must have regard to—

(a) whether the proposed expenditure is for a reason referred to in section 206SC(3); and

(b) whether the expenses are necessary and genuinely urgent; and

(c) whether waiting for an order under section 206SI(1)(a) would give rise to a material risk relating to safety, service provision or regulatory compliance; and

(d) whether the expense is supported by quotes, invoices or equivalent evidence; and

(e) whether any other available source of funds have been taken into account; and

(f) whether the amount and allocation between site tenants are reasonable and equitable.".

14. Clause 65, line 31, before "as" insert "subject to subsection (1A),".

15. Clause 65, page 83, after line 13 insert—

"(1A) The percentage of the purchase price referred to in subsection (1)(a) must not exceed—

(a) 4% for each year during which the site tenant occupies the Part 4A site, calculated on a pro rata basis for any incomplete year; and

(b) in aggregate, 20% over the total period of the site tenant's occupation.

(1B) A site owner must not require or receive payment more than once in respect of the same fee, cost, service or liability, whether as part of a deferred management charge or under another description.

Penalty: 60 penalty units for a natural person;

Penalty: 300 penalty units for a body corporate.".

16. Clause 67, page 89, after line 16 insert—

"(3) Before preparing a draft Code of Practice in accordance with subsection (1), the Minister must consult with persons or bodies who represent the interests of—

(a) site tenants of Part 4A parks; and

(b) site owners; and

(c) Part 4A park operators.

(4) The requirement set out in subsection (3) is in addition to, and does not derogate from, the requirement and operation of the **Subordinate Legislation Act 1994** in relation to statutory rules.".

17. Clause 67, page 94, lines 22 to 25, omit all words and expressions on those lines and insert—

"containing—

(a) a reasonable estimate of the balance of a site tenant's liabilities and entitlements—

(i) at one, 5, 10, 15 and 20 years after the day on which the site agreement is entered into; and

(ii) on the day on which the site tenant's Part 4A dwelling on the Part 4A site is sold; and

(b) the maximum amount of the site tenant's liabilities and entitlements that would be payable on the sale of the site tenant's Part 4A dwelling on the Part 4A site; and

(c) an additional reasonable estimate of the balance of the site tenant's liabilities and entitlements on the day on which the site tenant's Part 4A dwelling on the Part 4A site is sold that does not include the deferred management charge; and

(d) the deferred management charge expressed as a dollar amount.".

18. Clause 67, page 94, line 26, omit "The" and insert "An".

19. Clause 74, lines 21 and 22, omit "206SH and 206SI" and insert "206SH, 206SI and 206SIA".

Amendments circulated by Melina Bath (MB40C)

1. Clause 58, line 13, after "additional" insert "or a replacement".

2. Clause 58, line 14, omit "device," and insert "device to access to rented premises,".

2. Clause 58, line 19, after "additional" insert "or replacement".

4. Clause 58, line 20, omit "to the renter." and insert "to access rented premises to the renter; and".

5. Clause 58, after line 20 insert—

"(c) if the request is made by a renter whose rented premises are at risk of unauthorised access or who advises the residential rental provider that the renter is at risk of family violence or personal violence, must—

(i) give the renter the additional or replacement key or security device within 24 hours after the request is made; or

(ii) if giving the renter the additional or replacement key or security device within 24 hours after the request is made is not reasonably practicable because of circumstances beyond the residential rental provider's control, take all reasonable steps within that period to provide the renter with secure access and give the key or security device as soon as practicable.".

6. Clause 58, line 23, after "additional" insert "or replacement".

7. Clause 58, line 24, omit "device;" and insert "device to access rented premises;".

8. Clause 58, line 26, after "additional" insert "or replacement".

9. Clause 58, line 27, omit "device." and insert "device to access rented premises.".

10. Clause 58, after line 27 insert—

"(3A) Despite subsection (2)(b), if the request is made by a renter who advises the residential rental provider that the renter is at risk of family violence or personal violence , the residential rental provider must not charge the renter a fee for giving the additional key or security device.

(3B) A renter may request that the residential rental provider disable a key or security device if the key or security device—

(a) is lost or stolen; or

(b) is copied, disclosed or otherwise compromised; or

(c) presents a security risk.

(3C) On receiving a request under subsection (3B), the residential rental provider must—

(a) disable the key or security device as soon as practicable after receiving the request; and

(b) ensure that disabling the key or security device does not prevent another renter from accessing the rented premises; and

(c) give the requesting renter a replacement means of access.

(3D) If a request under subsection (3B) relates to family violence or personal violence, the residential rental provider must disable the key or security device without delay.".

11. Clause 58, lines 28 to 33 and page 71, lines 1 and 2, omit all words and expressions on these lines and insert—

'(4) After a residential rental agreement ends, or is terminated, a renter must—

(a) return all keys and security devices provided by the residential rental provider and in the renter's possession or control; and

(b) cease using, and where reasonably practicable delete, any digital credential or mobile application provided to the renter for the purposes of providing the renter with access to the rented premises.

(5) After a residential rental agreement ends, or is terminated, a residential rental provider must—

(a) disable each electronic or digital key or security device provided in connection with the agreement; and

(b) if possible, disable any unreturned key or security device; and

(c) if an unreturned key or security device gives rise to a reasonable risk of unauthorised access to the rented premises, take reasonable steps to secure the premises.

(6) In this section—

key or security device includes any of the following—

(a) a key, fob, remote control or access card; and

(b) an access code, password, personal identification number or digital credential; and

(c) a mobile application, or access authority within a mobile application, used to unlock or obtain access to rented premises; and

(d) any other physical or electronic thing used to unlock or obtain access to rented premises.".'.

12. Clause 59, page 72, after line 11 insert—

"(ba) the key or security device is disabled under section 54A(3C);".

13. Clause 59, page 72, line 17, omit '(1A)).".' and insert "(1A)).".

14. Clause 59, page 72, after line 17 insert—

'(4) In this section—

key or security device includes any of the following—

(a) a key, fob, remote control or access card; and

(b) an access code, password, personal identification number or digital credential; and

(c) a mobile application, or access authority within a mobile application, used to unlock or obtain access to rented premises; and

(d) any other physical or electronic thing used to unlock or obtain access to rented premises.".'.

Amendments circulated by Melina Bath (MB41C)

1. Clause 22, page 27, lines 5 to 8, omit all words and expressions on those lines.

2. Clause 25, page 31, lines 4 to 16, omit all words and expressions on those lines.

3. Clause 25, page 33, line 5, omit "units." and insert 'units.".'.

4. Clause 25, page 33, lines 6 to 15, omit all words and expressions on those lines.

5. Clause 26, omit this clause.

6. Clause 27, omit this clause.

7. Clause 28, lines 4 and 5, omit all words and expressions on those lines.

8. Clause 28, lines 9 to 11, omit all words and expressions on those lines.

9. Clause 29, omit this clause.

10. Clause 30, line 24, omit "47AK or".

11. Clause 31, lines 15 to 19, omit all words and expressions on those lines.

12. Clause 31, line 20, omit "Sections 47AF and 47C" and insert "Section 47AF".

13. Clause 31, line 27, omit "2026." and insert '2026.".'.

14. Clause 31, lines 28 to 32 and page 45, lines 1 to 9, omit all words and expressions on those lines.

Amendments circulated by Melina Bath (MB43C)

1. Clause 167, page 169, after line 4 insert—

"(1A) For the purposes of subsection (1), a motor car trader takes reasonable steps if the motor car trader—

(a) uses prescribed information or information belonging to a prescribed class of information to verify the odometer reading; and

(b) makes a record of the verification that includes the prescribed particulars; and

(c) makes the record available for inspection for the prescribed period.".

NEW CLAUSE

2. Insert the following New Clause to follow clause 176—

'**176A New section 89B inserted**

After section 89A of the **Motor Car Traders Act 1986 insert**—

"**89B Review of operation of amendments made by Consumer Legislation Amendment Act 2026**

(1) The Minister must cause a review to be conducted of the operation of the amendments made by the **Consumer Legislation Amendment Act 2026**.

(2) The review must be commenced no later than 2 years after the commencement of section 177A of the **Consumer Legislation Amendment Act 2026**.

(3) The review must be completed no later than 6 months after the review commences.

(4) The Minister must cause a copy of the review to be laid before each House of the Parliament no later than 14 sitting days after receiving it.".'.

NEW CLAUSE

3. Insert the following New Clause to follow clause 177—

'**177A New section 91 inserted**

After section 90 of the **Motor Car Traders Act 1986 insert**—

"**91 Minister's obligations for certain regulations**

(1) Before recommending to the Governor in Council the making of a regulation specified in subsection (3), the Minister must—

(a) consult with representatives of—

(i) at least 3 consumer interest groups; and

(ii) a road safety interest group; and

(iii) the motor car trading industry; and

(b) publish any non-confidential submissions made as part of those consultations; and

(c) undertake an actuarial assessment of the operation of the proposed regulation on the Fund; and

(d) cause a copy of the assessment to be tabled in each House of the Parliament.

(2) When a regulation specified in subsection (3) is made, any non-confidential submissions made to the Minister under subsection (1) and a copy of the actuarial assessment undertaken under that subsection must be given to the Scrutiny of Acts and Regulations Committee of the Parliament, as if those documents were included in the list of documents in section 15A(1) of the **Subordinate Legislation Act 1994**, within the period set out in section 15A(2) of that Act.

(3) The following regulations are specified—

(a) a regulation for the purposes of section 54(2B);

(b) a regulation prescribing a method for calculating the prescribed warranty period for the purposes of section 54(2B);

(c) a regulation for the purposes of section 76(1)(i).

(4) The requirements set out in subsection (1) are in addition to, and do not derogate from, the requirements and operation of the **Subordinate Legislation Act 1994** in relation to statutory rules.".'.

Amendments circulated by Melina Bath (MB44C)

1. Clause 1, page 4, after line 28 insert—

"(iv) to provide the circumstances in which a purchaser may rescind a contract for the sale of land after receiving a section 32 statement; and".

2. Clause 109, lines 19 to 24, omit all words and expressions on those lines and insert—

"(a) if the land is publicly advertised for sale other than by auction or a fixed-date sale, the later of—

(i) the day the sale is first publicly advertised; or

(ii) the day that is—

(A) a prescribed number of days after the land is first publicly advertised for sale; and

(B) is no more than 3 business days after the day the sale is first publicly advertised; or

(b) if the land is publicly advertised for sale by auction or a fixed-date sale—the day that is 7 days before the auction date or fixed date; or

(c) if the land is not publicly advertised for sale—before the purchaser signs the contract for the sale of land;".

3. Clause 111, line 14, before "In" insert "(1)".

4. Clause 111, after line 19 insert—

"(2) If there is a material change to information in a section 32 statement made available to a purchaser that would be likely to adversely affect the purchaser's interests under the contract for the sale of land, the vendor must notify the purchaser in writing of the change as soon as reasonably practicable after the change.".

NEW CLAUSE

5. Insert the following New Clause to follow clause 112—

'112A Other circumstance where purchaser may rescind contract of sale

(1) In the heading to section 32M of the **Sale of Land Act 1962**, for "**circumstance**" **substitute** "**circumstances**".

(2) At the end of section 32M of the **Sale of Land Act 1962 insert**—

"(2) If the sale of land is not publicly advertised or is publicly advertised but not sold by auction, a purchaser who is given a section 32 statement may rescind the contract for the sale of the land if—

(a) the purchaser did not obtain any independent advice from an Australian legal practitioner or conveyancer in relation to the section 32 statement; or

(b) the purchaser did not sign a prescribed waiver after the prescribed period (if any) in relation to the section 32 statement.".'.

Amendments circulated by Melina Bath (MB45C)

1. Clause 1, page 4, lines 25 to 28, omit all words and expressions on those lines.

2. Clause 105, lines 11 to 20, omit all words and expressions on those lines.

3. Clause 106, omit this clause.

4. Clause 107, omit this clause.

5. Clause 108, omit this clause.

AMENDMENT OF LONG TITLE

6. Long title, omit "and deposit moneys".

Amendments circulated by Melina Bath (MB46C)

1. Clause 19, page 22, after line 28 insert—

"(2A) An estate agent or agent's representative does not commit an offence against subsection (1) if—

(a) the failure to disclose the property sale information within the period referred to in subsection (1)(b)—

(i) is caused by a technological or systems failure; or

(ii) is because the information is not available to the agent or representative; or

(iii) is caused by another circumstance beyond the reasonable control of the agent or representative; and

(b) the agent or representative takes reasonable steps to comply with subsection (1) as soon as practicable after the sale of the property; and

(c) if the information is available during the period referred to in subsection (1)(b), the information is disclosed within 5 business days after the end of that period; and

(d) if the information is not available during the period referred to in subsection (1)(b)—

(i) unless it is not reasonably practicable to do so, the agent or representative notifies the Director of that fact within that period; and

(ii) the estate agent or agent's representative discloses the information to the Director within 5 business days after the information becomes available to the agent or representative; and

(e) the information is disclosed in the form approved by the Director.".

2. Clause 19, page 24, after line 26 insert—

"**47AOA Estate agent or representative not to disclose property sale information that is false or misleading**

An estate agent or agent's representative must not disclose property sale information to the Director if the agent or representative knows, or is reckless as to whether the information is—

(a) false or misleading in a material particular; or

(b) false or misleading because of the omission of a material particular.

Penalty: 240 penalty units.".

3. Clause 19, page 25, line 3, omit 'property."'. and insert "property.".

4. Clause 19, page 25, after line 3, insert—

'47APA Request to limit publication of property sale information

(1) Subject to subsection (2), any of the following persons may make a written request to the Director that the Director refrain from or cease publishing all or part of property sale information specified in the request—

(a) a seller;

(b) a purchaser;

(c) a person whose safety would likely be affected by the publication;

(d) a person whose personal information would likely be included in the publication;

(e) an estate agent or agent's representative acting on behalf of a person referred to in paragraph (a), (b), (c) or (d).

(2) A request may be made only if—

(a) the person is experiencing family violence or personal violence; or

(b) there is a serious risk to the safety or security of the person; or

(c) the publication involves publication of the person's address that is—

(i) protected under an Act or law; or

(ii) confidential; or

(d) there are witness protection, law enforcement or security-related circumstances involving the person; or

(e) the publication of the property sale information would contravene this Act or any other Act or law; or

(f) prescribed circumstances exist in relation to the person.

(3) The Director must not publish property sale information that is the subject of a request before deciding the request.

(4) The Director—

(a) may request additional information relating to the request; or

(b) if the Director is satisfied that a ground referred to in subsection (2) exists, the Director must—

(i) approve the request in whole or in part; or

(ii) refuse the request.

(5) The Director must make a decision under subsection (4) within 5 business days after—

(a) the request is made; or

(b) additional information relating to the request is received by the Director.

(6) Despite subsection (5), on a request made by a person who is experiencing family violence or personal violence, the Director must make a decision under subsection (4) without delay after the request is made.

(7) If the Director approves a request, the Director must not publish the property sale information that is the subject of the approval.

47APB Notice and reasons for decision on request

(1) The Director—

(a) must notify a person who makes a request under section 47APA of the Director's decision; and

(b) if the Director refuses a request or approves only part of a request, the Director must give written reasons for the Director's decision.

(2) Written reasons must not include personal information that is likely to give rise to a risk to the safety or security of any person.

47APC Review of Director's decision on request to limit publication of property sale information

(1) A person may apply to the Tribunal for review of a decision made under section 47APA.

(2) An application for review must be made within 28 days after the decision is made.

47APD Record of property sale information to be kept and made available on request

(1) The Director must keep a record of all property sale information disclosed to the Director under section 47AN.

(2) If the Director becomes aware that published property sale information may be inaccurate, the Director must take reasonable steps to determine whether the information is inaccurate.

(3) If the Director is satisfied on reasonable grounds that published property sale information is inaccurate, the Director must correct the information within 2 business days after becoming so satisfied.

(4) The record—

(a) must be in writing; and

(b) must include—

(i) the information disclosed; and

(ii) the identity and capacity of the person who disclosed it; and

(iii) the date on which the information is disclosed; and

(iv) the source of the information; and

(v) the date and extent of publication; and

(vi) any request made under section 47APA; and

(vii) the details of any notification received by the Director that the information may be inaccurate and the evidence for it; and

(viii) the details and date of any correction made to the information; and

(iv) the original information.

(5) For the purposes of an audit, or for monitoring compliance with this Part, the Director must make a record kept under this section available on request for inspection by—

(a) the Minister; or

(b) the Auditor-General; or

(c) the Ombudsman; or

(d) a prescribed oversight body or authorised auditor.

47APE Reports

(1) The Director, within 3 months after the end of each financial year, must prepare a report for the Minister on the operation of this Part.

(2) Without limiting subsection (1), the report must specify—

(a) the volume of property sale information disclosed to the Director under section 47AN in the financial year to which the report relates; and

(b) the volume of property sale information disclosed to the Director after the period specified in section 47AN(1)(b); and

(c) the number of requests made under section 47APA; and

(d) the number of requests that are approved under section 47APA; and

(e) the number of requests that are refused under section 47APA; and

(f) the number of requests that are approved in part under section 47APA; and

(g) the number of applications made under section 47APC and information about the outcomes of those applications; and

(h) the number of corrections made to a record kept under section 47APD including the average time required to consider the evidence relating to the information."."

NEW CLAUSE

5. Insert the following New Clause to follow clause 19—

'**19A Offence to give false or misleading information**

At the foot of section 70V of the **Estate Agents Act 1980 insert**—

"**Note**

See also section 47AOA."."

Amendments circulated by Melina Bath (MB47C)

1. Clause 40, line 9, after "charge" insert "due and".

2. Clause 40, line 11, after "charge" insert "due and".

3. Clause 40, after line 28 insert—

"(1A) Before deciding to accept or refuse a request under subsection (1), the specified owners corporation must take into account the following—

(a) any hardship experienced by the lot owner;

(b) the lot owner's capacity to pay the fees and charges the subject of the request;

(c) any other arrangements the lot owner may make to repay the fees and charges;

(d) the costs of insurance, safety, utilities expenses and solvency requirements of the specified owners corporation.".

4. Clause 40, page 53, after line 11 insert—

"**32FA Contents of payment plan**

A payment plan must set out the following details—

(a) the total amount of fees or charges the subject of the payment plan;

(b) the amount of any instalments for repayment of the fees or charges;

(c) any interest payable on the fees or charges;

(d) the consequences of complying with the payment plan, including a lot owner's entitlement to vote and the effect of section 32HA;

(e) the consequences of failing to comply with the terms of the payment plan.".

5. Clause 40, page 53, line 13, before "A specified" insert "(1)".

6. Clause 40, page 53, after line 16 insert—

"(2) In addition, an owners corporation may vary the terms of a payment plan for urgent repayment of the fees and charges subject to the payment plan in emergency circumstances, without the written agreement of the lot owner who is subject to the payment plan.

(3) An owners corporation must give written notice of a variation under subsection (2) to the lot owner who is subject to the payment plan within 28 days after the variation.".

7. Clause 40, page 53, after line 28 insert—

"**32HA Owners corporation committee may review payment plans**

An owners corporation committee of a specified owners corporation may review a payment plan entered into by the specified owners corporation at a meeting of the committee.

32HB Owners corporation must not recover debt if lot owner complying with terms of payment plan

If a specified owners corporation has entered a payment plan with a lot owner and the lot owner is complying with the terms of the payment plan, the specified owners corporation must not recover any amount owed under the payment plan including by employing or contracting a person who provides debt collection services.".

Amendments circulated by Melina Bath (MB51C)

1. Clause 162, after line 28 insert—

"**29EA Decision to review licence—specified Tribunal order**

(1) The Authority may review a licence after a specified Tribunal order is made in relation to the licensee.

(2) In deciding whether to review a licence under subsection (1), the Authority must consider—

(a) the amount the licensee has been ordered to pay under the specified Tribunal order; and

(b) whether the licensee has made, or will make, prompt payment of the amount ordered to be paid under the specified Tribunal order; and

(c) the conduct of the licensee in relation to which the specified Tribunal order was made; and

(d) the reasons for the licensee's conduct; and

(e) the risk posed to consumers by the licensee's conduct; and

(f) whether the licensee has previously been subject to a specified Tribunal order.

(3) Despite subsection (2), the Authority must review a licence under subsection (1) if—

(a) the conduct of the licensee in relation to which the specified Tribunal order was made was—

(i) fraudulent; or

(ii) dishonest; or

(iii) a deliberate contravention of this Act or any other law; or

(b) the licensee has been subject to 3 or more specified Tribunal orders within the preceding 5 years.

(4) If the Authority intends to review under subsection (1), the Authority must give written notice of its intention to do so to the licensee as soon as practicable after deciding to review the licence.

(5) A notice under subsection (4) must set out—

(a) the reasons for the Authority's decision to review the licence; and

(b) the licensee's right to seek review of the decision.".

2. Clause 162, lines 31 to 33, omit all words and expressions on these lines.

3. Clause 163, line 5, before "29J" insert "29EA,".

Amendments circulated by Melina Bath (MB57C)

1. Clause 1, page 4, after line 28 insert—

"(iv) in relation to the conduct of public auctions by auctioneers; and".

2. Clause 22, page 26, line 3, after "sets a" insert "publicly advertised".

3. Clause 22, page 27, line 8, omit "47AG(3);" and insert "47AG(3) or (3A);".

4. Clause 26, lines 13 to 23, omit all words and expressions on those lines and insert—

"(a) a statement by the estate agent or agent's representative of the requirement that the seller's reserve price for the residential property is expressed—

(i) as either—

(A) a single dollar amount; or

(B) a price range of dollar amounts in which the higher price is not more than 10% of the lower price in the range; and

(ii) without being described with additional words or symbols; and".

5. Clause 26, lines 26 to 31, omit all words and expressions on those lines and insert—

"(i) providing the reserve price to the agent or agent's representative with signed confirmation of that price; or

(ii) requesting from the estate agent or agent's representative—

(A) a proposed reserve price; and

(B) the reasons for the proposed reserve price.".

6. Clause 26, page 35, lines 4 to 14, omit all words and expressions on those lines and insert—

"(a) propose the reserve price with signed confirmation of that price; or

(b) request from the estate agent or agent's representative—

(A) a proposed reserve price; and

(B) the reasons for the proposed reserve price.".

7. Clause 26, page 35, after line 14 insert—

"(3A) If a seller makes a request under subsection (3)(b), the agent or representative must give a written statement to the seller of the proposed reserve price and the reasons for the proposed reserve price.

(3B) If a seller has been given a statement under subsection (3A), the seller, in written response to a request under subsection (1), may—

(a) accept the proposed reserve price with signed confirmation of that acceptance; or

(b) reject the proposed reserve price and—

(i) specify another reserve price with signed confirmation of that price; or

(ii) request another proposed reserve price is given to the seller in writing by the estate agent or agent's representative.".

8. Clause 26, page 35, lines 16 and 17, omit "(1) or a response under subsection (3)" and insert "(1), a statement under subsection (3A) or a response under subsection (3) or (3B)".

9. Clause 26, page 35, lines 18 and 19, omit all words and expressions on those lines and insert—

"(a) be expressed—

(i) as either—

(A) a single dollar amount; or

(B) a price range of dollar amounts in which the higher price is not more than 10% of the lower price in the range; and".

10. Clause 26, page 35, after line 23 insert—

"(5) A seller must not specify a reserve price under subsection (3) or (3B) that is less than—

(a) a rejected offer to purchase the residential property; or

(b) an estimated selling price given to the seller under section 47A.".

11. Clause 26, page 36, line 1, before "seller's" insert "latest".

12. Clause 26, page 36, after line 12 insert—

"(1A) A person does not commit an offence under subsection (1) if, during the period referred to in that subsection, the seller's reserve price decreases.".

13. Clause 26, page 36, lines 15 and 16, omit all words and expressions on those lines and insert—

"(a) be expressed—

(i) as either—

(A) a single dollar amount; or

(B) a price range of dollar amounts in which the higher price is not more than 10% of the lower price in the range; and".

NEW CLAUSE

14. Insert the following New Clause to follow clause 112—

'**112A New sections 42A to 42C inserted**

After section 42 of the **Sale of Land Act 1962 insert**—

"**42A Auctioneer to disclose final seller's reserve price at auction**

The auctioneer of land at a public auction must disclose the final seller's reserve price at the beginning of a public auction.

42B Auctioneer to announce when bids at seller's reserve price

The auctioneer of land at a public auction must announce when the first bid (if any) is equal to or more than the seller's reserve price.

42C Auctioneer to declare pre-auction offers at public auction

Any auctioneer of land at a public auction must declare the amount of any offer made to the vendor of the land before the auction.".'.

AMENDMENT OF LONG TITLE

15. Long title, after "deposit moneys" insert "and the conduct of public auctions".

Amendments circulated by Aiv Puglielli (AP84C)

1. Clause 1, page 3, after line 18 insert—

"(iii) in relation to proxy voting; and".

2. Clause 32, after line 11 insert—

'(1A) For section 18(2) of the **Owners Corporations Act 2006 substitute**—

"(2) If a matter may be resolved by an order of a court or tribunal for payment of an amount or relief that is no more than twice the total amount of the current annual fees set by an owners corporation under section 23, and the owners corporation is authorised to do so by ordinary resolution, the owners corporation may commence any proceeding in a court or tribunal that has jurisdiction to make an order of that nature.".'.

3. Clause 32, line 19, omit "any of the following courts or" and insert 'a court or tribunal that has jurisdiction to make an order of that nature.".'.

4. Clause 32, lines 20 to 30, omit all words and expressions on these lines.

NEW CLAUSE

5. Insert the following New Clause to follow clause 43—

'**43A Restriction on number of lot owners on behalf of whom a proxy may vote on a resolution**

For section 89D(1) of the **Owners Corporations Act 2006 substitute**—

"(1) A person must not vote as a proxy on a resolution at a meeting of the owners corporation on behalf of more than one lot owner.".'.

AMENDMENT OF LONG TITLE

6. Long title, omit "plans and proceedings," and insert "plans, proceedings and proxy voting,".

Amendments circulated by Ingrid Stitt (IS34C)

1. Clause 2, line 16, omit "(5)" and insert "(5), (5A)".

2. Clause 2, line 24, omit "7" and insert "7, sections 106, 107 and 108".

3. Clause 2, after line 26 insert—

"(5A) If sections 106, 107 and 108 do not come into operation before 1 July 2027, those sections come into operation on that day.".

4. Clause 61, page 74, lines 3 and 4, omit all words and expressions on those lines.

5. Clause 61, page 74, line 12, omit all words and expressions on that line.

6. Clause 62, page 75, after line 15 insert—

'"(5A) A rent increase in contravention of this section is invalid.'.

7. Clause 62, page 75, line 16 omit '"(6)' and insert "(6)".

8. Clause 63, page 76, lines 8 to 12, omit all words and expressions on those lines.

9. Clause 63, page 76, after line 30 insert—

"(ab) state that the site owner intends to apply to the Tribunal at least 14 days after the day on which the notice is given for an order requiring payment of the special rent increase specified in the notice by the site tenants given the notice; and".

10. Clause 63, page 77, lines 13 to 31, page 78, lines 1 to 32 and page 79, lines 1 to 22, omit all words and expressions on those lines.

11. Clause 63, page 79, lines 28 to 30, omit "notice if, within the proposal period, there is a circumstance specified in subsection (2)." and insert "notice.".

12. Clause 63, page 80, lines 1 to 15, omit all words and expressions on those lines and insert—

"(2) An application under subsection (1) must not be made until at least 14 days after the proposal notice is given to each site tenant proposed to be subject to the special rent increase in accordance with section 206SD.".

13. Clause 63, page 80, line 32, omit "(1)" and insert "(1)(a)".

14. Clause 63, page 80, after line 34 insert—

"(2A) An order under subsection (1)(a) may be subject to one or more of the following conditions specified in the order—

(a) payment of the amount of special rent increase is for a period specified in the order;

(b) a site tenant is required to pay a reduced amount of rent specified in the order beginning on the day after the period of special rent increase.".

15. Clause 63, page 81, line 1, omit "(1)" and insert "(1)(a)".

16. Clause 63, page 81, after line 24 insert—

"(ca) any reason for a reduced amount of rent to be payable by a site tenant after a period of special rent increase, including the completion of a repair or improvement to a facility or service available within the Part 4A park; and".

17. Clause 65, page 83, line 32, omit 'corporate.".' and insert "corporate.".

18. Clause 65, page 83, after line 32 insert—

'(3) A site owner must not require a site tenant to pay a deferred management charge that is more than the lesser of the following amounts—

(a) 20% of the purchase price paid by the site tenant for the Part 4A dwelling on the Part 4A site under the site agreement;

(b) a prescribed percentage (if any) of the purchase price paid by the site tenant for that Part 4A dwelling.

Penalty: 60 penalty units for a natural person;

300 penalty units for a body corporate.".'.

NEW CLAUSE

19. Insert the following New Clause to follow clause 65—

'**65A Section 206ZV amended**

(1) In the heading to section 206ZV of the **Residential Tenancies Act 1997**, after "**clean**" **insert** "**, safe and in good repair**".

(2) In section 206ZV(1) of the **Residential Tenancies Act 1997**, for "clean and in a safe condition." **substitute**—

"in a condition that meets each of the following standards—

(a) clean;

(b) safe;

(c) in good repair.".'.

20. Clause 73, line 17, omit "206SB" and insert '206SB";'.

21. Clause 73, line 18, omit—

'78B Section 206SF";'.

22. Clause 73, line 21, omit '206ZCA(2)";' and insert "206ZCA(2)".

23. Clause 73, after line 21 insert—

'85C Section 206ZCA(3)";'.

24. Clause 74, line 21, omit "206SE, 206SF, 206SG,".

25. Clause 107, line 20, omit "**commission**" and insert "**amounts from deposit**".

26. Clause 107, line 22, before "If" insert "(1)".

27. Clause 107, line 24, omit "under" and insert "in accordance with".

28. Clause 107, line 31, omit 'entitled.".' and insert "entitled.".

29. Clause 107, after line 31 insert—

'(2) Subsection (1) does not prevent an estate agent from receiving an amount of money from the vendor for any of the following before settlement or rescission of the contract—

(a) the commission;

(b) any auction expense or other amount to which the estate agent is or will become entitled.".'.

30. Clause 109, lines 19 to 24, omit all words and expressions on those lines and insert—

'(a) if the land is publicly advertised for sale other than by auction or a fixed-date sale—the day that is 14 days after the land is first publicly advertised for sale; or

(b) if the land is publicly advertised for sale by auction or a fixed-date sale—the day that is 14 days before the first auction date or first fixed date; or

(c) if the land—

(i) is not publicly advertised for sale—before the purchaser signs the contract for the sale of land; or

(ii) is to be sold—

(A) within 14 days after the land is first publicly advertised for sale—before the purchaser signs the contract for the sale of land; or

(B) on a day that is more than 14 days before a first auction date or a first fixed date—before the purchaser signs the contract for the sale of land;".'.

Amendments circulated by Ingrid Stitt (IS40C)

1. Clause 1, page 4, after line 28 insert—

"(iv) to make technical amendments in relation to off-the-plan contracts; and".

2. Clause 1, page 6, after line 3 insert—

"(kaa) to amend the **Building Act 1993** in relation to developer bonds; and".

3. Clause 1, before line 4 insert—

"(kab) to amend the **Building Act 1993** in relation to prefabrication work and prefabrication builders and to make consequential amendments to the **Building and Plumbing Administration and Enforcement Act 2026**; and".

4. Clause 1, before line 4 insert—

"(kac) to amend the **Building Act 1993** in relation to complex plumbing work and to make consequential amendments to the **Building and Plumbing Administration and Enforcement Act 2026**; and".

5. Clause 1, before line 4 insert—

"(kad) to amend the **Building Act 1993** and the **Building and Plumbing Administration and Enforcement Act 2026** in relation to minor matters; and".

6. Clause 1, page 6, line 7, omit "**1989**." and insert "**1989**; and".

7. Clause 1, page 6, after line 7 insert—

"(la) to amend the **Domestic Building Contracts Amendment Act 2025** to delay its forced commencement date.".

8. Clause 2, line 11, omit "Parts 8, 10 and 11" and insert "Part 8, Part 10 and Part 11".

9. Clause 2, line 11, after "Part 8, " insert "Division 2 of Part 9,".

10. Clause 2, line 11, before "come into operation" insert "and Division 3 of Part 12A".

11. Clause 2, line 11, before "come into operation" insert "and Division 4 of Part 12A".

12. Clause 2, line 11, before "come into operation" insert "and Division 5 of Part 12A (other than sections 178ZF and 178ZJ)".

13. Clause 2, line 11, before "come into operation" insert "and Part 12B".

14. Clause 2, line 25, after "Part 12" insert "and sections 178ZF and 178ZJ".

15. Clause 2, line 25, after "Part 12" insert "and Division 2 of Part 12A".

16. Clause 2, line 25, after "Part 12" insert "and Division 1 of Part 12A".

17. Clause 2, line 28, omit "and Part 12" and insert ", Part 12".

18. Clause 2, line 28, before "does not come" insert "or Division 1 of Part 12A".

19. Clause 2, line 28, before "does not come" insert "or Division 2 of Part 12A".

20. Clause 2, line 28, before "does not come" insert "or section 178ZF or section 178ZJ".

21. Clause 105, line 3, omit all words and expressions on this line and insert—

"**Division 1—Contracts for sale of land**

105 Definitions".

22. Clause 113, line 7, after "amended by" insert "Division 1 of".

23. Clause 113, line 19, after "on which" insert "Division 1 of".

NEW CLAUSE

24. Insert the following new Division to follow clause 113—

'**Division 2—Off-the-plan contracts and developer bonds**

113A Rescission of off-the-plan contract—residential apartment buildings

After section 9AEA(2) of the **Sale of Land Act 1962 insert**—

"(3) Subsection (1) does not apply to a purchaser if the developer of the residential apartment building is excepted from the requirement under section 137ZP(1) of the **Building Act 1993** to arrange for the issue or execution of a developer bond.".'.

NEW CLAUSES

25. Insert the following new Part heading to follow clause 178—

"**Part 12A—Amendment of Building Act 1993**".

26. Insert the following new Division before Part 13—

'**Division 1—Prefabrication work**

178A Purposes

After section 1(e) of the **Building Act 1993 insert**—

"(ea) to regulate prefabrication work; and".

178B Definitions

(1) In section 3(1) of the **Building Act 1993**, in the definition of ***building practitioner***—

(a) in paragraph (f), after "builder" (where second occurring) **insert** "(other than a prefabrication builder)";

(b) after paragraph (f) **insert**—

"(fa) a prefabrication builder; or".

(2) In section 3(4) of the **Building Act 1993**, for "building work or plumbing work" (where twice occurring) **substitute** "building work, plumbing work or prefabrication work".

178C New section 3AA inserted

After section 3 of the **Building Act 1993 insert**—

"**3AA Use of prefabricated building systems**

In this Act, unless the contrary intention appears—

(a) a reference to the construction of a building includes a reference to the use of a prefabricated building system (within the meaning of Part 2A) in the construction of the building; and

(b) a reference to a building product or a building material (however described) includes a reference to a prefabricated building system (within the meaning of Part 2A).".

178D Building regulations

(1) After section 7(1)(a) of the **Building Act 1993 insert**—

"(ab) prefabrication work;".

(2) In section 7(2)(b) of the **Building Act 1993**, for "(b) or (c)" **substitute** "(ab), (b) or (c)".

178E Accreditation of building products

After section 14(5) of the **Building Act 1993 insert**—

"(6) Part 2A does not apply in respect of a building product accredited under this section.".

178F Building surveyor must not refuse to approve building work on certain grounds

At the end of section 15 of the **Building Act 1993 insert**—

"(2) Part 2A does not apply in respect of a building system, construction method, design, component or system of a kind referred to in this section.".

178G New Part 2A inserted

After Part 2 of the **Building Act 1993 insert**—

"Part 2A—Prefabrication work

15C Definitions

In this Part—

building component means a thing that—

(a) when used in the construction of a building is, or forms part of, a building element; and

(b) when used in the construction of a building cannot be inspected without—

(i) opening the component and causing damage to it in the process; or

Example

Cutting a wall lining to expose the wall frame.

(ii) carrying out testing that is likely to destroy the component or part of the component;

building element, in relation to a building, means—

(a) an internal or external load-bearing component that is essential to the stability of the building or a part of the building; or

(b) the building enclosure, being any part of the building that separates its interior from the external environment; or

(c) waterproofing; or

(d) a fire safety system within the meaning of the National Construction Code; or

(e) any aspect of the following required for compliance with the National Construction Code—

(i) mechanical services; or

(ii) plumbing services; or

(iii) electrical services; or

(iv) vertical transportation; or

(f) a prescribed building element or a building element belonging to a prescribed class of building element;

module means a three-dimensional structure that, when used in the construction of a building, includes at least one building component;

prefabricated building system means—

(a) a module; or

(b) a building component;

prefabrication work means—

(a) making or manufacturing (by use of any method) a prefabricated building system on land that is not the land on

which the system will be used in the construction of a building; or

(b) assembling 2 or more prefabricated building systems on land that is not the land on which the systems will be used in the construction of a building.

15D Offences relating to prefabrication work

(1) A person must not make, manufacture or assemble a prescribed prefabricated building system or prefabricated building system belonging to a prescribed class of prefabricated building system for use in the construction of a building if that use will not comply with—

(a) this Act and the building regulations; and

(b) the plumbing laws; and

(c) any binding determination that applies to the prefabrication work; and

(d) the **Electricity Safety Act 1998**, the regulations made under that Act and any Order made under section 4 of that Act.

Penalty: 500 penalty units, in the case of a natural person;

2500 penalty units, in the case of a body corporate.

Note

Section 314 of the **Building and Plumbing Administration and Enforcement Act 2026** applies in respect of an offence against this subsection.

(2) A person must not make or manufacture (by use of a prescribed method) a prefabricated building system for use in the construction of a building if that use will not comply with—

(a) this Act and the building regulations; and

(b) the plumbing laws; and

(c) any binding determination that applies to the prefabrication work; and

(d) the **Electricity Safety Act 1998**, the regulations made under that Act and any Order made under section 4 of that Act.

Penalty: 500 penalty units, in the case of a natural person;

2500 penalty units, in the case of a body corporate.

Note

Section 314 of the **Building and Plumbing Administration and Enforcement Act 2026** applies in respect of an offence against this subsection.

(3) A person must not carry out prescribed prefabrication work or prefabrication work belonging to a prescribed class of prefabrication work—

(a) if electrical installation work within the meaning of the **Electricity Safety Act 1998** is carried out in conjunction with the prefabrication work—if the electrical installation work does not comply with the **Electricity Safety Act 1998**, the regulations made under that Act and any Order made under section 4 of that Act; and

(b) if plumbing work within the meaning of Part 12A is carried out in conjunction with the prefabrication work—if the plumbing work does not comply with Part 12A and the plumbing laws.

Penalty: 500 penalty units, in the case of a natural person;

2500 penalty units, in the case of a body corporate.

Note

Section 314 of the **Building and Plumbing Administration and Enforcement Act 2026** applies in respect of an offence against this subsection.

(4) Subsections (1), (2) and (3) are civil penalty provisions for the purposes of Part 6.7 of the **Building and Plumbing Administration and Enforcement Act 2026**.

(5) For the purposes of subsections (1) and (2), use of a prescribed prefabricated building system or a prefabricated building system in the construction of a building means use of the system in accordance with any instructions provided by the person who made, manufactured or assembled it.

Note

See also section 169D(1).

15E Offence relating to prefabricated building systems

(1) A registered prefabrication builder must not supply a specified prefabricated building system, for use in the construction of a building, if the specified prefabricated building system is not accompanied by—

(a) written information about—

(i) the use for which the system is intended; and

(ii) any limitation on that use or condition to which that use is subject; and

(iii) any prescribed matters; and

(b) written certification from the registered prefabrication builder that, having regard to the matters referred to in paragraph (a), the system (when used in the construction of a building) complies with the building regulations; and

(c) if the specified prefabricated building system includes electrical work in respect of which the **Electricity Safety Act 1998** requires the issue of a certificate of compliance—the certificate of compliance in respect of the electrical installation work; and

(d) if the specified prefabricated building system includes plumbing work in respect of which Part 12A requires the issue of a compliance certificate—the compliance certificate in respect of the work; and

(e) written instructions for the safe transport and handling of the system; and

(f) written instructions for the use of the system.

Penalty: 120 penalty units, in the case of a natural person;

600 penalty units, in the case of a body corporate.

Note

Section 314 of the **Building and Plumbing Administration and Enforcement Act 2026** applies in respect of an offence against this subsection.

(2) Subsection (1) is a civil penalty provision for the purposes of Part 6.7 of the **Building and Plumbing Administration and Enforcement Act 2026**.

(3) For the purposes of subsection (1), use of a specified prefabricated building system means use of the system in accordance with any instructions provided by the registered prefabrication builder who made, manufactured or assembled it.

(4) In this section—

specified prefabricated building system means—

(a) a prescribed prefabricated building system or prefabricated building system belonging to a prescribed class of prefabricated building system; or

(b) a prefabricated building system that is made or manufactured by use of a prescribed method.".

178H Refusal of building permit

(1) After section 24(1) of the **Building Act 1993 insert**—

"(1A) The relevant building surveyor must not issue a building permit for the carrying out of building work that includes the use of an affected prefabricated building system unless the relevant building surveyor is satisfied that the application includes information sufficient to demonstrate that the person that is named as the builder in the building permit will be provided with the following documents by the following persons, in respect of the affected prefabricated building system—

(a) the documents referred to in section 15E(1)(a) to (f)—by the registered prefabrication builder; and

(b) any prescribed document—by a prescribed person or a person belonging to a prescribed class of person.".

(2) After section 24(8) of the **Building Act 1993 insert**—

"(9) In this section—

affected prefabricated building system means a prefabricated building system or prefabricated building system belonging to a prescribed class of prefabricated building system that is prescribed as an affected prefabricated building system but does not include a prefabricated building system that is exempted by the regulations from the operation of subsection (1A);

prefabricated building system has the same meaning as in Part 2A.".

178I Inspection of building work—general powers

At the end of section 35 of the **Building Act 1993 insert**—

"(2) In addition, if the building work includes the use of an affected prefabricated building system within the meaning of section 24(9), the relevant building surveyor may inspect any document referred to in section 24(1A) that relates to the affected prefabricated building system.".

178J Refusal of occupancy permit

Before section 44(1)(c) of the **Building Act 1993 insert**—

"(bb) if the building work includes the use of an affected prefabricated building system within the meaning of section 24(9), unless the relevant building surveyor has seen the documents referred to in section 24(1A) in respect of the system; and".

178K Application of Act to the Crown and public authorities

In section 217(1) of the **Building Act 1993**, after "Parts 2," **insert** "2A,".

178L Building surveyor may rely on certificate by other registered building practitioner or endorsed building engineer

(1) After section 238(1)(a) of the **Building Act 1993 insert**—

"(ab) that an affected prefabricated building system within the meaning of section 24(9) to be used in the proposed building work complies with the requirements of this Act and the building regulations; or".

(2) After section 238(2) of the **Building Act 1993 insert**—

"(2A) A municipal building surveyor or a private building surveyor, in carrying out a function under this Act or the regulations, may rely on—

(a) in the case of prefabrication work that includes electrical installation work—a certificate under section 44 of the **Electricity Safety Act 1998**; or

(b) in the case of prefabrication work that includes plumbing work—a certificate issued by a licensed plumber under Part 12A.".

(3) After section 238(3) of the **Building Act 1993 insert**—

"(4) In this section—

licensed plumber has the same meaning as in Part 12A.".

178M General regulation-making powers

(1) Before section 261(1)(b) of the **Building Act 1993 insert**—

"(ac) the issuing, production and keeping of certificates, other documents and information required by this Act, the building regulations or the plumbing regulations in relation to the carrying out of prefabrication work or the making, manufacturing or assembling of a prefabricated building system;

(ad) the keeping of records of inspections of the carrying out of prefabrication work;".

(2) After section 261(1)(c) of the **Building Act 1993 insert**—

"(ca) requiring a person or class of person (the ***first person***) to give to another person or class of person any information relating to the carrying out of prefabrication work by the first person;

(cb) requiring a person or class of person (the ***first person***) to give to another person or class of person any document or class of document setting out any information relating to a prefabricated building system made, manufactured or assembled by the first person including—

(i) technical specifications; and

(ii) instructions for the use of the system; and

(iii) handling and transportation requirements;".

(3) After section 261(1)(ha) of the **Building Act 1993 insert**—

"(hab) without limiting paragraph (ha), specifying the kind of work that a category or class of registered prefabrication builder is authorised to carry out by that registration including by reference to—

(i) a prescribed prefabricated building system or class of prescribed prefabricated building system; or

(ii) a prefabricated building system or class of prefabricated building system that is made or manufactured by use of a prescribed method;".

178N New section 289B inserted

At the end of Part 14 of the **Building Act 1993 insert**—

"**289B Regulations dealing with transitional matters**

(1) The Governor in Council may make regulations containing provisions of a transitional nature, including matters of an application or savings nature, arising as a result of the enactment of this Act (including the repeals and amendments made by this Act).

(2) Regulations made under this section may—

(a) have a retrospective effect to the day on which section 178N of the **Consumer Legislation Amendment Act 2026** comes into operation; and

(b) be of limited or general application; and

(c) leave any matter or thing to be decided by a specified person or class of person; and

(d) provide for the exemption of persons or things or a class of person or thing from any of the regulations made under this section.

(3) Regulations made under this section have effect despite anything to the contrary in any Act (other than the **Consumer Legislation Amendment Act 2026** or the **Charter of Human Rights and Responsibilities Act 2006**) or in any subordinate instrument.

(4) This section is **repealed** on the second anniversary of the day on which it comes into operation.".

178O Schedule 1—Building regulations

In Schedule 1 to the **Building Act 1993**, after item 31 **insert**—

"31A. The provision of certificates under any other Act.".

178P Consequential amendment of Building and Plumbing Administration and Enforcement Act 2026

(1) Before section 260 of the **Building and Plumbing Administration and Enforcement Act 2026 insert**—

"**259A Prefabricated building systems**

In this Part, unless the contrary intention appears—

(a) a reference to the construction of a building includes a reference to the use of a prefabricated building system (within the meaning of Part 2A of the **Building Act 1993**) in the construction of the building; and

(b) a reference to a building product or a building material (however described) includes a reference to a prefabricated building system within the meaning of Part 2A of the **Building Act 1993**.".

(2) After section 314(2)(b) of the **Building and Plumbing Administration and Enforcement Act 2026 insert**—

"(ba) section 15D(1), (2) or (3) or 15E(1) of the **Building Act 1993**;".

(3) Before section 316(2)(a) of the **Building and Plumbing Administration and Enforcement Act 2026 insert**—

"(aa) section 15D(1), (2) or (3) or 15E(1) of the **Building Act 1993**;".

(4) After section 356(8) of the **Building and Plumbing Administration and Enforcement Act 2026 insert**—

"(9) In this section, a reference to a building product or a building material (however described) includes a reference to a prefabricated building system within the meaning of Part 2A of the **Building Act 1993**."'.

NEW CLAUSES

27. Insert the following new Division before Part 13—

'Division 2—Complex plumbing work

178Q Definitions applying to Part 12A

In section 221B of the **Building Act 1993 insert** the following definitions—

"***complex plumbing work*** means plumbing work that is prescribed as complex plumbing work;

designer of complex plumbing means a prescribed person who prepares a design of complex plumbing work;

exempt complex plumbing work means complex plumbing work that is prescribed as exempt complex plumbing work;

start work notice (design) has the meaning given by section 221BA;".

178R New section 221BA inserted

After section 221B of the **Building Act 1993 insert**—

"**221BA Meaning of *start work notice (design)***

A ***start work notice (design)*** is a written notice relating to complex plumbing work that sets out the following in respect of the complex plumbing work—

(a) a description of the complex plumbing work to be carried out;

(b) the address, or description of the location, of the premises at which the complex plumbing work is to be carried out;

(c) the proposed commencement date or dates of the complex plumbing work to be carried out;

(d) the name and address of the designer of complex plumbing;

(e) the class of building in which the complex plumbing work is to be carried out;

(f) any prescribed information.".

178S New sections 221ZPB to 221ZPJ inserted

After section 221ZPA of the **Building Act 1993 insert**—

"**221ZPB Designer of complex plumbing must give start work notice (design) to Commission**

(1) A designer of complex plumbing must give a start work notice (design) to the Commission within the prescribed time after the designer is engaged to prepare the design of complex plumbing work to which the notice relates.

Penalty: 120 penalty units, in the case of a natural person;

600 penalty units, in the case of a body corporate.

(2) A designer of complex plumbing does not commit an offence against subsection (1) if the complex plumbing work is exempt complex plumbing work.

221ZPC Designer of complex plumbing must give start work notice (design) to person who engaged them to prepare design

(1) A designer of complex plumbing must give the person who engaged the designer to prepare a design of complex plumbing work, as soon as practicable after the designer gives the start work notice (design) for that complex plumbing work to the Commission—

(a) a copy of the start work notice (design) for that complex plumbing work; and

(b) written confirmation that the designer has given the start work notice (design) to the Commission.

(2) Subsection (1) applies despite anything to the contrary in any agreement.

(3) A designer of complex plumbing is not required to comply with subsection (1) if the complex plumbing work is exempt complex plumbing work.

221ZPD Person who has engaged designer of complex plumbing must give start work notice (design) to licensed plumber

(1) This section applies to a person who has—

(a) engaged a designer of complex plumbing to prepare a design of complex plumbing work (other than exempt complex plumbing work); and

(b) received from the designer of complex plumbing—

(i) a copy of a start work notice (design) for that plumbing work; and

(ii) a written confirmation that the designer of complex plumbing has given the start work notice (design) to the Commission.

(2) If the person engages a licensed plumber to carry out the complex plumbing work to which the start work notice (design) relates, the person must give a copy of the start work notice (design) and a copy of the written confirmation to the plumber as soon as practicable after receiving—

(a) the start work notice (design); and

(b) the written confirmation.

221ZPE Offences relating to designers and complex plumbing work designs

(1) A person must not prepare a design of complex plumbing work (other than in the circumstances specified in subsection (2)) for use in the carrying out of complex plumbing work if the person does not—

(a) hold the prescribed qualifications or have the prescribed experience that a person who prepares designs of complex plumbing work must hold or have; and

(b) meet the prescribed requirements that a person must meet in order to prepare designs of complex plumbing work.

Penalty: 500 penalty units, in the case of a natural person;

2500 penalty units, in the case of a body corporate.

(2) For the purposes of subsection (1), a person may prepare a design of complex plumbing work if—

(a) the regulations state that the design may be prepared by a person who does not—

(i) hold the prescribed qualifications or have the prescribed experience that a person who prepares designs of complex plumbing work must hold or have; and

(ii) meet the prescribed requirements that a person must meet in order to prepare designs of complex plumbing work; or

(b) the person does so in the circumstances specified in the regulations as the circumstances in which the design may be prepared by a person who does not—

(i) hold the prescribed qualifications or have the prescribed experience that a person who prepares designs of complex plumbing work must hold or have; and

(ii) meet the prescribed requirements that a person must meet in order to prepare designs of complex plumbing work.

(3) A designer of complex plumbing who is engaged to prepare a design of complex plumbing work must ensure that the design of the complex plumbing work meets the prescribed requirements.

Penalty: 120 penalty units, in the case of a natural person;

600 penalty units, in the case of a body corporate.

221ZPF Designer of complex plumbing must give certified complex plumbing work design to Commission

(1) A designer of complex plumbing who is engaged to prepare a design of complex plumbing work must give the Commission, within the prescribed time—

(a) the design of the complex plumbing work; and

(b) a written statement certifying whether the design of the complex plumbing work meets the prescribed requirements.

Penalty: 120 penalty units, in the case of a natural person;

600 penalty units, in the case of a body corporate.

(2) A designer of complex plumbing does not commit an offence against subsection (1) if the complex plumbing work is exempt complex plumbing work.

221ZPG Designer of complex plumbing must give certified complex plumbing work design and related documents to person who engaged them to prepare design

(1) This section applies if a designer of complex plumbing engaged to prepare a design of complex plumbing work (other than exempt complex plumbing work) has given the Commission—

(a) the design of the complex plumbing work; and

(b) a written statement certifying whether the design of the complex plumbing work meets the prescribed requirements.

(2) The designer of complex plumbing must, as soon as practicable after giving the Commission the design of the complex plumbing work and written statement, give the person who engaged the designer—

(a) the design; and

(b) the written statement; and

(c) written confirmation that the designer has given to the Commission the documents referred to under paragraphs (a) and (b).

221ZPH Certified complex plumbing work designs and related documents to be given to licensed plumber

(1) This section applies to a person who has—

(a) engaged a designer of complex plumbing to prepare a design of complex plumbing work (other than exempt complex plumbing work); and

(b) received from the designer—

(i) the design of the complex plumbing work; and

(ii) a written statement certifying whether the design of the complex plumbing work meets the prescribed requirements; and

(iii) written confirmation that the designer has given to the Commission the documents referred to under subparagraphs (i) and (ii).

(2) If the person engages a licensed plumber to carry out the complex plumbing work to which the design of complex plumbing work relates, the person must give a copy of the design of the complex plumbing work, a copy of the written statement and a copy of the written confirmation to the plumber as soon as practicable after receiving—

(a) the design of the complex plumbing work; and

(b) the written statement; and

(c) the written confirmation.

221ZPI Commission may request further information or material in relation to complex plumbing work

(1) This section applies if the Commission has received from a designer of complex plumbing work—

(a) a start work notice (design) under section 221ZPB; or

(b) a design of complex plumbing under section 221ZPF.

(2) The Commission, by written notice given to the designer of complex plumbing work, may request further information or material in relation to—

(a) the complex plumbing work to which a start work notice (design) relates; or

(b) the design.

(3) A notice under subsection (2) must specify—

(a) the information or material that is to be given to the Commission; and

(b) the date by which the information or material must be given to the Commission.

(4) On receiving a notice under subsection (2), a designer of complex plumbing work may request, in accordance with any prescribed requirements, the Commission to change the date specified in the notice to a later date.

(5) If the Commission agrees to the request, the Commission must issue another notice under subsection (2) with a new date by which the information or material must be given to the Commission (a ***reissued notice***).

(6) A designer of complex plumbing given a notice, or reissued notice, under subsection (2), must comply with the notice or reissued notice unless the designer has a lawful excuse.

Penalty: 120 penalty units, in the case of a natural person;

600 penalty units, in the case of a body corporate.

221ZPJ Complex plumbing work prohibited before receipt of certain documents

(1) A person must not carry out complex plumbing work unless the person has obtained the following—

(a) the design of the complex plumbing work; and

(b) a written statement from the designer of the complex plumbing who prepared the design certifying whether the design of the complex plumbing work meets the prescribed requirements; and

(c) written confirmation that the designer has given the Commission—

(i) the design of the complex plumbing work; and

(ii) a written statement certifying whether the design of the complex plumbing work meets the prescribed requirements.

Penalty: 500 penalty units, in the case of a natural person;

2500 penalty units, in the case of a body corporate.

(2) A person does not commit an offence against subsection (1) if the complex plumbing work is exempt complex plumbing work.".

178T Regulations

In section 221ZZZV(1) of the **Building Act 1993**—

(a) for paragraph (b) **substitute**—

"(b) fees for the purposes of this Part, including—

(i) fees for examinations or assessments conducted by, or on behalf of, the Commission; or

(ii) fees for the assessment of start work notices (design) and designs of complex plumbing work by, or on behalf of, the Commission;";

(b) after paragraph (c) **insert**—

"(ca) prescribing what constitutes complex plumbing work;";

(c) before paragraph (h) **insert**—

"(ge) qualifications or experience that a person who prepares designs of complex plumbing work must hold or have or requirements that a person must meet in order to prepare designs of complex plumbing work;

(gf) the preparation or amendment of designs of complex plumbing work, including—

(i) requirements that a design of complex plumbing work or an amendment of a design of complex plumbing work must meet; or

(ii) procedures to amend a design of complex plumbing work and matters to be considered, applied or complied with to amend, or when amending, a design of complex plumbing work; or

(iii) the certification of a design of complex plumbing work or an amended design of complex plumbing work and documents to accompany or form part of the certification; or

(iv) the giving of amended designs of complex plumbing work to persons;

(gg) notifications to be given to the Commission before or during the carrying out of complex plumbing work or at specified stages of carrying out complex plumbing work, and the content of the notifications;

(gh) compliance certificates to be provided by persons who—

(i) prepare designs of complex plumbing; or

(ii) carry out complex plumbing work;

(gi) information or documents to be provided with compliance certificates by persons who—

(i) prepare designs of complex plumbing; or

(ii) carry out complex plumbing work;

(gj) inspections of complex plumbing work and inspection reports for complex plumbing work;".

178U Consequential amendment of Building and Plumbing Administration and Enforcement Act 2026

After section 38(1)(k) of the **Building and Plumbing Administration and Enforcement Act 2026 insert**—

"(ka) to administer the provisions of the **Building Act 1993** relating to the design and carrying out of complex plumbing work;".

178V New sections 289C and 289D inserted

At the end of Part 14 of the **Building Act 1993 insert**—

"**289C Transitional provision relating to the Consumer Legislation Amendment Act 2026**

(1) The amendments made by Division 2 of Part 12A of the **Consumer Legislation Amendment Act 2026** do not apply to—

(a) a designer of complex plumbing, in relation to preparing a design of complex plumbing work, if the designer is engaged before the commencement day to prepare the design; or

(b) a person carrying out complex plumbing work, if the designer of the complex plumbing work is engaged before the commencement day to prepare the design.

(2) In this section—

commencement day means the day on which Division 2 of Part 12A of the **Consumer Legislation Amendment Act 2026** comes into operation.

289D Transitional regulations relating to the Consumer Legislation Amendment Act 2026

(1) The Governor in Council may make regulations containing provisions of a transitional nature, including matters of an application or savings nature, arising as a result of the enactment of this Act (including the repeals and amendments made by this Act).

(2) Regulations made under this section may—

(a) have a retrospective effect to the day on which section 178V of the **Consumer Legislation Amendment Act 2026** comes into operation; and

(b) be of limited or general application; and

(c) leave any matter or thing to be decided by a specified person or class of person; and

(d) provide for the exemption of persons or things or a class of person or thing from any of the regulations made under this section.

(3) Regulations made under this section have effect despite anything to the contrary in any Act (other than the **Consumer Legislation Amendment Act 2026** or the **Charter of Human Rights and Responsibilities Act 2006**) or in any subordinate instrument.

(4) This section is **repealed** on the second anniversary of the day on which it comes into operation.".'.

NEW CLAUSES

28. Insert the following new Division before Part 13—

'Division 3—Developer bonds

178W Definitions

In section 137ZM of the **Building Act 1993 insert** the following definition—

"***developer bond requirement*** means the requirement under section 137ZP(1) for the developer of a residential apartment building to arrange for the issue or execution of a developer bond;".

178X Offence to apply for occupancy permit if no developer bond issued

After section 137ZR(1) of the **Building Act 1993 insert**—

"(1AB) Subsection (1) does not apply to a person if the developer of the residential apartment building is excepted from the developer bond requirement.".

178Y Developer must nominate assessor

After section 137ZT(3) of the **Building Act 1993 insert**—

"(4) Subsection (1) does not apply to a developer who is excepted from the developer bond requirement.".

178Z Approval of nomination

After section 137ZV(5) of the **Building Act 1993 insert**—

"(6) This section does not apply if the developer of the residential apartment building is excepted from the developer bond requirement.".

178ZA Developer must appoint assessor

(1) In section 137ZX(1) of the **Building Act 1993**, for "subsections (2) and (3)" **substitute** "subsections (2), (3) and (6)".

(2) After section 137ZX(5) of the **Building Act 1993 insert**—

"(6) Subsection (1) does not apply to a developer who is excepted from the developer bond requirement.".

178ZB Authority may appoint building assessor

After section 137ZY(2) of the **Building Act 1993 insert**—

"(3) This section does not apply if the developer of the residential apartment building is excepted from the developer bond requirement.".

178ZC Arrangements for final inspection

After section 137ZZE(5) of the **Building Act 1993 insert**—

"(6) Subsection (1) does not apply to a developer who is excepted from the developer bond requirement.".

178ZD Appointment of building assessor for final inspection

After section 137ZZF(3) of the **Building Act 1993 insert**—

"(4) This section does not apply if the developer of the residential apartment building is excepted from the developer bond requirement.".'.

NEW CLAUSE

29. Insert the following new Division before Part 13—

'**Division 4—Miscellaneous amendments**

178ZE Refusal of occupancy permit

After section 44(1)(b) of the **Building Act 1993 insert**—

"(ba) if electrical work, in respect of which the **Electricity Safety Act 1998** required the issue of a certificate under Division 3 of Part 3 of that Act, was carried out in conjunction with the building work on the building or part of the building in respect of which the permit is sought, unless the relevant building surveyor has seen a copy of the certificate; and".'.

NEW CLAUSES

30. Insert the following new Division before Part 13—

'Division 5—Minor technical amendments

178ZF Definitions and interpretation

In section 3(1) of the **Building Act 1993**—

(a) in the definition of ***approved prescribed qualification***, for "171AA(1)(b)" **substitute** "171AA(1)(a)(ii)";

(b) in paragraphs (a) and (b) of the definition of ***relevant building surveyor***, for "or permit," **substitute** "or a permit,".

178ZG Statute law revision

(1) In section 24(1)(e) of the **Building Act 1993**, for "(2A)" **substitute** "(2E)".

(2) In section 137Q(5) of the **Building Act 1993**, for "the method by which the premiums are to be calculated" **substitute** "order".

178ZH Notice of intention to apply for occupancy permit

(1) In section 40A(1) of the **Building Act 1993**, after "The developer" **insert** "(within the meaning of Part 9B)".

(2) In section 40A(3) of the **Building Act 1993**, after "A developer" **insert** "(within the meaning of Part 9B)".

(3) In section 40A(5) of the **Building Act 1993**, in paragraphs (a) and (b) of the definition of ***applicable period***, after "occupancy permit application date" (where first occurring) **insert** "(within the meaning of Part 9B)".

178ZI Refusal of occupancy permit

In section 44(2) of the **Building Act 1993**—

(a) in paragraph (c)—

(i) after "developer" (where first occurring) **insert** "(within the meaning of Part 9B)";

(ii) after "building" **insert** "in accordance with Part 9B";

(b) in paragraph (e), after "developer" **insert** "(within the meaning of Part 9B)".

178ZJ Approved person

In section 171AAB of the **Building Act 1993**—

(a) in subsection (1)(b), for "171AA(1)(b)" **substitute** "171AA(1)(a)(ii)";

(b) in subsection (1)(c), for "171AA(1)(c)" **substitute** "171AA(1)(b)".

178ZK Refusal of building permit

In section 542(2) of the **Building and Plumbing Administration and Enforcement Act 2026**, for "205G(1). (2) and (2A)" **substitute** "205G(1), (2) and (2E)".'.

NEW CLAUSES

31. Insert the following new Part before Part 13—

'Part 12B—Amendment of Domestic Building Contracts Amendment Act 2025

178ZL Commencement

In section 2(3) of the **Domestic Building Contracts Amendment Act 2025**, for "1 December 2026" **substitute** "31 March 2027".

178ZM Repeal of this Act

In section 82 of the **Domestic Building Contracts Amendment Act 2025**, for "1 December 2027" **substitute** "31 March 2028".'.

AMENDMENT OF LONG TITLE

32. Long title, after "deposit moneys" insert "and off-the-plan contracts".

33. Long title, after "used motor cars," insert "the **Building Act 1993** in relation to developer bonds,".

34. Long title, before "certain other Acts" insert "the **Building Act 1993** in relation to prefabrication work and prefabrication builders,".

35. Long title, before "certain other Acts" insert "the **Building Act 1993** in relation to complex plumbing work,".

36. Long title, before "certain other Acts" insert "the **Building Act 1993** and the **Building and Plumbing Administration and Enforcement Act 2026** in relation to minor matters,".

37. Long title, before "certain other Acts" insert "the **Domestic Building Contracts Amendment Act 2025** in relation to its commencement,".

5. RACING LEGISLATION AMENDMENT (ENTITY GOVERNANCE AND OTHER MATTERS) BILL 2026

Amendments circulated by Bev McArthur (BM02C)

1. Part heading preceding clause 7, omit this heading.

2. Clause 7, omit this clause.

3. Clause 8, omit this clause.

4. Clause 9, omit this clause.

5. Clause 10, omit this clause.

Amendments circulated by Georgie Purcell (GP29C)

1. Clause 32, page 27, line 19, after "is" insert ", or has been within the previous 2 years,".

2. Clause 32, page 27, line 22, after "has" insert ", or has had within the previous 2 years,".

3. Clause 52, page 57, line 24, omit 'jurisdiction."' and insert "jurisdiction.".

4. Clause 52, page 57, after line 24 insert—

'**66I Greyhound Racing Victoria must publish quarterly reports on greyhound welfare matters**

(1) Within 7 days after the end of a quarter, Greyhound Racing Victoria must prepare and publish on its Internet site a report containing the following information in respect of greyhounds registered with Greyhound Racing Victoria—

(a) the number of greyhounds that have died during a greyhound race in the quarter (if any);

(b) the number of greyhounds that have died as a result of an injury sustained, or illness suffered, as a result of the greyhound's involvement in greyhound racing (other than during a greyhound race) in the quarter (if any);

Example

An example of a greyhound's involvement in greyhound racing is involvement in training or trialling activities.

(c) the number of greyhounds that have died, other than in the circumstances referred to in paragraphs (a) or (b), in the quarter (if any);

Example

An example of other circumstances in which greyhounds have died is in the kennelling or housing of greyhounds, or by natural causes or general illness.

(d) the number of greyhounds that have sustained an injury or suffered an illness in the quarter as a result of the greyhound's involvement in greyhound racing;

(e) any matter that is the subject of a direction by the Minister under subsection (2).

(2) For the purposes of subsection (1)(e), the Minister may direct Greyhound Racing Victoria to include in a report under subsection (1) any matter relating to greyhound welfare.

(3) For the purposes of this section, each of the following periods is a ***quarter***—

(a) the period beginning on 1 January and ending on 31 March;

(b) the period beginning on 1 April and ending on 30 June;

(c) the period beginning on 1 July and ending on 30 September;

(d) the period beginning on 1 October and ending on 31 December."'.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 180, 181, 182 and 183

No. 180 — Tuesday, 25 August 2026

1 The President took the Chair at 12.03 pm, read the Prayer and made an Acknowledgement of Country.

2 **COLOMBIA EARTHQUAKE** — The President made a statement of condolence for the people of Colombia impacted by the devastating earthquake.

3 **ASSENT TO ACTS** — The President read Messages from the Governor informing the Council that she had, on the following dates, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

On 18 August 2026 —

Electoral Amendment (Miscellaneous Matters) Act 2026

Firearms Amendment Act 2026.

On 25 August 2026 —

Fishing, Hunting and Outdoor Victoria Act 2026.

4 **QUESTION TIME** —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — Ordered that the following answers be taken into consideration on the next day of meeting —

- On the motion of Georgie Crozier, the answers given by Ingrid Stitt to questions relating to public dental care (QwN 1431).
- On the motion of Georgie Crozier, the answers given by Ingrid Stitt to questions relating to Ambulance services data (QwN 1435).

* * * * *

QUESTION DIRECTED FOR WRITTEN RESPONSE — The President directed a minister to provide a written response to a question without notice pursuant to Standing Order 8.07 as follows:

- **Ambulance services data (QwN 1435)** — substantive question asked by Georgie Crozier — response from Ingrid Stitt due Thursday, 27 August 2026.

CONSTITUENCY QUESTIONS — Members asked constituency questions.

5 PETITIONS —

RELOCATE FLYING-FOXES FROM ROSALIND PARK, BENDIGO — Gaelle Broad presented a petition bearing 2,415 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to consider all options to relocate the grey-headed flying-foxes from Rosalind Park in Bendigo *(Ordered to be tabled).*

On the motion of Gaelle Broad, the petition was ordered to be taken into consideration on the next day of meeting.

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BAN REGISTERED SEX OFFENDERS FROM WORKING IN THE SEX INDUSTRY — David Limbrick presented a petition bearing 160 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to implement a ban on registered sex offenders working in the sex or stripping industries *(Ordered to be tabled).*

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PROVIDE FUNDING TO SEAL PRIORITY UNSEALED ROADS IN CARDINIA SHIRE — David Limbrick presented a petition bearing 2,001 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to provide targeted funding to support the sealing of unsealed roads in Cardinia Shire, prioritise funding to seal up to 60 kilometres of roads identified through the Local Street Sealing Initiative, recognise such works as essential infrastructure investment, and work with Cardinia Shire Council and the Cockatoo Road Action Group (CRAG21) to accelerate delivery of priority projects within a clearly defined timeframe *(Ordered to be tabled).*

The petition having received the required number of signatures, David Limbrick listed the petition for future debate during Petitions (qualifying for debate).

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REVIEW AND INCREASE CITY OF WYNDHAM BUS SERVICES — Trung Luu presented a petition bearing 189 signatures from certain citizens of Victoria requesting that the Legislative Council on call on the Government to urgently review and increase bus services from Riverwalk Estate, King's Leigh Estate and adjoining estates to Werribee Secondary College and MacKillop College or consider introducing higher-capacity transport options to support the growing community of Wyndham Vale *(Ordered to be tabled).*

6 DOMESTIC GAS CHOICE (REPEAL OF GAS APPLIANCE BAN) BILL 2026 — David Davis introduced *A Bill for an Act to revoke an amendment to the Victoria Planning Provisions that prohibits new gas connections for new dwellings, apartments and residential subdivisions and to consequentially amend the Building Act 1993 to repeal regulation-making powers for prohibiting the connection of reticulated gas, extending the capacity of an existing reticulated gas connection and the installation or replacement of reticulated gas appliances and for other purposes*.

On the motion of David Davis, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

7 SALE OF LAND AMENDMENT (PROPERTY DEVELOPER INTEGRITY) BILL 2026 — David Ettershank introduced *A Bill for an Act to amend the Sale of Land Act 1962 to provide for certain property developers to comply with requirements about the*

provision of information relating to services and facilities which are provided or proposed to be provided to benefit land being sold by the property developers, to make minor related amendments and for other purposes.

On the motion of David Ettershank, the Bill was read a first time and ordered to be read a second on the next day of meeting.

8 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. 11 of 2026 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

* * * * *

Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sonja Terpstra tabled the Annual Review 2025 on Statutory Rules and Legislative Instruments (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

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PROCEDURE COMMITTEE — Pursuant to Standing Order 23.22, Wendy Lovell tabled a Report on the Standing Orders review 2026 (including a Minority Report) from the Procedure Committee *(Ordered to be published)*.

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ECONOMY AND INFRASTRUCTURE COMMITTEE — Pursuant to Standing Order 23.22, Georgie Purcell tabled a Report on the Inquiry into the development and expansion of waste-to-energy (WtE) infrastructure in Victoria (including Appendices, Extracts of Proceedings and Minority Reports) from the Economy and Infrastructure Committee, and presented Transcripts of Evidence *(Transcripts of Evidence ordered to be tabled and the Report published).*

Georgie Purcell moved, That the Council take note of the Report.

Debate ensued.

Question — put and agreed to.

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LEGAL AND SOCIAL ISSUES COMMITTEE — Pursuant to Standing Order 23.22, Joe McCracken tabled a Report on the Inquiry into claims made through the Transport Accident Commission (TAC) (including an Appendix) 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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PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE —

Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Michael Galea tabled a Report on the 2026-27 Budget estimates from the Public Accounts and Estimates Committee, and presented Transcripts of Evidence *(Transcripts of Evidence ordered to be tabled and the Report published).*

Michael Galea moved, That the Council take note of the Report.

Debate ensued.

Question — put and agreed to.

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Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Michael Galea tabled the 60th Parliament end of term report (including Appendices) from the Public Accounts and Estimates Committee *(Ordered to be published)*.

Michael Galea moved, That the Council take note of the Report.

Debate ensued.

Question — put and agreed to.

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Crown Land (Reserves) Act 1978 — Order of 5 August 2026 giving approval to the granting of a licence at Lynch's Bridge Historic Precinct Reserve.

Health Complaints Commissioner — Report, 2025-26.

Interpretation of Legislation Act 1984 — Notice under section 32(3)(a)(iii) in relation to Statutory Rule No. 20 *(Gazette S402, 10 July 2026)*.

Parliamentary Committees Act 2003 — Government response to the Public Accounts and Estimates Committee's Report on the 2024-25 financial and performance outcomes.

Parliamentary Salaries, Allowances and Superannuation Act 1968 — Compliance Officer — Statement of Findings: Appeal of a decision to reject a claim under the Electorate Office and Communications Budget (Appeal reference 2026/01), under section 9H of the Act *(Ordered to be published).*

Planning and Environment Act 1987 — Notices of approval of the —

Glen Eira Planning Scheme — Amendment C240.

Melbourne Planning Scheme — Amendment C500.

Melbourne and Port Phillip Planning Schemes — Amendment GC296.

Surf Coast Planning Scheme — Amendment C150.

Warrnambool Planning Scheme — Amendment C222.

Statutory Rules under the following Acts of Parliament —

Land Act 1958 — No. 113.

Mental Health and Wellbeing Act 2022 — No. 114.

Mineral Resources (Sustainable Development) Act 1990 — Nos. 111 and 112.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule Nos. 99, 113 and 114.

* * * * *

PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Responses from the Minister for Planning to petitions titled —

Reject proposal to rezone the Wodonga Golf Course (petition Nos. 755 and 773) (presented by Wendy Lovell on 16 and 18 June 2026) *(released on 18 August 2026)*.

Return Harold Freedman's Geelong regional history mosaic mural to public display (petition No. 738) (presented by Bev McArthur on 28 July 2026) *(released on 18 August 2026)*.

Rezoning of Kingswood Golf Course (petition No. 760) (presented by Ann-Marie Hermans on 12 May 2026) *(released on 20 August 2026)*.

9 BUSINESS OF THE COUNCIL — Bev McArthur moved, by leave, That on Wednesday, 26 August 2026 —

(1) Standing and Sessional Orders be suspended to the extent necessary to allow general business to include three petitions that have qualified for debate under Standing Order 11.03(10);

(2) the following general business take precedence —

(a) order of the day made this day, second reading of the Domestic Gas Choice (Repeal of Gas Appliance Ban) Bill 2026;

(b) order of the day No. 1, second reading of the Local Government Amendment (Stability of Councils) Bill 2026;

(c) order of the day No. 4, second reading of the Independent Broad-based Anti-corruption Commission Amendment (Functions) Bill 2026;

(d) notice of motion given this day by Sarah Mansfield on the Ministerial Code of Conduct;

(e) notice of motion given this day by David Davis disallowing Statutory Rule Nos. 111 and 112 made under the *Mineral Resources (Sustainable Development) Act 1990*;

(f) petition qualifying for debate No. 3 standing in the name of Wendy Lovell titled Mernda Police Station;

(g) petition qualifying for debate No. 4 standing in the name of Nick McGowan titled Prostate cancer and men's health awareness; and

(h) petition qualifying for debate No. 7 standing in the name of Renee Heath titled Financial assistance for roadworks in Pakenham.

Question — put and agreed to.

10 CRIMES AMENDMENT (RECRUITMENT OF CHILDREN FOR CRIMINAL ACTIVITY) BILL 2026 — INSTRUCTION TO COMMITTEE OF THE WHOLE — Lee Tarlamis moved, by leave, That Standing Orders be suspended to the extent necessary to provide that it be an instruction to the Committee when considering the Crimes Amendment (Recruitment of Children for Criminal Activity) Bill 2026 that they have the power to consider amendments and a New Clause to amend the *Crimes Act 1958* to establish a new process for requiring financial institutions to produce documents that are relevant to certain offences.

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 1583, be postponed until later this day.

13 SAFE PATIENT CARE (NURSE TO PATIENT AND MIDWIFE TO PATIENT RATIOS) AMENDMENT BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

14 CORRECTIONS AMENDMENT BILL 2026 — The Deputy President read a Message from the Assembly informing the Council that they have agreed to the amendments made by the Council in this Bill.

15 RACING LEGISLATION AMENDMENT (ENTITY GOVERNANCE AND OTHER MATTERS) BILL 2026 — The Deputy 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 CRIMES AMENDMENT (RECRUITMENT OF CHILDREN FOR CRIMINAL ACTIVITY) BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Evan Mulholland *(EM76C)* circulated amendments proposed to be moved during Committee of the whole.

[Sitting suspended from 6.23 pm to 7.30 pm]

Debate continued.

Moira Deeming *(MD02C)* and Jaclyn Symes *(JS94C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put.

The Council divided — The President in the Chair.

AYES, 31

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Georgie Crozier; David Davis; 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.

Bill read a second time.

The President ruled certain amendments proposed to be moved during Committee of the whole by Moira Deeming *(MD02C)* are outside the scope of the Bill.

Moira Deeming moved, That it be an instruction to the Committee that they have the power to consider amendments to amend the *Crimes Act 1958* to enact further provisions relating to the recruitment of children to engage in criminal activity and other forms of the criminal corruption of children.

Question — put and agreed to.

Bill 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.

17 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 10.37 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 181 — Wednesday, 26 August 2026

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 POREPUNKAH TRAGEDY — The President made a statement of condolence to honour the service and sacrifice of Detective Leading Senior Constable Neal Thompson and Senior Constable Vadim de Waart-Hottart who were tragically killed in the line of duty at Porepunkah on 26 August 2025.

Members rose in their places for one minute's silence as a mark of respect.

3 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General — Delivering the Suburban Rail Loop, August 2026 *(Ordered to be published)*.

Members of Parliament (Standards) Act 1978 — Register of Interests — Returns submitted by Members of the Legislative Council — Ordinary Returns, 1 February 2026 to 30 June 2026 *(Ordered to be published)*.

Planning and Environment Act 1987 — Notice of approval of the Surf Coast Planning Scheme — Amendment C146.

4 PRODUCTION OF DOCUMENTS —

JOHN MERRITT REVIEW OF INFRASTRUCTURE WORKSITES — The Clerk tabled a letter from the Attorney-General, dated 25 August 2026, in response to a resolution of the Council on 29 July 2026 (on the motion of Bev McArthur), relating to the John Merritt review of infrastructure worksites, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

On the motion of David Davis, the Attorney-General's letter was ordered to be taken into consideration on the next day of meeting.

* * * * *

BOX HILL BRICKWORKS SITE — The Clerk tabled a letter from the Attorney-General, dated 25 August 2026, in response to a resolution of the Council on 12 August 2026 (on the motion of Richard Welch), relating to the Box Hill Brickworks site, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

On the motion of David Davis, the Attorney-General's letter was ordered to be taken into consideration on the next day of meeting.

5 MEMBERS' STATEMENTS — Members made statements.

6 DOMESTIC GAS CHOICE (REPEAL OF GAS APPLIANCE BAN) BILL 2026 — David Davis laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

David Davis moved, That the Bill be now read a second time.

On the motion of John Berger, the debate was adjourned for two weeks.

7 LOCAL GOVERNMENT AMENDMENT (STABILITY OF COUNCILS) BILL 2026 — Bev McArthur laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

Bev McArthur moved, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned for two weeks.

8 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT (FUNCTIONS) BILL 2026 — Rachel Payne laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

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.

9 PRODUCTION OF DOCUMENTS — WESTERN VICTORIA BUSINESS BUSHFIRE RECOVERY GRANT PROGRAM — Bev McArthur moved, That this House —

(1) notes that documents recently released under freedom of information concerning the 2024-25 Western Victoria Business Bushfire Recovery Grant program reveal that —

(a) $22.84 million was allocated;

(b) more than four months after applications opened, only 23 grants had been approved, totalling a paltry $115,000;

(c) $16.356 million remained in contingency, with the Department recording the program's "mixed reception", "low demand and uptake" and that it was "unlikely to access further contingency funding";

(d) $784,000 was released in July 2025 "to support with the administration of the BBRG";

(2) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, by 12.00 noon on 10 September 2026, all documents held by the Minister for Small and Family Business, the Department of Jobs, Skills, Industry and Regions and the Department of Treasury and Finance that record or relate to —

(a) the modelling or advice used to determine the $22.84 million allocation, including anticipated eligible businesses, applications and expenditure;

(b) final program outcomes, including pre-application eligibility checker submissions and reasons for ineligibility, applications received, approved, refused or withdrawn, total grants paid, and funds unspent, lapsed or reprioritised;

(c) any review, evaluation, analysis or stakeholder feedback concerning uptake, eligibility or accessibility;
(d) the request and approval for the $784,000 administration funding, actual administrative expenditure, and its apportionment between this grant and other recovery programs; and
(e) decisions to reprioritise unspent funding, including for the Porepunkah and Alpine Region Business Support Package.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

10 PRODUCTION OF DOCUMENTS — IMPRISONMENT WARRANTS AND INFRINGEMENT NOTICES — Rachel Payne moved, That this House, in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within four weeks of this resolution being agreed to, all documents produced by the Magistrates' Court of Victoria that outline the —

(1) total number of current imprisonment warrants issued by the Magistrates' Court of Victoria following default on an instalment order made under section 160(4)(b) of the *Infringements Act 2006* or section 165A(2)(b) of the *Fines Reform Act 2014*; and
(2) number of warrants relating to unpaid toll infringements and the number relating to other infringement notices for each local government area.

Debate ensued.

Question — put and agreed to.

11 MINISTERIAL CODE OF CONDUCT — Sarah Mansfield moved, That this House —

(1) notes that —
(a) the Ministerial register of gifts, benefits and hospitality, between July 2025 and January 2026 shows —
(i) seven Labor ministers and parliamentary secretaries accepted at least 26 free tickets and VIP hospitality packages to Victoria's biggest sporting events from gambling corporations;
(ii) the Minister for Casino, Gaming and Liquor Regulation accepted three hospitality packages for two people to attend Derby Day, the Brownlow Medal, and the AFL Grand Final from Tabcorp Holdings, Crown Casino and Endeavour Group, despite having official responsibility of gambling, gaming and liquor regulation;
(b) the Government has been criticised by experts for watering down gambling and alcohol harm reduction reforms;
(c) the Ministerial Code of Conduct states a minister must not accept any gift, hospitality or other benefit that could reasonably be expected to give rise to a conflict of interest or could reasonably be perceived as an inducement or reward for doing or not doing something in the exercise of official functions;
(2) calls on the Premier to back up claims that integrity is not optional by making changes in time for this year's spring carnival, Brownlow Medal and AFL finals by —

(a) introducing legislation that implements all outstanding recommendations from IBAC's 2022 *Special Report on Corruption Risks Associated with Donations and Lobbying*;
(b) banning all gifts, hospitality packages and other potential inducements from gambling corporations to ministers; and
(c) investigating and taking strong action on potential conflicts of interest and breaches of the Code of Conduct by ministers.

Debate ensued.

Business interrupted at 12.00 noon, pursuant to Sessional Orders.

12 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — Ordered that the following answers be taken into consideration on the next day of meeting —

- On the motion of Georgie Crozier, the answers given by Ingrid Stitt to questions relating to planned surgery waitlists (QwN 1438).
- On the motion of Georgie Crozier, the answers given by Ingrid Stitt to questions relating to free dental policy (QwN 1442).

* * * * *

QUESTION DIRECTED FOR WRITTEN RESPONSE — The President directed a minister to provide a written response to a question without notice pursuant to Standing Order 8.07 as follows:

- **Free dental policy (QwN 1442)** — substantive question asked by Georgie Crozier — response from Ingrid Stitt due Friday, 28 August 2026.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

13 MINISTERIAL CODE OF CONDUCT — Debate continued on the question, That this House —

(1) notes that —
(a) the Ministerial register of gifts, benefits and hospitality, between July 2025 and January 2026 shows —
(i) seven Labor ministers and parliamentary secretaries accepted at least 26 free tickets and VIP hospitality packages to Victoria's biggest sporting events from gambling corporations;
(ii) the Minister for Casino, Gaming and Liquor Regulation accepted three hospitality packages for two people to attend Derby Day, the Brownlow Medal, and the AFL Grand Final from Tabcorp Holdings, Crown Casino and Endeavour Group, despite having official responsibility of gambling, gaming and liquor regulation;
(b) the Government has been criticised by experts for watering down gambling and alcohol harm reduction reforms;
(c) the Ministerial Code of Conduct states a minister must not accept any gift, hospitality or other benefit that could reasonably be expected to give rise to

a conflict of interest or could reasonably be perceived as an inducement or reward for doing or not doing something in the exercise of official functions;

(2) calls on the Premier to back up claims that integrity is not optional by making changes in time for this year's spring carnival, Brownlow Medal and AFL finals by —

(a) introducing legislation that implements all outstanding recommendations from IBAC's 2022 *Special Report on Corruption Risks Associated with Donations and Lobbying*;

(b) banning all gifts, hospitality packages and other potential inducements from gambling corporations to ministers; and

(c) investigating and taking strong action on potential conflicts of interest and breaches of the Code of Conduct by ministers.

Question — put.

The Council divided — The 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, 29

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; 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; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

14 CONSUMER LEGISLATION AMENDMENT BILL 2026 — 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.

15 DISALLOWANCE — MINERAL RESOURCES (SUSTAINABLE DEVELOPMENT) (EXTRACTIVE INDUSTRIES) AMENDMENT (FEES) REGULATIONS 2026 — MINERAL RESOURCES (SUSTAINABLE DEVELOPMENT) (MINERAL INDUSTRIES) AMENDMENT (FEES) REGULATIONS 2026 — David Davis moved, That this House —

(1) notes —

(a) that in relation to the Mineral Resources (Sustainable Development) (Extractive Industries) Amendment (Fees) Regulations 2026 —

(i) the Notice of Decision on the fees was gazetted on 14 August 2025;

(ii) Statutory Rule No. 111 was made on 18 August 2026 and tabled in this House on 25 August 2026;

(b) that in relation to the Mineral Resources (Sustainable Development) (Mineral Industries) Amendment (Fees) Regulations 2026 —

(i) the Notice of Decision on the fees was gazetted on 14 August 2025;

(ii) Statutory Rule No. 112 was made on 18 August 2026 and tabled in this House on 25 August 2026;

(c) the extraordinary increase to fees averaging 234 per cent; and

(2) disallows Statutory Rule Nos. 111 and 112, pursuant to section 124(4) of the *Mineral Resources (Sustainable Development) Act 1990* and section 23 of the *Subordinate Legislation Act 1994*.

Debate ensued.

Question — put.

The Council divided — The Acting President in the Chair.

AYES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 19

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Sarah Mansfield; Tom McIntosh; 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.

16 CRIMES AMENDMENT (RECRUITMENT OF CHILDREN FOR CRIMINAL ACTIVITY AND PRODUCTION NOTICES) BILL 2026 — 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.

17 PETITIONS (QUALIFYING FOR DEBATE) — MERNDA POLICE STATION — Wendy Lovell moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

18 PETITIONS (QUALIFYING FOR DEBATE) — PROSTATE CANCER AND MEN'S HEALTH AWARENESS — Nick McGowan moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

19 PETITIONS (QUALIFYING FOR DEBATE) — FINANCIAL ASSISTANCE FOR ROADWORKS IN PAKENHAM — Renee Heath moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

20 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.

21 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

22 PETITIONS (QUALIFYING FOR DEBATE) — REZONING OF KINGSWOOD GOLF COURSE — Ann-Marie Hermans moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

23 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1583, be postponed until later this day.

24 WORKPLACE PROTECTION ORDERS BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Renee Heath (for Evan Mulholland) *(EM84C and EM85C)* and Aiv Puglielli *(AP90C)* 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.

25 ADJOURNMENT — Lizzie Blandthorn moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.44 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 182 — Thursday, 27 August 2026

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PETITION — SAFE ACCESS TO PARK TRACKS — Jeff Bourman presented a petition bearing 3,192 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to urgently review the current strategic plan and ensure that the Victorian 4x4 community has access to tracks which are available for visitors to safely access remote parts of our parks through the year *(Ordered to be tabled)*.

The petition having received the required number of signatures, Jeff Bourman listed the petition for future debate during Petitions (qualifying for debate).

3 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Gender Equality Act 2020 —

Final report on the Statutory review of the *Gender Equality Act 2020*, under section 52 of the Act.

State Gender Equality Action Plan progress report, August 2023 to August 2025, under section 50 of the Act.

Independent Broad-based Anti-corruption Commission — Report to the Minister for Police, 1 January 2023 to 31 December 2024, under section 174B of the Firearms Act 1996 *(Ordered to be published)*.

Statutory Rule under the Building Act 1993 — No. 115.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule Nos. 111, 112 and 115.

4 MEMBERS' STATEMENTS — Members made statements.

5 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1597, be postponed until later this day.

6 WORKPLACE PROTECTION ORDERS BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Question — put.

The Council divided — The President in the Chair.

AYES, 29

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; 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 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 12.00 noon.

7 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — Ordered that the following answers be taken into consideration on the next day of meeting —

- On the motion of Georgie Crozier, the answers given by Ingrid Stitt to questions relating to specialist surgery wait times in regional Victoria (QwN 1448).
- On the motion of Georgie Crozier, the answers given by Ingrid Stitt to questions relating to surgery for prisoners (QwN 1451).

* * * * *

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:

- **Parent access to information about their children (QwN 1447)** — substantive and supplementary questions asked by Moira Deeming — response from Lizzie Blandthorn due Monday, 31 August 2026.
- **Kangaroo meat products (QwN 1450)** — substantive and supplementary questions asked by Jeff Bourman — response from Lizzie Blandthorn due Monday, 31 August 2026.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

8 WORKPLACE PROTECTION ORDERS BILL 2026 — 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; 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; 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.

9 MULTICULTURAL VICTORIA AMENDMENT BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

David Limbrick *(DL80C)*, David Davis (for Evan Mulholland) *(EM72C and EM75C),* Moira Deeming *(MD06C),* Anasina Gray-Barberio *(AG30C)* and Ingrid Stitt *(IS41C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put.

The Council divided — The President in the Chair.

AYES, 33

Ryan Batchelor; Melina Bath; John Berger; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 3

Moira Deeming; David Limbrick; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

[Sitting suspended from 6.30 pm to 7.33 pm]

Bill further considered in Committee of the whole.

Bill reported with amendments, the Report was adopted.

Ingrid Stitt moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 34

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 3

Moira Deeming; David Limbrick; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a 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.

10 ASSOCIATIONS INCORPORATION REFORM AMENDMENT BILL 2026 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Associations Incorporation Reform Act 2012 and for other purposes* and requesting the agreement of the Council.

On the motion of Jaclyn Symes (for Ingrid Stitt), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Jaclyn Symes laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

Jaclyn Symes moved, That the Bill be now read a second time.

Jaclyn Symes incorporated the second reading speech in Hansard.

On the motion of Melina Bath, the debate was adjourned for one week.

11 EDUCATION AND TRAINING REFORM AMENDMENT (APPRENTICESHIPS, TRAINEESHIPS, SCHOOLS AND OTHER MATTERS) BILL 2026 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Education and Training Reform Act 2006 to provide for a new regulatory scheme for apprenticeships and traineeships and in relation to the permission to teach scheme and school community safety orders and to amend the Workforce Inspectorate Victoria Act 2020 to provide for the appointment, functions and powers of the Apprenticeship and Traineeship Commissioner and for other purposes* and requesting the agreement of the Council.

On the motion of Jaclyn Symes (for Lizzie Blandthorn), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Jaclyn Symes laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

Jaclyn Symes moved, That the Bill be now read a second time.

Jaclyn Symes incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned for one week.

12 FAIR WORK (COMMONWEALTH POWERS) AMENDMENT BILL 2026 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Fair Work (Commonwealth Powers) Act 2009 and the Victoria Police Act 2013 and for other purposes* and requesting the agreement of the Council.

On the motion of Jaclyn Symes, the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Jaclyn Symes laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

Jaclyn Symes moved, That the Bill be now read a second time.

Jaclyn Symes incorporated the second reading speech in Hansard.

On the motion of Melina Bath, the debate was adjourned for one week.

13 JUSTICE LEGISLATION AMENDMENT (FAMILY VIOLENCE, COERCIVE CONTROL, GOOD CHARACTER, RISK ASSESSMENT AND OTHER MATTERS) BILL 2026 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Crimes Act 1958, the Criminal Procedure Act 2009, the Equal Opportunity Act 2010, the Family Violence Protection Act 2008, the Fines Reform Act 2014, the Infringements Act 2006, the National Domestic Violence Order Scheme Act 2016, the Personal Safety Intervention Orders Act 2010, the Road Safety Act 1986, the Sentencing Act 1991 and the Youth Justice Act 2024 and for other purposes* and requesting the agreement of the Council.

On the motion of Jaclyn Symes, the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Jaclyn Symes laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

Jaclyn Symes moved, That the Bill be now read a second time.

Jaclyn Symes incorporated the second reading speech in Hansard (except for the statement under section 85(5) of the *Constitution Act 1975*).

Jaclyn Symes made a statement pursuant to section 85(5) of the *Constitution Act 1975* on the reasons for altering or varying this section.

On the motion of Melina Bath (for Georgie Crozier), the debate was adjourned for one week.

14 LOCAL GOVERNMENT LEGISLATION AMENDMENT (STRONGER COMMUNITIES) BILL 2026 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Local Government Act 2020 to enhance the integrity and governance standards of Councils, to enable the prescription of a Fair Jobs Code and to make provision for the appointment of a Local Government Fair Jobs Code Regulator and to amend the City of Melbourne Act 2001 to increase the permitted ratio between the lowest and highest differential rates if the Melbourne City Council uses the net annual value system of valuation and for other purposes* and requesting the agreement of the Council.

On the motion of Jaclyn Symes (for Ingrid Stitt), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Jaclyn Symes laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

Jaclyn Symes moved, That the Bill be now read a second time.

Jaclyn Symes incorporated the second reading speech in Hansard.

On the motion of Bev McArthur, the debate was adjourned for one week.

15 WORKPLACE LEGISLATION AMENDMENT (ACCIDENT COMPENSATION AND OTHER MATTERS) BILL 2026 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Workplace Injury Rehabilitation and Compensation Act 2013 in relation to guarantees and supported accommodation, the Accident Compensation Act 1985 in relation to supported accommodation, the Transport Accident Act 1986 in relation to supported accommodation, the Occupational Health and Safety Act 2004 in relation to the powers of representatives and coercive conduct and to make consequential amendments to the Occupational Health and Safety Amendment (Dangerous Goods) Act 2026 and for other purposes* and requesting the agreement of the Council.

On the motion of Jaclyn Symes, the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Jaclyn Symes laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

Jaclyn Symes moved, That the Bill be now read a second time.

Jaclyn Symes incorporated the second reading speech in Hansard.

On the motion of Melina Bath, the debate was adjourned for one week.

16 ADJOURNMENT — Jaclyn Symes moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 10.23 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 183 — Friday, 28 August 2026

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 NEPAL FLOODS — The President made a statement of condolence for the people of Nepal impacted by the devastating floods.

3 PAPERS PRESENTED UNDER AN ACT OF PARLIAMENT — The Clerk tabled the following papers:

Audit Act 1994 — Financial Audit of the Victorian Auditor-General's Office, year ended 30 June 2026, under section 81(4) of the Act.

4 SITTING OF THE COUNCIL — Ingrid Stitt moved, That the Council, at its rising, adjourn until Tuesday, 8 September 2026.

Question — put and agreed to.

5 BUSINESS OF THE HOUSE — VALEDICTORY STATEMENT — Lee Tarlamis moved, by leave, That the House interrupt business at 2.00 pm and Gayle Tierney make a valedictory statement at that time.

Question — put and agreed to.

6 MEMBERS' STATEMENTS — Members made statements.

7 STANDING ORDERS — RECOMMENDATIONS FROM THE PROCEDURE COMMITTEE'S STANDING ORDERS REVIEW 2026 — Jaclyn Symes moved, That —

(1) all current Temporary Orders be rescinded on 1 December 2026;

(2) the proposed changes to Standing Orders as set out in Tables 2.1, 2.2 and 3.1 of the Procedure Committee's Report on the Standing Orders review 2026, be adopted and the Standing Orders of the Legislative Council be amended accordingly, to take effect on 1 December 2026;

(3) Joint Standing Order 25 be rescinded effective from 1 December 2026 and a Message sent to the Legislative Assembly seeking their agreement;

(4) the resolution of continuing effect adopted on 30 April 2019 relating to the Parliamentary Integrity Adviser be rescinded effective from 1 December 2026 and a Message sent to the Legislative Assembly seeking their agreement;

(5) Standing Order 12.12 be omitted and replaced with the following new Standing Order to take effect on 1 December 2026 —

"**12.12 Personal explanations**

(1) Where there is no question before the Chair and with the consent of the President, a member may explain how they have been misrepresented or explain another matter of a personal nature.

(2) A personal explanation must be brief, factual and not infringe Standing Order 12.18.

(3) A member must provide their proposed personal explanation to the President in writing before consent may be granted.

(4) Unless there are exceptional circumstances, a member must provide their proposed personal explanation to the President at least one hour before it is made in the House.

(5) A personal explanation will not be debated."; and

(6) Standing Order 16.02(2) in Table 2.1 of the Procedure Committee's Report on the Standing Orders review 2026 be amended by inserting "substantial" before "intervening debate".

Debate ensued.

David Davis moved, as an amendment, That after paragraph (5) **insert** the following new paragraph —

"(6) all the words and expressions in Standing Orders 14.06(1)(c) and 14.07(d) be omitted and replaced with "will table the statement of compatibility with the *Charter of Human Rights and Responsibilities Act 2006*, if required, and the statement will be incorporated in Hansard; and".

The President ruled the amendment proposed by David Davis out of order as the proposal contravenes Standing Order 7.06 as it is the same in substance as a question the House resolved in the previous six months.

Debate continued.

Question — That the motion be agreed to — put and agreed to.

Messages sent to the Assembly informing them accordingly and requesting their agreement.

8 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1597, be postponed until later this day.

9 ENERGY AND RESOURCES LEGISLATION AMENDMENT (VEET STRATEGIC REVIEW AND OTHER MATTERS) BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

David Davis moved, as a reasoned amendment, That all the words after "That" be omitted and replaced with "this House refuses to read this Bill a second time until the Government releases the strategic review of the Victorian Energy Upgrades scheme undertaken by the Department of Energy, Environment and Climate Action.".

Debate ensued.

Question — That the reasoned amendment moved by David Davis be agreed to — put.

The Council divided — The President in the Chair.

AYES, 14

Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; 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, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Enver Erdogan; Jacinta Ermacora; David Ettershank; 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.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Business interrupted at 12.07 pm, pursuant to an order of the Council on 17 June 2026.

10 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of Richard Welch, the answers given by Enver Erdogan to questions relating to government expenditure on consultants (QwN 1454) were ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Victorian medicinal cannabis industry (QwN 1458)** — substantive and supplementary questions asked by Rachel Payne — response from Lizzie Blandthorn due Tuesday, 1 September 2026.

CONSTITUENCY QUESTIONS — Members asked constituency questions.

11 ENERGY AND RESOURCES LEGISLATION AMENDMENT (VEET STRATEGIC REVIEW AND OTHER MATTERS) BILL 2026 — Question — That the Bill be now read a second time — put.

The Council divided — The President in the Chair.

AYES, 32

Ryan Batchelor; John Berger; Lizzie Blandthorn; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 4

Jeff Bourman; Moira Deeming; David Limbrick; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported 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.

Business interrupted at 2.00 pm, pursuant to an order of the Council today.

12 VALEDICTORY STATEMENT — Gayle Tierney made a valedictory statement.

13 BUSINESS POSTPONED — Ordered — That the consideration of orders of the day, government business, Nos. 2 and 3, be postponed until later this day

14 BUDGET PAPERS, 2026-27 — Debate resumed on the question, That the Budget Papers, 2026-27 be taken into consideration.

On the motion of Lee Tarlamis, the debate was adjourned until the next day of meeting.

15 CONDOLENCE STATEMENT — THE LATE NEALE DANIHER AO — Debate resumed on the question, That this House expresses its deep sorrow at the passing of Neale Daniher AO, footballer, coach, Victorian of the Year, Australian of the Year, and co-founder of FightMND, who faced motor neurone disease with extraordinary courage and grace, transforming personal hardship into hope for millions, and whose legacy will endure in Victoria and across the nation.

Question — put and agreed to.

16 ADJOURNMENT — Lizzie Blandthorn moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 4.03 pm until Tuesday, 8 September 2026.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 180, 181, 182 and 183

SAFE PATIENT CARE (NURSE TO PATIENT AND MIDWIFE TO PATIENT RATIOS) AMENDMENT BILL 2026

Committed Tuesday, 25 August 2026

Clauses 1 to 7 — put and agreed to.

Bill reported without amendment.

* * * * *

CRIMES AMENDMENT (RECRUITMENT OF CHILDREN FOR CRIMINAL ACTIVITY) BILL 2026

Committed Tuesday, 25 August 2026

Amendments circulated: Moira Deeming (MD02C) (pp. 1844-54), Evan Mulholland (EM76C) (pp. 1854-5) and Jaclyn Symes (JS94C) (pp. 1856-64)

Clause 1 — Moira Deeming moved amendment Nos. 1 to 3 *(MD02C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 2

Moira Deeming; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 35

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Evan Mulholland moved amendment Nos. 1 to 4 *(EM76C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Jaclyn Symes moved amendment Nos. 1 and 2 *(JS94C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 29

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Georgie Crozier; David Davis; 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, 9

Katherine Copsey; Moira Deeming; 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.

Clause 1, as amended — put and agreed to.

Clause 2 — Jaclyn Symes moved amendment Nos. 3 and 4 *(JS94C)*.

Question — That the amendments be agreed to — put and agreed to.

Clause 2, as amended — put and agreed to.

Clauses 3 to 7 — put and agreed to.

New Clause 7A — Jaclyn Symes moved amendment No. 5 *(JS94C)*.

Question — That New Clause 7A stand part of the Bill — put and agreed to.

Clause 8 — Jaclyn Symes moved amendment Nos. 6 and 7 *(JS94C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 8, as amended — put and agreed to.

Clause 9 — Jaclyn Symes moved amendment No. 8 *(JS94C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 9, as amended — put and agreed to.

Long title — Jaclyn Symes moved amendment No. 9 *(JS94C)*.
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.

Short title — Jaclyn Symes moved amendment No. 10 *(JS94C)*.
Question — That the amendment be agreed to — put and agreed to.
Question — That the short title, as amended, be the short title of the Bill — put and agreed to.

Bill reported with amendments.

* * * * *

WORKPLACE PROTECTION ORDERS BILL 2026
Committed Thursday, 27 August 2026
Amendments circulated: Evan Mulholland (EM84C and EM85C) (pp. 1864-71) and Aiv Puglielli (AP90C) (p. 1871)

Clause 1 — put and agreed to.

Clause 2 — Renee Heath (for Evan Mulholland) moved amendment Nos. 1 and 2 *(EM84C)*.
Question — That the amendments be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 2 — put and agreed to.

Clause 3 — put and agreed to.

Clause 4 — Aiv Puglielli moved amendment Nos. 1 to 5 *(AP90C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 7

Katherine Copsey; 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)

NOES, 30

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; 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 negatived.

Renee Heath (for Evan Mulholland) moved amendment Nos. 3 and 5 *(EM84C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Renee Heath (for Evan Mulholland) moved amendment No. 4 *(EM84C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 4 — put and agreed to.

Clauses 5 to 16 — put and agreed to.

Clause 17 — Renee Heath (for Evan Mulholland) moved amendment Nos. 11 and 14 *(EM84C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 13

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 25

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Renee Heath (for Evan Mulholland) moved amendment Nos. 12 and 13 *(EM84C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; 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, 24

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 17 — put and agreed to.

Clauses 18 to 61 — put and agreed to.

Bill reported without amendment.

* * * * *

MULTICULTURAL VICTORIA AMENDMENT BILL 2026

Committed Thursday, 27 August 2026

Amendments circulated: Moira Deeming (MD06C) (p. 1872), Anasina Gray-Barberio (AG30C) (pp. 1872-3), David Limbrick (DL80C) (pp. 1873-4), Evan Mulholland (EM72C and EM75C) (p. 1874) and Ingrid Stitt (IS41C) (pp. 1875-8)

Clause 1 — Ingrid Stitt moved amendment Nos. 1 and 2 *(IS41C)*.

Question — That the amendments be agreed to — put and agreed to.

David Limbrick moved amendment No. 1 *(DL80C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

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; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 1, as amended — put and agreed to.

Clauses 2 and 3 — put and agreed to.

Division heading preceding Clause 4 and Clause 4 — Ingrid Stitt moved amendment Nos. 3 to 5 *(IS41C)*.

Question — That the amendments be agreed to — put and agreed to.

Division heading preceding Clause 4 and Clause 4, as amended — put and agreed to.

Clause 5 — Ingrid Stitt moved amendment Nos. 6 and 7 *(IS41C)*.

Question — That the amendments be agreed to — put and agreed to.

Clause 5, as amended — put and agreed to.

Clause 6 — Moira Deeming moved amendment No. 1 *(MD06C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 4

Jeff Bourman; Moira Deeming; David Limbrick; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 34

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 6 — put and agreed to.

Clause 7 — Ingrid Stitt moved amendment No. 8 *(IS41C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 7, as amended — put and agreed to.

Clause 8 — Ingrid Stitt moved amendment Nos. 9 to 11 *(IS41C)*.

Question — That the amendments be agreed to — put and agreed to.

Clause 8, as amended — put and agreed to.

Clause 9 — Ingrid Stitt moved amendment Nos. 12 and 13 *(IS41C)*.

Question — That the amendments be agreed to — put and agreed to.

Evan Mulholland moved amendment No. 1 *(EM72C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

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; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 9, as amended — put and agreed to.

Clause 10 — Ingrid Stitt moved amendment Nos. 14 to 20 *(IS41C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 10, as amended — put and agreed to.

Clause 11 — Ingrid Stitt moved amendment Nos. 21 to 24 *(IS41C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 11, as amended — put and agreed to.

Clause 12 — Ingrid Stitt moved amendment Nos. 25 to 27 *(IS41C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 12, as amended — put and agreed to.

Clause 13 — Ingrid Stitt moved amendment Nos. 28 to 31 *(IS41C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 13, as amended — put and agreed to.

Clause 14 — Ingrid Stitt moved amendment Nos. 32 to 38 *(IS41C)*.
Question — That the amendments be agreed to — put and agreed to.

Evan Mulholland moved amendment Nos. 1 and 2 *(EM75C)*.
Question — That the amendments be agreed to — put and agreed to.

Clause 14, as amended — put and agreed to.

Clauses 15 and 16 — put and agreed to.

Clause 17 — Ingrid Stitt moved amendment Nos. 39 to 42 *(IS41C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 17, as amended — put and agreed to.

Clause 18 — Ingrid Stitt moved amendment Nos. 43 to 46 *(IS41C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 18, as amended — put and agreed to.

Clause 19 — Ingrid Stitt moved amendment No. 47 *(IS41C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 19, as amended — put and agreed to.

Clause 20 — Ingrid Stitt moved amendment Nos. 48 to 54 *(IS41C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 20, as amended — put and agreed to.

Clause 21 — Ingrid Stitt moved amendment Nos. 55 to 67 *(IS41C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 21, as amended — put and agreed to.

Clause 22 — put and agreed to.

Clause 23 — Ingrid Stitt moved amendment Nos. 68 to 80 *(IS41C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 23, as amended — put and agreed to.

Clauses 24 to 26 — put and agreed to.

Clause 27 — Ingrid Stitt moved amendment No. 81 *(IS41C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 27, as amended — put and agreed to.

Clause 28 — Ingrid Stitt moved amendment No. 82 *(IS41C)*.
Question — That the amendment be agreed to — put and agreed to.
Clause 28, as amended — put and agreed to.

Clause 29 — put and agreed to.

New Clause 29A — Anasina Gray-Barberio moved amendment No. 7 *(AG30C)*.
Question — That New Clause 29A stand part of the Bill — 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, 30

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; 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 negatived.

Clause 30 — put and agreed to.

Clause 31 — Ingrid Stitt moved amendment Nos. 83 to 87 *(IS41C)*.

Question — That the amendments be agreed to — put and agreed to.

Clause 31, as amended — put and agreed to.

Clause 32 — Ingrid Stitt moved amendment No. 88 *(IS41C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 32, as amended — put and agreed to.

Clause 33 — put and agreed to.

Long title — Ingrid Stitt moved amendment No. 89 *(IS41C)*.

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.

Short title — Ingrid Stitt moved amendment No. 90 *(IS41C)*.

Question — That the amendment be agreed to — put and agreed to.

Question — That the short title, as amended, be the short title of the Bill — put and agreed to.

Bill reported with amendments.

ENERGY AND RESOURCES LEGISLATION AMENDMENT (VEET STRATEGIC REVIEW AND OTHER MATTERS) BILL 2026

Committed Friday, 28 August 2026

Clauses 1 to 146 — put and agreed to.

Bill reported without amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. CRIMES AMENDMENT (RECRUITMENT OF CHILDREN FOR CRIMINAL ACTIVITY) BILL 2026

Amendments circulated by Moira Deeming (MD02C)

1. Clause 1, line 3, omit "**1958**—" and insert "**1958** to enact new provisions relating to the recruitment of children to engage in criminal activity and other forms of the criminal corruption of children.".

2. Clause 1, lines 4 to 8, omit all words and expressions on these lines.

3. Clause 1, page 2, lines 1 to 4, omit all words and expressions on these lines.

4. Clause 3, lines 8 to 24, omit all words and expressions on these lines and insert—

'**3 Division 11A of Part I substituted**

For Division 11A of Part I of the **Crimes Act 1958 substitute**—

"**Division 11A—Criminal corruption of children**

Subdivision 1—Preliminary

321LA Definitions

(1) In this Division—

adult means a person who is 18 years of age or over;

child means a person aged under 18 years;

coordinate has the meaning set out in section 321LB;

criminal activity means—

(a) tier 1 criminal activity; or

(b) tier 2 criminal activity; or

(c) tier 3 criminal activity;

tier 1 criminal activity means conduct that constitutes an offence punishable on first conviction with imprisonment for life or for a term of 15 years or more;

tier 2 criminal activity means conduct that constitutes an offence punishable on first conviction with imprisonment for a term of 5 years or more (but less than 15 years);

tier 3 criminal activity means conduct that constitutes an offence, other than tier 1 criminal activity or tier 2 criminal activity.

(2) Conduct by a child may be ***criminal activity*** even if, under section 10 or 11 of the **Youth Justice Act 2024**, it is presumed that the child cannot commit the offence that the conduct would constitute.

Notes

1 It is conclusively presumed that a child who is under 12 years of age cannot commit an offence—see section 10 of the **Youth Justice Act 2024**.

2 It is presumed that a child who is 12 or 13 years of age cannot commit an offence—see section 11 of the **Youth Justice Act 2024**.

321LB Meaning of *coordinate*

For the purposes of this Division, a person ***coordinates*** the participation of a group in a particular activity if the person—

(a) plans, arranges or organises for some or all of the group to participate in that activity; or

(b) funds the participation of some or all of the group in that activity; or

(c) recruits some or all of the group to engage in that activity.

Subdivision 2—Offences committed by adults

321LC Adult criminal corruption of children—recruitment

(1) An adult must not recruit a child to participate in tier 1 criminal activity.

Penalty: Level 1 imprisonment (life).

(2) An adult must not recruit a child to participate in tier 2 criminal activity.

Penalty: Level 4 imprisonment (15 years maximum).

(3) An adult must not recruit a child to participate in tier 3 criminal activity.

Penalty: Level 6 imprisonment (5 years maximum).

(4) In a proceeding for an offence against subsection (1), (2) or (3)—

(a) it is not necessary for the prosecution to prove that the accused knew, suspected or ought to have known the age of the child; and

(b) it is not a defence that the accused believed that the child was an adult; and

(c) it does not matter that the accused recruited the child through any other person.

(5) For the purposes of subsections (1), (2) and (3), the ages of the accused and the child are to be ascertained at the time of the recruitment.

(6) An adult may be found guilty of an offence against subsection (1), (2) or (3) whether or not the child referred to in that provision—

(a) engages in criminal activity; or

(b) is prosecuted for, or is found guilty of, any offence.

321LD Adult criminal corruption of children—coordination of criminal activity involving a child

(1) An adult must not, in respect of a group that includes a child, coordinate the participation, by some or all of that group, in tier 1 criminal activity.

Penalty: Level 1 imprisonment (life).

(2) An adult must not, in respect of a group that includes a child, coordinate the participation, by some or all of that group, in tier 2 criminal activity.

Penalty: Level 4 imprisonment (15 years maximum).

(3) An adult must not, in respect of a group that includes a child, coordinate the participation, by some or all of that group, in tier 3 criminal activity.

Penalty: Level 6 imprisonment (5 years maximum).

(4) In a proceeding for an offence against subsection (1), (2) or (3)—

(a) it is not necessary for the prosecution to prove that the accused knew, suspected or ought to have known—

(i) that the group included a child; or

(ii) that any child in the group was a child; or

(b) it is not necessary for the prosecution to prove that the accused performed any particular act in respect of the child specifically (rather than in respect of some or all of the group); and

(c) it is not a defence that the accused believed that the child was an adult; and

(d) it does not matter that the accused coordinated the participation through any other person.

(5) For the purposes of subsections (1), (2) and (3), the ages of the accused and the child are to be ascertained at the time of the coordination.

(6) An adult may be found guilty of an offence against subsection (1), (2) or (3) whether or not the child referred to in that provision—

(a) engages in criminal activity; or

(b) is prosecuted for, or is found guilty of, any offence.

321LE Adult criminal corruption of children—participation involving a child

(1) An adult must not participate in tier 1 criminal activity in which a child also participates.

Penalty: Level 1 imprisonment (life).

(2) An adult must not participate in tier 2 criminal activity in which a child also participates.

Penalty: Level 4 imprisonment (15 years maximum).

(3) An adult must not participate in tier 3 criminal activity in which a child also participates.

Penalty: Level 6 imprisonment (5 years maximum).

(4) In a proceeding for an offence against subsection (1), (2) or (3)—

(a) it is not necessary for the prosecution to prove that the accused knew, suspected or ought to have known the age of the child; and

(b) it is not a defence that the accused believed that the child was an adult; and

(c) it does not matter that—

(i) the accused did not recruit the child to participate in the criminal activity; or

(ii) there is remoteness of any kind between the accused and the child during the criminal activity.

(5) For the purposes of subsections (1), (2) and (3), the ages of the accused and the child are to be ascertained at the time of the participation.

(6) An adult may be found guilty of an offence against subsection (1), (2) or (3) whether or not the child referred to in that provision is prosecuted for, or is found guilty of, any offence.

321LF Adult criminal corruption of children—grooming

(1) An adult must not expose a child to tier 1 criminal activity intending, by doing so, to foster in the child an ability or inclination to participate, or a familiarity or comfort with participating, in criminal activity.

Penalty: Level 1 imprisonment (life).

(2) An adult must not expose a child to tier 2 criminal activity intending, by doing so, to foster in the child an ability or inclination to participate, or a familiarity or comfort with participating, in criminal activity.

Penalty: Level 4 imprisonment (15 years maximum).

(3) An adult must not expose a child to tier 3 criminal activity intending, by doing so, to foster in the child an ability or inclination to participate, or a familiarity or comfort with participating, in criminal activity.

Penalty: Level 6 imprisonment (5 years maximum).

(4) In a proceeding for an offence against subsection (1), (2) or (3)—

(a) it is not necessary for the prosecution to prove—

(i) that the accused knew, suspected or ought to have known the age of the exposed child; or

(ii) that any ability, inclination, familiarity or comfort referred to in those provisions was fostered in the child; and

(b) it is not a defence that the accused believed that the child was an adult; and

(c) it does not matter that the accused involved any other person in the exposure of the child to the criminal activity.

(5) For the purposes of subsections (1), (2) and (3), the ages of the accused and the child are to be ascertained at the time of the recruitment.

(6) An adult may be found guilty of an offence against subsection (1), (2) or (3) whether or not the child referred to in that provision—

(a) engages in criminal activity; or

(b) is prosecuted for, or is found guilty of, any offence.

Subdivision 3—Offences committed by children

321LG Children criminally corrupting other children—recruitment

(1) A child must not recruit another child to participate in tier 1 criminal activity.

Penalty: Level 4 imprisonment (15 years maximum).

(2) A child must not recruit another child to participate in tier 2 criminal activity.

Penalty: Level 5 imprisonment (10 years maximum).

(3) A child must not recruit another child to participate in tier 3 criminal activity.

Penalty: Level 7 imprisonment (2 years maximum).

(4) In a proceeding for an offence against subsection (1), (2) or (3)—

(a) it is not necessary for the prosecution to prove that the accused knew, suspected or ought to have known the age of the child; and

(b) it is not a defence that the accused believed that the child was an adult; and

(c) it does not matter that the accused recruited the child through any other person.

(5) For the purposes of subsections (1), (2) and (3), the ages of both children are to be ascertained at the time of the recruitment.

(6) A child may be found guilty of an offence against subsection (1), (2) or (3) whether or not the recruited child—

(a) engages in criminal activity; or

(b) is prosecuted for, or is found guilty of, any offence.

321LH Children criminally corrupting other children—coordination of criminal activity involving a child

(1) A child must not, in respect of a group that includes another child, coordinate the participation, by some or all of that group, in tier 1 criminal activity.

Penalty: Level 4 imprisonment (15 years maximum).

(2) A child must not, in respect of a group that includes another child, coordinate the participation, by some or all of that group, in tier 2 criminal activity.

Penalty: Level 5 imprisonment (10 years maximum).

(3) A child must not, in respect of a group that includes another child, coordinate the participation, by some or all of that group, in tier 3 criminal activity.

Penalty: Level 7 imprisonment (2 years maximum).

(4) In a proceeding for an offence against subsection (1), (2) or (3)—

(a) it is not necessary for the prosecution to prove that the accused knew, suspected or ought to have known—

(i) that the group included a child; or

(ii) that any child in the group was a child; or

(iii) that the accused performed any particular act in respect of the included child specifically (rather than in respect of some or all of the group); and

(b) it is not a defence that the accused believed that the child included in the group was an adult; and

(c) it does not matter that the accused coordinated the participation through any other person.

(5) For the purposes of subsections (1), (2) and (3), the ages of both children are to be ascertained at the time of the coordination.

(6) A child may be found guilty of an offence against subsection (1), (2) or (3) whether or not the child included in the group—

(a) engages in criminal activity; or

(b) is prosecuted for, or is found guilty of, any offence.

321LI Children criminally corrupting other children—participation involving another child

(1) A child must not participate in tier 1 criminal activity in which another child also participates.

Penalty: Level 4 imprisonment (15 years maximum).

(2) A child must not participate in tier 2 criminal activity in which another child also participates.

Penalty: Level 5 imprisonment (10 years maximum).

(3) A child must not participate in tier 3 criminal activity in which another child also participates.

Penalty: Level 7 imprisonment (2 years maximum).

(4) In a proceeding for an offence against subsection (1), (2) or (3)—

(a) it is not necessary for the prosecution to prove that the accused knew, suspected or ought to have known the age of the other child; and

(b) it is not a defence that the accused believed that the other child was an adult; and

(c) it does not matter that—

(i) the accused did not recruit the other child to participate in the criminal activity; or

(ii) there is remoteness of any kind between the accused and the recruited child during the criminal activity.

(5) For the purposes of subsections (1), (2) and (3), the ages of both children are to be ascertained at the time of the participation.

(6) A child may be found guilty of an offence against subsection (1), (2) or (3) whether or not the other child is prosecuted for, or is found guilty of, any offence.

321LJ Children criminally corrupting other children—grooming

(1) A child must not expose another child to tier 1 criminal activity intending, by doing so, to foster in that other child an ability or inclination to participate, or a familiarity or comfort with participating, in criminal activity.

Penalty: Level 4 imprisonment (15 years maximum).

(2) A child must not expose another child to tier 2 criminal activity intending, by doing so, to foster in that other child an ability or inclination to participate, or a familiarity or comfort with participating, in criminal activity.

Penalty: Level 5 imprisonment (10 years maximum).

(3) A child must not expose another child to tier 3 criminal activity intending, by doing so, to foster in that other child an ability or inclination to participate, or a familiarity or comfort with participating, in criminal activity.

Penalty: Level 7 imprisonment (2 years maximum).

(4) In a proceeding for an offence against subsection (1), (2) or (3)—

(a) it is not necessary for the prosecution to prove—

(i) that the accused knew, suspected or ought to have known the age of the exposed child; or

(ii) that any ability, inclination, familiarity or comfort referred to in those provisions was fostered in the child; and

(b) it is not a defence that the accused believed that the exposed child was an adult; and

(c) it does not matter that the accused involved any other person in the exposure of the exposed child to the criminal activity.

(5) For the purposes of subsections (1), (2) and (3), the ages of both children are to be ascertained at the time of the recruitment.

(6) A child may be found guilty of an offence against subsection (1), (2) or (3) whether or not the accused child—

(a) engages in criminal activity; or

(b) is prosecuted for, or is found guilty of, any offence.

Subdivision 4—Sentencing

321LK Application of Subdivision

This Subdivision applies despite anything to the contrary in the **Sentencing Act 1991** or the **Youth Justice Act 2024**.

321LM Meaning of *affected child*

In this Subdivision—

affected child means, in relation to an offence committed against this Division, a child who is described by whichever of the following paragraphs relates to that offence—

(a) a child recruited to participate in criminal activity; or

(b) a child included in the group whose participation in criminal activity was coordinated by the offender; or

(c) a child who participated in the criminal activity in which the offender also participated; or

(d) the child exposed to criminal activity.

321LN Matters the court must regard as serious

In determining what sentence to impose for an offence against this Division, the court must treat the following aspects of the offending as serious—

(a) the fact that the offender has endeavoured to transfer physical, criminal or legal risk onto a child;

(b) the fact that the offender retains control, authority or benefit while the child bears that risk.

321LO Aggravating factors

(1) In determining what sentence to impose for an offence against this Division, the court must treat as an aggravating factor—

(a) the participation, by the affected child, in criminal activity;

(b) the extent to which the offending was repeated or protracted;

(c) whether any of the following was involved in the commission of the offence—

(i) force;

(ii) threats, coercion, intimidation or blackmail;

(iii) deception;

(iv) exploitation involving—

(A) drugs;

(B) debt;

(C) homelessness;

(D) disability;

(E) trauma;

(F) any other vulnerability;

(v) emotional manipulation, including exploiting a child's need for approval, protection, belonging or status;

(d) the use of other children in the course of the offending;

(e) the extent to which the offender has sought to insulate themselves from risk through the use of other persons in the course of the offending.

(2) In determining what sentence to impose for an offence against this Division, the court must consider that—

(a) the aggravation to be accorded is to increase as the age of the affected child decreases; and

(b) the aggravation to be accorded is to increase along with the extent to which the affected child participated in criminal activity in connection with the offence for which the sentence is to be imposed.

321LP Characteristics and circumstances of child offender to which the court must have regard

In determining what sentence to impose for an offence against Subdivision 3, the court must have regard to—

(a) how much authority the offender held over other children;

(b) the position of the offender within a criminal hierarchy;

(c) whether the offender acted independently or was directed by an older person;

(d) whether the offender was being groomed, coerced or exploited.

321LQ Mandatory cumulation

(1) In this section, each of the following is a ***tier 1 or 2 offence***—

(a) section 321LC(1) or (2);

(b) section 321LD(1) or (2);

(c) section 321LE(1) or (2);

(d) section 321LF(1) or (2);

(e) section 321LG(1) or (2);

(f) section 321LH(1) or (2);

(g) section 321LI(1) or (2);

(h) section 321LJ(1) or (2).

(2) A court that is to sentence an offender for both—

(a) a tier 1 or 2 offence; and

(b) another offence constituted by committing any criminal activity to which the tier 1 or 2 offence relates—

must do so in accordance with this section.

(3) If the court is to impose a sentence of imprisonment or detention in respect of each offence, the court must direct that the following period of the sentence imposed in respect of the tier 1 or 2 offence is to be served cumulatively on the sentence imposed in respect of the other offence—

(a) if the term of imprisonment to be imposed in respect of the tier 1 or 2 offence is at least 12 months, 12 months; or

(b) otherwise, the entirety of the term of imprisonment that is to be imposed in respect of the tier 1 or 2 offence.

(4) The court must not reduce the term of imprisonment it is to impose in respect of either sentence so as to ameliorate the effect of subsection (3).

(5) The court must fix a longer period during which the offender is not eligible to be released on parole than the court would have fixed if the offender were not to be sentenced for the tier 1 or 2 offence.

Subdivision 5—Referral to supporting authorities

321LR Chief Commissioner of Police must ensure referral to supporting authorities

(1) The Chief Commissioner of Police must establish a policy or procedure that provides for suitable public entities, as identified by the Chief Commissioner, to be notified in circumstances where a police officer suspects a child has been—

(a) recruited to participate in criminal activity in contravention of this Division; or

(b) included in a group whose participation in criminal activity was coordinated in contravention of this Division; or

(c) exposed to criminal activity in contravention of this Division.

(2) The policy or procedure is not to be restricted to circumstances where a person has been charged or found guilty of an offence against this Division.

Subdivision 6—Miscellaneous

321LS Limitation on prosecution

A person is not liable to be convicted in respect of the same conduct of both—

(a) an offence against this Division; and

(b) an offence against section 321G(1).".'.

5. Clause 4, omit this clause.

6. Clause 5, omit this clause.

7. Clause 6, omit this clause.

8. Clause 7, omit this clause.

9. Clause 8, omit this clause.

AMENDMENT OF LONG TITLE

10. Long title, omit "in relation to" and insert "to enact new provisions relating to".

11. Long title, after "criminal activity" insert "and other forms of the criminal corruption of children".

Amendments circulated by Evan Mulholland (EM76C)

1. Clause 1, page 2, line 1, omit "an adult" and insert "a person".

2. Clause 1, page 2, line 3, omit "adult" and insert "person".

3. Clause 1, page 2, line 4, omit "child." and insert "child; and".

4. Clause 1, page 2, after line 4 insert—

"(d) to provide that these offences may be committed by a child as well as by an adult.".

5. Clause 3, after line 9 insert—

"(aa) the definition of ***adult*** is **repealed**;".

6. Clause 4, line 6, omit "An adult" and insert "A person".

7. Clause 4, line 6, omit "a person" and insert "another person,".

8. Clause 4, line 7, omit "child" and insert "child,".

9. Clause 4, line 8, after "the" insert "other".

10. Clause 4, line 11, omit "an adult" and insert "a person".

11. Clause 4, line 12, omit "adult" and insert "person"

12. Clause 4, line 16, omit "ages" and insert "age".

13. Clause 4, line 17, omit "the adult and".

14. Clause 4, line 17, omit "are" and insert "is".

15. Clause 5, after line 23 insert—

'(aa) for "An adult" **substitute** "A person";'.

16. Clause 5, line 24, omit "a person" and insert "another person,".

17. Clause 5, line 25, omit "child" and insert "child,".

18. Clause 5, line 28, after "the" insert "other".

19. Clause 5, after line 28 insert—

'(2A) In section 321LB(2) of the **Crimes Act 1958**—

(a) for "an adult" **substitute** "a person";

(b) for "the adult" **substitute** "the person".'.

20. Clause 5, after line 30 insert—

'(4) In section 321LB(3) of the **Crimes Act 1958**, for "the ages of the adult and the child are" **substitute** "the age of the child is".'.

21. Clause 6, line 5, omit "An adult" and insert "A person".

22. Clause 6, after line 12 insert—

'(ab) for "An adult" **substitute** "A person";'.

23. Clause 7, after line 16 insert—

'(aa) for "An adult" **substitute** "A person";'.

Amendments circulated by Jaclyn Symes (JS94C)

1. Clause 1, page 2, line 4, omit "child." and insert "child; and".

2. Clause 1, page 2, after line 4 insert—

"(d) to establish a new process for requiring financial institutions to produce documents that are relevant to certain offences.".

3. Clause 2, line 6, omit "This Act" and insert "(1) This Act (except section 7A)".

4. Clause 2, after line 7 insert—

"(2) Subject to subsection (3), section 7A comes into operation on a day to be proclaimed.

(3) If section 7A does not come into operation before 21 December 2026, it comes into operation on that day.".

NEW CLAUSE

5. Insert the following New Clause to follow Clause 7—

'**7A New Subdivision (33) inserted in Division 1 of Part III**

After Subdivision (32) in Division 1 of Part III of the **Crimes Act 1958 insert**—

"**(33)** ***Production notices***

470A Definitions

In this Subdivision—

applicable offence means—

(a) an indictable offence against the law of Victoria; or

(b) any other offence against the law of Victoria that is prescribed or that belongs to a class that is prescribed;

bank means—

(a) the Reserve Bank of Australia; or

(b) an ADI; or

(c) a person who carries on State banking within the meaning of section 51(xiii) of the Constitution of the Commonwealth;

building society means a society registered or incorporated as a building society, co-operative housing society or similar society under an Act or the laws of another State or a Territory;

financial institution means—

(a) a bank; or

(b) a building society; or

(c) a credit union; or

(d) a body corporate that is a financial corporation within the meaning of section 51(xx) of the Constitution of the

Commonwealth (or would be if it had been incorporated in Australia); or

(e) a provider of a registrable virtual asset service within the meaning of the Anti-Money Laundering and Counter-Terrorism Financing Act 2006 of the Commonwealth; or

(f) a casino operator within the meaning of the **Casino Control Act 1991**; or

(g) a wagering and betting licensee within the meaning of the **Gambling Regulation Act 2003**; or

(h) an entity that is prescribed or that belongs to a prescribed class;

issuing officer means—

(a) the Chief Commissioner of Police; or

(b) a police officer authorised under section 470C;

production notice has the meaning given by section 470B.

470B What is a *production notice*?

A ***production notice*** is a notice requiring a financial institution to do either or both of the following—

(a) to produce to a police officer one or more documents that—

(i) are possessed or controlled by the institution; and

(ii) contain information in respect of an account that an entity holds or keeps with the institution; or

(b) to compile one or more documents from information that—

(i) is possessed or controlled by the institution; and

(ii) is in respect of an account that an entity holds or keeps with the institution.

470C Chief Commissioner of Police may authorise police officer to be issuing officer

The Chief Commissioner of Police may authorise in writing a police officer of or above the rank of inspector to issue production notices.

470D Police officer may apply for production notice

(1) A police officer may apply to an issuing officer for the issue of a production notice directed to a financial institution if the police officer believes on reasonable grounds that the financial institution possesses or controls information, or one or more documents, that may assist in the investigation or prosecution of an applicable offence.

(2) The application must—

(a) be in writing; and

(b) identity the financial institution; and

(c) identify the documents sought to be produced, including by identifying—

(i) the account in respect of which the production notice is to be issued; or

(ii) the entity that holds or keeps that account; and

Note

See subsection (3).

(d) state the applicable offence the investigation or prosecution of which may be assisted by the documents; and

(e) state the grounds on which the applicant has formed the belief required by subsection (1), including—

(i) the grounds for believing that the financial institution possesses or controls the documents or information referred to in that subsection; and

(ii) the grounds for believing that the production referred to in that subsection may assist in the investigation or prosecution of the applicable offence stated in accordance with paragraph (d); and

(f) set out the facts, matters and circumstances on which the application relies; and

(g) specify the period of time that the applicant proposes for the financial institution to have to comply with the notice; and

Note

See section 470E(6).

(h) specify how, in what form and to which police officer the applicant seeks for the documents to be produced; and

(i) if a form is prescribed, be in that form; and

(j) if additional material is prescribed, include that material.

(3) Without limiting subsection (2)(c), identifying the account, or an entity that holds or keeps the account, for the purposes of that provision may involve—

(a) stating an account number; or

(b) stating a name in which the account is held or kept; or

(c) stating an address, an electronic address or a unique identifier associated with the account or the entity.

Examples

1 A residential or business address used by the entity.

2 An email address used by the entity.

3 An internet protocol address used by the entity.

4 If the account concerns cryptocurrency, a unique identifier, known as a wallet address, that is used by the entity.

(4) The police officer is not required to give notice of the application to any person.

470E Issue of production notice

(1) On an application under section 470D, an issuing officer may issue to the applicant a production notice that—

(a) concerns every document identified in the application; and

(b) is directed at the financial institution identified in the application—

if satisfied of the matters set out in subsection (2) in respect of each document.

(2) The matters of which the issuing officer must be satisfied in respect of each document are that—

(a) the financial institution either—

(i) possesses or controls the document; or

(ii) possesses or controls the information from which the document is to be compiled; and

(b) the document may assist in the investigation or prosecution of the applicable offence stated in the application.

(3) In determining whether to issue the production notice, the issuing officer must have regard to the reliability of the information on which the application relies.

(4) A production notice must—

(a) identify the financial institution to which it is directed; and

(b) identify each document that is to be produced, including by identifying—

(i) the account in respect of which the production notice is to be issued; or

(ii) the entity that holds or keeps that account; and

Note

See subsection (5).

(c) specify, in accordance with subsection (6), the period within which the institution must comply with the notice; and

(d) specify how, in what form and to which police officer the documents are to be produced; and

(e) state the effect of sections 470H and 470I; and

(f) if a form is prescribed, be in that form; and

(g) if additional material is prescribed, include that material.

(5) Without limiting subsection (4)(b), identifying the account, or an entity that holds or keeps the account, for the purposes of that provision may involve—

(a) stating an account number; or

(b) stating a name in which the account is held or kept; or

(c) stating an address, an electronic address or a unique identifier associated with the account or the entity.

Examples

1 A residential or business address used by the entity.

2 An email address used by the entity.

3 An internet protocol address used by the entity.

4 If the account concerns cryptocurrency, a unique identifier, known as a wallet address, that is used by the entity.

(6) The period specified in accordance with subsection (4)(c)—

(a) is to begin on the day that the production notice is served on the financial institution; and

(b) must be no less than 5 days and no more than 28 days.

(7) A production notice may be issued in respect of a financial institution that is not located in Victoria.

470F Service of production notice

(1) As soon as practicable after a production notice is issued, the Chief Commissioner of Police must ensure that the notice is served on the financial institution identified in the notice.

(2) A production notice is to be served—

(a) by delivering the notice personally to the registered office of the financial institution; or

(b) by sending it by post to the registered office of the financial institution; or

(c) if the financial institution has given Victoria Police an electronic address that is to be used for receiving production notices, by sending the notice by electronic communication to that electronic address.

(3) A production notice ceases to have effect if it is not served within 3 months after it is issued.

470G Police powers in relation to produced documents

(1) If a document is produced to a police officer in response to a production notice, any police officer may do any of the following things—

(a) inspect the document;

(b) take an extract from the document;

(c) make a copy of the document;

(d) take the document.

(2) An extract taken or copy made under subsection (1) is to be retained by Victoria Police.

(3) A document taken under subsection (1)(d) is to be retained by Victoria Police for as long as is reasonably necessary for the investigation or prosecution of an offence.

(4) The Chief Commissioner of Police must ensure that a document—

(a) that is taken under subsection (1)(d); and

(b) the retention of which is no longer reasonably necessary for the investigation or prosecution of an offence—

is returned to the financial institution that produced the document.

470H Financial institution must comply with production notice

(1) A financial institution that has been served with a production notice must not, without reasonable excuse, fail to comply with the notice.

Penalty: Level 5 fine (1200 penalty units maximum).

(2) A financial institution that has been served with a production notice must not, in purported compliance with the notice, provide a document that—

(a) is false or misleading in a material particular; and

(b) the financial institution knows is false or misleading in a material particular.

Penalty: Level 5 fine (1200 penalty units maximum).

(3) An offence against subsection (1) or (2) is a summary offence.

470I Offence to disclose existence of production notice

(1) Subject to subsection (7), a financial institution on which a production notice is served must not disclose the existence of the notice to any person (including the holder of the account to which the notice relates) except—

(a) to a police officer in accordance with the notice; or

(b) to an employee, officer or agent of the institution for the purpose of ensuring the notice is complied with; or

(c) to a legal practitioner for the purpose of obtaining legal advice or representation in relation to the notice.

Penalty: Level 5 fine (1200 penalty units maximum).

(2) Subject to subsection (7), a person to whom the existence of a production notice is disclosed in accordance with subsection (1) must not—

(a) while the person is of a kind referred to in subsection (1)(a), (b) or (c), disclose the existence of the notice to any person except another person of that kind for the purpose of—

(i) if the disclosure is made by a police officer, the performance of the officer's duties; or

(ii) if the disclosure is made by an employee, officer or agent of the financial institution, ensuring that the notice is complied with or obtaining legal advice or representation in relation to the notice; or

(iii) if the disclosure is made by a legal practitioner, giving legal advice or providing representation in relation to the notice; or

(b) when the person is no longer of a kind referred to in subsection (1)(a), (b) or (c), make a record of, or disclose, the existence of the notice in any circumstances.

Penalty: 240 penalty units or imprisonment for 2 years.

(3) An offence against subsection (1) or (2) is a summary offence.

(4) Nothing in subsection (2) prevents the disclosure by a person of a kind referred to in subsection (1)(a), (b) or (c) of the existence of a production notice—

(a) for the purposes of, or in connection with, legal proceedings; or

(b) in the course of proceedings before a court.

(5) Nothing in subsection (2) prevents the disclosure by a police officer of the existence of a production notice for the purposes of a report under section 470M.

(6) A reference in this section to disclosing the existence of a production notice to a person includes a reference to disclosing information to the person from which the person could reasonably be expected to infer the existence of the notice.

(7) It is not an offence against subsection (1) or (2) to disclose the existence of a production notice if the existence of the notice has been made known in any proceedings in open court.

470J Protection from liability

The following do not incur any civil liability for any action taken or document produced in response to a production notice—

(a) the financial institution identified in the notice;

(b) a person who is an officer, employee or agent of that financial institution acting in the course of that person's duties as an officer, employee or agent.

470K Admissibility in criminal proceedings

If a financial institution produces a document in response to a production notice, neither the production of the document nor any information, document or thing obtained as a direct or indirect consequence of the production of the document is admissible against that institution in any criminal proceeding other than a proceeding against that institution for an offence against section 470H(1) or (2).

470L Chief Commissioner of Police to keep records

The Chief Commissioner of Police must take all reasonable steps to ensure that the following records are kept—

(a) a record of each application for a production notice;

(b) a record of each production notice issued;

(c) for each production notice that is served, a record of how and when it was served;

(d) a description of each document produced in compliance or purported compliance with a production notice.

470M Annual report to Attorney-General about production notices

(1) The Chief Commissioner of Police must submit a report to the Attorney-General in respect of each financial year that includes the following information for that financial year—

(a) the number of applications for production notices that were made during that year;

(b) the number of production notices issued during that year;

(c) information about the different kinds of offences (as determined by the Chief Commissioner) in respect of whose investigation or prosecution production notices were issued during that year;

(d) any other information that relates to production notices and that the Attorney-General notifies the Chief Commissioner, in writing, is required to be included in the report.

(2) The report must be submitted—

(a) as soon as practicable after the end of the financial year to which it relates; and

(b) no later than 3 months after the end of that financial year.

(3) The Chief Commissioner of Police must advise the Attorney-General of any information in the report that, in the Chief Commissioner's opinion, should be excluded from the report before the report is laid before Parliament because the information, if made public, could reasonably be expected to—

(a) endanger a person's safety; or

(b) prejudice an investigation or prosecution; or

(c) compromise any law enforcement operational activities or methodologies of Victoria Police.

(4) The Attorney-General must—

(a) exclude information from the report if satisfied on the advice of the Chief Commissioner of Police of any of the grounds set out in subsection (3); and

(b) cause a copy of the report to be laid before each House of the Parliament within 12 sitting days after the day on which the Attorney-General receives the report.".'.

6. Clause 8, line 27, after "**Criminal Activity**" insert "**and Production Notices**".

7. Clause 8, page 5, line 12, after "**Criminal Activity**" insert "**and Production Notices**".

8. Clause 9, lines 15 and 16, omit "the first anniversary of its commencement" and insert "21 December 2027".

AMENDMENT OF LONG TITLE

9. Long title, after "activity" insert ", to further amend that Act to establish a new process for requiring financial institutions to produce documents that are relevant to certain offences".

AMENDMENT OF TITLE

10. Title, after "**Activity**" insert "**and Production Notices**".

2. WORKPLACE PROTECTION ORDERS BILL 2026

Amendments circulated by Evan Mulholland (EM84C)

1. Clause 2, lines 9 and 10, omit all words and expressions on these lines and insert—

"This Act comes into operation on the day after the day on which it receives the Royal Assent.".

2. Clause 2, page 2, lines 1 to 3, omit all words and expressions on these lines.

3. Clause 4, page 3, after line 2 insert—

"***final workplace protection order*** means an order under section 21(1);

interim workplace protection order means an order under section 20A(1);".

4. Clause 4, page 4, lines 7 to 10, omit all words and expressions on these lines and insert—

"***retail operator*** means an entity (other than a transport operator) that carries out a business the predominant purpose of which is either or both of the following—

(a) the sale or hire of goods by retail (including by auction);

(b) the retail provision of services;".

5. Clause 4, page 5, lines 3 and 4, omit "an order under section 21" and insert "an interim workplace protection order or a final workplace protection order".

6. Clause 8, line 11, after "27" insert "(ba) or".

7. Clause 8, line 12, after "(ii)" insert "if the order is a final workplace protection order,".

8. Clause 8, line 27, after "27" insert "(ba) or".

9. Clause 8, line 28, after "(ii)" insert "if the order is a final workplace protection order,".

10. Clause 14, page 14, line 12, omit "its" and insert "the".

11. Clause 17, line 4, omit "Each" and insert—

"(1) Subject to subsections (2) and (3), each".

12. Clause 17, line 7, omit "union." and insert "union;".

13. Clause 17, after line 7 insert—

"(c) a police officer.".

14. Clause 17, before line 8 insert—

"(2) An applicable business operator must not apply for a workplace protection order unless—

(a) the applicable business operator consists of only one natural person, and that person is the victim of the unacceptable conduct in respect of which the application is to be made; or

(b) the victim of the unacceptable conduct in respect of which the application is to be made has given consent in writing to the making of the application.

(3) An employee union must not apply for a workplace protection order unless the victim of the unacceptable conduct in respect of which the application is to be made has given consent in writing to the making of the application.".

15. Clause 20, line 1, after "**union**" insert "**or police officer**".

16. Clause 20, line 2, after "union" insert "or a police officer".

17. Clause 20, line 3, after "union" insert "or officer".

NEW CLAUSE

18. Insert the following New Clause before clause 21—

"**20A Court may make interim workplace protection order**

(1) On an application under section 17, the court may, without finally determining the application, make an order that requires the respondent to comply with the conditions that are to be imposed under the order if—

(a) the respondent is of or over the age of 14 years; and

(b) the unacceptable conduct alleged by the applicant is alleged to have occurred no earlier than 12 months before the application was made; and

(c) the respondent was of or over the age of 14 years at the time of the unacceptable conduct that the applicant alleges; and

(d) the court is satisfied that—

(i) the respondent is likely to engage in unacceptable conduct at the workplace at which the applicant alleges that the respondent has engaged in unacceptable conduct; and

(ii) it is necessary to make the order in order to protect a person from that conduct; and

(iii) it is necessary to make the order before finally determining the application; and

(e) the respondent is not ineligible under subsection (2); and

Note

Subsection (2) concerns persons who are workers or applicable business operators in relation to the relevant workplace.

(f) the imposition of those conditions is in accordance with Division 3.

Note

Section 34 sets out when a workplace protection order ceases to have effect.

(2) The following persons are ineligible for the purposes of subsection (1)(e)—

(a) each worker of an applicable business operator that has a sufficient connection to the unacceptable conduct alleged by the applicant;

(b) each applicable business operator that—

(i) consists of only one natural person; and

(ii) has a sufficient connection to the unacceptable conduct alleged by the applicant.

(3) The court may make the order—

(a) whether or not there is in force any other restrictive instrument by or under which the respondent is required to do anything or prohibited from doing anything; and

(b) whether or not the respondent is before the court.".

19. Clause 21, line 20, after "**may make**" insert "**final**".

20. Clause 21, line 30, omit "the applicant".

21. Clause 21, after line 30 insert—

"(A) the applicant (if the applicant is an applicable business operator or an employee union); or

(B) an applicable business operator (if the applicant is a police officer); and

(ia) the respondent engaged in that unacceptable conduct—".

22. Clause 21, page 18, after line 25 insert—

"(ba) in the case of an application made by an applicable business operator or an employee union, the victim of the unacceptable conduct referred to in paragraph (b)(i) has given written consent to the making of the application; and".

23. Clause 23, line 9, after "27" insert "(ba) or".

24. Clause 23, line 12, after "27" insert "(ba) or".

25. Clause 25, page 22, line 1, after "(iv)" insert "in the case of a final workplace protection order,".

26. Clause 26, line 2, after "**union**" insert "**or police officer**".

27. Clause 26, line 6, after "union" insert "or a police officer".

28. Clause 26, line 7, after "union" insert "or police officer".

29. Clause 26, line 9, after "union" insert "or officer".

30. Clause 27, after line 13 insert—

"(ba) if the order is an interim workplace protection order, specify the workplace in respect of which the court was satisfied as required by section 20A(1)(d)(i); and".

31. Clause 27, line 14, after "(c)" insert "if the order is a final workplace protection order,".

32. Clause 27, line 18, omit "to the applicant; and" and insert—

"to—

(A) the applicant (if the applicant is an applicable business operator or an employee union); or

(B) the protected operator (if the applicant is a police officer); and".

33. Clause 28, after line 8 insert—

"(ab) if the order is an interim workplace protection order made on the application of an employee union or a police officer, the applicable business operator that the court is satisfied—

(i) performs work, or engages workers who perform work, at the workplace specified in the order under section 27(ba); and

(ii) is the principal applicable business operator that performs work, or engages workers who perform work, at that workplace (if there is any other applicable business operator who does so; or".

34. Clause 28, line 9, after "is" insert "a final workplace protection order".

35. Clause 28, line 12, omit "worker." and insert "worker; or".

36. Clause 28, after line 12 insert—

"(c) if the order is a final workplace protection order made on the application of a police officer—

(i) if the victim of the unacceptable conduct was an applicable business operator that consists of only one natural person, that operator; or

(ii) otherwise, the applicable business operator of which the victim of the unacceptable conduct was a worker.".

37. Clause 28, line 13, after "(1)(b)" insert "and (c)".

38. Clause 28, line 21, omit "conduct." and insert "conduct; and"

39. Clause 28, after line 21 insert—

"(c) a reference to the victim being an applicable business operator that consists of only one natural person refers to that natural person being the only person of whom that operator consisted at the time of the unacceptable conduct.".

NEW CLAUSE

40. Insert the following New Clause to follow clause 29—

"**29A When related operator to be specified in interim workplace protection order**

(1) Subject to subsection (3), if—

(a) a court is making an interim workplace protection order; and

(b) the court is satisfied that, besides the protected operator, there is at least one other applicable business operator that performs work, or whose workers perform work, at—

(i) the workplace specified in the order under section 27(ba); or

(ii) a workplace that intersects with that workplace—

the court must specify, in the order and in accordance with subsection (2), the entity that is to be the related operator in relation to the order.

(2) The entity that the court must specify as the related operator is whichever of the other applicable business operators referred to in subsection (1)(b) the court is satisfied is most appropriate to specify, having regard to section 8(2).

(3) The court may decline to specify a related operator in the workplace protection order if satisfied that it is appropriate to do so.".

41. Clause 30, line 28, after "**specified in**" insert "**final workplace protection**".

42. Clause 30, line 29, after "making a" insert "final".

43. Clause 31, line 7, after "27" insert "(ba) or".

44. Clause 34, after line 9 insert—

"(1) An interim workplace protection order ceases to have effect on the final determination of the application on which it was made (including on the withdrawal of that application).".

45. Clause 34, line 10, before "A" insert "(2)".

46. Clause 34, after line 16 insert—

"(3) Without limiting subsection (2), that subsection applies to an interim workplace protection order that has not yet ceased to have effect under subsection (1).".

47. Clause 38, line 3, omit "The" and insert "Subject to subsections (1A) and (1B), the".

48. Clause 38, after line 7 insert—

"(1A) An applicable business operator must not apply for the variation or revocation of a workplace protection order unless—

(a) the applicable business operator consists of only one natural person, and that person is the victim of the unacceptable conduct of which the court was satisfied under section 21(1)(b)(i) when making the workplace protection order; or

(b) the victim of the unacceptable conduct referred to in paragraph (a) has given consent in writing to the making of the application.

(1B) An employee union must not apply for the variation or revocation of a workplace protection order unless the victim of the unacceptable conduct referred to in subsection (1A)(a) has given consent in writing to the making of the application.".

49. Clause 39, page 32, line 15, after "27" insert "(ba) or".

50. Clause 39, page 33, after line 13 insert—

"(5A) The court must not make a variation order or a revocation order on an application that was made in contravention of section 38(1A) or (1B).".

51. Clause 43, line 9, after "**union**" insert "**or police officer**".

52. Clause 43, line 13, after "union" insert "or a police officer".

53. Clause 43, line 14, after "union" insert "or police officer".

54. Clause 43, line 16, after "union" insert "or officer".

55. Clause 48, line 2, omit "**Applicants**" and insert "**Police officers**".

56. Clause 48, line 2, after "**consent**" insert "**to make applications**".

57. Clause 48, line 3, omit "person" and insert "police officer".

58. Clause 51, page 39, after line 7 insert—

"(aa) if the document is to be served on a police officer—

(i) by delivering it personally to the Chief Commissioner of Police; or

(ii) by sending it by prepaid ordinary post to the Chief Commissioner of Police at the Chief Commissioner of Police's office address; or

(iii) by leaving it at the Chief Commissioner of Police's office address with an individual on the premises who is apparently employed there;".

59. Clause 51, page 39, line 9, after "individual" insert "(other than a police officer)".

60. Clause 54, line 14, omit "subsection (2)" and insert "subsections (2) and (3)".

61. Clause 54, after line 20 insert—

"(3) If the court determines to award costs against a police officer, the order must be made against the Chief Commissioner of Police.".

62. Clause 55, line 7, omit "for the order" and insert "on which the order was made".

63. Clause 55, line 22, omit "for that order" and insert "on which the order was made".

64. Clause 55, line 27, omit "for that order" and insert "on which the order was made".

Amendments circulated by Evan Mulholland (EM85C)

1. Clause 21, page 18, after line 25 insert—

"(ba) the victim of the unacceptable conduct referred to in paragraph (b)(i) has given written consent to the making of the application; and".

2. Clause 28, after line 8 insert—

"(ab) if the order is an interim workplace protection order made on the application of an employee union, the applicable business operator that the court is satisfied—

(i) performs work, or engages workers who perform work, at the workplace specified in the order under section 27(ba); and

(ii) is the principal applicable business operator that performs work, or engages workers who perform work, at that workplace (if there is any other applicable business operator who does so; or".

3. Clause 28, line 12, omit "worker." and insert "worker; or".

4. Clause 28, after line 12 insert—

"(c) if the order is made on the application of a police officer—

(i) if the victim of the unacceptable conduct was an applicable business operator that consists of only one natural person, that operator; or

(ii) otherwise, the applicable business operator of which the victim of the unacceptable conduct was a worker.".

5. Clause 48, omit this clause.

Amendments circulated by Aiv Puglielli (AP90C)

1. Clause 4, lines 13 to 15, omit all words and expressions on these lines and insert—

"***applicable business operator*** means an entity that carries out a business the predominant purpose of which is the provision of goods for sale or hire (including by auction) on a retail basis;".

2. Clause 4, lines 19 to 21, omit all words and expressions on these lines.

3. Clause 4, page 3, lines 5 to 8, omit all words and expressions on these lines.

4. Clause 4, page 4, lines 7 to 10, omit all words and expressions on these lines.

5. Clause 4, page 4, lines 16 to 18, omit all words and expressions on these lines.

6. Clause 8, page 7, lines 1 to 18, omit all words and expressions on these lines.

7. Clause 14, line 20, omit "a retail" and insert "an applicable business".

8. Clause 14, page 14, line 12, omit "a retail" and insert "an applicable business".

9. Clause 14, page 14, lines 20 to 32, omit all words and expressions on these lines.

10. Clause 14, page 15, lines 1 to 9, omit all words and expressions on these lines.

11. Clause 23, lines 13 to 23, omit all words and expressions on these lines.

12. Clause 27, lines 22 to 27, omit all words and expressions on these lines.

13. Clause 31, omit this clause.

3. MULTICULTURAL VICTORIA AMENDMENT BILL 2026

Amendment circulated by Moira Deeming (MD06C)

1. Clause 6, lines 29 to 33, page 6, lines 1 to 33 and page 7, lines 1 to 10, omit all words and expressions on these lines and insert—

'(1) In section 4(2) of the Principal Act **omit** "and values the richness that such diversity brings to the Victorian community".

(2) For section 4(3) of the Principal Act **substitute**—

"(3) The Parliament supports the rights and responsibilities of citizenship to which subsection (1) refers by recognising the following principles—

(a) all persons are equal before the law and are entitled to the equal protection of the law without discrimination or preference on the ground of race, culture, religion, ethnicity or national origin;

(b) a public authority must treat all persons equally and must not prefer, advantage or disadvantage any person or group on the ground of race, culture, religion, ethnicity or national origin;

(c) all individuals in Victoria are entitled to mutual respect and understanding regardless of their background;

(d) all individuals in Victoria have a responsibility to abide by the State's laws and respect the democratic processes under which those laws are made;

(e) all individuals in Victoria should be united in a shared commitment to Australia and to community service.".

(3) Section 4(4) of the Principal Act is **repealed**.

(4) In section 4(5) of the Principal Act **omit** "of multiculturalism".'.

Amendments circulated by Anasina Gray-Barberio (AG30C)

1. Clause 5, page 5, after line 6 insert—

"***race*** has the same meaning as in section 4(1) of the **Equal Opportunity Act 2010**;

racism or hate incident means an act or behaviour motivated wholly or partly by hatred or prejudice towards a person or group of people because of—

(a) race; or

(b) religious belief or activity;".

2. Clause 5, page 5, after line 9 insert—

"***religious belief or activity*** has the same meaning as in section 4(1) of the **Equal Opportunity Act 2010**;".

3. Clause 17, page 19, line 14, before "The" insert "(1)".

4. Clause 17, page 19, after line 19 insert—

"(ba) any matter relating to racism or hate incidents toward multicultural and multifaith communities or members of such communities obtained through the MCAG's consultation or engagement with such communities; and".

5. Clause 17, page 19, after line 21 insert—

"(2) The MCAG must ensure that no personal information is included in advice provided to Multicultural Victoria when performing the function under subsection (1)(ba)".

6. Clause 21, page 24, after line 11 insert—

"(ba) a report on any information received by Multicultural Victoria from the MCAG or otherwise relating to racism or hate incidents toward multicultural and multifaith communities or members of such communities; and".

NEW CLAUSE

7. Insert the following New Clause before clause 30—

'**29A New section 29AA**

Before section 29 of the Principal Act **insert**—

"**29AA Cabinet submissions to include assessments of potential impacts on multicultural affairs and inclusion, and social cohesion**

(1) This section applies if a Minister makes a submission to the Cabinet, or a committee of the Cabinet, that recommends that the Cabinet makes a decision or endorses a decision of the committee of the Cabinet, that, if implemented, may have an impact on multicultural affairs and inclusion and social cohesion in Victoria.

(2) The submission must include an assessment of the potential impacts on multicultural affairs and inclusion and social cohesion in Victoria.".'.

Amendments circulated by David Limbrick (DL80C)

1. Clause 1, page 2, lines 5 to 7, omit all words and expressions on these lines.

2. Clause 4, line 17, omit 'Victoria;";' and insert 'Victoria;".'.

3. Clause 4, lines 18 to 22, omit all words and expressions on these lines.

4. Clause 5, page 4, lines 3 and 4, omit all words and expressions on these lines.

5. Clause 5, page 4, lines 27 and 28, omit all words and expressions on these lines.

6. Clause 5, page 5, lines 4 to 6, omit all words and expressions on these lines.

7. Clause 5, page 5, line 14, omit "Cabinet;" and insert "Cabinet.';".

8. Clause 5, page 5, lines 15 to 22, omit all words and expressions on these lines.

9. Division heading preceding clause 29, omit this heading.

10. Clause 29, omit this clause.

AMENDMENT OF LONG TITLE

11. Long title, omit "Victoria, to require certain public sector entities to acquire interpreting and translating services from VITS LanguageLoop" and insert "Victoria".

Amendment circulated by Evan Mulholland (EM72C)

1. Clause 9, page 8, lines 11 to 14, omit "self-determination and the advancement of Statewide Treaty-making between First Peoples in Victoria and the State; and" and insert "self-determination; and".

Amendments circulated by Evan Mulholland (EM75C)

1. Clause 14, page 14, before line 1 insert—

"(2A) The Minister must not recommend a person for appointment as the Multicultural Coordinator General if that person held a position or office referred to in subsection (2)(a) to (e) in the previous 12 months.".

2. Clause 14, page 15, after line 21 insert—

"(3A) The Minister must not recommend a person for appointment as a Deputy Multicultural Coordinator General if that person held a position or office referred to in subsection (3)(a) to (e) in the previous 12 months.".

3. Clause 31, page 39, line 31, omit 'office.".' and insert "office.".

4. Clause 31, page 39, after line 31 insert—

'(4) Despite section 14(4)(a), if a person is appointed as the Multicultural Coordinator General before 30 January 2027, that person's appointment must end on 30 January 2027.

(5) Despite section 15(5)(a), if a person is appointed as a Deputy Multicultural Coordinator General before 30 January 2027, that person's appointment must end on 30 January 2027.".'.

Amendments circulated by Ingrid Stitt (IS41C)

1. Clause 1, line 5, after "Multicultural" insert "and Multifaith".

2. Clause 1, line 8, after "Multicultural" insert "and Multifaith".

3. Division heading preceding clause 4, after "**Multicultural**" insert "**and Multifaith**".

4. Clause 4, line 8, after "Multicultural" insert "and Multifaith".

5. Clause 4, line 17, after "Multicultural" insert "and Multifaith".

6. Clause 5, page 4, line 22, after "***Multicultural***" insert "***and Multifaith***".

7. Clause 5, page 4, lines 25 and 26, omit all words and expressions on these lines and insert—

> "***Multicultural and Multifaith Victoria*** means Multicultural and Multifaith Victoria established by section 6;".

8. Clause 7, line 14, after "**Multicultural**" insert "**and Multifaith**".

9. Clause 8, line 17, after "**Multicultural**" insert "**and Multifaith**".

10. Clause 8, line 18, after "Multicultural" insert "and Multifaith".

11. Clause 8, line 19, after "Multicultural" insert "and Multifaith".

12. Clause 9, line 26, after "**Multicultural**" insert "**and Multifaith**".

13. Clause 9, line 27, after "Multicultural" insert "and Multifaith".

14. Clause 10, line 9, after "**Multicultural**" insert "**and Multifaith**".

15. Clause 10, line 10, after "Multicultural" insert "and Multifaith".

16. Clause 10, line 12, after "Multicultural" insert "and Multifaith".

17. Clause 10, line 28, after "Multicultural" insert "and Multifaith".

18. Clause 10, page 10, line 8, after "Multicultural" insert "and Multifaith".

19. Clause 10, page 10, line 20, after "Multicultural" insert "and Multifaith".

20. Clause 10, page 10, line 23, after "Multicultural" insert "and Multifaith".

21. Clause 11, line 9, after "**Multicultural**" insert "**and Multifaith**".

22. Clause 11, line 12, after "**Multicultural**" insert "**and Multifaith**".

23. Clause 11, line 15, after "Multicultural" insert "and Multifaith".

24. Clause 11, line 21, after "Multicultural" insert "and Multifaith".

25. Clause 12, line 22, after "**Multicultural**" insert "**and Multifaith**".

26. Clause 12, line 25, after "**Multicultural**" insert "**and Multifaith**".

27. Clause 12, line 28, after "Multicultural" insert "and Multifaith".

28. Clause 13, line 29, after "**Multicultural**" insert "**and Multifaith**".

29. Clause 13, line 33, after "**Multicultural**" insert "**and Multifaith**".

30. Clause 13, page 12, line 3, after "Multicultural" insert "and Multifaith".

31. Clause 13, page 12, line 7, after "Multicultural" insert "and Multifaith".

32. Clause 14, line 11, after "**Multicultural**" insert "**and Multifaith**".

33. Clause 14, line 20, after "Multicultural" insert "and Multifaith".

34. Clause 14, page 13, line 9, after "Multicultural" insert "and Multifaith".

35. Clause 14, page 16, line 24, after "**Multicultural**" insert "**and Multifaith**".

36. Clause 14, page 16, line 29, after "Multicultural" insert "and Multifaith".

37. Clause 14, page 17, line 15, after "Multicultural" insert "and Multifaith".

38. Clause 14, page 17, line 23, after "Multicultural" insert "and Multifaith".

39. Clause 17, page 18, line 13, after "Multicultural" insert "and Multifaith".

40. Clause 17, page 19, line 15, after "Multicultural" insert "and Multifaith".

41. Clause 17, page 19, line 17, after "Multicultural" insert "and Multifaith".

42. Clause 17, page 19, line 21, after "Multicultural" insert "and Multifaith".

43. Clause 18, line, 7, after "**Multicultural**" insert "**and Multifaith**".

44. Clause 18, line 9, after "Multicultural" insert "and Multifaith".

45. Clause 18, line 11, after "Multicultural" insert "and Multifaith".

46. Clause 18, page 22, line 12, after "Multicultural" insert "and Multifaith".

47. Clause 19, line 22, after "**Multicultural**" insert "**and Multifaith**".

48. Clause 20, line 25, after "**Multicultural**" insert "**and Multifaith**".

49. Clause 20, line 27, after "Multicultural" insert "and Multifaith".

50. Clause 20, line 29, after "Multicultural" insert "and Multifaith".

51. Clause 20, page 23, line 1, after "Multicultural" insert "and Multifaith".

52. Clause 20, page 23, line 9, after "Multicultural" insert "and Multifaith".

53. Clause 20, page 23, line 13, after "Multicultural" insert "and Multifaith".

54. Clause 20, page 23, line 14, after "Multicultural" insert "and Multifaith".

55. Clause 21, line 18, after "**Multicultural**" insert "**and Multifaith**".

56. Clause 21, line 21, after "Multicultural" insert "and Multifaith".

57. Clause 21, line 27, after "Multicultural" insert "and Multifaith".

58. Clause 21, line 29, after "Multicultural" insert "and Multifaith".

59. Clause 21, line 32, after "**Multicultural**" insert "**and Multifaith**".

60. Clause 21, page 24, line 5, after "Multicultural" insert "and Multifaith".

61. Clause 21, page 24, line 9, after "Multicultural" insert "and Multifaith".

62. Clause 21, page 24, line 13, after "Multicultural" insert "and Multifaith".

63. Clause 21, page 24, line 17, after "Multicultural" insert "and Multifaith".

64. Clause 21, page 24, line 26, after "Multicultural" insert "and Multifaith".

65. Clause 21, page 24, line 29, after "Multicultural" insert "and Multifaith".

66. Clause 21, page 25, line 1, after "Multicultural" insert "and Multifaith".

67. Clause 21, page 25, line 3, after "Multicultural" insert "and Multifaith".

68. Clause 23, line 23, after "**Multicultural**" insert "**and Multifaith**".

69. Clause 23, line 24, after "**Multicultural**" insert "**and Multifaith**".

70. Clause 23, line 26, after "Multicultural" insert "and Multifaith".

71. Clause 23, line 30, after "Multicultural" insert "and Multifaith".

72. Clause 23, page 26, line 23, after "Multicultural" insert "and Multifaith".

73. Clause 23, page 26, line 26, after "Multicultural" insert "and Multifaith".

74. Clause 23, page 26, line 29, after "Multicultural" insert "and Multifaith".

75. Clause 23, page 26, line 31, after "Multicultural" insert "and Multifaith".

76. Clause 23, page 28, line 5, after "Multicultural" insert "and Multifaith".

77. Clause 23, page 29, line 6, after "Multicultural" insert "and Multifaith".

78. Clause 23, page 30, line 27, after "Multicultural" insert "and Multifaith".

79. Clause 23, page 31, line 7, after "Multicultural" insert "and Multifaith".

80. Clause 23, page 32, line 5, after "Multicultural" insert "and Multifaith".

81. Clause 27, line 23, after "**Multicultural**" insert "**and Multifaith**".

82. Clause 28, line 7, after "**Multicultural**" insert "**and Multifaith**".

83. Clause 31, line 14, after "**Amendment**" insert "**(Multicultural and Multifaith Victoria)**".

84. Clause 31, line 18, after "**Amendment**" insert "**(Multicultural and Multifaith Victoria)**".

85. Clause 31, page 39, line 5, after "Multicultural" insert "and Multifaith".

86. Clause 31, page 39, line 11, after "Multicultural" insert "and Multifaith".

87. Clause 31, page 39, line 26, after "Multicultural" insert "and Multifaith".

88. Clause 32, line 7, after "Multicultural" insert "and Multifaith".

AMENDMENT OF LONG TITLE

89. Long title, omit "Victoria," and insert "and Multifaith Victoria,".

AMENDMENT OF SHORT TITLE

90. Short title, after "**Amendment**" insert "**(Multicultural and Multifaith Victoria)**".

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 184, 185 and 186

No. 184 — Tuesday, 8 September 2026

1 The President took the Chair at 12.02 pm, read the Prayer and made an Acknowledgement of Country.

2 **CONDOLENCE STATEMENT** — **THE LATE ROBERT (BOB) STUART IVES** — The President advised the House of the death, on 20 August 2026, of Robert Stuart Ives, Member of the Legislative Council for the Electoral Province of Eumemmerring from 1988 to 1996.

Members rose in their places as a mark of respect to the memory of the late Robert (Bob) Ives.

3 **ASSENT TO ACTS** — The President read Messages from the Governor informing the Council that she had, on the following dates, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

On 1 September 2026 —

Corrections Amendment Act 2026

Crimes Amendment (Recruitment of Children for Criminal Activity and Production Notices) Act 2026

Racing Legislation Amendment (Entity Governance and Other Matters) Act 2026

Safe Patient Care (Nurse to Patient and Midwife to Patient Ratios) Amendment Act 2026

Workplace Protection Orders Act 2026.

On 8 September 2026 —

Consumer Legislation Amendment Act 2026

Energy and Resources Legislation Amendment (VEET Strategic Review and Other Matters) Act 2026.

4 **QUESTION TIME** —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — Ordered that the following answers be taken into consideration on the next day of meeting —

- On the motion of Evan Mulholland, the answers given by Ingrid Stitt to questions relating to IBAC powers to investigate Big Build corruption (QwN 1463).
- On the motion of Georgie Crozier, the answers given by Ingrid Stitt to questions relating to Category one waiting times (QwN 1465).
- On the motion of Georgie Crozier, the answers given by Ingrid Stitt to questions relating to planned surgeries (QwN 1466).

* * * * *

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:

- **Fire Services trucks reliability (QwN 1462)** — substantive and supplementary questions asked by Aiv Puglielli — response from Jaclyn Symes due Thursday, 10 September 2026.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

5 PETITIONS —

IMMEDIATELY REINSTATE VICTORIAN FISHERIES OFFICERS — Jeff Bourman presented a petition bearing 966 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to immediately reinstate the removed Victorian Fisheries officer positions and invest in more on-the-ground staff *(Ordered to be tabled).*

* * * * *

REVIEW THE VICTORIAN FISHERIES AUTHORITY'S STRATEGIC PLAN — Jeff Bourman presented a petition bearing 260 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to urgently review the Victorian Fisheries Authority's current strategic plan to ensure that the Victorian fishing community still has the core regulatory marine and freshwater fisheries management, fisheries science, and aquaculture management services, including undertaking fish stock assessment and compliance monitoring *(Ordered to be tabled).*

* * * * *

SAFE ACCESS TO PARK TRACKS — Jeff Bourman presented a petition bearing 1,468 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to ensure that the Victorian 4x4 community can safely access all tracks available to visitors in Victorian parks throughout the year *(Ordered to be tabled).*

* * * * *

REVIEW THE 'DEEMED TO COMPLY' PATHWAY AND RESTORE LOCAL PLANNING DISCRETION — Ann-Marie Hermans presented a petition bearing 191 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to review the 'deemed to comply' pathway under the Victoria Planning Provisions and support amendments to restore appropriate local council planning discretion when assessing developments subject to that pathway, including ensuring councils can properly consider local infrastructure capacity, public safety, drainage, flooding risk, transport impacts, cumulative development impacts, established tree canopy, environmental values and neighbourhood character where local circumstances warrant further assessment, and in undertaking this review consult

with local councils, planning professionals, industry, environmental organisations and the community to ensure Victoria's planning system delivers increased housing supply while supporting well-planned, sustainable and resilient communities for current and future generations *(Ordered to be tabled).*

* * * * *

DUTY OF CARE REQUIREMENTS FOR HIGH-RISK PATIENTS WHO MISS MEDICAL APPOINTMENTS — Wendy Lovell presented a petition bearing 214 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to introduce clear and enforceable duty of care requirements for high-risk patients who miss medical appointments *(Ordered to be tabled).*

On the motion of Wendy Lovell, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

RESTORE AND EXTEND THE CRANBOURNE TO KOO WEE RUP RAIL LINE — Renee Heath presented a petition bearing 4,242 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to prioritise and fund the restoration and extension of the Cranbourne to Koo Wee Rup rail line *(Ordered to be tabled).*

* * * * *

REZONE LAND IN KOO WEE RUP-LONGWARRY ROAD FOR THE DEVELOPMENT OF EDUCATIONAL FACILITIES — Renee Heath presented a petition bearing 13 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to rezone 365 Koo Wee Rup-Longwarry Road, Koo Wee Rup, and approve a permit for the development of a school that provides opportunity for trades-based agriculture and horticulture education and training to meet the urgent needs of the community *(Ordered to be tabled).*

* * * * *

NEW SPECIAL DEVELOPMENTAL SCHOOL FOR MELBOURNE'S WEST — Trung Luu presented a petition bearing 240 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to urgently plan, fund, and construct a new Special Developmental School in Melbourne's west to meet current and future demand *(Ordered to be tabled).*

* * * * *

IMPROVE WESTERN CRESCENT PUBLIC TRANSPORT LINKS — Sarah Mansfield presented a petition bearing 247 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Minister for Public and Active Transport and the Minister for Transport Infrastructure to reinstate the Geelong to Ballarat passenger rail services and upgrade Ballarat to Maryborough passenger rail services to hourly frequencies with connecting hourly coach services between Maryborough and Castlemaine *(Ordered to be tabled).*

On the motion of Sarah Mansfield, the petition was ordered to be taken into consideration on the next day of meeting.

* * * * *

CEASE THE PRACTICE OF MECHANICAL BEACH RAKING — Tom McIntosh presented a petition bearing 739 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to review local council beach cleaning policies to ensure practices align with State and Federal frameworks for marine and

coastal stewardship, including the *Marine and Coastal Act 2018* and the Victorian Coastal Strategy, and introduce legislation to cease the practice of mechanical beach raking and permanently adopt sustainable hand-cleaning methods that protect biodiversity to secure healthier marine ecosystems, safer public spaces, and more resilient coastlines for future generations *(Ordered to be tabled).*

* * * * *

RETAIN REAR ACCESS TO GEELONG WEST FIRE STATION — Bev McArthur presented a petition bearing 2,167 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to retain the land behind the Geelong West Fire Station, specifically 67B and 67C McCurdy Road, Herne Hill, for emergency services and community safety purposes, and if retention is not immediately possible, pause any proposed rezoning, disposal or development until a transparent assessment of emergency management impacts is completed in consultation with relevant stakeholders *(Ordered to be tabled).*

* * * * *

INSTALL UNDERGROUND WILDLIFE CROSSING ALONG BANYULE CREEK AT YALLAMBIE — Aiv Puglielli presented a petition bearing 2,406 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to ensure that the underground Wildlife Crossing at Banyule Creek, Borlase Reserve Lower Plenty Road, Yallambie, is installed as previously promised to the community in the North East Link Tunnels Urban Design and Landscape Plan, and publicly release the Kangaroo Management Plan for the project interface with Simpson Barracks and for the M80 interchange *(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.

* * * * *

REJECT BORAL'S PROPOSED MONTROSE QUARRY EXTENSION — Aiv Puglielli presented a petition bearing 1,171 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government and the Minister for Planning to reject Boral's proposed Montrose Quarry Extension, implement long-term, accountable protections guarding against any future extension of the facility and guarantee that any forthcoming Environment Effects Statement scoping requirements will include an independent Human Health Impact assessment that examines the cumulative health impacts associated with dust, fine particulate matter, silica exposure, pollutants, noise, blasting, vibration, traffic, emissions, amenity loss, mental health, any other quarry-related impacts on nearby sensitive receptors *(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 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. 12 of 2026 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

LEGAL AND SOCIAL ISSUES COMMITTEE — Pursuant to Standing Order 23.22, Joe McCracken tabled a Report on the Inquiry into anti-LGBTIQA+ hate crimes in Victoria (including an Appendix, 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.

* * * * *

SELECT COMMITTEE ON THE EARLY CHILDHOOD EDUCATION AND CARE SECTOR IN VICTORIA — Pursuant to Standing Order 23.22, Anasina Gray-Barberio tabled the Select Committee's Final Report on the Inquiry into the early childhood education and care sector in Victoria (including an Appendix and Extracts of Proceedings), and presented Transcripts of Evidence *(Transcripts of Evidence ordered to be tabled and the Report published).*

Anasina Gray-Barberio moved, That the Council take note of the Report.

Debate ensued.

Question — put and agreed to.

* * * * *

ELECTORAL MATTERS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sarah Mansfield tabled a Report on the Inquiry into voting centre accessibility (including Appendices) from the Electoral Matters Committee, and presented Transcripts of Evidence *(Transcripts of Evidence ordered to be tabled and the Report published).*

Sarah Mansfield moved, That the Council take note of the Report.

Debate ensued.

Question — put and agreed to.

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General's Office — Report, 2025-26.

Independent Broad-based Anti-corruption Commission — Report to the Attorney-General, 1 January to 31 December 2024, under section 464ZP of the Crimes Act 1958 *(Ordered to be published)*.

Major Events Act 2009 — Major Sporting Event Order for the National Football League (NFL) game between the San Francisco 49ers and the Los Angeles Rams on 11 September 2026 at the Melbourne Cricket Ground (MCG), dated 1 September 2026, under section 22 of the Act.

Melbourne Cricket Ground Trust — Report, year ended 31 March 2026*, together with an explanation for the delay.

Planning and Environment Act 1987 — Notices of approval of the —

Alpine Planning Scheme — Amendment C65.

Cardinia Planning Scheme — Amendment C289.

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* *together with the Minister's reported date of receipt.*

Gannawarra and Swan Hill Planning Schemes — Amendment GC218.
Glen Eira Planning Scheme — Amendment C279.
Greater Dandenong Planning Scheme — Amendment C252.
Greater Geelong Planning Scheme — Amendment C484.
Hobsons Bay and Maribyrnong Planning Schemes — Amendment GC276.
Melton Planning Scheme — Amendments C244 and C256.
Mitchell Planning Scheme — Amendment C155.
West Wimmera Planning Scheme — Amendment C37.
Whitehorse Planning Scheme — Amendment C268.

Statutory Rules under the following Acts of Parliament —
Births, Deaths and Marriages Registration Act 1996 — No. 117.
Mental Health and Wellbeing Act 2022 — No. 116.
Spent Convictions Act 2021 — No. 118.
Transport (Compliance and Miscellaneous) Act 1983 — No. 119.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule Nos. 116 and 119.

Victorian Local Government Grants Commission — Allocation Report, year ended 31 August 2026.

* * * * *

PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

President's Report on overdue government responses to standing committee reports, as at 31 August 2026.

Response from the Minister for Roads and Road Safety to petition titled Maintain 100km speed limits from Traralgon to Churchill (petition No. 754) (presented by Melina Bath on 4 July 2026) *(released on 28 August 2026)*.

7 PRODUCTION OF DOCUMENTS —

AI DATA CENTRE DEVELOPMENTS — The Clerk tabled a letter from the Attorney-General, dated 7 September 2026, in response to a resolution of the Council on 12 August 2026 (on the motion of Sarah Mansfield), relating to AI data centre developments, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

On the motion of David Davis, the Attorney-General's letter was ordered to be taken into consideration on the next day of meeting.

* * * * *

WESTERN VICTORIA BUSINESS BUSHFIRE RECOVERY GRANT PROGRAM — The Clerk tabled a letter from the Attorney-General, dated 7 September 2026, in response to a resolution of the Council on 26 August 2026 (on the motion of Bev McArthur), relating to the Western Victoria Business Bushfire Recovery Grant Program, advising that there was insufficient time to respond and that a final response to the Order would be provided as soon as possible.

On the motion of David Davis, the Attorney-General's letter was ordered to be taken into consideration on the next day of meeting.

8 BUSINESS OF THE COUNCIL — Aiv Puglielli moved, by leave, That the following general business take precedence on Wednesday, 9 September 2026 —

(1) order of the day No. 1, second reading of the Sale of Land Amendment (Property Developer Integrity) Bill 2026;
(2) notice of motion No. 1618, in an amended form, standing in David Davis' name establishing a Select Committee to inquire into the Auditor-General's Report on *Delivering the Suburban Rail Loop*;
(3) notice of motion given this day by Jeff Bourman on the achievements of the Shooters, Fishers and Farmers Party; and
(4) notice of motion given this day by Georgie Purcell on native forest logging.

Question — put and agreed to.

9 BUSINESS OF THE COUNCIL — ORDER OF BUSINESS — Lee Tarlamis moved, by leave, That so much of Standing and Sessional Orders be suspended to the extent necessary to allow the following order of business on Wednesday, 9 September 2026 —

Messages
Formal business
Members' statements (up to 15 members)
Private member bills – moving second readings of bills for which precedence has been ordered
Short form documents motions (up to 2 motions)
General business
At 12.00 noon Questions
General business (continues)
At 5.15 pm, or after 300 minutes of general business has elapsed (whichever is later) Statements on tabled papers and petitions (30 minutes)
Petitions (qualifying for debate) (30 minutes)
Government business (60 minutes)
Valedictory statement made by Harriet Shing
Valedictory statement made by David Ettershank
Adjournment (up to 20 members).

Question — put and agreed to.

10 BUSINESS OF THE COUNCIL — PETITIONS (QUALIFYING FOR DEBATE) — Melina Bath moved, by leave, That this House authorises the petition titled 'Remove the eastern section of the Central North REZ from the 2025 Victorian Transmission Plan' tabled by Wendy Lovell on 11 August 2026 to be given precedence over all other items listed under Petitions (qualifying for debate) on Wednesday, 9 September 2026.

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 1597, be postponed until later this day.

13 JUSTICE LEGISLATION AMENDMENT (FAMILY VIOLENCE, COERCIVE CONTROL, GOOD CHARACTER, RISK ASSESSMENT AND OTHER MATTERS) BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Rachel Payne *(RP25C and RP26C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put and agreed to.

Bill read a second time.

The Acting President advised that the President ruled certain amendments proposed to be moved during Committee of the whole by Rachel Payne *(RP25C)* are outside the scope of the Bill.

Rachel Payne moved, That it be an instruction to the Committee that they have the power to consider amendments and a New Clause to amend the *Summary Offences Act 1966* to repeal the offence of begging or gathering alms.

Question — put and agreed to.

Bill ordered to be committed to a Committee of the whole later this day.

14 EDUCATION AND TRAINING REFORM AMENDMENT (APPRENTICESHIPS, TRAINEESHIPS, SCHOOLS AND OTHER MATTERS) BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

[Sitting suspended from 6.30 pm to 7.33 pm]

Debate continued.

Richard Welch *(RW26C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put and agreed to.

Bill committed to a Committee of the whole.

House in Committee.

Business interrupted at 10.00 pm.

Lizzie Blandthorn 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.

Bill reported without amendment, the Report was adopted.

Lizzie Blandthorn moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; 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; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

15 MULTICULTURAL VICTORIA AMENDMENT (MULTICULTURAL AND MULTIFAITH VICTORIA) BILL 2026 — 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 BUSINESS POSTPONED — Ordered — That the consideration of orders of the day, government business, Nos. 3 and 4, be postponed until later this day.

17 LOCAL GOVERNMENT LEGISLATION AMENDMENT (STRONGER COMMUNITIES) BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Business interrupted at the conclusion of the declared extension.

Jaclyn Symes declared, That the sitting be extended by up to one further hour pursuant to Standing Order 4.08.

Debate continued.

David Davis (for Bev McArthur) *(BM01C)* 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.

18 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council continued to sit after 12.00 midnight.

WEDNESDAY, 9 SEPTEMBER 2026

Debate continued.

The Council adjourned at 12.11 am until later this day.

ROBERT McDONALD
Clerk of the Legislative Council

No. 185 — Wednesday, 9 September 2026

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PETITIONS —

IMPROVE WESTERN CRESCENT PUBLIC TRANSPORT LINKS — Sarah Mansfield presented a petition bearing 193 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Minister for Public and Active Transport and the Minister for Transport Infrastructure to reinstate the Geelong to Ballarat passenger rail services and upgrade Ballarat to Maryborough passenger rail services to hourly frequencies with connecting hourly coach services between Maryborough and Castlemaine *(Ordered to be tabled).*

* * * * *

OPPOSE THE PROPOSED NIOKA SOLAR PROJECT AT GLENROWAN WEST — Rikkie-Lee Tyrrell presented a petition bearing 2,244 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to oppose and reject the Nioka Solar Project, including the Battery Energy Storage System,

remove the eastern section of the Central North Renewable Energy Zone from the 2025 Victorian Transmission Plan and prevent large-scale cumulative industrial energy developments in designated bushfire prone areas on existing environmentally sensitive vegetation overlays in farming zones *(Ordered to be tabled).*

The petition having received the required number of signatures, Rikkie-Lee Tyrrell listed the petition for future debate during Petitions (qualifying for debate).

3 LIABILITY FOR CLIMATE CHANGE DAMAGE (MAKE POLLUTERS PAY) BILL 2026 — Sarah Mansfield introduced *A Bill for an Act to impose liability for climate change damage and for other purposes*.

On the motion of Sarah Mansfield, the Bill was read a first time and ordered to be read a second time on the next day of meeting.

4 PAPERS —

PAPER PRESENTED BY ORDER OF THE COUNCIL — Jaclyn Symes, by leave, presented a report on The status of Victoria's Koala population: Surveys to estimate abundance, genetic diversity and Koala health *(Ordered to be tabled)*.

* * * * *

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General — Maintaining State Roads, September 2026 (Volumes 1 and 2) *(Ordered to be published)*.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule No. 117.

WorkSafe Victoria — Report of requests for the approval of persons or bodies by the Governor in Council, 2025-26, under section 11(2) of the Occupational Health and Safety Act 2004, section 10(2) of the Dangerous Goods Act 1985 and section 595(4) of the Workplace Injury Rehabilitation and Compensation Act 2013.

5 MEMBERS' STATEMENTS — Members made statements.

6 SALE OF LAND AMENDMENT (PROPERTY DEVELOPER INTEGRITY) BILL 2026 — David Ettershank laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

David Ettershank moved, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned for two weeks.

7 PRODUCTION OF DOCUMENTS — RAIL IMPROVEMENT CHARGE FOR THE SRL — Evan Mulholland moved, That this House —

(1) notes that —

(a) the Auditor-General's damning report, *Delivering the Suburban Rail Loop*, revealed that, from 1 January 2025, the Government imposed an unannounced 'rail improvement charge', secretly adding one per cent a year to metropolitan and regional fares above inflation;

(b) the charge was modelled to raise about $8 billion in net present value terms to 2062, with $4.8 billion allocated to Suburban Rail Loop East;

(c) in November 2024, the Government concluded the charge was essential to generate new revenue to service project borrowings, yet approved a communications plan excluding any reference to it;
(d) commuters paid the charge throughout 2025 and 2026 without it being disclosed in fare announcements, or the Government's December 2025 value capture announcement;

(2) recalls the Premier's undertaking that "integrity will not be optional", and notes the charge was first approved in August 2021 when he was Minister for Public Transport;
(3) considers the deliberate concealment of a charge on public transport users irreconcilable with that standard;
(4) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within 30 days of the House agreeing to this resolution, all documents held by relevant departments, the Suburban Rail Loop Authority and ministerial offices concerning —
(a) approval, modelling and implementation of the charge;
(b) the November 2024 communications plan and decision to exclude the charge from public communications;
(c) the 2025 and 2026 fare announcements; and
(d) advice and costings concerning abolition of the charge.

Debate ensued.

The President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

8 PRODUCTION OF DOCUMENTS — VICTORIA'S KOALA POPULATION — Georgie Purcell moved, That this House —

(1) notes that —
(a) the Government commissioned a $850,000 report on the health, abundance, and distribution of koalas in Victoria;
(b) the report was completed in June 2025 but has not been released;
(c) the Department of Energy, Environment and Climate Action has refused to answer questions about its findings or when the report will be made public;
(d) the expert authors of the report have expressed frustration that their work has seemingly been buried;
(e) many Victorians are concerned about the Government's management of koalas after an aerial shooting operation was undertaken at Budj Bim;
(2) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within four weeks of the House agreeing to this resolution, the report titled *The statue of Victoria's Koala population: Surveys to estimate abundance, genetic diversity and Koala health.*

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

9 SELECT COMMITTEE — AUDITOR-GENERAL'S REPORT ON DELIVERING THE SUBURBAN RAIL LOOP — David Davis moved, That —

(1) a Select Committee of six members be appointed to inquire into, consider and report, within 30 days of the House agreeing to this resolution, on the Auditor-General's report titled *Delivering the Suburban Rail Loop*, tabled in Parliament on 26 August 2026;

(2) the Committee consist of two members from the Government nominated by the Leader of the Government in the Council, two members from the Opposition nominated by the Leader of the Opposition in the Council, and two members from among the remaining members in the Council, to be nominated jointly by those remaining members;

(3) substitute members may be appointed and the provisions outlined in Standing Order 23.08 will apply;

(4) the members will be appointed by lodgement of the names with the President within five calendar days of the Council agreeing to this resolution;

(5) the Chair of the Committee will be a non-Government member and the Deputy Chair will be a Government member;

(6) the first meeting of the Committee will be held within one week of members' names being lodged with the President;

(7) the Committee should conduct at least one or two full days of public hearings involving the —

(a) attendance of the former Treasurer, the Hon. Jaclyn Symes MLC;

(b) attendance of the former Ministers for the Suburban Rail Loop;

(c) voluntary attendance of the Premier, the Hon. Ben Carroll MP;

(d) voluntary attendance of the Deputy Premier, the Hon. Gabrielle Williams MP;

(e) attendance of other witnesses the Committee believes are appropriate; and

(8) the Committee should investigate all other matters relevant to this reference, including matters that arise from the Auditor-General's report.

Debate ensued.

Richard Welch moved, as an amendment, That after paragraph (7), **insert** the following new paragraph:

"(8) after the report is adopted by the Committee, the Chair may give the report to the Clerk and request that it be tabled when the House is not sitting and the provisions outlined in Standing Orders 23.22(2) to (4) will apply; and".

Debate ensued.

Business interrupted at 12.00 noon, pursuant to an order of the Council on 8 September 2026.

10 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of Georgie Crozier, the answers given by Ingrid Stitt to questions relating to the impact on public health system due to changes to private health rebates for older Australians (QwN 1474) were ordered to be taken into consideration on the next day of meeting.

MINISTER'S STATEMENT TAKEN INTO CONSIDERATION — On the motion of David Davis, the minister's statement made by Jaclyn Symes relating to energy transition was ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Statue of Daniel Andrews (QwN 1469)** — substantive and supplementary questions asked by David Limbrick — response from Jaclyn Symes due Friday, 11 September 2026.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

11 SELECT COMMITTEE — AUDITOR-GENERAL'S REPORT ON DELIVERING THE SUBURBAN RAIL LOOP — Debate continued on the question, That —

(1) a Select Committee of six members be appointed to inquire into, consider and report, within 30 days of the House agreeing to this resolution, on the Auditor-General's report titled *Delivering the Suburban Rail Loop*, tabled in Parliament on 26 August 2026;

(2) the Committee consist of two members from the Government nominated by the Leader of the Government in the Council, two members from the Opposition nominated by the Leader of the Opposition in the Council, and two members from among the remaining members in the Council, to be nominated jointly by those remaining members;

(3) substitute members may be appointed and the provisions outlined in Standing Order 23.08 will apply;

(4) the members will be appointed by lodgement of the names with the President within five calendar days of the Council agreeing to this resolution;

(5) the Chair of the Committee will be a non-Government member and the Deputy Chair will be a Government member;

(6) the first meeting of the Committee will be held within one week of members' names being lodged with the President;

(7) the Committee should conduct at least one or two full days of public hearings involving the —

(a) attendance of the former Treasurer, the Hon. Jaclyn Symes MLC;

(b) attendance of the former Ministers for the Suburban Rail Loop;

(c) voluntary attendance of the Premier, the Hon. Ben Carroll MP;

(d) voluntary attendance of the Deputy Premier, the Hon. Gabrielle Williams MP;

(e) attendance of other witnesses the Committee believes are appropriate; and

(8) the Committee should investigate all other matters relevant to this reference, including matters that arise from the Auditor-General's report — *and on the amendment moved by Richard Welch* — That after paragraph (7), **insert** the following new paragraph:

"(8) after the report is adopted by the Committee, the Chair may give the report to the Clerk and request that it be tabled when the House is not sitting and the provisions outlined in Standing Orders 23.22(2) to (4) will apply; and".

The President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — That the amendment moved by Richard Welch be agreed to — put and agreed to.

Question — That the motion, amended as follows, be agreed to — That —

(1) a Select Committee of six members be appointed to inquire into, consider and report, within 30 days of the House agreeing to this resolution, on the Auditor-General's report titled *Delivering the Suburban Rail Loop*, tabled in Parliament on 26 August 2026;

(2) the Committee consist of two members from the Government nominated by the Leader of the Government in the Council, two members from the Opposition nominated by the Leader of the Opposition in the Council, and two members from among the remaining members in the Council, to be nominated jointly by those remaining members;

(3) substitute members may be appointed and the provisions outlined in Standing Order 23.08 will apply;

(4) the members will be appointed by lodgement of the names with the President within five calendar days of the Council agreeing to this resolution;

(5) the Chair of the Committee will be a non-Government member and the Deputy Chair will be a Government member;

(6) the first meeting of the Committee will be held within one week of members' names being lodged with the President;

(7) the Committee should conduct at least one or two full days of public hearings involving the —

(a) attendance of the former Treasurer, the Hon. Jaclyn Symes MLC;

(b) attendance of the former Ministers for the Suburban Rail Loop;

(c) voluntary attendance of the Premier, the Hon. Ben Carroll MP;

(d) voluntary attendance of the Deputy Premier, the Hon. Gabrielle Williams MP;

(e) attendance of other witnesses the Committee believes are appropriate; and

(8) after the report is adopted by the Committee, the Chair may give the report to the Clerk and request that it be tabled when the House is not sitting and the provisions outlined in Standing Orders 23.22(2) to (4) will apply; and

(9) the Committee should investigate all other matters relevant to this reference, including matters that arise from the Auditor-General's report — put.

The Council divided — The President in the Chair.

AYES, 15

Melina Bath; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Georgie Purcell; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 19

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; 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.

12 ACHIEVEMENTS OF THE SHOOTERS, FISHERS AND FARMERS PARTY — Jeff Bourman moved, That this House —

(1) acknowledges that Shooters, Fishers and Farmers members were first elected in Victoria in 2014;

(2) recognises that the achievements of the Party since then include —

(a) participating in the Select Committee on Victoria's Recreational Native Bird Hunting Arrangements which resulted in the continuation of a sustainable duck season;

(b) unlocking public land access to Snake Island for hunting hog deer after nearly a century;

(c) increasing the breeds of hounds for hunting to include Blue Tick and Tan Coonhounds;

(d) securing $2.1 million to seal Gifkins Road, Little River;

(e) securing $3 million to meet Environment Protection Authority expectations for the North Wangaratta Sports Precinct;

(f) securing $1.2 million for a new Southern Peninsula Rescue Squad boat;

(g) playing a pivotal role in the creation of a new authority, Fishing, Hunting and Outdoor Victoria;

(3) notes that the threat to law-abiding firearm users is growing through the deliberate misunderstanding of shooting, hunting and firearms, and the continuing scare campaign run by those who simply cannot allow any recreation that they do not personally like;

(4) recognises that countries like New Zealand, England and many other European countries have a more mature understanding of firearm usage and hunting on public land, including the compulsory use of suppressors, compared to those who oppose the same standards and usage here in Victoria; and

(5) further notes that the re-election of the Shooters, Fishers and Farmers Party is the only way to ensure the future of firearm ownership in Victoria.

On the motion of Renee Heath, the debate was adjourned until later this day.

13 FOREST MANAGEMENT — Georgie Purcell moved, That this House —

(1) notes that —

(a) despite native forest logging ending, Forest Fire Management Victoria (FFMV) continues to fell trees and remove timber from forests and national parks using the same contractors, machinery and methods previously used in the logging industry;

(b) unlike commercial logging, these works are not subject to a binding code of practice or oversight by the office of the Conservation Regulator;

(c) large, old hollow-bearing trees providing irreplaceable habitats for endangered wildlife, including the Greater Glider and Leadbeater's Possum, are being felled based on desktop assessments, with no requirement to publicly record which trees are removed, why, or what wildlife may have been affected;

(d) community groups and scientists raising concerns have been met with non-engagement and forced to pursue costly court action as the only available accountability mechanism;

(e) Victoria is required to demonstrate these operations comply with the new National Environmental Standards for Matters of National Environmental Significance set by the Commonwealth Government;

(2) calls on the Government to —

(a) commit to genuine transparency over FFMV tree-felling and timber removal operations on public land;

(b) extend mandatory on the ground threatened species surveys to all non-emergency tree-felling operations on public land;

(c) establish an independent mechanism for community concerns regarding forest management to be properly investigated;

(d) recognise and support the rights and aspirations of Traditional Owners over Country, including through meaningful joint management of Victoria's forests; and

(e) ensure that Victoria's forests and the wildlife that depend on them are genuinely protected.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put.

The Council divided — The President in the Chair.

AYES, 8

Katherine Copsey; David Ettershank; Anasina Gray-Barberio; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 28

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Tom McIntosh; Evan Mulholland; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

14 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.

15 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

16 PETITIONS (QUALIFYING FOR DEBATE) — REMOVE THE EASTERN SECTION OF THE CENTRAL NORTH REZ FROM THE 2025 VICTORIAN TRANSMISSION PLAN — Wendy Lovell moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

17 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1619, be postponed until later this day.

18 LOCAL GOVERNMENT LEGISLATION AMENDMENT (STRONGER COMMUNITIES) BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

On the motion of Ryan Batchelor, the debate was adjourned until later this day.

[Sitting suspended from 5.45 pm to 6.15 pm]

19 VALEDICTORY STATEMENT — David Ettershank made a valedictory statement.

20 ADJOURNMENT — Lizzie Blandthorn moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 7.14 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 186 — Thursday, 10 September 2026

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 PETITION — REMOVE GAG LAWS ON VCAT PROCEEDINGS OF INDIVIDUALS UNDER GUARDIANSHIP OR ADMINISTRATION ORDERS — Anasina Gray-Barberio presented a petition bearing 116 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to repeal Clause 37 in Schedule 1 of the *Victorian Civil and Administrative Tribunal Act 1998* and restore dignity, open justice, and human rights to people with disability in Victoria by introducing a targeted, rights-based framework *(Ordered to be tabled)*.

On the motion of Anasina Gray-Barberio, the petition was ordered to be taken into consideration on the next day of meeting.

3 PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Border Groundwaters Agreement Review Committee — Report, 2024-25.
Local Jobs First — Report, 2025-26.
Statutory Rules under the following Acts of Parliament —
Children, Youth and Families Act 2005 — No. 120.
Racing Act 1958 — No. 121.

4 MEMBERS' STATEMENTS — Members made statements.

5 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1619, be postponed until later this day.

6 JUSTICE LEGISLATION AMENDMENT (FAMILY VIOLENCE, COERCIVE CONTROL, GOOD CHARACTER, RISK ASSESSMENT AND OTHER MATTERS) BILL 2026 — Bill 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 with the concurrence of an absolute majority of the whole number of the members of the Legislative Council 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.

7 BUSINESS POSTPONED — Ordered — That the consideration of order of the day, government business, No. 2, be postponed until later this day.

8 EQUAL OPPORTUNITY AMENDMENT (WORK FROM HOME) BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Richard Welch *(RW25C)* circulated amendments proposed to be moved during Committee of the whole.

Business interrupted at 12.00 noon.

9 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — Ordered that the following answers be taken into consideration on the next day of meeting —

- On the motion of Georgie Crozier, the answers given by Ingrid Stitt to questions relating to Ambulance ramping (QwN 1477).
- On the motion of Bev McArthur, the answers given by Ingrid Stitt to questions relating to Ballarat mental health services (QwN 1479).

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

10 EQUAL OPPORTUNITY AMENDMENT (WORK FROM HOME) BILL 2026 — Debate continued on the question, That the Bill be now read a second time.

Jeff Bourman *(JB108C)* circulated amendments proposed to be moved during Committee of the whole.

Jeff Bourman moved, as a reasoned amendment, That all the words after "That" be omitted and replaced with " —

(1) this Bill be referred to a Select Committee for inquiry, consideration and report, by 20 October 2026, and the second reading of this Bill be deferred until the final report of the Committee is presented to the House;

(2) in undertaking this inquiry, the Committee should consider whether the *Equal Opportunity Act 2010* should be amended to clarify that using prescription medication or requiring medical treatment for a disability is a characteristic that a person with that disability generally has;

(3) the Committee consist of two members from the Government nominated by the Leader of the Government in the Council, two members from the Opposition nominated by the Leader of the Opposition in the Council, and two members from among the remaining members in the Council, to be nominated jointly by those remaining members;

(4) substitute members may be appointed and the provisions outlined in Standing Order 23.08 will apply;

(5) the members will be appointed by lodgement of the names with the President within seven calendar days of the Council agreeing to this resolution; and

(6) the first meeting of the Committee will be held within one week of members' names being lodged with the President.".

Debate ensued.

David Ettershank *(DE37C and DE37C-alternate)* and Jaclyn Symes *(JS95C)* circulated amendments proposed to be moved during Committee of the whole.

Question — That the reasoned amendment moved by Jeff Bourman be agreed to — put.

The Council divided — The President in the Chair.

AYES, 18

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Evan Mulholland; Rachel Payne; Adem Somyurek; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 17

John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Aiv Puglielli; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill referred to a Select Committee and further consideration of the Bill deferred until the Select Committee presents its final report.

11 MESSAGE FROM ASSEMBLY — JOINT STANDING ORDER 25 — The Acting President read a Message from the Assembly informing the Council that they have agreed to the request of the Council to rescind Joint Standing Order 25, effective from 1 December 2026.

12 MESSAGE FROM ASSEMBLY — PARLIAMENTARY INTEGRITY ADVISER — ONGOING RESOLUTION — The Acting President read a Message from the Assembly informing the Council that they have agreed to the request of the Council to rescind the Resolution of the House made on 1 May 2019 relating to the Parliamentary Integrity Adviser, effective from 1 December 2026.

13 LOCAL GOVERNMENT LEGISLATION AMENDMENT (STRONGER COMMUNITIES) BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Gaelle Broad (for Bev McArthur) *(BM09C)*, Sarah Mansfield *(SMA83C, SMA85C, SMA91C and SMA93C)* and Ingrid Stitt *(IS44C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put and agreed to.

Bill read a second time.

The Acting President advised that the President ruled certain amendments proposed to be moved during Committee of the whole by Sarah Mansfield *(SMA83C, SMA85C and SMA93C)*, Bev McArthur *(BM09C)* and Ingrid Stitt *(amendment Nos. 1 and 6 on IS44C)* are similarly outside the scope of the Bill.

Sarah Mansfield moved, That it be an instruction to the Committee that they have the power to consider amendments and New Clauses to amend the *City of Melbourne Act 2001* in relation to elections.

Question — put and agreed to.

Bill committed to a Committee of the whole.

House in Committee.

[Sitting suspended from 6.23 pm to 7.32 pm]

Bill further considered in Committee of the whole.

Bill reported with amendments, the Report was adopted.

Ingrid Stitt moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; 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; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill with amendments and requesting their agreement.

14 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT BILL 2026 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Independent Broad-based Anti-corruption Commission Act 2011 to broaden the concept of corrupt conduct and enhance the IBAC's ability to follow the money, to make consequential amendments to the Public Interest Disclosures Act 2012 and for other purposes* and requesting the agreement of the Council.

On the motion of Lizzie Blandthorn (for Ingrid Stitt), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Lizzie Blandthorn laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

Lizzie Blandthorn moved, That the Bill be now read a second time.

Lizzie Blandthorn incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned for one week.

15 INQUIRIES AMENDMENT (SPECIAL PROSECUTOR) BILL 2026 — The President read a Message from the Assembly presenting *A Bill for an Act to amend the Inquiries Act 2014 to establish a Special Prosecutor to assist the Construction Royal Commission, to strengthen a Royal Commission's power to require information and for other purposes* and requesting the agreement of the Council.

On the motion of Lizzie Blandthorn (for Ingrid Stitt), the Bill was read a first time and, by leave, ordered to be read a second time forthwith.

Lizzie Blandthorn laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

Lizzie Blandthorn moved, That the Bill be now read a second time.

Lizzie Blandthorn incorporated the second reading speech in Hansard.

On the motion of Evan Mulholland, the debate was adjourned for one week.

16 JUSTICE LEGISLATION AMENDMENT (FAMILY VIOLENCE, COERCIVE CONTROL, GOOD CHARACTER, RISK ASSESSMENT AND OTHER MATTERS) BILL 2026 — 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.

17 SITTING OF THE COUNCIL — Lizzie Blandthorn moved, That the Council, at its rising, adjourn until Tuesday, 22 September 2026.

Question — put and agreed to.

18 FAIR WORK (COMMONWEALTH POWERS) AMENDMENT BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

19 ADJOURNMENT — Jaclyn Symes moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 10.18 pm until Tuesday, 22 September 2026.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 184, 185 and 186

EDUCATION AND TRAINING REFORM AMENDMENT (APPRENTICESHIPS, TRAINEESHIPS, SCHOOLS AND OTHER MATTERS) BILL 2026

Committed Tuesday, 8 September 2026

Amendments circulated: Richard Welch (RW26C) (p. 1910)

Clauses 1 to 8 — put and agreed to.

Clause 9 — Richard Welch moved amendment No. 1 *(RW26C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; 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; 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.

Richard Welch moved amendment No. 2 *(RW26C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; 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; 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.

Richard Welch moved amendment No. 3 *(RW26C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; 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; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 9 — put and agreed to.

Clauses 10 to 175 — put and agreed to.

Bill reported without amendment.

* * * * *

JUSTICE LEGISLATION AMENDMENT (FAMILY VIOLENCE, COERCIVE CONTROL, GOOD CHARACTER, RISK ASSESSMENT AND OTHER MATTERS) BILL 2026

Committed Thursday, 10 September 2026

Amendments circulated: Rachel Payne (RP25C and RP26C) (pp. 1910-12)

Clause 1 — Rachel Payne moved amendment Nos. 1 and 2 *(RP25C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 20

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; 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)

NOES, 13

Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; 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.

Rachel Payne moved amendment No. 1 *(RP26C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 21

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; Ingrid Stitt; Jaclyn Symes; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 11

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Wendy Lovell; Trung Luu; Bev McArthur; Nick McGowan; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clause 1, as amended — put and agreed to.

Clause 2 — Rachel Payne moved amendment No. 2 *(RP26C)*.

Question — That the amendment be agreed to — put and agreed to.

Rachel Payne moved amendment No. 3 *(RP25C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 2, as amended — put and agreed to.

Clauses 3 to 88 — put and agreed to.

New Clause 88A — Rachel Payne moved amendment No. 4 *(RP26C)*.

Question — That New Clause 88A stand part of the Bill — put and agreed to.

Clauses 89 to 93 — put and agreed to.

New Clause 93A — Rachel Payne moved amendment No. 4 *(RP25C)*.

Question — That the Part heading preceding New Clause 93A and New Clause 93A stand part of the Bill — put and agreed to.

Clauses 94 and 95 — put and agreed to.

Long title — Rachel Payne moved amendment No. 5 *(RP25C)*.
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.

* * * * *

LOCAL GOVERNMENT LEGISLATION AMENDMENT (STRONGER COMMUNITIES) BILL 2026

Committed Thursday, 10 September 2026

Amendments circulated: Sarah Mansfield (SMA83C, SMA85C, SMA91C and SMA93C) (pp. 1912-24), Bev McArthur (BM01C and BM09C) (pp. 1924-27) and Ingrid Stitt (IS44C) (pp. 1927-28).

Clause 1 — Bev McArthur moved amendment Nos. 1 and 2 *(BM01C)*.
Question — That the amendments be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; 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; Jeff Bourman; 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; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.
(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Ingrid Stitt moved amendment No. 1 *(IS44C)*.
Question — That the amendment be agreed to — put and agreed to.

Bev McArthur moved amendment Nos. 1 and 2 *(BM09C)*.
Question — That the amendments be agreed to — put and agreed to.

Sarah Mansfield moved amendment No. 1 *(SMA93C)*.
Question — That the amendment be agreed to — put.
The Committee divided — The Deputy President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; 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, 14

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; 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.

Sarah Mansfield moved amendment Nos. 1 and 2 *(SMA83C)*.

Question — That the amendments be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 10

Jeff Bourman; Katherine Copsey; David Ettershank; Anasina Gray-Barberio; David Limbrick; Sarah Mansfield; Rachel Payne; Aiv Puglielli; Georgie Purcell; Rikkie-Lee Tyrrell.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 26

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; Wendy Lovell; Trung Luu; Bev McArthur; Nick McGowan; Tom McIntosh; Evan Mulholland; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 1, as amended — put and agreed to.

Clause 2 — Bev McArthur moved amendment No. 3 *(BM09C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 2, as amended — put and agreed to.

Clause 3 — put and agreed to.

Clause 4 — Sarah Mansfield moved amendment Nos. 1 and 3 *(SMA91C)*.

Question — That the amendments 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, 29

Ryan Batchelor; Melina Bath; John Berger; Lizzie Blandthorn; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Enver Erdogan; Jacinta Ermacora; Michael Galea; Renee Heath; Ann-Marie Hermans; Shaun Leane; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Nick McGowan; Tom McIntosh; Evan Mulholland; 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 negatived.

Clause 4 — put and agreed to.

Clauses 5 to 11 — put and agreed to.

Clause 12 — Bev McArthur moved amendment No. 8 *(BM01C)*.

Question — That the amendment be agreed to — put.

The Committee divided — The Deputy President in the Chair.

AYES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; 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; Jeff Bourman; 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; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clause 12 — put and agreed to.

Clauses 13 to 18 — put and agreed to.

New Clauses 18A and 18B — Ingrid Stitt moved amendment No. 2 *(IS44C)*.

Question — That New Clauses 18A and 18B stand part of the Bill — put and agreed to.

Clauses 19 and 20 — put and agreed to.

Clause 21 — Ingrid Stitt moved amendment Nos. 3 to 5 *(IS44C)*.

Question — That the amendments be agreed to — put and agreed to.

Clause 21, as amended — put and agreed to.

Clauses 22 to 26 — put and agreed to.

Clause 27 — Question — That Clause 27 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; 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; 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, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clause 28 — Question — That Clause 28 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; 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; 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, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clauses 29 and 30 — put and agreed to.

Clause 31 — Question — That Clause 31 stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; 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; 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, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Clause 32 — Bev McArthur moved amendment Nos. 28 to 30 *(BM01C)*.

Question — That the amendments be agreed to — put and negatived.

Clause 32 — put and agreed to.

Clause 33

Clause 34 — Question — That Clause 34 stand part of the Bill — put and agreed to.

Clauses 35 to 44 — put and agreed to.

New Clauses 44A to 44D — Ingrid Stitt moved amendment No. 6 *(IS44C)*.

Question — That New Clauses 44A to 44D stand part of the Bill — put and agreed to.

New Clause 45AA — Bev McArthur moved amendment No. 4 *(BM09C)*.

Question — That New Clause 45AA stand part of the Bill — put and agreed to.

Clause 45 — put and agreed to.

New Clauses 46AA to 46AJ — Sarah Mansfield moved amendment No. 2 *(SMA93C)*.

Question — That the Part heading preceding New Clauses 46AA to 46AJ and New Clauses 46AA to 46AJ stand part of the Bill — put and agreed to.

Clause 46 — put and agreed to.

Long title — Ingrid Stitt moved amendment No. 7 *(IS44C)*.

Question — That the amendment be agreed to — put and agreed to.

Bev McArthur moved amendment No. 5 *(BM09C)*.
Question — That the amendment be agreed to — put and agreed to.

Sarah Mansfield moved amendment No. 3 *(SMA93C)*.
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.

* * * * *

FAIR WORK (COMMONWEALTH POWERS) AMENDMENT BILL 2026
Committed Thursday, 10 September 2026

Clauses 1 to 45 — put and agreed to.

Bill reported without amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. EDUCATION AND TRAINING REFORM AMENDMENT (APPRENTICESHIPS, TRAINEESHIPS, SCHOOLS AND OTHER MATTERS) BILL 2026

Amendments circulated by Richard Welch (RW26C)

1. Clause 9, page 18, after line 31 insert—

"(2A) An applicant is not required to pay any fee in respect of an application for an employer licence.".

2. Clause 9, page 30, line 22, omit "one year" and insert "3 years".

3. Clause 9, page 76, line 11, omit "fifth" and insert "second".

2. JUSTICE LEGISLATION AMENDMENT (FAMILY VIOLENCE, COERCIVE CONTROL, GOOD CHARACTER, RISK ASSESSMENT AND OTHER MATTERS) BILL 2026

Amendments circulated by Rachel Payne (RP25C)

1. Clause 1, page 3, line 29, omit "violence." and insert "violence; and".

2. Clause 1, page 3, after line 29 insert—

"(i) to amend the **Summary Offences Act 1966** to repeal the offence of begging or gathering alms.".

3. Clause 2, line 31, after "Part 9" insert ", Part 10A".

NEW CLAUSE

4. Insert the following New Part after Part 10—

'Part 10A—Repeal of offence of begging or gathering alms

93A Section 49A amended

(1) For the heading to section 49A of the **Summary Offences Act 1966 substitute**—

"**Offence to cause, procure or encourage child to beg or gather alms**".

(2) Section 49A(1) of the **Summary Offences Act 1966** is **repealed**.'.

AMENDMENT OF LONG TITLE

5. Long title, after "the **Sentencing Act 1991**" insert ", the **Summary Offences Act 1966**".

Amendments circulated by Rachel Payne (RP26C)

1. Clause 1, page 3, after line 26 insert—

"(iii) to void certain warrants to imprison made in respect of a person in default; and".

2. Clause 2, line 31, omit "3" and insert "3, 3A".

3. Clause 2, line 31, omit "and 4" and insert ", 4 and 4A".

NEW CLAUSE

4. Insert the following New Division to follow Division 3 of Part 9—

'**Division 3A—Warrants to imprison**

88A New section 171AAA inserted

After section 171 of the **Fines Reform Act 2014 insert**—

"**171AAA Historical unexecuted warrants to imprison are null and void**

Any warrant to imprison a person in default of payment of any outstanding infringement fine (however described) issued by the Magistrates' Court before the commencement of this Act under any of the following provisions, including any warrant to imprison re-issued under section 58(3) of the **Magistrates' Court Act 1989** after the commencement of this Act in respect of the same outstanding infringement fine, that has not been cancelled, executed or recalled before the commencement of this section is null and void—

(a) Schedule 7 to the **Magistrates' Court 1989** as in force immediately before its repeal;

(b) section 68 of the **Magistrates' Court Act 1989** in respect of an order of the Magistrates' Court, under Part 12 of the **Infringements Act 2006** as in force immediately before 31 December 2017, for imprisonment in default of payment of any outstanding fine.

Note

This Act came into operation on 31 December 2017."'.

NEW CLAUSES

5. Insert the following New Division to follow Division 4 of Part 9—

'**Division 4A—Person in default and imprisonment**

90A Definitions

In section 3 of the **Fines Reform Act 2014**, the definition of ***fine related sentence*** is **repealed**.

90B Powers of the Magistrates' Court

(1) Section 165(1)(c) of the **Fines Reform Act 2014** is **repealed**.

(2) In section 165(3) of the **Fines Reform Act 2014**—

(a) in paragraph (d), for "fit;" **substitute** "fit.";

(b) paragraph (e) is **repealed**.

(3) Section 165(4) and (5) of the **Fines Reform Act 2014** are **repealed**.

90C Additional powers of the Magistrates' Court

Section 165A(2) of the **Fines Reform Act 2014** is **repealed**.

90D Section 165B repealed

Section 165B of the **Fines Reform Act 2014** is **repealed**.

90E Sections 166 to 170 repealed

Sections 166, 167, 168, 169 and 170 of the **Fines Reform Act 2014** are **repealed**.

90F New section 170A inserted

Before section 171 of the **Fines Reform Act 2014 insert**—

"**170A Unexecuted warrants to imprison under this Division are null and void**

On the first anniversary of the repeal of section 165B, any warrant to imprison a person in default of payment of any outstanding infringement fine issued by the Magistrates' Court under this Division as in force immediately before the repeal of section 165B, including any re-issued warrant to imprison, that has not been cancelled, executed or recalled before that anniversary, is null and void.".'.

3. LOCAL GOVERNMENT LEGISLATION AMENDMENT (STRONGER COMMUNITIES) BILL 2026

Amendments circulated by Sarah Mansfield (SMA83C)

1. Clause 1, page 2, line 21, omit "valuation." and insert "valuation; and".

2. Clause 1, page 2, after line 21 insert—

"(c) to amend the **City of Melbourne Act 2001** to reduce the entitlement of a Corporation that is an owner or occupier of rateable property to be enrolled on the voters' roll to one.".

NEW CLAUSES

3. Insert the following New Clauses to follow Clause 45—

'**45A Corporations**

In section 9C(1) of the **City of Melbourne Act 2001**, for "2 people" **substitute** "one natural person".

45B Procedure in relation to representatives of corporations

(1) In section 9D(1) of the **City of Melbourne Act 2001**, for "2 representatives who are" **substitute** "one representative who is".

(2) Section 9D(2) of the **City of Melbourne Act 2001** is **repealed**.

(3) In section 9D(3) of the **City of Melbourne Act 2001**—

(a) for "any representatives" **substitute** "a representative";

(b) for "representatives of the corporation the first 2" **substitute** "a representative of the corporation the first one".

(4) In section 9D(4) of the **City of Melbourne Act 2001**—

(a) for "subsections (2) and (3)" **substitute** "subsection (3)";

(b) for "those subsections" **substitute** "that subsection".

(5) In section 9D(5) of the **City of Melbourne Act 2001**, for "subsections (2) and (3)" **substitute** "subsection (3)".

45C Procedure on receipt of notice of appointment under section 9C

For section 9H(2) of the **City of Melbourne Act 2001 substitute**—

"(2) If the Chief Executive Officer receives a notice of appointment in respect of any rateable property in respect of which one natural person has already been enrolled, the Chief Executive Officer must enrol this person and remove the name of the person previously enrolled from the voters' list, regardless of whether or not the notice revokes the earlier appointment.".

45D Public notification

For section 11C(1)(b)(i) and (ii) of the **City of Melbourne Act 2001 substitute**—

"(i) specifying the name of the existing representative under section 9C; and

(ii) advising of the right to revoke the appointment or to make a new appointment for purposes of section 9C; and".'.

AMENDMENT OF LONG TITLE

4. Long title, after "valuation" insert ", to reduce the entitlement of a Corporation that is an owner or occupier of rateable property to be enrolled on the voters' roll to one".

Amendments circulated by Sarah Mansfield (SMA85C)

1. Clause 1, page 2, after line 16 insert—

"(aa) to amend the **City of Melbourne Act 2001** to remove group voting tickets from the election of Councillors; and".

NEW CLAUSES

2. Insert the following New Clauses before Clause 45—

'**44A Section 6B substituted**

For section 6B of the **City of Melbourne Act 2001** substitute—

"**6B Application of Division 7 of Part 8 of the Local Government Act 2020**

To avoid doubt, Division 7 of Part 8 of the **Local Government Act 2020** applies to the election of Councillors other than the Lord Mayor and Deputy Lord Mayor.".

44B How votes to be counted

Section 18(2) of the **City of Melbourne Act 2001** is **repealed**.

44C Schedules 1, 2 and 3 repealed

Schedules 1, 2 and 3 to the **City of Melbourne Act 2001** are **repealed**.'.

AMENDMENT OF LONG TITLE

3. Long title, after "**2001**" insert "to remove group voting tickets from the election of Councillors,".

Amendments circulated by Sarah Mansfield (SMA91C)

1. Clause 4, after line 8 insert—

"***gambling industry business entity*** has the meaning given by section 305C;".

2. Clause 4, lines 9 to 10, omit all words and expressions on these lines and insert—

"***initial candidacy period*** means the period—

(a) beginning on the day a Councillor notifies the Chief Executive Officer under section 38B(1) that the Councillor has been selected by a political party as a candidate for election; and

(b) ending on—

(i) the day the Councillor ceases to be a candidate for the political party or publicly announces an intention to withdraw as a candidate for election; or

(ii) the day on which the Councillor nominates for election;".

3. Clause 4, after line 10 insert—

'***prohibited donor*** has the meaning given by section 305A;

property developer has the meaning given by section 305B;".'.

4. Clause 8, line 10, omit "an absolute majority" and insert "a majority of at least three-quarters".

5. Clause 8, page 5, lines 9 to 10, omit all words and expressions on these lines and insert—

"(3) Section 23(5) of the Principal Act is **repealed**.".

6. Clause 13, page 9, after line 25 insert—

"(4A) A person does not commit an offence against subsection (4) if the person attends or votes in the election of the Mayor.".

7. Clause 13, page 10, line 33, omit "appropriate)." and insert 'appropriate).".'.

8. Clause 13, page 11, lines 1 to 33, omit all words and expressions on these lines.

9. Clause 13, page 12, lines 1 to 29, omit all words and expressions on these lines.

10. Clause 13, page 13, lines 1 to 32, omit all words and expressions on these lines.

NEW CLAUSE

11. Insert the following New Clause to follow clause 18—

'**18A Application for an internal arbitration process**

In section 143(3) of the Principal Act, for "3 months" **substitute** "2 years".'.

NEW CLAUSE

12. Insert the following New Clause to follow clause 20—

'**20A New section 147B inserted**

After section 147A of the Principal Act **insert**—

"**147B Review by VCAT of arbiter's decision**

(1) Subject to subsection (2), a person who is affected by the decision made by an arbiter under this Division may apply to VCAT for review of the decision.

(2) A person is not entitled to apply for review of a decision made by the Principal Councillor Conduct Registrar to dismiss the application because it is frivolous, vexatious, misconceived or lacking in substance.

(3) An application for review must be made within 28 days of the arbiter giving a statement of reasons.

(4) For the purposes of a review by VCAT—

(a) the person who applies for a review is the applicant; and

(b) any other party to the original Councillor Conduct Panel proceeding is a respondent.".'.

13. Clause 21, after line 3 insert—

'(aa) after paragraph (c) **insert**—

"(caa) publish any guidelines in relation to the matters an arbiter must take into consideration when determining whether—

(i) to make a finding of misconduct against a Councillor; or

(ii) to direct or suspend a Councillor under section 147;";'.

14. Clause 21, after line 23 insert—

'(3) After section 149(1) of the Principal Act **insert**—

"(1A) Any guidelines described in subsection (1)(caa) do not take effect until they are published in accordance with that subsection.".'.

NEW CLAUSES

15. Insert the following New Clauses to follow clause 24—

'**24A New sections 305A to 305F inserted**

Before section 306 of the Principal Act **insert**—

"**305A Meaning of *prohibited donor***

For the purposes of this Division, ***prohibited donor*** means—

(a) a property developer; or

(b) a gambling industry business entity—

and includes any industry representative organisation if the majority of its members are prohibited donors and does not include a person or entity in respect of whom a determination under section 309C is in effect.

305B Meaning of *property developer*

(1) For the purposes of this Division, ***property developer*** means—

(a) a natural person or a corporation if—

(i) the natural person or corporation carries on a business mainly concerned with the residential or commercial development of land, with the ultimate purpose of the sale or lease of the land for profit; and

(ii) in the course of the business—

(A) one relevant planning application has been made by or on behalf of the natural person or corporation and is pending; or

(B) three or more relevant planning applications made by or on behalf of the natural person or corporation have been determined within the preceding 7 years; or

(b) a person who is a close associate of a natural person or a corporation referred to in paragraph (a).

(2) Any activity engaged in by a natural person or corporation for the dominant purpose of providing commercial premises at which the natural person or corporation, or a related body corporate of the corporation, will carry on business is to be disregarded for the purpose of determining whether the natural person or corporation is a property developer unless

that business involves the sale or leasing of a substantial part of the premises.

(3) In this section and section 305C—

close associate, in relation to a corporation, means each of the following—

(a) a director or officer of the corporation or the spouse of such a director or officer;

(b) a related body corporate of the corporation;

(c) a person whose voting power in the corporation or a related body corporate of the corporation is greater than 20% or the spouse of such a person;

(d) if the corporation or a related body corporate of the corporation is a stapled entity in relation to a stapled security, the other stapled entity in relation to that stapled security;

(e) if the corporation is a trustee, manager or responsible entity in relation to a trust, a person who holds more than 20% of the units in the trust (in the case of a unit trust) or is a beneficiary of the trust (in the case of a discretionary trust);

(f) in relation to a corporation that is a property developer, a person in a joint venture or partnership with the property developer in connection with a relevant planning application made by or on behalf of the property developer who is likely to obtain a financial gain if development would be or is authorised by the application is authorised or carried out;

close associate, in relation to a natural person, means each of the following—

(a) the spouse of person;

(b) in relation to a natural person who is a property developer, a person in a joint venture or partnership with the property developer in connection with a relevant planning application made by or on behalf of the property developer who is likely to obtain a financial gain if development that would be or is authorised by the application is authorised or carried out;

officer has the same meaning as it has in the Corporations Act;

related body corporate has the same meaning as it has in the Corporations Act;

relevant planning application means any of the following—

(a) a request to a planning authority to make or amend a planning scheme under the **Planning and Environment Act 1987**;

(b) a request to a responsible authority for a permit or an amendment to a permit under the **Planning and Environment Act 1987**;

(c) an application or request that is prescribed by the regulations to be a relevant planning application;

stapled entity means an entity the interests in which are traded along with the interests in another entity as stapled securities and (in the case of a stapled entity that is a trust) includes any trustee, manager or responsible entity in relation to the trust;

voting power has the same meaning as in the Corporations Act.

305C Meaning of *gambling industry business entity*

For the purpose of this Division, ***gambling industry business entity*** means—

(a) a corporation engaged in a business undertaking that is mainly concerned with wagering, betting or other gambling (including the manufacture of machines used primarily for that purpose) but only if it is for the ultimate purpose of making a profit; or

(b) a person who is a close associate of a corporation referred to in paragraph (a).

305D General cap on gifts

(1) It is unlawful for a person or body to make a gift to or for the benefit of a Councillor or candidate if the gift exceeds the general cap for the election period.

(2) It is unlawful for a Councillor or candidate to accept a gift from a person or body if, by itself or due to aggregation under subsection (6), the gift exceeds the general cap for the election period.

(3) Despite subsection (2), a Councillor or candidate may accept a gift that, due to aggregation under subsection (6), exceeds the general cap for the election period if the Councillor or candidate does not know, and could not reasonably have known, of the other gifts included in the aggregation.

(4) If a Councillor or candidate accepts a gift in accordance with subsection (3), the Councillor or candidate must return to the donor or forfeit to the State the amount by which the gift exceeds the general cap for the election period.

(5) In determining whether the general cap is exceeded for the election period, the following must be disregarded—

(a) a contribution made by the Councillor or candidate to their own election campaign;

(b) a minor gift made to or for the benefit of the Councillor or candidate.

(6) For the purposes of this section, a gift the value of which is equal to or less than the general cap must be treated as a gift that exceeds the general cap if the aggregate of the gift and all other gifts (excluding minor

gifts) made by the same person or body to the same Councillor or candidate within the election period exceeds the general cap.

(7) A person who knowingly makes or accepts a gift that it is unlawful for the person to make or accept under this section is guilty of an offence and is liable to a fine not exceeding 300 penalty units, a term of imprisonment not exceeding 2 years or both.

(8) In this section—

general cap means the amount determined under section 305E;

minor gift means a gift the value of which is equal to or less than $50.

305E Amount of general cap

(1) The general cap, in respect of a Councillor or candidate, is—

(a) for an election period that starts before 1 July 2025, $7500; or

(b) for an election period that starts on or after 1 July 2025, the amount determined under subsection (2).

(2) For the purposes of subsection (1)(b), the amount specified in subsection (1)(a) must be varied, for the financial year beginning 1 July 2025 and each subsequent financial year, in accordance with the formula—

$$A \times \frac{B}{C}$$

where—

A is the amount specified in subsection (1)(a) or, if that amount has been varied in accordance with this section, that amount as last so varied;

B is the all groups consumer price index for Melbourne in original terms for the most recent reference period in the preceding calendar year most recently published by the Australian Bureau of Statistics as at 15 June immediately preceding the day on which the variation is made;

C is the all groups consumer price index for Melbourne in original terms for the corresponding reference period one year before the reference period referred to in B published by the Australian Bureau of Statistics as at 15 June immediately preceding the day on which the variation is made.

(3) Where it is necessary for the purposes of this section to calculate an amount, the amount is taken to have been calculated in accordance with this section if the calculation is made to the nearest whole $10.

305F Interim return by candidate

(1) No later than 14 days before election day, a person who is a candidate in the election must give an interim election campaign donation return to the Chief Executive Officer.

Penalty: 60 penalty units.

(2) An interim election campaign donation return must—

(a) be in the prescribed form; and

(b) contain the prescribed details in respect of any gifts received since the beginning of the donation period by or on behalf of the candidate, to be used for or in connection with the election campaign, the amount or value of which is equal to or exceeds the gift disclosure threshold.

(3) Despite subsection (2), a candidate is not required to specify the prescribed details of an amount in an interim return if—

(a) the amount was a gift made in a private capacity to the candidate for the candidate's personal use; and

(b) the candidate has not used, and will not use, the gift solely or substantially for a purpose related to the election.

(4) A reference in subsection (2) to a gift made by a person includes a reference to a gift made on behalf of the members of an unincorporated association.

(5) For the purposes of this section, 2 or more gifts made by the same person to or for the benefit of a candidate are to be taken to be one donation.

(6) A person who—

(a) gives an interim return that contains particulars that the person knows are false or misleading in a material particular; or

(b) provides information that the person knows is false or misleading in a material particular to a person required to give an interim return under this section—

is guilty of an offence and liable to a fine not exceeding 60 penalty units.

(7) If a person is found guilty or convicted of an offence under subsection (6), a court may make an order that the offender give an interim return under subsection (1) that is not false or misleading in a material particular.

(8) If no details are required to be included in an interim return under this section in respect of a candidate, the interim return—

(a) must be given; and

(b) must include a statement to the effect that no gifts of a kind required to be disclosed were received.".

24B Responsibilities of Chief Executive Officer

Before section 307(1) of the Principal Act **insert**—

"(1AA) The Chief Executive Officer must ensure that, no later than 7 days before election day, a summary of each interim election campaign donation return given to the Chief Executive Officer under section 305F is made available on the Council's Internet site.".

24C Other matters relating to summaries of returns

(1) In section 308(3) of the Principal Act, for "it is given under section 306" **substitute** "the return is received by the Chief Executive Officer".

(2) After section 308(3) of the Principal Act **insert**—

"(4) In this section—

election campaign donation return includes an interim election campaign donation return under section 305F.".

24D Certain gifts not to be accepted

In section 309(1) of the Principal Act, for "It" **substitute** "Subject to section 309A, it".

24E New sections 309A to 309E inserted

After section 309 of the Principal Act **insert**—

"**309A Gifts from prohibited donors unlawful**

(1) It is unlawful for a prohibited donor to make a gift—

(a) during the donation period, to a candidate or for the benefit of a candidate; or

(b) to a Councillor.

(2) It is unlawful for a person to make a gift on behalf of a prohibited donor—

(a) during the donation period, to a candidate or for the benefit of a candidate; or

(b) to a Councillor

(3) It is unlawful for a candidate or a person acting on behalf of a candidate to accept a gift during the donation period that was made (wholly or partly) by a prohibited donor or a person on behalf of a prohibited donor.

(4) It is unlawful for a Councillor or a person acting on behalf of Councillor to accept a gift that was made (wholly or partly) by a prohibited donor or a person on behalf of a prohibited donor.

(5) It is unlawful for a prohibited donor to solicit another person to make a gift—

(a) during the donation period, to a candidate or for the benefit of a candidate; or

(b) to a Councillor.

(6) It is unlawful for a person to solicit another person on behalf of a prohibited donor to make a gift—

(a) during the donation period, to a candidate or for the benefit of a candidate; or

(b) to a Councillor.

(7) In this section—

gift means a gift the amount or value of which is equal to or exceeds the gift disclosure threshold.

309B Offence relating to gift from prohibited donor

A person who does any act that is unlawful under section 309A is guilty of an offence if the person was, at the time of the act, aware of the facts that result in the act being unlawful and is liable to a fine not exceeding 400 penalty units or a term of imprisonment not exceeding 2 years.

309C Making of determination that person is not a prohibited donor

(1) A person may apply to the VEC for a determination that the person, or another entity, is not a person or entity specified in section 305A(a) or (b).

(2) The application must be written and supported by enough information to enable the VEC to decide the application.

(3) If the VEC is satisfied the person or entity to whom the application relates is not a person or entity specified in section 305A(a) or (b), the VEC must make the determination sought by the applicant.

(4) If the VEC is not satisfied the person or entity to whom the application relates is not a person or entity specified in section 305A(a) or (b), the VEC must—

(a) decide not to make the determination; and

(b) give the applicant an information notice about the decision.

(5) A determination made under this section has effect for 1 year unless it is earlier revoked.

309D Revocation of determination

(1) If, at any time, the VEC ceases to be satisfied that the person or entity in respect of whom a determination under section 309C relates is not a person or entity specified in section 305A(a) or (b), the VEC may revoke the determination by giving a written notice of revocation to the person or entity and, if the person or entity was not the applicant for the determination, the applicant.

(2) The notice of revocation given to the person or entity must include, or be accompanied by, an information notice about the decision to revoke the determination.

309E Register of determinations

(1) The VEC must keep a register of determinations made under section 309C.

(2) The register must include any revocations made under section 309D.

(3) The VEC must make the register available for public inspection without fee.".

24F Certain gifts not to be accepted

In section 310(1) of the Principal Act, after "section 309" **insert** "or 309A".

24G New section 310A inserted

After section 310 of the Principal Act **insert**—

"**310A Exception for membership subscriptions**

An annual or other subscription paid to a party by a natural person as a member of the party or for the person's affiliation with the party is not a gift for the purposes of this Division unless it is above the gift disclosure threshold.".'.

16. Clause 25, page 23, line 13, omit "Sections 38B and 38C," and insert "Section 38B,".

17. Clause 25, page 23, line 14, omit "do not" and insert "does not".

18. Clause 29, lines 25 to 31, omit all words and expressions on these lines.

19. Clause 29, page 27, lines 1 to 4, omit all words and expressions on these lines.

Amendments circulated by Sarah Mansfield (SMA93C)

1. Clause 1, page 2, before line 17 insert—

"(ab) to amend the **City of Melbourne Act 2001** to reduce entitlement to be enrolled on the voters' roll without application; and".

NEW CLAUSES

2. Insert the following New Part after Part 4—

'Part 4A—Further amendment of City of Melbourne Act 2001

46AA Persons entitled to be enrolled without application

Section 9A(3), (4), (5) and (6) of the **City of Melbourne Act 2001** are **repealed**.

46AB Persons entitled to be enrolled

(1) In section 9B(2) of the **City of Melbourne Act 2001**, **omit** "section 9A(3) and".

(2) In section 9B(3) of the **City of Melbourne Act 2001**, **omit** "section 9A(5) and".

46AC Section 9D repealed

Section 9D of the **City of Melbourne Act 2001** is **repealed**.

46AD Limitations on right of entitlement

In section 9E(1) of the **City of Melbourne Act 2001**, **omit** "9A(3), 9A(5),".

46AE Section 9F repealed

Section 9F of the **City of Melbourne Act 2001** is **repealed**.

46AF Request that address not be shown

In section 10(1) of the **City of Melbourne Act 2001 omit** "9A(3), 9A(5),".

46AG Chief Executive Officer to prepare voters' list

In section 11A(2) of the **City of Melbourne Act 2001 omit** "9A(3), 9A(5),".

46AH Public notification

Section 11C(1)(b)(iii) of the **City of Melbourne Act 2001** is **repealed**.

46AI Preparation of voters' rolls

In section 11D(4)(b) of the **City of Melbourne Act 2001**, for "9A(3), 9A(5), 9B, 9C or 9D" **substitute** "9B or 9C".

46AJ Compulsory voting

Section 19(5) of the **City of Melbourne Act 2001** is **repealed**.'.

AMENDMENT OF LONG TITLE

3. Long title, before "and for other purposes" insert ", to reduce entitlement to be enrolled on the voters' roll without application".

Amendments circulated by Bev McArthur (BM01C)

1. Clause 1, page 2, lines 3 to 14, omit all words and expressions on these lines.

2. Clause 1, page 2, line 15, omit "(v)" and insert "(ii)".

3. Clause 2, line 23, omit "Division 1 of".

4. Division heading preceding clause 4, omit this heading.

5. Clause 4, line 6, omit "definitions" and insert "definition".

6. Clause 4, line 8, omit "38A(1);" and insert '38A(1);".'.

7. Clause 4, lines 9 and 10, omit all words and expressions on these lines.

8. Clause 12, page 8, line 4, omit "premises." and insert "premises, other than in a personal or private capacity.".

9. Clause 13, page 9, line 24, omit "premises." and insert "premises, other than in a personal or private capacity.".

10. Clause 13, page 10, line 15, omit "Councillor." and insert 'Councillor.".'.

11. Clause 13, page 10, lines 16 to 33, omit all words and expressions on these lines.

12. Clause 13, page 11, lines 1 to 33, omit all words and expressions on these lines.

13. Clause 13, page 12, lines 1 to 29, omit all words and expressions on these lines.

14. Clause 13, page 13, lines 1 to 32, omit all words and expressions on these lines.

15. Clause 25, page 23, lines 13 to 17, omit all words and expressions on these lines.

16. Clause 25, page 23, line 18, omit "(5)" and insert "(4)".

17. Clause 25, page 23, line 24, omit "(6)" and insert "(5)".

18. Clause 25, page 23, line 30, omit "(7)" and insert "(6)".

19. Clause 25, page 24, line 5, omit "(8)" and insert "(7)".

20. Clause 25, page 24, line 11, omit "(9)" and insert "(8)".

21. Division heading preceding clause 26, omit this heading.

22. Clause 26, omit this clause.

23. Clause 27, omit this clause.

24. Clause 28, omit this clause.

25. Clause 29, omit this clause.

26. Clause 30, omit this clause.

27. Clause 31, omit this clause.

28. Clause 32, after line 2 insert—

'(a) in paragraph (a), before "disclosure" **insert** ", as soon as practicable after becoming aware of the conflict of interest,";'.

29. Clause 32, line 3, omit "(a)" and insert "(b)".

30. Clause 32, line 5, omit "(b)" and insert "(c)".

31. Clause 33, omit this clause.

32. Clause 34, omit this clause.

33. Clause 35, omit this clause.

34. Clause 36, omit this clause.

35. Clause 37, omit this clause.

36. Part heading preceding clause 38, omit this heading.

37. Clause 38, omit this clause.

38. Clause 39, omit this clause.

39. Clause 40, omit this clause.

40. Clause 41, omit this clause.

41. Clause 42, omit this clause.

42. Clause 43, omit this clause.

43. Clause 44, omit this clause.

44. Part heading preceding clause 45, omit "**4**" and insert "**3**".

45. Part heading preceding clause 46, omit "**5**" and insert "**4**".

AMENDMENT OF LONG TITLE

46. Long title, omit "Councils, to enable the prescription of a Fair Jobs Code and to make provision for the appointment of a Local Government Fair Jobs Code Regulator" and insert "Councils".

Amendments circulated by Bev McArthur (BM09C)

1. Clause 1, page 2, line 21, omit "valuation." and insert "valuation; and".

2. Clause 1, page 2, after line 21 insert—

"(c) to amend the **City of Melbourne Act 2001** to enable a vacancy in the office of Deputy Lord Mayor to be filled by appointment.".

3. Clause 2, line 23, omit "Part and Division 1 of Part 2" and insert "Part, Division 1 of Part 2 and section 45AA".

NEW CLAUSE

4. Insert the following New Clause before clause 45—

'**45AA Filling of vacancies**

(1) In section 24(1) of the **City of Melbourne Act 2001 omit** "or Deputy Lord Mayor".

(2) After section 24(1) of the **City of Melbourne Act 2001 insert**—

"(1A) If the office of Deputy Lord Mayor becomes vacant 6 months or more before a general election is due, the Council must appoint a Councillor to fill the vacancy.

(1B) If the Council appoints a Councillor to fill a vacancy under subsection (1A), an extraordinary vacancy occurs in the office of the Councillor on the date

of the appointment and section 259 of the **Local Government Act 2020** does apply.".'.

AMENDMENT OF LONG TITLE

4. Long title, after valuation insert ", to enable a vacancy in the office of Deputy Lord Mayor to be filled by appointment".

Amendments circulated by Ingrid Stitt (IS44C)

1. Clause 1, page 2, after line 16 insert—

"(aa) to amend the **City of Melbourne Act 2001** to remove group voting tickets from the election of Councillors; and".

NEW CLAUSES

2. Insert the following New Clauses to follow Clause 18—

'**18A Internal arbitration process**

After section 141(2)(d) of the Principal Act **insert**—

"(da) any requirements of guidelines published under section 149(1)(ca);".

18B Application for an internal arbitration process

In section 143(3) of the Principal Act, for "3 months" **substitute** "6 months".'.

3. Clause 21, after line 3 insert—

'(a) after paragraph (c) **insert**—

"(ca) publish any guidelines in relation to the interpretation and application of the Model Councillor Code of Conduct for the purposes of internal arbitration process applications that the Principal Councillor Conduct Registrar has determined to be necessary;".'.

4. Clause 21, line 4, omit "(a)" and insert "(b)".

5. Clause 21, line 10, omit "(b)" and insert "(c)".

NEW CLAUSES

6. Insert the following New Clauses before Clause 45—

'**44A Section 6B repealed**

Section 6B of the **City of Melbourne Act 2001** is **repealed**.

44B New section 7A inserted

After section 7 of the **City of Melbourne Act 2001 insert**—

"**7A Application of Divisions 6 and 7 of the Local Government Act 2020**

(1) To avoid doubt, Division 6 of Part 8 of the **Local Government Act 2020** applies to the election of a single Councillor.

Note

See also section 18 in relation to the Lord Mayor and the Deputy Lord Mayor.

(2) To avoid doubt, Division 7 of Part 8 of the **Local Government Act 2020** applies to the election of 2 or more Councillors, including for the purposes of a general election.".

44C How votes to be counted

Section 18(2) of the **City of Melbourne Act 2001** is **repealed**.

44D Schedules 1, 2 and 3 repealed

Schedules 1, 2 and 3 to the **City of Melbourne Act 2001** are **repealed**.'.

AMENDMENT OF LONG TITLE

7. Long title, after "**2001**" insert "to remove group voting tickets from the election of Councillors,".

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

60TH PARLIAMENT

Nos. 187, 188 and 189

No. 187 — Tuesday, 22 September 2026

1 The President took the Chair at 12.03 pm, read the Prayer and made an Acknowledgement of Country.

2 **THE LATE TIM READ MP** — Jaclyn Symes moved, That this House expresses its sincere sorrow at the death, on 19 September 2026, of Dr Tim Read MP, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Assembly for the Electorate of Brunswick from 2018 to 2026.

Other members addressed the House.

Members rose in their places for one minute's silence as a mark of respect and the question was agreed to unanimously.

On the motion of Jaclyn Symes, by leave, the sitting was suspended for one hour as a further mark of respect.

[Sitting suspended from 1.12 pm to 2.15 pm]

3 **CONDOLENCE STATEMENT** — **THE LATE PETER KATSAMBANIS** — The President advised the House of the death, on 5 September 2026, of Peter Argyris Katsambanis, Member of the Legislative Council for the Electoral Province of Monash from 1996 to 2002.

Members rose in their places for one minute's silence as a mark of respect to the memory of the late Peter Katsambanis.

4 **ASSENT TO ACTS** — The President read a Message from the Governor informing the Council that she had, on 15 September 2026, given the Royal Assent to the following Acts presented to her by the Clerk of the Parliaments:

Education and Training Reform Amendment (Apprenticeships, Traineeships, Schools and Other Matters) Act 2026

Fair Work (Commonwealth Powers) Amendment Act 2026

Multicultural Victoria Amendment (Multicultural and Multifaith Victoria) Act 2026.

The President read a Message from the Lieutenant-Governor informing the Council that he had, this day, given the Royal Assent to the following Act presented to him by the Clerk of the Parliaments:

Justice Legislation Amendment (Family Violence, Coercive Control, Good Character, Risk Assessment and Other Matters) Act 2026.

5 JUSTICE LEGISLATION AMENDMENT (FAMILY VIOLENCE, COERCIVE CONTROL, GOOD CHARACTER, RISK ASSESSMENT AND OTHER MATTERS) BILL 2026 — 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:

Council amendment No. 6 agreed to by the Assembly inserts a clause adding new section 171AAA. New subsection 171AAA(a) refers to the "Magistrates' Court 1989". The word 'Act' has been inserted between 'Court' and '1989'. The correction ensures there is no ambiguity in the reference to the Act.

6 SELECT COMMITTEE ON THE EQUAL OPPORTUNITY AMENDMENT (WORK FROM HOME) BILL 2026 — CORRESPONDENCE FROM COMMITTEE MANAGER — The President announced that he had received a letter from the Committee Manager of the Select Committee on the Equal Opportunity Amendment (Work from Home) Bill 2026 advising that the Committee was unable to resolve the election of its chair.

7 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — Ordered that the following answers be taken into consideration on the next day of meeting —

- On the motion of Georgie Crozier, the answers given by Ingrid Stitt to questions relating to breast screening delays (QwN 1490).
- On the motion of Georgie Crozier, the answers given by Ingrid Stitt to questions relating to referrals to specialists in Mildura (QwN 1491).

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QUESTIONS DIRECTED FOR WRITTEN RESPONSE — The President directed a minister to provide a written response to questions without notice pursuant to Standing Order 8.07 as follows:

- **Drug driving laws for medicinal cannabis patients (QwN 1488)** — substantive and supplementary questions asked by Rachel Payne — response from Lizzie Blandthorn due Thursday, 24 September 2026.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

8 PETITIONS —

MORATORIUM ON ALL NEW LARGE-SCALE DATA CENTRE APPROVALS — Katherine Copsey presented a petition bearing 2,090 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to institute an immediate statewide moratorium on all new large-scale data centre approvals, including Clyde North and maintain this moratorium until specific state legislation is enacted that mandates strict caps on power and water usage, guarantees

independent macro-impact assessments and protects neighbouring residents' health and wellbeing *(Ordered to be tabled)*.

The petition having received the required number of signatures, Katherine Copsey listed the petition for future debate during Petitions (qualifying for debate).

* * * * *

NEW PUBLIC HOSPITAL IN TARNEIT — Sarah Mansfield presented a petition bearing 2,295 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to commit to a new public hospital in Tarneit by 2030, identify and secure a suitable site, develop a detailed business case and delivery plan, provide a clear funding commitment and construction timeline, plan workforce requirements, including doctors, nurses and allied health professionals and ensure the hospital opens with the facilities, equipment and staffing required to provide quality care *(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).

9 PAPERS —

COMMITTEE REPORT — SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Pursuant to section 35 of the *Parliamentary Committees Act 2003*, Sheena Watt tabled Alert Digest No. 13 of 2026 (including Appendices) from the Scrutiny of Acts and Regulations Committee *(Ordered to be published)*.

Sheena Watt moved, That the Council take note of the Report.

Question — put and agreed to.

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PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Auditor-General — Public Lottery Licence Extension, September 2026 *(released on 16 September 2026 – a non-sitting day) (Ordered to be published).*

Crimes (Assumed Identities) Act 2004 — Report, 2025-26, under section 31 of the Act, by the Australian Criminal Intelligence Commission.

Evidence (Miscellaneous Provisions) Act 1958 — Reports, 2025-26, under section 42BI of the Act, by —

Australian Criminal Intelligence Commission.

Victoria Police.

Interpretation of Legislation Act 1984 — Notice under section 32(3)(a)(iii) in relation to Statutory Rule No. 120 *(Gazette G38, 17 September 2026)*.

Legal Profession Uniform Law Application Act 2014 — Practitioner Remuneration Order 2027.

Planning and Environment Act 1987 — Notices of approval of the —

East Gippsland Planning Scheme — Amendment C175.

Greater Geelong Planning Scheme — Amendment C433.

Greater Shepparton Planning Scheme — Amendment C258.

Hobsons Bay Planning Scheme — Amendment C147.

Melbourne, Port of Melbourne and Port Phillip Planning Schemes — Amendment GC240.

Mitchell Planning Scheme — Amendment C179.

Victoria Planning Provisions — Amendment VC313.

Wodonga Planning Scheme — Amendment C142.

Public Interest Monitor — Report to the Attorney-General, 2025-26, under section 62(1) of the Human Source Management Act 2023.

Statutory Rules under the following Acts of Parliament —

Drugs, Poisons and Controlled Substances Act 1981 — No. 124.

Supreme Court Act 1986 — Nos. 122 and 123.

Subordinate Legislation Act 1994 — Documents under section 15 in relation to Statutory Rule Nos. 118, 120, 121, 122, 123 and 124.

Surveillance Devices Act 1999 — Reports, 2025-26, under section 30L of the Act, by —

Australian Criminal Intelligence Commission.

Department of Energy, Environment and Climate Action.

Game Management Authority.

Independent Broad-based Anti-corruption Commission.

Victorian Fisheries Authority.

Terrorism (Community Protection) Act 2003 — Report, 2025-26, under section 37F of the Act, by Victoria Police.

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PAPERS PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following papers:

Government response to the Legal and Social Issues Committee's Report on the Inquiry into claims made through the Transport Accident Commission (TAC).

Response from the Minister for Roads and Road Safety to petition titled Financial assistance for roadworks in Pakenham (petition No. 812) (presented by Renee Heath on 28 July 2026) *(released on 11 September 2026)*.

* * * * *

PROCLAMATIONS — The Clerk tabled proclamations of the Governor in Council fixing operative dates for the following Acts:

Consumer Legislation Amendment Act 2026 — Sections 178ZF and 178ZJ — 16 September 2026 *(Gazette S510, 15 September 2026).*

Health Legislation Amendment (Regulatory Reform) Act 2026 — Section 9 — 30 September 2026 *(Gazette S510, 15 September 2026)*.

10 PRODUCTION OF DOCUMENTS —

VICTORIA'S THREATENED AND ENDANGERED SPECIES — The Clerk tabled a letter from the Attorney-General, dated 21 September 2026, in response to a resolution of the Council on 29 July 2026 (on the motion of Sarah Mansfield), relating to Victoria's threatened and endangered species, advising that the Government is unable to provide a final response prior to the expiry of the Legislative Council.

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IMPRISONMENT WARRANTS AND INFRINGEMENT NOTICES — The Clerk tabled a letter from the Attorney-General, dated 21 September 2026, in response to a resolution of the Council on 26 August 2026 (on the motion of Rachel Payne), relating to imprisonment warrants and infringement notices, advising that the Government is unable to provide a final response prior to the expiry of the Legislative Council.

RAIL IMPROVEMENT CHARGE FOR THE SRL — The Clerk tabled a letter from the Attorney-General, dated 21 September 2026, in response to a resolution of the Council on 9 September 2026 (on the motion of Evan Mulholland), relating to the rail improvement charge for the SRL, advising that the Government is unable to provide a final response prior to the expiry of the Legislative Council.

* * * * *

RENTAL CONTROLS — In response to a resolution of the Council on 1 April 2026 (on the motion of Aiv Puglielli), and further to the Government's initial response on 13 May 2026, relating to rental controls, the Clerk tabled —

- a schedule of the five documents identified; and
- a letter from the Attorney-General, dated 21 September 2026, making a claim of executive privilege in relation to five documents in full, and noting that the Government included the most relevant documents within the scope of the Order created since 1 July 2023 and that responding to the broad scope of the Order in its entirety would capture irrelevant or outdated documents, unreasonably divert resources and have prevented the Government from providing a final response prior to the expiry of the Legislative Council.

On the motion of Evan Mulholland, the Attorney-General's letters and returns to orders for production of documents relating to Victoria's threatened and endangered species, imprisonment warrants and infringement notices, rail improvement charge for the SRL and rental controls were ordered to be taken into consideration on the next day of meeting.

11 BUSINESS OF THE COUNCIL — Bev McArthur moved, by leave, That the following general business take precedence on Wednesday, 23 September 2026 —

(1) order of the day No. 1, second reading of the Liability for Climate Change Damage (Make Polluters Pay) Bill 2026;
(2) notice of motion given this day by Bev McArthur on road maintenance;
(3) notice of motion given this day by Bev McArthur on the workplace protection order scheme; and
(4) notice of motion given this day by Moira Deeming on the protection of children in relation to commercial sexual services.

Question — put and agreed to.

12 BUSINESS OF THE COUNCIL — ORDER OF BUSINESS — Lee Tarlamis moved, by leave, That so much of Standing and Sessional Orders be suspended to the extent necessary to allow —

(1) the House to interrupt business at 6.00 pm today to allow Harriet Shing to make a valedictory statement at that time;
(2) the following to be the order of business on Wednesday, 23 September 2026 —

Messages
Formal business
Members' statements (up to 15 members)
Private member bills – moving second readings of bills for which precedence has been ordered
Short form documents motions (up to 2 motions)
General business
At 12.00 noon Questions

General business (continues)
At 5.15 pm, or after 300 minutes of general business has elapsed (whichever is later) Statements on tabled papers and petitions (30 minutes)
Petitions (qualifying for debate) (30 minutes)
Valedictory statement made by Shaun Leane
Valedictory statement made by Wendy Lovell
Valedictory statement made by Joe McCracken
Adjournment (up to 20 members).

(3) the House to interrupt business at 2.00 pm on Thursday, 24 September 2026, to allow Nick McGowan to make a valedictory statement at that time; and

(4) Adem Somyurek to be permitted to incorporate a valedictory statement by submitting it to the Clerk in line with Temporary Order No. 3.

Question — put and agreed to.

13 MEMBERS' STATEMENTS — Members made statements.

14 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1632, be postponed until later this day.

15 WORKPLACE LEGISLATION AMENDMENT (ACCIDENT COMPENSATION AND OTHER MATTERS) BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Michael Galea (for Jaclyn Symes) *(JS102C)*, David Ettershank *(DE26C)* and Katherine Copsey (for Aiv Puglielli) *(AP91C)* circulated amendments proposed to be moved during Committee of the whole.

On the motion of Lee Tarlamis, the debate was adjourned until later this day.

Business interrupted at 6.00 pm, pursuant to an order of the Council today.

16 VALEDICTORY STATEMENT — Harriet Shing made a valedictory statement.

[Sitting suspended from 6.33 pm to 7.33 pm]

17 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned until later this day.

18 INQUIRIES AMENDMENT (SPECIAL PROSECUTOR) BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned until later this day.

19 WORKPLACE LEGISLATION AMENDMENT (ACCIDENT COMPENSATION AND OTHER MATTERS) BILL 2026 — Question — That the Bill be now read a second time — put and agreed to.

The Acting President ruled certain amendments proposed to be moved during Committee of the whole by Jaclyn Symes *(JS102C)* and Aiv Puglielli *(amendment Nos. 1 to 6, 8 to 16, 18, 19 and 21 on AP91C)* are similarly outside the scope of the Bill.

Jaclyn Symes moved, That it be an instruction to the Committee that they have the power to consider amendments and New Clauses to amend —

(1) the *Accident Compensation Act 1985* —

(a) to provide for claims for damages related to employment between 12 November 1997 and 20 October 1999; and
(b) to make further provision for the award of provisional and subsequent damages to injured workers with serious dust-related conditions; and
(c) in relation to commencing certain proceedings related to serious dust-related conditions without complying with certain requirements; and

(2) the *Dangerous Goods Transport Act 2026* in relation to reckless endangerment offences; and

(3) the *Limitation of Actions Act 1958* to remove a limitation period for certain actions; and

(4) the *Occupational Health and Safety Act 2004* and the *Occupational Health and Safety Amendment (Dangerous Goods) Act 2026* —
(a) in relation to reckless endangerment offences; and
(b) to provide for health and safety orders and related matters; and
(c) to provide for the use of impact statements in certain proceedings; and

(5) the *Transport Accident Act 1986* in relation to certain benefits for children; and

(6) the *Workplace Injury and Rehabilitation and Compensation Act 2013* —
(a) to make further provision for the award of provisional and subsequent damages to injured workers with serious dust-related conditions; and
(b) in relation to commencing certain proceedings related to serious dust-related conditions without complying with certain requirements.

Question — put and agreed to.

Richard Welch moved, That it be an instruction to the Committee that —

(1) they have the power to consider a motion to be moved by Richard Welch prior to the commencement of the consideration of Clause 1 of the Bill to divide the Bill into two Bills, with short titles of —
(a) Workplace Legislation Amendment (Compensation and Other Matters) Bill 2026;
(b) Occupational Health and Safety Amendment (Representative Powers) Bill 2026; and

(2) if the motion is agreed to, the Committee consider and report the Bills to the Council separately.

Question — put and agreed to.

Bill committed to a Committee of the whole.

House in Committee.

Business interrupted at 10.00 pm.

Jaclyn Symes declared, That the sitting be extended by up to one hour pursuant to Standing Order 4.08.

Bill further considered in Committee of the whole.

Business interrupted at the conclusion of the declared extension.

Jaclyn Symes declared, That the sitting be extended by up to one further hour pursuant to Standing Order 4.08.

Bill reported with amendments, the Report was adopted.

Jaclyn Symes moved, That the Bill be now read a third time and do pass.

Question — put.

The Council divided — The President in the Chair.

AYES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Jacinta Ermacora; David Ettershank; 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; Rikkie-Lee Tyrrell; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 13

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Nick McGowan; Evan Mulholland; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

Bill read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill with amendments and requesting their agreement.

20 BUSINESS OF THE COUNCIL — Bev McArthur moved, by leave, That the notice of motion standing in the name of Bev McArthur on the workplace protection order scheme in paragraph (3) of the general business order of precedence set for tomorrow be replaced with the notice of motion given this day by Bev McArthur relating to production of documents orders.

Question — put and agreed to.

21 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned until later this day.

22 ADJOURNMENT — Ingrid Stitt moved, That the House do now adjourn.

Debate ensued.

The Council continued to sit after 12.00 midnight.

WEDNESDAY, 23 SEPTEMBER 2026

Debate continued.

The Council adjourned at 12.05 am until later this day.

ROBERT McDONALD
Clerk of the Legislative Council

No. 188 — Wednesday, 23 September 2026

1 The President took the Chair at 9.32 am, read the Prayer and made an Acknowledgement of Country.

2 **PAPERS PRESENTED UNDER ACTS OF PARLIAMENT** — The Clerk tabled the following papers:

Auditor-General — Preventing Youth Crime, September 2026 *(Ordered to be published)*.

Planning and Environment Act 1987 — Notices of approval of the —

Kingston Planning Scheme — Amendment C232.

Melbourne Planning Scheme — Amendment C479.

Port of Melbourne Planning Scheme — Amendment C7.

Port Phillip Planning Scheme — Amendment C235.

Surf Coast Planning Scheme — Amendment C151.

3 **MEMBERS' STATEMENTS** — Members made statements.

4 **LIABILITY FOR CLIMATE CHANGE DAMAGE (MAKE POLLUTERS PAY) BILL 2026** — Sarah Mansfield laid on the Table statements of compatibility as required by the *Charter of Human Rights and Responsibilities Act 2006* and the *Statewide Treaty Act 2025*.

Sarah Mansfield moved, That the Bill be now read a second time.

On the motion of Lee Tarlamis, the debate was adjourned for two weeks.

5 **PRODUCTION OF DOCUMENTS — HEALTH SERVICES PERFORMANCE DATA** — Georgie Crozier moved, That this House —

(1) notes the —

(a) failure of the Carroll Labor Government to publicly release the quarterly health services performance data from the Victorian Agency for Health Information (VAHI), and Ambulance Victoria response time data for the April to June 2026 quarter, more than 80 days since the end of the quarter;

(b) lack of transparency in the Government's failure to provide timely publication of Victoria's vital health data that measures key indicators of how the health system is working;

(2) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within seven days of the House agreeing to this resolution —

(a) all health services performance data from VAHI for the quarter ending 30 June 2026, including —

(i) ambulance services;

(ii) dental care;

(iii) emergency care;

(iv) hospital admission and discharge;

(v) mental health;

(vi) patient experience;

(vii) planned surgery;

(viii) quality and safety;

(ix) safety culture;

(x) specialist clinics; and

(b) all briefings, correspondence and other documents provided to the Minister for Health, or her office, in relation to the health services performance data for the quarter ending 30 June 2026.

Debate ensued.

The President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

6 PRODUCTION OF DOCUMENTS — REVIEW OF THE VICTORIAN HIV PLAN 2022-30 — Aiv Puglielli moved, That this House —

(1) notes that —

(a) Victoria has an historic opportunity to become one of the first places in the world to virtually eliminate HIV transmission;

(b) the Melbourne HIV Consensus Statement 2026 was launched last week at the Australasian HIV&AIDS Conference and is supported by community-controlled organisations and world-leading researchers and clinicians;

(c) this Statement called for the Victorian HIV plan mid-point review to be publicly released, a report which is now considered overdue;

(d) to achieve the aim of virtually eliminating HIV by 2030 we must be able to track progress towards this goal, for which this report is critical;

(2) in accordance with Standing Order 10.01, requires the Leader of the Government to table in the Council, within 30 days of the House agreeing to this resolution, the overdue 2025-26 mid-point review of the Victorian HIV plan 2022-30.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 6, had elapsed.

Question — put and agreed to.

7 ROAD MAINTENANCE — Bev McArthur moved, That this House notes —

(1) that the Auditor-General's report titled *Maintaining State Roads* found that "the overall condition of Victoria's State roads is deteriorating", with 48 per cent of State roads in poor or very poor condition in 2024, up from 39 per cent in 2021;

(2) the Auditor-General's finding that Victoria's road maintenance backlog is large and growing, funding is insufficient, the Department of Transport and Planning has no meaningful targets and limited assurance over the quality of works, and one in eight inspected works were defective and needed rework;

(3) that the Hon. Ben Carroll MP, served as Minister for Roads and Road Safety from June 2020 to December 2022, during which time road asset management funding fell from $953.8 million in 2020-21 to $760.1 million in 2021-22;

and calls on the Government to publish road condition, backlog and repair data and regional maintenance allocations and timetables, and explain how it will arrest the deterioration of roads identified by the Auditor-General.

Debate ensued.

Business interrupted at 12.00 noon, pursuant to an order of the Council on 22 September 2026.

8 QUESTION TIME —

QUESTIONS WITHOUT NOTICE AND MINISTERS' STATEMENTS — Members asked questions without notice and ministers made statements.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of Georgie Crozier, the answers given by Ingrid Stitt to questions relating to The Royal Children's Hospital emergency department (QwN 1496) were ordered to be taken into consideration on the next day of meeting.

* * * * *

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:

- **Licensed firearm owners (QwN 1493)** — substantive and supplementary questions asked by Jeff Bourman — response from Jaclyn Symes due Monday, 28 September 2026.
- **Data centre regulation (QwN 1497)** — substantive and supplementary questions asked by David Ettershank— response from Enver Erdogan due Monday, 28 September 2026.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

9 ROAD MAINTENANCE — Debate continued on the question, That this House notes —

(1) that the Auditor-General's report titled *Maintaining State Roads* found that "the overall condition of Victoria's State roads is deteriorating", with 48 per cent of State roads in poor or very poor condition in 2024, up from 39 per cent in 2021;

(2) the Auditor-General's finding that Victoria's road maintenance backlog is large and growing, funding is insufficient, the Department of Transport and Planning has no meaningful targets and limited assurance over the quality of works, and one in eight inspected works were defective and needed rework;

(3) that the Hon. Ben Carroll MP, served as Minister for Roads and Road Safety from June 2020 to December 2022, during which time road asset management funding fell from $953.8 million in 2020-21 to $760.1 million in 2021-22;

and calls on the Government to publish road condition, backlog and repair data and regional maintenance allocations and timetables, and explain how it will arrest the deterioration of roads identified by the Auditor-General.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put and agreed to.

10 LOCAL GOVERNMENT LEGISLATION AMENDMENT (STRONGER COMMUNITIES) BILL 2026 — 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.

11 WORKPLACE LEGISLATION AMENDMENT (ACCIDENT COMPENSATION AND OTHER MATTERS) BILL 2026 — Pursuant to Standing Order 14.34, the Acting President announced receipt of a report from the Clerk notifying of the following corrections in the schedule of amendments made by the Council to this Bill:

In Amendment No. 21 which inserts a new section 620C into a Principal Act, there are two sub-section (3)s. The second (3) and the remaining sub-sections in that new section have been renumbered accordingly.

In Amendment No. 30 which inserts a New Part, a single quote has been inserted at the end of the inserted Part 17.3A heading to ensure the text from that amendment is inserted in the correct place.

12 PRODUCTION OF DOCUMENTS — OVERDUE PRODUCTION OF DOCUMENTS ORDERS —

Bev McArthur moved, That this House —

(1) notes that the Council has afforded the Government substantial time to comply with production of documents orders, and as at Tuesday, 22 September 2026 —
   (a) 46 orders for the production of documents remain outstanding past their due date without any substantive response, other than claims of insufficient time;
   (b) of the 1,535 documents identified, 630 have been withheld in full;
(2) requires the Leader of the Government to cause all documents required by the resolutions identified in paragraph (1), together with any returns required by Standing Orders 10.02 and 10.03, to be delivered to the Clerk by 9.30 am on Thursday, 24 September 2026;
(3) permits that, in the event that paragraph (2) is not complied with, the Council will, at the conclusion of formal business on Thursday, 24 September 2026 —
   (a) give precedence for a non-government member to move, without leave, "That this House —
      (i) finds the Leader of the Government guilty of a contempt of the Council for failing, on behalf of the Government, to comply with resolutions of the Council requiring the production of documents;
      (ii) suspends Standing Order 8.04(3) relating to statements by Ministers, for the remainder of the sitting day; and
      (iii) refers the Leader of the Government to the Privileges Committee to consider further sanctions."; and
   (b) the question will be put forthwith and decided without amendment, adjournment or debate.

Debate ensued.

The Acting President advised that the total time allocated for debate, pursuant to Sessional Order 3, had elapsed.

Question — put.

The Council divided — The President in the Chair.

AYES, 24

Melina Bath; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; Tom McIntosh; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

13 PROTECTION OF CHILDREN IN RELATION TO COMMERCIAL SEXUAL SERVICES — Moira Deeming moved, That this House —

(1) notes that —

(a) a child cannot consent to commercial sexual exploitation;

(b) the *Crimes Act 1958* describes a child as a 'provider' or 'client' of commercial sexual services;

(c) Victoria no longer has a clear rule that a child must not be present where those services are taking place;

(2) calls on the Government to amend legislation so that —

(a) a child is described as a victim of commercial sexual exploitation, not as a participant in the sex industry;

(b) any purported consent or willingness of the child is irrelevant; and

(c) it is an offence to conduct in-person commercial sexual services where a child is present, including in a private home.

Debate ensued.

Question — put.

The Council divided — The President in the Chair.

AYES, 17

Melina Bath; Jeff Bourman; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 22

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

14 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.

15 STATEMENTS ON TABLED PAPERS AND PETITIONS — Members made statements on reports, papers and petitions.

16 PETITIONS (QUALIFYING FOR DEBATE) — CANCEL THE DELBURN WIND FARM — Melina Bath moved, That the petition be taken into consideration.

Debate ensued.

Question — put and agreed to.

17 VALEDICTORY STATEMENTS — Shaun Leane, Wendy Lovell and Joe McCracken made valedictory statements.

18 ADJOURNMENT — Enver Erdogan moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 8.45 pm until tomorrow.

ROBERT McDONALD
Clerk of the Legislative Council

No. 189 — Thursday, 24 September 2026

1 The President took the Chair at 9.33 am, read the Prayer and made an Acknowledgement of Country.

2 PETITIONS —

NEIGHBOURHOOD HOUSES FUNDING — Melina Bath presented a petition bearing 5,658 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to urgently meet the requests of Neighbourhood Houses Victoria's 2026 budget submission, restore funding in real terms for neighbourhood houses through a 25 per cent increase, fund the 25 neighbourhood houses that do not currently receive any ongoing funding, and develop a fund for the establishment of 20 additional neighbourhood houses in growth areas *(Ordered to be tabled).*

The petition having received the required number of signatures, Melina Bath listed the petition for future debate during Petitions (qualifying for debate).

* * * * *

LONG-TERM HOUSING STRATEGY TO COMBAT HOMELESSNESS — Jeff Bourman presented a petition bearing 131 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to commit to a long-term housing strategy with clear targets to increase the supply of social and affordable homes for those most at risk of homelessness; invest in early intervention and homelessness prevention, including tenancy sustainment, integrated support models and food security in order to reduce pressure on crisis services; partner with the St Vincent de Paul Society Victoria to help deliver these programs, and invest in local networks and volunteers as critical social infrastructure supports stability and prevents homelessness *(Ordered to be tabled).*

* * * * *

COMMUNITY BENEFITS FROM THE SALE OF PUBLIC LAND IN BALACLAVA — Georgie Crozier presented a petition bearing 171 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government and the Minister for Planning to intervene before the sale of public land within the Balaclava Coles precinct proceeds, and work with the City of Port Phillip to review and strengthen the Section 173 Agreement and terms of sale to secure substantial, additional and legally enforceable community benefits commensurate with the scale and development potential of the site, before this strategically important public land passes into private ownership *(Ordered to be tabled).*

PAUSE THE ANDERSON STREET, YARRAVILLE LEVEL CROSSING REMOVAL PROJECT — Trung Luu presented a petition bearing 630 signatures from certain citizens of Victoria requesting that the Legislative Council call on the Government to pause the Anderson Street, Yarraville level crossing removal works until all assessments, and the rationale behind the design are released and community consultation has occurred *(Ordered to be tabled).*

3 PAPERS —

PAPERS PRESENTED UNDER ACTS OF PARLIAMENT — The Clerk tabled the following papers:

Australian Criminal Intelligence Commission — Chair of the Board of the Australian Criminal Intelligence Commission — Report, 2024-25.

Duties Act 2000 — Treasurer's Reports, 2025-26 of —

Corporate Reconstruction and Consolidation Concessions and Exemptions, under section 250B(4) of the Act.

Foreign Purchaser Additional Duty Exemptions, under section 3E(2) of the Act.

Gambling Regulation Act 2003 — Report of Independent Review Panel: Monitoring Licensing Project, September 2026, under section 10.2A.11(3) of the Act.

Land Tax Act 2005 — Treasurer's Report for 1 July 2023 to 31 December 2025 of Land Tax Absentee Owner Surcharge Exemptions, under section 3BB of the Act.

Liquor Control Reform Act 1998 — Report, 2025-26 by the Chief Commissioner of Victoria Police, under section 148R of the Act.

Ombudsman — *'I just get dark, dark thoughts'*: How DJCS considers human rights when applying to transfer children to adult prisons, September 2026 *(Ordered to be published)*.

Statutory Rules under the following Acts of Parliament —

Children, Youth and Families Act 2005 — No. 130.

Children, Youth and Families Act 2005 — Criminal Procedure Act 2009 — No. 132.

Electricity Safety Act 1998 — No. 126.

Planning and Environment Act 1987 — No. 127.

Subordinate Legislation Act 1994 — Nos. 125, 128 and 129.

Youth Justice Act 2024 — No. 131.

Subordinate Legislation Act 1994 —

Documents under section 15 in relation to Statutory Rule Nos. 126, 127, 128, 129, 130 and 131.

Legislative instruments and related documents under section 16B in respect of the Electricity Distribution Code of Practice (Life Support Reforms) Amendment 2026, the Energy Retail Code of Practice (Life Support Reforms) Amendment 2026, and the Gas Distribution Code of Practice (Life Support Reforms) Amendment 2026 under the Essential Services Commission Act 2001.

Voluntary Assisted Dying Review Board — Report, 2025-26.

Witness Protection Act 1991 — Report, 2025-26, under section 20R of the Act, by Victoria Police.

PAPER PRESENTED UNDER STANDING ORDERS — The Clerk tabled the following paper:

Response from the Minister for Roads and Road Safety to petition titled Provide funding to seal priority unsealed roads in Cardinia Shire (petition No. 818) (presented by David Limbrick on 25 August 2026) *(released on 23 September 2026)*.

4 PRODUCTION OF DOCUMENTS FOLLOW-UP — Pursuant to a resolution of the Council on 23 September 2026, Bev McArthur moved, That this House —

(i) finds the Leader of the Government guilty of a contempt of the Council for failing, on behalf of the Government, to comply with resolutions of the Council requiring the production of documents;

(ii) suspends Standing Order 8.04(3) relating to statements by Ministers, for the remainder of the sitting day; and

(iii) refers the Leader of the Government to the Privileges Committee to consider further sanctions.

Question — put.

The Council divided — The President in the Chair.

AYES, 24

Melina Bath; Jeff Bourman; Gaelle Broad; Katherine Copsey; Georgie Crozier; David Davis; Moira Deeming; David Ettershank; Anasina Gray-Barberio; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Sarah Mansfield; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rachel Payne; Aiv Puglielli; Georgie Purcell; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 15

Ryan Batchelor; John Berger; Lizzie Blandthorn; Enver Erdogan; Jacinta Ermacora; Michael Galea; Shaun Leane; Tom McIntosh; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question agreed to.

5 MEMBERS' STATEMENTS — Members made statements.

6 BUSINESS POSTPONED — Ordered — That the consideration of notices of motion, government business, Nos. 278 to 1652, be postponed until later this day.

7 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

David Davis (for Evan Mulholland) *(EM87C),* Sarah Mansfield *(SMA101C)* and Rachel Payne *(RP28C)* circulated amendments proposed to be moved during Committee of the whole.

On the motion of Lee Tarlamis, the debate was adjourned until later this day.

8 BUSINESS POSTPONED — Ordered — That the consideration of orders of the day, government business, Nos. 2 to 4, be postponed until later this day.

9 WORKPLACE LEGISLATION AMENDMENT (ACCIDENT COMPENSATION AND OTHER MATTERS) BILL 2026 — 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.

10 BUDGET PAPERS, 2026-27 — Debate resumed on the question, That the Budget Papers, 2026-27 be taken into consideration.

Business interrupted at 12.00 noon.

11 QUESTION TIME —

QUESTIONS WITHOUT NOTICE — Members asked questions without notice.

* * * * *

ANSWERS TAKEN INTO CONSIDERATION — On the motion of Georgie Crozier, the answers given by Ingrid Stitt to questions relating to nursing graduates (QwN 1503) were ordered to be taken into consideration on the next day of meeting.

* * * * *

CONSTITUENCY QUESTIONS — Members asked constituency questions.

Business interrupted at 2.00 pm, pursuant to an order of the Council on 22 September 2026.

12 VALEDICTORY STATEMENT — Nick McGowan made a valedictory statement.

13 BUDGET PAPERS, 2026-27 — Debate continued on the question, That the Budget Papers, 2026-27 be taken into consideration.

Question — put and agreed to.

14 INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Ingrid Stitt *(IS54C)* circulated amendments proposed to be moved during Committee of the whole.

Question — put and agreed to.

Bill read a second time.

The Acting President advised that the President ruled certain amendments proposed to be moved during Committee of the whole by Ingrid Stitt *(amendment No. 1 on IS54C)*, Evan Mulholland *(amendment Nos. 1 to 4 and 6 on EM87C)* and Sarah Mansfield *(amendment Nos. 3 to 6 on SMA101C)* are outside the scope of the Bill.

Ingrid Stitt moved, That it be an instruction to the Committee that they have the power to consider New Clauses to amend the *Independent Broad-based Anti-corruption Commission Act 2011* in relation to the holding of public examinations and timely reporting.

Question — put and agreed to.

Evan Mulholland moved, That it be an instruction to the Committee that they have the power to consider New Clauses to amend *the Independent Broad-based Anti-corruption Commission Act 2011* in relation to privilege, the holding of public examinations and timely reporting.

Question — put and agreed to.

Sarah Mansfield moved, That it be an instruction to the Committee that they have the power to consider New Clauses to amend the *Independent Broad-based Anti-corruption Commission Act 2011* in relation to appointments, the holding of public examinations, reporting and the IBAC's annual plan.

Question — put and agreed to.

Bill 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.

15 INQUIRIES AMENDMENT (SPECIAL PROSECUTOR) BILL 2026 — Debate resumed on the question, That the Bill be now read a second time.

Question — put and agreed to.

Bill read a second time and committed to a Committee of the whole.

House in Committee.

Bill reported without amendment, the Report was adopted, and the Bill was read a third time and passed.

Bill returned to the Assembly with a Message informing them that the Council have agreed to the Bill without amendment.

16 SITTING OF THE COUNCIL — Jaclyn Symes moved, That the Council, at its rising, adjourn until a day and hour to be fixed by the President, who will notify each member of the Council accordingly.

Question — put and agreed to.

17 ADJOURNMENT — Jaclyn Symes moved, That the House do now adjourn.

Debate ensued.

The Council adjourned at 6.36 pm until a day and hour to be fixed by the President.

ROBERT McDONALD
Clerk of the Legislative Council

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COMMITTEE OF THE WHOLE COUNCIL

Supplement to Minutes Nos. 187, 188 and 189

WORKPLACE LEGISLATION AMENDMENT (ACCIDENT COMPENSATION AND OTHER MATTERS) BILL 2026

Committed Tuesday, 22 September 2026

Amendments circulated: David Ettershank (DE26C) (p. 1960), Aiv Puglielli (AP91C) (pp. 1960-71) and Jaclyn Symes (JS102C) (pp. 1971-98)

Richard Welch moved, That the Workplace Legislation Amendment (Accident Compensation and Other Matters) Bill 2026 be divided into two Bills as follows:

(a) A **Workplace Legislation Amendment (Compensation and Other Matters) Bill 2026** being the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Bill 2026** with the following changes:

(i) Long title as follows:

"A Bill for an Act to amend the **Workplace Injury Rehabilitation and Compensation Act 2013** in relation to guarantees and supported accommodation, the **Accident Compensation Act 1985** in relation to supported accommodation, the **Transport Accident Act 1986** in relation to supported accommodation, the **Occupational Health and Safety Act 2004** in relation to coercive conduct and to make consequential amendments to the **Occupational Health and Safety Amendment (Dangerous Goods) Act 2026** and for other purposes.";

(ii) Short title as follows:

"**Workplace Legislation Amendment (Compensation and Other Matters) Bill 2026**";

(iii) Heading to Part 1;

(iv) Clause 1 as follows:

"**1 Purposes**

The main purposes of this Act are—

(a) to amend the **Workplace Injury Rehabilitation and Compensation Act 2013**—

(i) to make further provision for guarantees obtained for the purposes of that Act; and

(ii) in relation to supported accommodation; and

(b) to amend the **Accident Compensation Act 1985** in relation to supported accommodation; and

(c) to amend the **Occupational Health and Safety Act 2004** to prohibit coercive conduct; and

(d) to amend the **Transport Accident Act 1986** in relation to supported accommodation; and

(e) to make consequential amendments to the **Occupational Health and Safety Amendment (Dangerous Goods) Act 2026**; and

(f) to make other miscellaneous and technical amendments to those Acts.";

(v) Clause 2;

(vi) Heading to Part 2;

(vii) Heading to Division 1 of Part 2;

(viii) Clauses 3 to 9;

(ix) Heading to Division 2 of Part 2;

(x) Clause 10;

(xi) Clause 11 as follows:

'11 New section 630 inserted

After section 629 of the **Workplace Injury Rehabilitation and Compensation Act 2013 insert**—

"**630 Transitional provision—Workplace Legislation Amendment (Compensation and Other Matters) Act 2026**

(1) The definition in section 223(1) of ***supported accommodation***, as amended by Division 2 of Part 2 of the amending Act, applies and is taken to have always applied in respect of a liability for compensation payable under section 224 to a person who resides in supported accommodation on or after 1 July 2024.

(2) In this section—

amending Act means the **Workplace Legislation Amendment (Compensation and Other Matters) Act 2026**.".';

(xii) Clauses 12 and 13;

(xiii) Heading to Part 3;

(xiv) Clause 14;

(xv) Clause 15 as follows:

'15 New Division 20 of Part IX inserted

After Division 19 of Part IX of the **Accident Compensation Act 1985 insert**—

"**Division 20—Workplace Legislation Amendment (Compensation and Other Matters) Act 2026**

401 Supported accommodation

(1) The definition in section 99AAA(1) of ***supported accommodation***, as amended by Part 3 of the amending Act, applies and is taken to have always applied in respect of a liability for compensation payable under section 99 to a person who resides in supported accommodation on or after 1 July 2024.

(2) In this section—

amending Act means the **Workplace Legislation Amendment (Compensation and Other Matters) Act 2026**.".';

(xvi) Heading to Part 4;

(xvii) Clauses 16 and 17;

(xviii) Clause 18 as follows:

'18 New Division 15 of Part 11 inserted

After Division 14 of Part 11 of the **Transport Accident Act 1986 insert**—

"**Division 15—Workplace Legislation Amendment (Compensation and Other Matters) Act 2026**

235 Supported accommodation

(1) The definition of ***supported accommodation***, as amended by Part 4 of the amending Act, applies and is taken to have always applied in respect of a liability for compensation payable under section 60 to a person who resides in supported accommodation on or after 1 July 2024.

(2) In this section—

amending Act means the **Workplace Legislation Amendment (Compensation and Other Matters) Act 2026**.".';

(xix) Heading to Part 5;

(xx) Heading to Division 1 of Part 5;

(xxi) Clauses 19 and 20;

(xxii) Clause 21 as follows:

'21 Disqualification of health and safety representatives

(1) For section 56(1)(d) of the **Occupational Health and Safety Act 2004 substitute**—

"(d) intentionally used, disclosed or provided to another person, for a purpose not reasonably connected with the exercise of a power under this Part—

(i) photographs or measurements taken or sketches or recordings made in the exercise of a power under section 58(1)(ab); or

(ii) any other information the health and safety representative acquired from an employer in the exercise of a power under this Part;

(e) published or caused to be published, for a purpose not reasonably connected with the exercise of a power under this Part, any information referred to in paragraph (d);

(f) published online or caused to be published online any information referred to in paragraph (d).".

(2) After section 56(3) of the **Occupational Health and Safety Act 2004 insert**—

"(4) In this section—

publish has the same meaning as in section 91;

publish online has the same meaning as in section 91.".';

(xxiii) Clause 22 of the Bill omitted.

(xxiv) Clause 23 renumbered 22 as follows:

'22 New section 58A inserted

After section 58 of the **Occupational Health and Safety Act 2004 insert**—

"**58A Health and safety representative must not publish certain information online**

(1) A health and safety representative for a designated work group must not publish online or cause to be published online any of the following information—

(a) photographs or measurements taken or sketches or recordings made in the exercise of a power under section 58(1)(ab);

(b) any other information the health and safety representative acquired from an employer in the exercise of a power under this Part.

Note

See section 56(1)(f).

(2) In this section—

publish online has the same meaning as in section 91.".';

(xxv) Clause 24 renumbered 23;

(xxvi) Clause 25 of the Bill omitted;

(xxvii) Clause 26 renumbered 24 as follows:

'24 Section 88 amended

For section 88(2) of the **Occupational Health and Safety Act 2004 substitute**—

"(2) A notice given under subsection (1) must—

(a) be in writing in the form approved by the Authority; and

(b) include a description of the suspected contravention.".';

(xxviii) Clause 27 of the Bill omitted;

(xxix) Clause 28 renumbered 25 as follows:

'25 Offences by authorised representatives

(1) For section 91(ca) of the **Occupational Health and Safety Act 2004 substitute**—

"(ca) intentionally use, disclose or provide to another person, for a purpose not reasonably connected with the exercise of a power under this Part, photographs or measurements taken or sketches or recordings made in the exercise of a power under section 89(1)(ba); or

(cb) publish or cause to be published, for a purpose not reasonably connected with the exercise of a power under this Part, any information referred to in paragraph (c) or (ca); or

(cc) publish online or cause to be published online any information referred to in paragraph (c) or (ca); or".

(2) At the end of section 91 of the **Occupational Health and Safety Act 2004 insert**—

"(2) In this section—

publish means to disseminate or provide access to the public or a section of the public by any means, including by—

(a) publication in a book, newspaper, magazine or other written publication; or

(b) broadcast by radio or television or on the Internet; or
(c) public exhibition; or
(d) electronic communication (including social media);

publish online means to disseminate or provide access to the public or a section of the public by—
(a) broadcast on the Internet; or
(b) electronic communication (including social media).".';

(xxx) Clauses 29 and 30 renumbered 26 and 27;
(xxxi) Heading to Division 2 of Part 5;
(xxxii) Clauses 31 to 33 renumbered 28 to 30;
(xxxiii) Clause 34 renumbered 31 as follows:

'31 New section 99A inserted

After section 99 of the **Occupational Health and Safety Amendment (Dangerous Goods) Act 2026 insert**—

'**99A Health and safety representative must not publish information online**

In section 58A(1)(b) of the Principal Act, for "Part" **substitute** "Chapter".'.';

(xxxiv) Clauses 35 to 37 renumbered 32 to 34;
(xxxv) Heading to Part 6;
(xxxvi) Clause 38 renumbered 35;

(b) An **Occupational Health and Safety Amendment (Representative Powers) Bill 2026** being the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Bill 2026** with the following changes:

(i) Long title as follows:

"A Bill for an Act to amend the **Occupational Health and Safety Act 2004** in relation to the powers of representatives and to make consequential amendments to the **Occupational Health and Safety Amendment (Dangerous Goods) Act 2026** and for other purposes.";

(ii) Short title as follows:

"**Occupational Health and Safety Amendment (Representative Powers) Bill 2026**";

(iii) Heading to Part 1;
(iv) Clause 1 as follows:

"1 Purposes

The main purposes of this Act are—
(a) to amend the **Occupational Health and Safety Act 2004** to make further provision for the powers of authorised representatives and health and safety representatives; and
(b) to make consequential amendments to the **Occupational Health and Safety Amendment (Dangerous Goods) Act 2026**; and
(c) to make other miscellaneous and technical amendments to those Acts.";

(v) Clause 2 as follows:

"2 Commencement

(1) Subject to subsection (2), the provisions of this Act come into operation on a day or days to be proclaimed.

(2) If a provision of this Act does not come into operation before 10 September 2027, it comes into operation on that day.";

(vi) Heading to Part 2 of the Bill omitted;

(vii) Heading to Division 1 of Part 2 of the Bill omitted;

(viii) Clauses 3 to 9 of the Bill omitted;

(ix) Heading to Division 2 of Part 2 of the Bill omitted;

(x) Clauses 10 to 13 of the Bill omitted;

(xi) Heading to Part 3 of the Bill omitted;

(xii) Clauses 14 and 15 of the Bill omitted;

(xiii) Heading to Part 4 of the Bill omitted;

(xiv) Clauses 16 to 18 of the Bill omitted;

(xv) Heading to Part 5 renumbered 2;

(xvi) Heading to Division 1 of Part 5 of the Bill omitted;

(xvii) Clauses 19 and 20 of the Bill omitted;

(xviii) Clause 21 renumbered 3 as follows:

'3 Disqualification of health and safety representatives

(1) After section 56(1)(c) of the **Occupational Health and Safety Act 2004 insert**—

"(ca) intentionally used, disclosed or provided to another person, for a purpose not reasonably connected with the exercise of a power under this Part, copies or extracts of documents made or taken in the exercise of a power under section 58(1)(ac);".';

(xix) Clause 22 renumbered 4;

(xx) Clause 23 renumbered 5 as follows:

'5 New section 58B inserted

Before section 59 of the **Occupational Health and Safety Act 2004 insert**—

"**58B Health and safety representative must not publish copies or extracts of documents online**

(1) A health and safety representative for a designated work group must not publish online or cause to be published online any copies or extracts of documents made or taken in the exercise of a power under section 58(1)(ac).

(2) In this section—

publish online means to disseminate or provide access to the public or a section of the public by—

(a) broadcast on the Internet; or

(b) electronic communication (including social media).".';

(xxi) Clause 24 of the Bill omitted;

(xxii) Clause 25 renumbered 6;

(xxiii) Clause 26 renumbered 7 as follows:

'7 Section 88 amended

(1) For the heading to section 88 of the **Occupational Health and Safety Act 2004 substitute**—

"**Notice of entry and enquiry into suspected contravention**".

(2) After section 88(2) of the **Occupational Health and Safety Act 2004 insert**—

"(3) An authorised representative who enters a place under section 87 and identifies another suspected contravention at the place must, before enquiring into the suspected contravention, take all reasonable steps to give notice of the suspected contravention in accordance with subsection (1).".';

(xxiv) Clause 27 renumbered 8;

(xxv) Clause 28 renumbered 9 as follows:

'9 Offences by authorised representatives

(1) After section 91(ca) of the **Occupational Health and Safety Act 2004 insert**—

"(cab) intentionally use, disclose or provide to another person, for a purpose not reasonably connected with the exercise of a power under this Part, copies or extracts of documents made or taken in the exercise of a power under section 89(1)(bb); or".

(2) In section 91(cb) and (cc) of the **Occupational Health and Safety Act 2004,** for "paragraph (c) or (ca)" **substitute** "paragraph (c), (ca) or (cab)".';

(xxvi) Clauses 29 and 30 of the Bill omitted;

(xxvii) Heading to Division 2 of Part 5 of the Bill omitted;

(xxviii) Heading to Part 3 as follows:

"**Part 3—Amendment of Occupational Health and Safety Amendment (Dangerous Goods) Act 2026**";

(xxix) Clauses 31 and 32 omitted;

(xxx) Clause 33 renumbered 10 as follows:

'10 New section 97AA inserted

After section 97 of the **Occupational Health and Safety Amendment (Dangerous Goods) Act 2026 insert**—

'97AA Disqualification of health and safety representatives

In section 56(1)(c) and (ca) of the Principal Act, for "Part" (wherever occurring) **substitute** "Chapter".'.';

(xxxi) Clause 34 of the Bill omitted;

(xxxii) Clause 35 renumbered 11 as follows:

'11 Offences by authorised representatives

In section 133 of the **Occupational Health and Safety Amendment (Dangerous Goods) Act 2026**, after "(ca)" insert ", (cab)".';

(xxxiii) Clauses 36 and 37 of the Bill omitted;

(xxxiv) Heading to Part 6 renumbered 4;

(xxxv) Clause 38 renumbered 12.

Question — put.

The Committee divided — The Deputy President in the Chair.

AYES, 13

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; 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, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Jeff Bourman; Katherine Copsey; Jacinta Ermacora; David Ettershank; 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.

Clause 1 — Jaclyn Symes moved amendment No. 1 *(JS102C)*.

Question — That the amendment be agreed to — put and agreed to.

Aiv Puglielli moved amendment No. 1 *(AP91C)*.

Question — That the amendment be agreed to — put and agreed to.

Jaclyn Symes moved amendment No. 3 *(JS102C)*.

Question — That the amendment be agreed to — put and agreed to.

Jaclyn Symes moved amendment No. 4 *(JS102C)*.

Question — That the amendment be agreed to — put and agreed to.

Jaclyn Symes moved amendment No. 5 *(JS102C)*.

Question — That the amendment be agreed to — put and agreed to.

Aiv Puglielli moved amendment No. 5 *(AP91C)*.

Question — That the amendment be agreed to — put and agreed to.

Jaclyn Symes moved amendment No. 7 *(JS102C)*.

Question — That the amendment be agreed to — put and agreed to.

Jaclyn Symes moved amendment No. 8 *(JS102C)*.

Question — That the amendment be agreed to — put and agreed to.

Jaclyn Symes moved amendment No. 9 *(JS102C)*.

Question — That the amendment be agreed to — put and agreed to.

Jaclyn Symes moved amendment No. 10 *(JS102C)*.
Question — That the amendment be agreed to — put and agreed to.

Aiv Puglielli moved amendment No. 6 *(AP91C)*.
Question — That the amendment be agreed to — put and agreed to.

Clause 1, as amended — put and agreed to.

Clause 2 — Jaclyn Symes moved amendment No. 12 *(JS102C)*.
Question — That the amendment be agreed to — put and agreed to.

Jaclyn Symes moved amendment No. 14 *(JS102C)*.
Question — That the amendment be agreed to — put and agreed to.

Jaclyn Symes moved amendment No. 15 *(JS102C)*.
Question — That the amendment be agreed to — put and agreed to.

Jaclyn Symes moved amendment Nos. 13 and 16 *(JS102C)*.
Question — That the amendments be agreed to — put and agreed to.

Clause 2, as amended — put and agreed to.

New Clauses 2A to 2C — Jaclyn Symes moved amendment No. 17 *(JS102C)*.
Question — That New Clauses 2A to 2C stand part of the Bill — put and agreed to.

Clauses 3 to 13 — put and agreed to.

New Part heading 2A — Jaclyn Symes moved amendment No. 18 *(JS102C)*.
Question — That New Part heading 2A stand part of the Bill — put and agreed to.

New Clauses 13A to 13G — Aiv Puglielli moved amendment No. 9 *(AP91C)*.
Question — That New Clauses 13A to 13G stand part of the Bill — put and agreed to.

New Clauses 13H to 13J — Jaclyn Symes moved amendment No. 20 *(JS102C)*.
Question — That New Clauses 13H to 13J stand part of the Bill — put and agreed to.

New Clause 13K — Aiv Puglielli moved amendment No. 11 *(AP91C)*.
Question — That New Clause 13K stand part of the Bill — put and agreed to.

Clauses 14 and 15 — put and agreed to.

New Part heading 3A — Jaclyn Symes moved amendment No. 21 *(JS102C)*.
Question — That New Part heading 3A stand part of the Bill — put and agreed to.

New Clauses 15A to 15G — Jaclyn Symes moved amendment No. 22 *(JS102C)*.
Question — That New Clauses 15A to 15G stand part of the Bill — put and agreed to.

New Clauses 15H to 15N — Aiv Puglielli moved amendment No. 14 *(AP91C)*.
Question — That New Clauses 15H to 15N stand part of the Bill — put and agreed to.

New Clauses 15O to 15Q — Jaclyn Symes moved amendment No. 24 *(JS102C)*.
Question — That New Clauses 15O to 15Q stand part of the Bill — put and agreed to.

New Division heading 1 — Jaclyn Symes moved amendment No. 25 *(JS102C)*.
Question — That New Division heading 1 stand part of the Bill — put and agreed to.

Clauses 16 to 18 — put and agreed to.

New Clauses 18A to 18D — Jaclyn Symes moved amendment No. 26 *(JS102C)*.
Question — That New Clauses 18A to 18D stand part of the Bill — put and agreed to.

New Clauses 18A and 18B — Aiv Puglielli moved amendment No. 16 *(AP91C)*.
Question — That New Clauses 18A and 18B stand part of the Bill — put and agreed to.

Clauses 19 to 26 — put and agreed to.

Clause 27 — David Ettershank moved amendment Nos. 1 and 2 *(DE26C)*.
Question — That the amendments be agreed to — put and negatived.
Clause 27 — put and agreed to.

Clauses 28 to 37 — put and agreed to.

New Clauses 37A to 37H — Jaclyn Symes moved amendment No. 28 *(JS102C)*.
Question — That New Clauses 37A to 37H stand part of the Bill — put and agreed to.

New Clauses 37I to 37O — Jaclyn Symes moved amendment No. 29 *(JS102C)*.
Question — That New Clauses 37I to 37O stand part of the Bill — put and agreed to.

Clause 38 — put and agreed to.

Long title — Jaclyn Symes moved amendment No. 30 *(JS102C)*.
Question — That the amendment be agreed to — put and agreed to.

Jaclyn Symes moved amendment No. 31 *(JS102C)*.
Question — That the amendment be agreed to — put and agreed to.

Jaclyn Symes moved amendment No. 32 *(JS102C)*.
Question — That the amendment be agreed to — put and agreed to.

Jaclyn Symes moved amendment Nos. 34 and 36 *(JS102C)*.
Question — That the amendments be agreed to — put and agreed to.

Jaclyn Symes moved amendment No. 33 *(JS102C)*.
Question — That the amendment be agreed to — put and agreed to.

Aiv Puglielli moved amendment No. 21 *(AP91C)*.
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.

* * * * *

INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT BILL 2026

Committed Thursday, 24 September 2026

Amendments circulated: Sarah Mansfield (SMA101C) (pp. 1998-2000), Evan Mulholland (EM87C) (pp. 2001-02), Rachel Payne (RP28C) (p. 2002) and Ingrid Stitt (IS54C) (pp. 2003-04)

Clauses 1 to 3 — put and agreed to.

Clause 4 — Sarah Mansfield moved amendment Nos. 1 and 2 *(SMA101C)*.
Question — That the amendments be agreed to — put and agreed to.
Clause 4, as amended — put and agreed to.

New Clause 4A — Evan Mulholland moved amendment No. 1 *(EM87C)*.
Question — That New Clause 4A stand part of the Bill — put.
The Committee divided — The Deputy President in the Chair.

AYES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Moira Deeming; Enver Erdogan; Jacinta Ermacora; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clauses 5 and 6 — put and agreed to.

New Clause 6A — Evan Mulholland moved amendment No. 2 *(EM87C)*.

Question — That New Clause 6A stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 16

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Moira Deeming; Renee Heath; Ann-Marie Hermans; David Limbrick; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 21

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; 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)

Question negatived.

New Clauses 6A and 6B — Sarah Mansfield moved amendment No. 3 *(SMA101C)*.

Question — That New Clauses 6A and 6B stand part of the Bill — put and agreed to.

New Clause 6A — Rachel Payne moved amendment No. 1 *(RP28C)*.

Question — That New Clause 6A stand part of the Bill — put and negatived.

Clause 7 — put and agreed to.

New Clauses 7A and 7B — Ingrid Stitt moved amendment No. 1 *(IS54C)*.

Question — That New Clauses 7A and 7B stand part of the Bill — put and agreed to.

New Clause 7D — Sarah Mansfield moved amendment No. 6 *(SMA101C)*.

Question — That New Clause 7D stand part of the Bill — put and agreed to.

Clause 8 — Ingrid Stitt moved amendment No. 2 *(IS54C)*.

Question — That the amendment be agreed to — put and agreed to.

Clause 8, as amended — put and agreed to.

Clauses 9 and 10 — put and agreed to.

Bill reported with amendments.

* * * * *

INQUIRIES AMENDMENT (SPECIAL PROSECUTOR) BILL 2026

Committed Thursday, 24 September 2026

Amendments circulated: Evan Mulholland (EM86C) (p. 2005)

Clause 1 — Evan Mulholland *(EM86C)* circulated an amendment proposed to be moved during Committee of the whole.

Clause 1 — put and agreed to.

Clauses 2 to 4 — put and agreed to.

New Clause 4A — Evan Mulholland moved amendment No. 1 *(EM86C)*.

Question — That New Clause 4A stand part of the Bill — put.

The Committee divided — The Deputy President in the Chair.

AYES, 14

Melina Bath; Gaelle Broad; Georgie Crozier; David Davis; Renee Heath; Ann-Marie Hermans; Wendy Lovell; Trung Luu; Bev McArthur; Joe McCracken; Nick McGowan; Evan Mulholland; Rikkie-Lee Tyrrell; Richard Welch.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

NOES, 23

Ryan Batchelor; John Berger; Lizzie Blandthorn; Katherine Copsey; Enver Erdogan; Jacinta Ermacora; David Ettershank; Michael Galea; Anasina Gray-Barberio; Shaun Leane; David Limbrick; Sarah Mansfield; Tom McIntosh; Rachel Payne; Aiv Puglielli; Georgie Purcell; Harriet Shing; Ingrid Stitt; Jaclyn Symes; Lee Tarlamis; Sonja Terpstra; Gayle Tierney; Sheena Watt.

(Recorded by Clerks-at-the-Table, pursuant to an order of the Council on 23 April 2020)

Question negatived.

Clauses 5 to 8 — put and agreed to.

Bill reported without amendment.

AMENDMENTS CIRCULATED IN RELATION TO —

1. WORKPLACE LEGISLATION AMENDMENT (ACCIDENT COMPENSATION AND OTHER MATTERS) BILL 2026

Amendments circulated by David Ettershank (DE26C)

1. Clause 27, line 24, omit 'at the place;".' and insert—

'that is—

(i) kept at the place; or

(ii) accessible from an electronic device at the place;".'.

2. Clause 27, after line 24 insert—

'(1A) After section 89(1) of the **Occupational Health and Safety Act 2004 insert—**

"(1A) The authorised representative may request the employer who has, or a person who on behalf of the employer has, the management and control of the work at the place to allow access to any documents referred to in subsection (1)(bb).

(1B) The employer who has, or a person who on behalf of the employer has, the management and control of the work at the place must comply with a request under subsection (1A).".'.

Amendments circulated by Aiv Puglielli (AP91C)

1. Clause 1, page 2, after line 8 insert—

"(iii) to make further provision for the award of provisional and subsequent damages to injured workers with certain dust-related conditions; and".

2. Clause 1, page 2, before line 9 insert—

"(iv) in relation to commencing certain proceedings related to serious dust-related conditions without complying with certain requirements; and".

3. Clause 1, page 2, line 11, after "accommodation" insert "and in relation to commencing certain proceedings related to serious dust-related conditions without complying with certain requirements".

4. Clause 1, page 2, after line 11 insert—

"(ba) to amend the **Accident Compensation Act 1985** to provide for claims for damages related to employment between 12 November 1997 and 20 October 1999; and".

5. Clause 1, page 2, before line 12 insert—

"(bb) to amend the **Accident Compensation Act 1985** to make further provision for the award of provisional and subsequent damages to injured workers with certain dust-related conditions; and".

6. Clause 1, page 2, after line 23 insert—

"(ea) to amend the **Limitation of Actions Act 1958** to remove the limitation period for certain causes of action for dust-related conditions; and".

7. Clause 1, before line 24 insert—

"(eb) to amend the **Administration and Probate Act 1958** to provide that certain conditions are dust-related conditions for the purposes of that Act and for the purposes of the other Acts that refer to that definition; and".

8. Insert the following New Part heading to follow clause 13—

"Part 2A—Further amendment of Workplace Injury Rehabilitation and Compensation Act 2013".

NEW CLAUSES

9. Insert the following New Division before Part 3—

'Division 1—Amendments relating to actions for damages

13A Definitions

In section 356A of the **Workplace Injury Rehabilitation and Compensation Act 2013**—

(a) insert the following definition—

"***serious dust-related condition*** means a condition that is—

(a) a dust-related condition within the meaning of the **Administration and Probate Act 1958**; or

(b) an eligible progressive disease attributable or related to exposure to occupational dust;";

(b) the definition of ***serious silica-related condition*** is repealed;

(c) in the definition of ***subsequent action***, for "silica-related" **substitute** "dust-related".

13B Section 356B amended

(1) In the heading to section 356B of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "**silica-related**" **substitute** "**dust-related**".

(2) In section 356B of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "silica-related" (wherever occurring) **substitute** "dust-related".

13C Only one subsequent award of damages permitted

In section 356C of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "silica-related" (where twice occurring) **substitute** "dust-related".

13D Regard must be had to initial award of damages

In section 356D of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "silica-related" (where twice occurring) **substitute** "dust-related".

13E Regard must be had to legal costs incurred in initial action

(1) In section 356E(1) of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "silica-related" (where twice occurring) **substitute** "dust-related".

(2) In section 356E(3)(a)(ii) and (iv) of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "silica" **substitute** "occupational dust".

13F New section 356G inserted

After section 356F of the **Workplace Injury Rehabilitation and Compensation Act 2013 insert**—

"**356G Interaction with Asbestos Diseases Compensation Act 2008**

(1) Despite anything to the contrary in the **Asbestos Diseases Compensation Act 2008**, that Act does not apply to an asbestos-related cause of action that has not been commenced before the commencement of Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**.

(2) For the purposes of subsection (1), an asbestos-related cause of action is a cause of action for damages in respect of an asbestos-related condition (within the meaning **Asbestos Diseases Compensation Act 2008**) that is also a serious dust-related condition.".

13G New section 631 inserted

At the end of Part 13 of the **Workplace Injury Rehabilitation and Compensation Act 2013 insert**—

"**631 Transitional provisions—Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026—Actions for damages**

(1) Subdivision 3 of Division 2 of Part 7 as amended by Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** applies to a cause of action for damages in relation to a serious dust-related condition to which that Subdivision applies commenced on or after the commencement of Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**.

(2) Subdivision 3 of Division 2 of Part 7 as amended by Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** applies to a cause of action for damages in relation to a serious dust-related condition commenced before the commencement of Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** but only if—

(a) the hearing of the action has not commenced before the commencement of Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**; or

(b) damages have not been awarded or a settlement has not been reached in that action before the commencement of that Part.

(3) Subdivision 3 of Division 2 of Part 7 as amended by Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** does not apply to a cause of action for damages in

relation to a serious dust-related condition commenced before the commencement of Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** if—

(a) the hearing of the action has commenced before the commencement of Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**; or

(b) damages have been awarded or a settlement has been reached in that action before the commencement of that Part.".'.

NEW CLAUSES

10. Insert the following New Division before Part 3—

'Division 2—Commencing proceedings without complying with certain requirements

13H Heading to Division 3 of Part 7 amended

In the heading to Division 3 of Part 7 of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "**asbestos-related conditions**" **substitute** "**serious dust-related conditions**".

13I Section 357 amended

(1) In the heading to section 357 of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "**asbestos-related conditions**" **substitute** "**serious dust-related conditions**".

(2) In section 357(1)(a) of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "death; or" **substitute** "death.".

(3) Section 357(1)(b) of the **Workplace Injury Rehabilitation and Compensation Act 2013** is **repealed**.

(4) After section 357(1) of the **Workplace Injury Rehabilitation and Compensation Act 2013 insert**—

"(1A) This section also applies if a worker may have an entitlement to recover damages in accordance with Division 2 in respect of an injury that is a serious dust-related condition arising out of, or in the course of, or due to the nature of, employment.".

(5) In section 357(4) of the **Workplace Injury Rehabilitation and Compensation Act 2013**—

(a) in paragraph (a), for "subsection (1)(a)" **substitute** "subsection (1)"; (b) in paragraph (b)—

(i) for "subsection (1)(b)" **substitute** "subsection (1A)";

(ii) for "an asbestos-related condition" **substitute** "a serious dust-related condition".

(6) In section 357(7) of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "the asbestos-related condition" **substitute** "the serious dust-related condition".

(7) For section 357(8) of the **Workplace Injury Rehabilitation and Compensation Act 2013 substitute**—

"(8) In this section—

serious dust-related condition means a condition that is—

(a) a dust-related condition within the meaning of the **Administration and Probate Act 1958**; or

(b) an eligible progressive disease attributable or related to exposure to occupational dust.".

13J New section 632 inserted

At the end of Part 13 of the **Workplace Injury Rehabilitation and Compensation Act 2013 insert**—

"632 Transitional provision—Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026—commencing proceedings without complying with certain requirements

Section 357 as amended by the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** applies in relation to the commencement of proceedings in accordance with Division 2 of Part 7 on or after the day on which Division 2 of Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** comes into operation regardless of whether the injury in respect of which those proceedings are to be commenced occurred before that day.".'.

NEW CLAUSES

11. Insert the following New Division before Part 3—

'Division 3—Review of certain amendments

13K New section 620C inserted

After section 620B of the Workplace Injury Rehabilitation and Compensation Act 2013 insert—

"620C Review of amendments made by Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026

(1) The Minister must cause—

(a) a review to be conducted of the operation and effect, during the review period, of the amendments made to this Act or any other Act by Parts 2A, 3A, 4A and 4B of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**; and

(b) a report of that review to be prepared.

(2) The review is to be undertaken, and the report prepared, by a person chosen by the Minister for that purpose.

(3) In choosing the person to conduct the review and prepare the report, the Minister must consult with each Minister who administers any part of either of the following Acts—

(a) the **Administration and Probate Act 1958**; and

(b) the **Limitation of Actions Act 1958**.

(3) The person chosen to conduct the review must do so in consultation with—

(a) the Minister; and

(b) each Minister who administers any part of an Act referred to in subsection (1)(a) or (b).

(4) The review must examine whether an amendment referred to in subsection (1)(a) has resulted in a provision of an enactment either applying, or not applying, in relation to a person when that ought not to have occurred.

(5) The review must be completed, and the report given to the Minister, within six months after the end of the review period.

(6) The Minister must cause a copy of the report to be laid before each House of the Parliament no later than 14 sitting days after receiving it.

(7) In this section—

review period means the period—

(a) beginning on the day after the day on which the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** receives the Royal Assent; and

(b) ending on the first anniversary of that day."'.

12. Insert the following New Part heading to follow clause 15—

"**Part 3A—Further amendment of Accident Compensation Act 1985**".

NEW CLAUSES

13. Insert the following New Division before Part 4—

'**Division 1—Claims for damages related to employment between 12 November 1997 and 20 October 1999**

15A Heading to Division 8A of Part IV substituted

For the heading to Division 8A of Part IV of the **Accident Compensation Act 1985 substitute**—

"**Division 8A—Actions in respect of certain injuries arising from certain periods of employment**".

15B Actions for damages

After section 134AB(2) of the **Accident Compensation Act 1985 insert**—

"(2A) A worker or the dependants of a worker may recover damages in a proceeding in respect of an injury arising out of or in the course of, or due to the nature of, employment on or after 12 November 1997 but before 20 October 1999 if—

(a) the injury is a condition that is—

(i) a dust-related condition within the meaning of the **Administration and Probate Act 1958**; or

(ii) an eligible progressive disease attributable or related to exposure to occupational dust; and

(b) the injury is a serious injury; and

(c) the employment was a significant contributing factor to the injury of the worker.".

15C Actions for damages only in accordance with this Act

After section 134A(2) of the **Accident Compensation Act 1985 insert**—

"(3) Subsection (1) does not prevent the recovery of damages in a proceeding under this Act or the **Wrongs Act 1958**, subject to and in accordance with Division 8A of this Part, in respect of injury to a worker arising out of or in the course of, or due to the nature of, employment on or after 12 November 1997 but before 20 October 1999 if—

(a) the injury is a condition that is—

(i) a dust-related condition within the meaning of the **Administration and Probate Act 1958**; or

(ii) an eligible progressive disease attributable or related to exposure to occupational dust; and

(b) the employment was a significant contributing factor to the injury of the worker.

Note

See section 134AB(2A).

(4) Subsection (3) applies despite any time limit applying to proceedings under Part III of the **Wrongs Act 1958**.".

15D Heading to Division 9B of Part IV amended

In the heading to Division 9B of Part IV of the **Accident Compensation Act 1985**, for "**asbestos-related**" **substitute** "**certain**".

15E Section 135BB amended

(1) For the heading to section 135BB of the **Accident Compensation Act 1985 substitute**—

"**Actions by workers with certain conditions**".

(2) After section 135BB(1) of the **Accident Compensation Act 1985 insert**—

"(1A) This section also applies to a worker who may have an entitlement to recover damages in accordance with section 134AB(2A) in respect of injury arising out of, or in the course of, or due to the nature of, any employment on or after 12 November 1997 but before 20 October 1999.".

15F New section 402 inserted

At the end of Division 20 of Part IX of the **Accident Compensation Act 1985 insert**—

"**402 Transitional provision—Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026—employment on or after 12 November 1997 but before 20 October 1999**

Section 134A(3) and (4) as inserted by Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** does not apply in relation to a cause of action for damages in relation to a dust-related condition arising out of, or in the course of, or due to the nature of any employment on or after 12 November 1997 but before 20 October 1999 if that cause of action has been finalised and fully determined before the commencement of Part 3A of that Act.".'.

NEW CLAUSES

14. Insert the following New Division before Part 4—

'**Division 2—Amendments relating to actions for damages**

15H Definitions

In section 135BC of the **Accident Compensation Act 1985**—

(a) **insert** the following definition—

"***serious dust-related condition*** means a condition that is—

(a) a dust-related condition within the meaning of the **Administration and Probate Act 1958**; or

(b) an eligible progressive disease attributable or related to exposure to occupational dust;";

(b) the definition of ***serious silica-related condition*** is **repealed**;

(c) in the definition of ***subsequent action***, for "silica-related" **substitute** "dust-related".

15I Section 135BD amended

(1) In the heading to section 135BD of the **Accident Compensation Act 1985**, for "**silica-related**" **substitute** "**dust-related**".

(2) In section 135BD of the **Accident Compensation Act 1985**, for "silica- related" (wherever occurring) **substitute** "dust-related".

15J Only one subsequent award of damages permitted

In section 135BE of the **Accident Compensation Act 1985**, for "silica-related" (where twice occurring) **substitute** "dust-related".

15K Regard must be had to initial award of damages

In section 135BF of the **Accident Compensation Act 1985**, for "silica-related" (where twice occurring) **substitute** "dust-related".

15L Regard must be had to legal costs incurred in initial action

(1) In section 135BG(1) of the **Accident Compensation Act 1985**, for "silica-related" (where twice occurring) **substitute** "dust-related".

(2) In section 135BG(3)(a)(ii) and (iv) of the **Accident Compensation Act 1985**, for "silica" **substitute** "occupational dust".

15M New section 135BI inserted

After section 135BH of the **Accident Compensation Act 1985 insert**—

"**135BI Interaction with Asbestos Diseases Compensation Act 2008**

(1) Despite anything to the contrary in the **Asbestos Diseases Compensation Act 2008**, that Act does not apply to an asbestos- related cause of action that has not been commenced before the commencement of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**.

(2) For the purposes of subsection (1), an asbestos-related cause of action is a cause of action for damages in respect of an asbestos-related condition (within the meaning **Asbestos Diseases Compensation Act 2008**) that is also a serious dust-related condition.".

15N New section 403 inserted

At the end of Division 20 of Part IX of the **Accident Compensation Act 1985 insert**—

"**403 Transitional provisions—Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026—Actions for damages**

(1) Division 9C of Part IV as amended by Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** applies to a cause of action for damages in relation to a serious dust-related condition to which that Division applies commenced on or after the commencement of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**.

(2) Division 9C of Part IV as amended by Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** applies to a cause of action for damages in relation to a serious dust-related condition commenced before the commencement of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** but only if—

(a) the hearing of the action has not commenced before the commencement of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**; or

(b) damages have not been awarded or a settlement has not been reached in that action before the commencement of that Part.

(3) Division 9C of Part IV as amended by Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** does not apply to a cause of action for damages in relation to a serious dust-related condition commenced before the commencement of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** if—

(a) the hearing of the action has commenced before the commencement of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**; or

(b) damages have been awarded or a settlement has been reached in that action before the commencement of that Part.".'.

NEW CLAUSES

15. Insert the following New Division before Part 4—

'**Division 3—Commencing proceedings without complying with certain requirements**

15O Heading to Division 9B of Part IV amended

In the heading to Division 9B of Part IV of the **Accident Compensation Act 1985**, for "**asbestos-related**" **substitute** "**certain**".

15P Section 135BB amended

(1) For the heading to section 135BB of the **Accident Compensation Act 1985 substitute**—

"**Actions by workers with certain conditions**".

(2) In section 135BB(1) of the **Accident Compensation Act 1985**, for "an asbestos-related condition" **substitute** "a serious dust-related condition".

(3) In section 135BB(3)(b) of the **Accident Compensation Act 1985**, for "asbestos-related condition" **substitute** "serious dust-related condition".

(4) In section 135BB(4) of the **Accident Compensation Act 1985**, for "an asbestos-related condition" **substitute** "a serious dust-related condition".

(5) For section 135BB(8) of the **Accident Compensation Act 1985 substitute**—

"(8) In this section—

serious dust-related condition means a condition that is—

(a) a dust-related condition within the meaning of the **Administration and Probate Act 1958**; or

(b) an eligible progressive disease attributable or related to exposure to occupational dust.".

15Q New section 404 inserted

At the end of Division 20 of Part IX of the **Accident Compensation Act 1985 insert**—

"**404 Transitional provision—Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026—commencing proceedings without complying with certain requirements**

The amendments made to section 135BB by Division 3 of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** apply in relation to the commencement of proceedings under section 134AB or 135A on or after the day on which Division 3 of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** comes into operation regardless of whether the injury in respect of which those proceedings are to be commenced occurred before that day.".'.

NEW CLAUSES

16. Insert the following New Part after Part 4—

'Part 4A—Amendment of Limitation of Actions Act 1958

18A New section 23AB inserted

After section 23A of the **Limitation of Actions Act 1958 insert**—

"**23AB No limitation period for certain dust-related conditions**

(1) No limitation period applies in relation to a cause of action for damages for injury to a worker, whether the cause of action is brought by the worker or the dependants of a deceased worker if—

(a) the action for damages is an action to which—

(i) Part IV of the **Accident Compensation Act 1985** applies; or

(ii) Part 7 of the **Workplace Injury Rehabilitation and Compensation Act 2013** applies; or

(iii) Part III or VB of the **Wrongs Act 1958** applies; and

(b) the injury to the worker is a dust-related condition within the meaning of section 3(1) of the **Administration and Probate Act 1958**.

(2) This section applies despite anything to the contrary in section 5 or section 40(a) and (b).".

18B Saving

In section 40 of the **Limitation of Actions Act 1958** for "Despite" **substitute** "Subject to section 23AB, despite".'.

NEW CLAUSES

17. Insert the following New Part before Part 5—

'Part 4B—Amendment of Administration and Probate Act 1958

18C Definitions

In section 3(1) of the **Administration and Probate Act 1958**, in the definition of ***dust-related condition***, after paragraph (b) **insert**—

"(c) any other medical or pathological condition related to exposure to silica dust, including a condition that is an autoimmune condition or cancer;".

18D New section 108 inserted

After section 107 of the **Administration and Probate Act 1958 insert**—

"**108 Transitional provisions—Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**

(1) The definition of ***dust-related condition*** in section 3(1), as amended by Part 4B of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**, applies for the purposes of the provisions specified in subsection (2) in respect of—

(a) a cause of action vested in a person who dies on or after the commencement of that Part; and

(b) an injury arising at any time, including before the commencement of that Part; and

(c) an action commenced—

(i) before the commencement of that Part but not determined immediately before the commencement of that Part; or

(ii) on or after the commencement of that Part.

(2) For the purposes of subsection (1), the following provisions are specified—

(a) section 29(2A);

(b) section 27B(2)(d) of the **Limitation of Actions Act 1958**;

(c) section 19C(2)(a) of the **Wrongs Act 1958**;

(d) section 28IF(2)(a) of the **Wrongs Act 1958**;

(e) section 45(1)(e) of the **Wrongs Act 1958**;

(f) section 81(1)(a) of the **Wrongs Act 1958**."."

AMENDMENT OF LONG TITLE

18. Long title, omit "in relation to guarantees and supported accommodation".

19. Long title, omit "**Accident Compensation Act 1985** in relation to supported accommodation" and insert "**Accident Compensation Act 1985**".

20. Long title, before "the **Transport Accident Act 1986**" insert "the **Administration and Probate Act 1958** in relation to dust-related conditions,".

21. Long title, before "and to make" insert ", the **Limitation of Actions Act 1958** to remove a limitation period for certain actions".

Amendments circulated by Jaclyn Symes (JS102C)

1. Clause 1, after line 3 insert—

"(aa) to amend the **Occupational Health and Safety Act 2004**, the **Occupational Health and Safety Amendment (Dangerous Goods) Act 2026** and the **Dangerous Goods Transport Act 2026** in relation to reckless endangerment offences; and".

2. Clause 1, page 2, after line 8 insert—

"(iii) to make further provision for the award of provisional and subsequent damages to injured workers with serious dust-related conditions; and".

3. Clause 1, page 2, before line 9 insert—

"(iv) in relation to commencing certain proceedings related to serious dust-related conditions without complying with certain requirements; and".

4. Clause 1, page 2, line 11, after "accommodation" insert "and in relation to commencing certain proceedings related to serious dust-related conditions without complying with certain requirements".

5. Clause 1, page 2, after line 11 insert—

"(ba) to amend the **Accident Compensation Act 1985** to provide for claims for damages related to employment between 12 November 1997 and 20 October 1999; and".

6. Clause 1, page 2, before line 12 insert—

"(bb) to amend the **Accident Compensation Act 1985** to make further provision for the award of provisional and subsequent damages to injured workers with serious dust-related conditions; and".

7. Clause 1, page 2, after line 18 insert—

"(iii) to provide for health and safety orders and related matters; and".

8. Clause 1, page 2, before line 19 insert—

"(iv) to provide for the use of impact statements in certain proceedings; and".

9. Clause 1, page 2, line 20, after "accommodation" insert "and certain benefits for children".

10. Clause 1, page 2, line 21, after "consequential" insert "and related".

11. Clause 1, page 2, after line 23 insert—

"(ea) to amend the **Limitation of Actions Act 1958** to remove the limitation period for certain causes of action for dust-related conditions; and".

12. Clause 2, line 27, after "other than" insert "Part 1A,".

13. Clause 2, line 27, after "Part 2" insert ", Division 2 of Part 4".

14. Clause 2, lines 27 and 28, omit "and Part 5" and insert ", Part 5 and Part 5A".

15. Clause 2, line 28, before ") comes" insert "and Part 5B".

16. Clause 2, after line 29 insert—

"(1A) Division 2 of Part 4 comes into operation on 1 November 2026.".

NEW CLAUSES

17. Insert the following New Part after Part 1—

'Part 1A—Amendments related to reckless endangerment

Division 1—Amendment of Occupational Health and Safety Act 2004

2A Section 32 substituted

For section 32 of the **Occupational Health and Safety Act 2004 substitute**—

"**32 Conduct that endangers persons at workplaces etc.**

(1) A person must not, without lawful excuse, recklessly engage in conduct that places, or may place, another person who is at a workplace in danger of serious injury, serious illness or death.

Penalty: 10 000 penalty units or 10 years imprisonment or both for a natural person;

50 000 penalty units for a body corporate.

(2) A person must not, without lawful excuse, recklessly engage in conduct that—

(a) constitutes a contravention of a provision of—

(i) Division 2, 3 or 4; or

(ii) this Division (other than subsection (1)); and

(b) places, or may place, another person in danger of serious injury, serious illness or death.

Penalty: 10 000 penalty units or 10 years imprisonment or both for a natural person;

50 000 penalty units for a body corporate.

(3) An offence against subsection (1) or (2) is an indictable offence.

Note

However, the offence may be heard and determined summarily (see section 28 of the **Criminal Procedure Act 2009**).".

Division 2—Amendment of Occupational Health and Safety Amendment (Dangerous Goods) Act 2026

2B Conduct in respect of handling of dangerous goods that endangers persons

(1) In section 55 of the **Occupational Health and Safety Amendment (Dangerous Goods) Act 2026**, in proposed section 35D(1) of the **Occupational Health and Safety Act 2004**, after "serious injury" **insert** ", serious illness".

(2) In section 55 of the **Occupational Health and Safety Amendment (Dangerous Goods) Act 2026**, for the penalty at the foot of proposed section 35D(1) of the **Occupational Health and Safety Act 2004 substitute**—

"Penalty: 10 000 penalty units or 10 years imprisonment or both for a natural person;

50 000 penalty units for a body corporate.".

Division 3—Amendment of Dangerous Goods Transport Act 2026

2C Conduct in respect of transport of dangerous goods that endangers persons

(1) In section 20(1) of the **Dangerous Goods Transport Act 2026**, after "serious injury" **insert** ", serious illness".

(2) For the penalty at the foot of section 20(1) of the **Dangerous Goods Transport Act 2026 substitute**—

"Penalty: 10 000 penalty units or 10 years imprisonment or both for a natural person;

50 000 penalty units for a body corporate.".'.

18. Insert the following New Part heading to follow clause 13—

"**Part 2A—Further amendment of Workplace Injury Rehabilitation and Compensation Act 2013**".

NEW CLAUSES

19. Insert the following New Division before Part 3—

'**Division 1—Amendments relating to actions for damages**

13A Definitions

In section 356A of the **Workplace Injury Rehabilitation and Compensation Act 2013**—

(a) **insert** the following definition—

"***serious dust-related condition*** means a condition that is—

(a) a dust-related condition within the meaning of the **Administration and Probate Act 1958**; or

(b) an eligible progressive disease attributable or related to exposure to occupational dust;";

(b) the definition of ***serious silica-related condition*** is **repealed**;

(c) in the definition of ***subsequent action***, for "silica-related" **substitute** "dust-related".

13B Section 356B amended

(1) In the heading to section 356B of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "**silica-related**" **substitute** "**dust-related**".

(2) In section 356B of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "silica-related" (wherever occurring) **substitute** "dust-related".

13C Only one subsequent award of damages permitted

In section 356C of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "silica-related" (where twice occurring) **substitute** "dust-related".

13D Regard must be had to initial award of damages

In section 356D of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "silica-related" (where twice occurring) **substitute** "dust-related".

13E Regard must be had to legal costs incurred in initial action

(1) In section 356E(1) of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "silica-related" (where twice occurring) **substitute** "dust-related".

(2) In section 356E(3)(a)(ii) and (iv) of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "silica" **substitute** "occupational dust".

13F New section 356G inserted

After section 356F of the **Workplace Injury Rehabilitation and Compensation Act 2013 insert**—

"**356G Interaction with Asbestos Diseases Compensation Act 2008**

(1) Despite anything to the contrary in the **Asbestos Diseases Compensation Act 2008**, that Act does not apply to an asbestos-related cause of action that has not been commenced before the commencement of Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**.

(2) For the purposes of subsection (1), an asbestos-related cause of action is a cause of action for damages in respect of an asbestos-related condition (within the meaning **Asbestos Diseases Compensation Act 2008**) that is also a serious dust-related condition.".

13G New section 631 inserted

At the end of Part 13 of the **Workplace Injury Rehabilitation and Compensation Act 2013 insert**—

"**631 Transitional provisions—Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026—Actions for damages**

(1) Subdivision 3 of Division 2 of Part 7 as amended by Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** applies to a cause of action for damages in relation to a serious dust-related condition to which that Subdivision applies commenced on or after the commencement of Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**.

(2) Subdivision 3 of Division 2 of Part 7 as amended by Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** applies to a cause of action for damages in relation to a specified dust-related condition commenced before the commencement of Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** but only if—

(a) the hearing of the action has not commenced before the commencement of Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**; or

(b) damages have not been awarded or a settlement has not been reached in that action before the commencement of that Part.

(3) Subdivision 3 of Division 2 of Part 7 as amended by Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** does not apply to a cause of action for damages in relation to a specified dust-related condition commenced before the commencement of Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** if—

(a) the hearing of the action has commenced before the commencement of Part 2A of the **Workplace Legislation**

Amendment (Accident Compensation and Other Matters) Act 2026; or

(b) damages have been awarded or a settlement has been reached in that action before the commencement of that Part.

(4) In this section—

specified dust-related condition means a dust-related condition within the meaning of the **Administration and Probate Act 1958** other than—

(a) Asbestosis; or

(b) Asbestos induced carcinoma; or

(c) Asbestos related pleural diseases; or

(d) Mesothelioma; or

(e) Silicosis; or

(f) Silico-tuberculosis."'.

NEW CLAUSES

20. Insert the following New Division before Part 3—

'**Division 2—Commencing proceedings without complying with certain requirements**

13H Heading to Division 3 of Part 7 amended

In the heading to Division 3 of Part 7 of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "**asbestos-related conditions**" **substitute** "**serious dust-related conditions**".

13I Section 357 amended

(1) In the heading to section 357 of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "**asbestos-related conditions**" **substitute** "**serious dust-related conditions**".

(2) In section 357(1)(a) of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "death; or" **substitute** "death.".

(3) Section 357(1)(b) of the **Workplace Injury Rehabilitation and Compensation Act 2013** is **repealed**.

(4) After section 357(1) of the **Workplace Injury Rehabilitation and Compensation Act 2013 insert**—

"(1A) This section also applies if a worker may have an entitlement to recover damages in accordance with Division 2 in respect of an injury that is a serious dust-related condition arising out of, or in the course of, or due to the nature of, employment.".

(5) In section 357(4) of the **Workplace Injury Rehabilitation and Compensation Act 2013**—

(a) in paragraph (a), for "subsection (1)(a)" **substitute** "subsection (1)";

(b) in paragraph (b)—

(i) for "subsection (1)(b)" **substitute** "subsection (1A)";

(ii) for "an asbestos-related condition" **substitute** "a serious dust-related condition".

(6) In section 357(7) of the **Workplace Injury Rehabilitation and Compensation Act 2013**, for "the asbestos-related condition" **substitute** "the serious dust-related condition".

(7) For section 357(8) of the **Workplace Injury Rehabilitation and Compensation Act 2013 substitute**—

"(8) In this section—

serious dust-related condition means a condition that is—

(a) a dust-related condition within the meaning of the **Administration and Probate Act 1958**; or

(b) an eligible progressive disease attributable or related to exposure to occupational dust.".

13J New section 632 inserted

At the end of Part 13 of the **Workplace Injury Rehabilitation and Compensation Act 2013 insert**—

"**632 Transitional provision—Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026—commencing proceedings without complying with certain requirements**

Section 357 as amended by the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** applies in relation to the commencement of proceedings in accordance with Division 2 of Part 7 on or after the day on which Division 2 of Part 2A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** comes into operation regardless of whether the injury in respect of which those proceedings are to be commenced occurred before that day.".'.

21. Insert the following New Part heading to follow clause 15—

"**Part 3A—Further amendment of Accident Compensation Act 1985**".

NEW CLAUSES

22. Insert the following New Division before Part 4—

'**Division 1—Claims for damages related to employment between 12 November 1997 and 20 October 1999**

15A Heading to Division 8A of Part IV substituted

For the heading to Division 8A of Part IV of the **Accident Compensation Act 1985 substitute**—

"**Division 8A—Actions in respect of certain injuries arising from certain periods of employment**".

15B Actions for damages

After section 134AB(2) of the **Accident Compensation Act 1985 insert**—

"(2A) A worker or the dependants of a worker may recover damages in a proceeding in respect of an injury arising out of or in the course of, or due to the nature of, employment on or after 12 November 1997 but before 20 October 1999 if—

(a) the injury is a condition that is—

(i) a dust-related condition within the meaning of the **Administration and Probate Act 1958**; or

(ii) an eligible progressive disease attributable or related to exposure to occupational dust; and

(b) the injury is a serious injury; and

(c) the employment was a significant contributing factor to the injury of the worker.".

15C Actions for damages only in accordance with this Act

After section 134A(2) of the **Accident Compensation Act 1985 insert**—

"(3) Subsection (1) does not prevent the recovery of damages in a proceeding under this Act or the **Wrongs Act 1958**, subject to and in accordance with Division 8A of this Part, in respect of injury to a worker arising out of or in the course of, or due to the nature of, employment on or after 12 November 1997 but before 20 October 1999 if—

(a) the injury is a condition that is—

(i) a dust-related condition within the meaning of the **Administration and Probate Act 1958**; or

(ii) an eligible progressive disease attributable or related to exposure to occupational dust; and

(b) the employment was a significant contributing factor to the injury of the worker.

Note

See section 134AB(2A).

(4) Subsection (3) applies despite any time limit applying to proceedings under Part III of the **Wrongs Act 1958**.".

15D Heading to Division 9B of Part IV amended

In the heading to Division 9B of Part IV of the **Accident Compensation Act 1985**, for "**asbestos-related**" **substitute** "**certain**".

15E Section 135BB amended

(1) For the heading to section 135BB of the **Accident Compensation Act 1985 substitute**—

"**Actions by workers with certain conditions**".

(2) After section 135BB(1) of the **Accident Compensation Act 1985 insert**—

"(1A) This section also applies to a worker who may have an entitlement to recover damages in accordance with section 134AB(2A) in respect of injury arising out of, or in the course of, or due to the nature of, any employment on or after 12 November 1997 but before 20 October 1999.".

15F New section 402 inserted

At the end of Division 20 of Part IX of the **Accident Compensation Act 1985 insert**—

"**402 Transitional provision—Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026—employment on or after 12 November 1997 but before 20 October 1999**

Section 134A(3) and (4) as inserted by Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** does not apply in relation to a cause of action for damages in relation to a dust-related condition arising out of, or in the course of, or due to the nature of any employment on or after 12 November 1997 but before 20 October 1999 if that cause of action has been finalised and fully determined before the commencement of Part 3A of that Act.".

15G New Division 21 of Part IX inserted

After Division 20 of Part IX of the **Accident Compensation Act 1985 insert**—

"**Division 21—Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026—Transitional matters**

405 Regulations dealing with transitional matters—Part 3A of Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026

(1) The Governor in Council may make regulations containing provisions of a transitional nature, including matters of an application or savings nature, arising as a result of the enactment of Division 1 of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**, including any repeals and amendments made by or as a result of the enactment of that Part of that Act.

(2) Regulations made under this section may—

(a) have a retrospective effect to a day on or after a date not earlier than the day on which the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** receives the Royal Assent; and

(b) be of limited or general application; and

(c) differ according to time, place or circumstances; and

(d) leave any matter or thing to be decided by a specified person or class of person.

(3) Regulations under this section have effect despite anything to the contrary in—

(a) this Act or any other Act (other than Division 1 of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and**

Other Matters) Act 2026 or the **Charter of Human Rights and Responsibilities Act 2006**); or

(b) any subordinate instrument.

(4) This section is **repealed** on the second anniversary of the day on which it comes into operation.".'.

NEW CLAUSES

23. Insert the following New Division before Part 4—

'**Division 2—Amendments relating to actions for damages**

15H Heading to Division 9C of Part IV and definitions amended

(1) In the heading to Division 9C of Part IV of the **Accident Compensation Act 1985**, for "**silica-related**" **substitute** "**dust-related**".

(2) In section 135BC of the **Accident Compensation Act 1985**—

(a) **insert** the following definition—

"***serious dust-related condition*** means a condition that is—

(a) a dust-related condition within the meaning of the **Administration and Probate Act 1958**; or

(b) an eligible progressive disease attributable or related to exposure to occupational dust;";

(b) the definition of ***serious silica-related condition*** is **repealed**;

(c) in the definition of ***subsequent action***, for "silica-related" **substitute** "dust-related".

15I Section 135BD amended

(1) In the heading to section 135BD of the **Accident Compensation Act 1985**, for "**silica-related**" **substitute** "**dust-related**".

(2) In section 135BD of the **Accident Compensation Act 1985**, for "silica-related" (wherever occurring) **substitute** "dust-related".

15J Only one subsequent award of damages permitted

In section 135BE of the **Accident Compensation Act 1985**, for "silica-related" (where twice occurring) **substitute** "dust-related".

15K Regard must be had to initial award of damages

In section 135BF of the **Accident Compensation Act 1985**, for "silica-related" (where twice occurring) **substitute** "dust-related".

15L Regard must be had to legal costs incurred in initial action

(1) In section 135BG(1) of the **Accident Compensation Act 1985**, for "silica-related" (where twice occurring) **substitute** "dust-related".

(2) In section 135BG(3)(a)(ii) and (iv) of the **Accident Compensation Act 1985**, for "silica" **substitute** "occupational dust".

15M New section 135BI inserted

After section 135BH of the **Accident Compensation Act 1985 insert**—

"**135BI Interaction with Asbestos Diseases Compensation Act 2008**

(1) Despite anything to the contrary in the **Asbestos Diseases Compensation Act 2008**, that Act does not apply to an asbestos-related cause of action that has not been commenced before the commencement of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**.

(2) For the purposes of subsection (1), an asbestos-related cause of action is a cause of action for damages in respect of an asbestos-related condition (within the meaning **Asbestos Diseases Compensation Act 2008**) that is also a serious dust-related condition.".

15N New section 403 inserted

At the end of Division 20 of Part IX of the **Accident Compensation Act 1985 insert**—

"**403 Transitional provisions—Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026—Actions for damages**

(1) Division 9C of Part IV as amended by Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** applies to a cause of action for damages in relation to a serious dust-related condition to which that Division applies commenced on or after the commencement of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**.

(2) Division 9C of Part IV as amended by Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** applies to a cause of action for damages in relation to a specified dust-related condition commenced before the commencement of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** but only if—

(a) the hearing of the action has not commenced before the commencement of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**; or

(b) damages have not been awarded or a settlement has not been reached in that action before the commencement of that Part.

(3) Division 9C of Part IV as amended by Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** does not apply to a cause of action for damages in relation to a specified dust-related condition commenced before the commencement of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** if—

(a) the hearing of the action has commenced before the commencement of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**; or

(b) damages have been awarded or a settlement has been reached in that action before the commencement of that Part.

(4) In this section—

specified dust-related condition means dust-related condition within the meaning of the **Administration and Probate Act 1958** other than—

(a) Asbestosis; or

(b) Asbestos induced carcinoma; or

(c) Asbestos related pleural diseases; or

(d) Mesothelioma; or

(e) Silicosis; or

(f) Silico-tuberculosis.".'.

NEW CLAUSES

24. Insert the following New Division before Part 4—

'**Division 3—Commencing proceedings without complying with certain requirements**

15O Heading to Division 9B of Part IV substituted

For the heading to Division 9B of Part IV of the **Accident Compensation Act 1985 substitute**—

"**Division 9B—Actions by workers with certain conditions**".

15P Section 135BB amended

(1) For the heading to section 135BB of the **Accident Compensation Act 1985 substitute**—

"**Actions by workers with certain conditions**".

(2) In section 135BB(1) of the **Accident Compensation Act 1985**, for "an asbestos-related condition" **substitute** "a serious dust-related condition".

(3) In section 135BB(3)(b) of the **Accident Compensation Act 1985**, for "asbestos-related condition" **substitute** "serious dust-related condition".

(4) In section 135BB(4) of the **Accident Compensation Act 1985**, for "an asbestos-related condition" **substitute** "a serious dust-related condition".

(5) For section 135BB(8) of the **Accident Compensation Act 1985 substitute**—

"(8) In this section—

serious dust-related condition means a condition that is—

(a) a dust-related condition within the meaning of the **Administration and Probate Act 1958**; or

(b) an eligible progressive disease attributable or related to exposure to occupational dust.".

15Q New section 404 inserted

At the end of Division 20 of Part IX of the **Accident Compensation Act 1985 insert**—

"**404 Transitional provision—Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026—commencing proceedings without complying with certain requirements**

The amendments made to section 135BB by Division 3 of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** apply in relation to the commencement of proceedings under section 134AB or 135A on or after the day on which Division 3 of Part 3A of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** comes into operation regardless of whether the injury in respect of which those proceedings are to be commenced occurred before that day.".'.

25. Insert the following New Division heading before clause 16—

"**Division 1—Supported accommodation**".

NEW CLAUSES

26. Insert the following New Division to follow clause 18—

'**Division 2—Benefits for children**

18A Surviving children

(1) For section 59(1) of the **Transport Accident Act 1986 substitute**—

"(1) The Commission is liable to pay weekly payments, a death benefit and an education allowance in accordance with this section in respect of a dependent child of a person if—

(a) the person dies as a result of a transport accident; and

(b) any of the following apply—

(i) the child has another parent who is not a dependent partner of the person;

(ii) the child has another parent who does not wholly, mainly or in part provide economic support for the child;

(iii) the child does not have another parent.".

(2) After section 59(3) of the **Transport Accident Act 1986 insert**—

"(3A) Despite subsection (3), on or after 1 November 2026, the sum of a weekly payment for which the Commission is liable under subsection (1) or (2) is double the amount that would otherwise be payable under subsection (3)(a).".

18B New section 59A inserted

After section 59 of the **Transport Accident Act 1986 insert**—

"**59A Surviving children—education allowance**

(1) The Commission is liable to pay an education allowance in accordance with this section in respect of a dependent child of a person who dies in a transport accident if the child is not entitled to an education allowance under section 59.

(2) The education allowance payable under subsection (1) in respect of a dependent child is—

(a) the same as the amount that is payable in respect of a child under section 59(6)(a); and

(b) payable to the responsible person for the child for the benefit of the child until the child attains the age of 18 years.

(3) In this section—

responsible person has the same meaning as in section 59.".

18C New section 132AA inserted

After section 132 of the **Transport Accident Act 1986 insert**—

"**132AA Regulations dealing with transitional matters—Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**

(1) The Governor in Council may make regulations containing provisions of a transitional nature, including matters of an application or savings nature, arising as a result of the enactment of Division 2 of Part 4 of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**, including any repeals and amendments made by or as a result of the enactment of that Division.

(2) Regulations made under this section may—

(a) have a retrospective effect to a day on or after a date not earlier than the day on which Division 2 of Part 4 of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** receives the Royal Assent; and

(b) be of limited or general application; and

(c) differ according to time, place or circumstances; and

(d) leave any matter or thing to be decided by a specified person or class of person.

(3) Regulations under this section have effect despite anything to the contrary in—

(a) this Act or any other Act (other than Division 2 of Part 4 of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** or the **Charter of Human Rights and Responsibilities Act 2006**); or

(b) any subordinate instrument.

(4) This section is **repealed** on the second anniversary of the day on which it comes into operation.".

18D New section 236 inserted

After section 235 to the **Transport Accident Act 1986 insert**—

"**236 Surviving children**

(1) Sections 59(3A) and 59A apply in respect of a dependent child of a person who dies in a transport accident, regardless of when the transport accident occurred.

(2) Despite subsection (1), if the transport accident occurred before the commencement day, the Commission is not liable to pay any amount under section 59(3A) or 59A in respect of any period occurring before the commencement day.

(3) In this section—

commencement day means the day on which Division 2 of Part 4 of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** comes into operation.".'.

NEW CLAUSES

27. Insert the following New Part after Part 4—

'Part 4A—Amendment of Limitation of Actions Act 1958

18E New section 23AB inserted

After section 23A of the **Limitation of Actions Act 1958 insert**—

"**23AB No limitation period for certain dust-related conditions**

(1) No limitation period applies in relation to a cause of action for damages for injury to a worker, whether the cause of action is brought by the worker or the dependants of a deceased worker if—

(a) the action for damages is an action to which—

(i) Part IV of the **Accident Compensation Act 1985** applies; or

(ii) Part 7 of the **Workplace Injury Rehabilitation and Compensation Act 2013** applies; or

(iii) Part III of the **Wrongs Act 1958** applies; and

(b) the action for damages is in respect of an injury arising out of, or in the course of, or due to the nature of, employment of the worker on or after 12 November 1997 but before 20 October 1999; and

(c) the injury to the worker is a dust-related condition within the meaning of section 3(1) of the **Administration and Probate Act 1958**.

(2) This section applies despite anything to the contrary in section 5 or section 40(a) and (b).".

18F Saving

In section 40 of the **Limitation of Actions Act 1958** for "Despite" **substitute** "Subject to section 23AB, despite".'.

NEW CLAUSES

28. Insert the following New Part after Part 5—

'**Part 5A—Further amendment of Occupational Health and Safety Act 2004—health and safety orders**

Division 1—Amendment of Occupational Health and Safety Act 2004

37A New definition inserted

In section 5(1) of the **Occupational Health and Safety Act 2004 insert** the following definition—

"***health and safety order*** means an order under section 137(1);".

37B Section 136 repealed

Section 136 of the **Occupational Health and Safety Act 2004** is **repealed**.

37C Health and safety order

(1) In the heading to section 137 of the **Occupational Health and Safety Act 2004**, for "**Release on the giving of a health and safety undertaking**" **substitute** "**Health and safety order**".

(2) In section 137(1) of the **Occupational Health and Safety Act 2004** for "up to 2 years and make an order for the release of the offender giving an undertaking with specified conditions" **substitute** "up to 5 years and order that the offender is subject to the conditions included in the order".

(3) In section 137(2) of the **Occupational Health and Safety Act 2004**—

(a) for "An undertaking must specify the following conditions—" **substitute** "A health and safety order must include the following conditions—".

(b) in paragraph (a) **omit** "during the period of the adjournment";

(c) in paragraph (b), for "adjournment" **substitute** "health and safety order".

(4) In section 137(3) of the **Occupational Health and Safety Act 2004—**

(a) for "the court may impose on an offender who is an employer special conditions that the offender" **substitute** "the court may specify in a health and safety order one or more special conditions that the offender";

(b) in paragraph (c), for "Authority." **substitute** "Authority; and";

(c) after paragraph (c) **insert**—

"(d) undertake a specified project for the general improvement of occupational health, safety and welfare within the period specified in the health and safety order.".

(5) At the foot of section 137(3) of the **Occupational Health and Safety Act 2004 insert**—

"**Note**

In relation to the undertaking of an offender see also Part 3.".

(6) Section 137(4) and (5) of the **Occupational Health and Safety Act 2004** are **repealed**.

(7) In section 137(6) of the **Occupational Health and Safety Act 2004**, for "undertaking" **substitute** "health and safety order".

(8) In section 137(7) of the **Occupational Health and Safety Act 2004**, for "an order under this section" **substitute** "a health and safety order".

37D Section 138 substituted and new section 138A inserted

For section 138 of the **Occupational Health and Safety Act 2004 substitute**—

"**138 Variation or contravention of health and safety order**

(1) The following persons at any time while a health and safety order is in force may apply to a court for variation or cancellation of the health and safety order—

(a) the offender;

(b) the Authority;

(c) the Director of Public Prosecutions.

(2) On application under subsection (1), the court—

(a) may vary or cancel a health and safety order if satisfied—

(i) that the circumstances of the offender have materially altered since the health and safety order was made and as a result the offender will not be able to comply with any condition of the health and safety order; or

(ii) that the circumstances of the offender were wrongly stated or were not accurately presented to the court or the author of a pre-sentence report before the health and safety order was made; or

(iii) that the offender is no longer willing to comply with the conditions of the health and safety order; and

(b) may deal with the offender for the offence or offences with respect to which the health and safety order was made in any manner in which the court could deal with the offender if the court had just found the offender guilty of that offence or those offences, having regard to the extent to which the offender has complied with the health and safety order.

(3) Notice of an application under subsection (1) must be given—

(a) to the offender; and

(b) to the Authority, if the sentencing court was the Magistrates' Court;

(c) to the Director of Public Prosecutions, if the sentencing court was the Supreme Court or the County Court.

(4) The court may order that a warrant to arrest be issued against the offender if the offender does not attend before the court on the hearing of the application.

138A Contravention of a health and safety order

An offender subject to a health and safety order must not contravene the health and safety order unless the offender has a reasonable excuse.

Penalty: 500 penalty units for a natural person;

2 500 penalty units for a body corporate.".

Division 2—Consequential amendments to Occupational Health and Safety Amendment (Dangerous Goods) Act 2026

37E Section 198 amended

In section 198 of the **Occupational Health and Safety Amendment (Dangerous Goods) Act 2026**, for "Before section 136" **substitute** "Before section 137".

37F Section 199 amended

In section 199 of the **Occupational Health and Safety Amendment (Dangerous Goods) Act 2026**, for "before section 136" **substitute** "before section 137".

37G Section 200 repealed

Section 200 of the **Occupational Health and Safety Amendment (Dangerous Goods) Act 2026** is **repealed**.

37H Heading to section 201 amended

For the heading to section 201 of the **Occupational Health and Safety Amendment (Dangerous Goods) Act 2026 substitute—**

"**Health and safety order**".'.

NEW CLAUSES

29. Insert the following New Part before Part 6—

'Part 5B—Further amendment of Occupational Health and Safety Act 2004—impact statements

Division 1—Amendment of Occupational Health and Safety Act 2004

37I Definitions

In section 5(1) of the **Occupational Health and Safety Act 2004 insert** the following definitions—

"***impact statement*** means a statement referred to in section 134A;

medical report means a report referred to in section 134D;".

37J New Division 1A of Part 11 inserted

After Division 1 of Part 11 of the **Occupational Health and Safety Act 2004 insert**—

"Division 1A—Impact statements

134A What is an impact statement?

(1) An impact statement is a statement that—

(a) is in respect of an offence against this Act or the regulations; and

(b) contains any information described in subsection (2); and

(c) is in the form of—

(i) a statutory declaration; or

(ii) an affidavit; or

(iii) sworn or affirmed oral evidence.

(2) The information that may be contained in the statement is the following—

(a) information relating to a risk—

(i) that is to the health, safety or welfare of any person; and

(ii) to which the offence relates;

(b) information relating to the eventuation of a risk described in paragraph (a);

(c) information relating to how any person was impacted, directly or indirectly, by—

(i) a risk described in paragraph (a); or

(ii) the eventuation of a risk described in paragraph (a); or

(iii) the offence.

(3) A reference in subsection (2)(c) to how any person was impacted refers to—

(a) how the health, safety or welfare of any person was impacted (including by the person suffering injury, loss or damage); and

(b) any other way in which any person was impacted.

(4) An impact statement that is in the form of a statutory declaration or an affidavit may include photographs, drawings or poems or other material that relates to any of the matters set out in subsection (2).

Note

Under section 134D, a medical report may be given with an impact statement.

134B When court may allow person to give impact statement

(1) A court that finds a person guilty of an offence against this Act or the regulations may allow a person to give an impact statement to the court in respect of the offence for the purpose of assisting the court to determine—

(a) what sentence to impose for the offence; or

(b) whether to make an order under Division 2 in respect of the offence (and if so, the content of that order)—

if the court is satisfied that it is appropriate to do so.

(2) Nothing in subsection (1) limits or otherwise affects the ability of a person to make a victim impact statement under the **Sentencing Act 1991**.

(3) An impact statement given in accordance with subsection (1) may be given on behalf of another person if—

(a) that other person is under the age of 18 years; or

(b) the court is satisfied that the other person is incapable of making the statement because of mental illness or for any other reason.

134C Admissibility

(1) A court that receives an impact statement may rule as inadmissible—

(a) the whole or any part of the statement; or

(b) the whole or any part of a medical report attached to the statement.

(2) It is the intention of Parliament that in interpreting and applying this section, courts have regard to the following—

(a) an impact statement allows a person to give information described in section 134A(2);

(b) an impact statement is not inadmissible merely because it contains subjective or emotive material.

(3) A court may receive the whole of an impact statement, or an attached medical report, despite—

(a) an objection being taken to the statement or report (or to part of the statement or report); or

(b) the statement or report containing inadmissible material.

(4) If the court receives an impact statement, or an attached medical report, that contains inadmissible material, the court, in sentencing the offender—

(a) is not to rely on the material that the court considers to be inadmissible; and

(b) need not specify which of the material is not being relied on.

134D Medical report

(1) A person who gives an impact statement to a court may also give to the court, along with that statement, a report on medical matters concerning that person (or, if the statement is given on behalf of another natural person, that other person).

(2) The report—

(a) must be—

(i) in writing; and

(ii) made and signed by a medical expert; and

(b) may include a document that the medical expert intends should be read with the statement.

(3) A document may be included under subsection (2)(b) regardless of whether—

(a) it was in existence at the time the report was made; or

(b) the medical expert obtained it, or caused it to be brought into existence, at a later time.

(4) In this section—

medical expert has the same meaning as in Division 1C of Part 3 of the **Sentencing Act 1991**;

medical matters has the same meaning as in Division 1C of Part 3 of the **Sentencing Act 1991**.

134E Distribution of written materials

(1) A person who is to give an impact statement to a court in the form of a statutory declaration or an affidavit must give a copy of the statement to the prosecutor a reasonable time before sentencing is to take place.

(2) A person who is to give a medical report to a court along with an impact statement must give a copy of the report to the prosecutor a reasonable time before sentencing is to take place.

(3) As soon as practicable after a prosecutor receives a document under subsection (1) or (2), the prosecutor must—

(a) file a copy of the document with the court; and

(b) give a copy of the document to—

(i) the offender; or

(ii) the legal practitioner representing the offender.

134F Examination of person who gives impact statement

(1) If a person gives an impact statement to a court, the court may call the person to give evidence.

(2) If a person gives a medical report to a court, the court may call the medical expert who made the report to give evidence.

(3) The court may call a person to give evidence under subsection (1) or (2) at the request of—

(a) the offender; or

(b) the prosecutor.

(4) A person called to give evidence under subsection (1) or (2) may be cross-examined and re-examined.

134G Witnesses

(1) A person who gives an impact statement to a court may call a witness to give evidence in support of any matter contained in the statement or a medical report given along with the statement.

(2) A witness called to give evidence under subsection (1) may be cross-examined and re-examined.

(3) Any party to the proceeding may lead evidence on any matter contained in the impact statement or medical report.

134H Reading aloud of impact statement

(1) A person who is to give an impact statement in the form of a statutory declaration or affidavit may request that the court provide for a specified part of the statement to be—

(a) read aloud or displayed in open court in the course of the sentencing hearing by—

(i) the person making the request; or

(ii) a person chosen by the person making the request who consents and who is approved by the court for that purpose; or

(b) read aloud in open court in the course of the sentencing hearing by the prosecutor.

(2) If a request is made under subsection (1), the court must grant the request with respect to each part of the impact statement that—

(a) is specified in the request; and

(b) is admissible; and

(c) is appropriate and relevant to the determination of what sentence to impose (or whether to make an order under Division 2, and if so, what the contents of that order are to be).

(3) The court may direct the person who made the request, or the person who is to read aloud or display the specified parts of the impact statement, as to the parts of the statement in respect of which the request is granted in accordance with subsection (2).

(4) Nothing in this section prevents the presiding judge or magistrate from reading aloud any admissible part of an impact statement in the course of a proceeding.

134I Alternative arrangements for reading aloud of impact statement

(1) If a court grants a request under section 134H for the reading aloud of any part of an impact statement, the court may direct that alternative arrangements be made for that reading aloud.

(2) Without limiting subsection (1), the court may direct that arrangements be made—

(a) permitting the impact statement to be read aloud from a place other than the court room by means of an audio visual link that enables communication between that place and the court room;

(b) using screens to remove the person reading the impact statement from the direct line of vision of the offender;

(c) permitting a person who is—

(i) chosen by the person reading the impact statement; and

(ii) approved by the court for this purpose—

to be beside the person reading the statement while it is read aloud for the purpose of providing emotional support to the person reading the statement;

(d) permitting only persons specified by the court to be present while the impact statement is read aloud;

(e) requiring legal practitioners not to robe.

(3) A direction under subsection (1) may be given, varied or revoked—

(a) on the application of—

(i) the person who is to read the impact statement aloud; or

(ii) the prosecutor; or

(b) on the court's own motion.

(4) For the purposes of this section, the ***reading aloud*** of an impact statement includes the display of material included in it.

Note

See section 134H(1)(a).

134J Alternative arrangements for witnesses

(1) If a person is called to give evidence under section 134F or 134G, the court may direct that alternative arrangements be made for the examination, cross-examination and re-examination of that person.

(2) Without limiting subsection (1), the court may direct that arrangements be made—

(a) permitting the person to be examined, cross-examined and re-examined from a place other than the court room by means of an audio visual link that enables communication between that place and the court room;

(b) using screens to remove the person from the direct line of vision of the offender;

(c) permitting a person who is—

(i) chosen by the person being examined, cross-examined or re-examined; and

(ii) approved by the court for this purpose—

to be beside the person referred to in subparagraph (i) for the purpose of providing emotional support to that person;

(d) permitting only persons specified by the court to be present while the person is being examined, cross-examined or re-examined;

(e) requiring legal practitioners not to robe;

(f) requiring legal practitioners to be seated while examining or cross-examining the person.

(3) A direction under subsection (1) may be given, varied or revoked—

(a) on the application of—

(i) the person called to give evidence; or

(ii) the prosecutor; or

(b) on the court's own motion.".

37K Heading to Division 2 of Part 11 amended

In the heading to Division 2 of Part 11 of the **Occupational Health and Safety Act 2004**, for "**Sentencing for offences**" **substitute** "**Additional sentencing orders**".

37L New Division 3A of Part 15 inserted

After Division 3 of Part 15 of the **Occupational Health and Safety Act 2004 insert**—

"**Division 3A—Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**

188A Impact statements

Division 1A of Part 11 does not apply for the purposes of sentencing an offender for an offence of which they were found guilty before the day on which Division 1 of Part 5B of the **Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026** comes into operation.".

Division 2—Related amendments to Occupational Health and Safety Amendment (Dangerous Goods) Act 2026

37M New sections 194A to 194K inserted

After section 194 of the **Occupational Health and Safety Amendment (Dangerous Goods) Act 2026 insert**—

'**194A Heading to Division 1A of Part 11 repealed**

The heading to Division 1A of Part 11 of the Principal Act is **repealed**.

194B New Part 13.1A heading inserted

Insert the following heading before section 134A of the Principal Act—

"**Part 13.1A—Impact statements**".

194C What is an impact statement?

(1) For section 134A(1)(a) of the Principal Act **substitute**—

"(a) is in respect of—

(i) an offence against this Act or the regulations; or

(ii) a contravention of a civil penalty provision; and".

(2) For section 134A(2)(a)(i) of the Principal Act **substitute**—

"(i) that is to—

(A) the health, safety or welfare of any person; or

(B) property involved with the handling of dangerous goods; and".

(3) In section 134A(2)(a)(ii) and (c)(iii) of the Principal Act, after "the offence" **insert** "or contravention".

194D When court may allow person to give impact statement

(1) In section 134B(1)(b) of the Principal Act, for "Division 2" **substitute** "Part 13.2".

(2) After section 134B(2) of the Principal Act **insert**—

"(2A) A court that is considering whether to make a civil penalty order in respect of a contravention of a civil penalty provision may allow a person to give an impact statement to the court in respect of the contravention for the purpose of assisting the court to determine whether to make the civil penalty order (and if so, the content of that order) if the court is satisfied that it is appropriate to do so.".

(3) In section 134B(3) of the Principal Act, after "subsection (1)" **insert** "or (2A)".

194E Admissibility

In section 134C(4) of the Principal Act, after "in sentencing the offender" **insert** "or determining whether to make a civil penalty order (and if so, the content of that order)".

194F Section 134E amended

(1) In the heading to section 134E of the Principal Act after "**materials**" **insert** "**—sentencing**".

(2) In section 134E(1) of the Principal Act, for "court" **substitute** "court, in accordance with section 134B(1),".

(3) In section 134E(2) of the Principal Act, after "impact statement" **insert** "given in accordance with section 134B(1)".

194G New section 134EA inserted

After section 134E of the Principal Act **insert**—

"**134EA Distribution of written materials—civil penalties**

(1) A person who is to give an impact statement to a court, in accordance with section 134B(2A), in the form of a statutory declaration or an affidavit must give a copy of the statement to the Authority a reasonable time before sentencing is to take place.

(2) A person who is to give a medical report to a court along with an impact statement given in accordance with section 134B(2A) must give a copy of the report to the Authority a reasonable time before sentencing is to take place.

(3) As soon as practicable after the Authority receives a document under subsection (1) or (2), the Authority must—

(a) file a copy of the document with the court; and

(b) give a copy of the document to—

(i) the person in respect of whom the Authority seeks that the court is to make a civil penalty order; or

(ii) the legal practitioner representing that person.".

194H Examination of person who gives impact statement

For section 134F(3) of the Principal Act **substitute**—

"(3) The court may call a person to give evidence under subsection (1) or (2) at the request of—

(a) if the impact statement is given in accordance with section 134B(1), or the medical report is given along with a statement given that way—

(i) the offender; or

(ii) the prosecutor; or

(b) if the impact statement is given in accordance with section 134B(2A), or the medical report is given along with a statement given that way—

(i) the person in respect of whom the Authority seeks that the court is to make a civil penalty order; or

(ii) the Authority.".

194I Reading aloud of impact statement

(1) In section 134H(1)(a) of the Principal Act, for "sentencing hearing" **substitute** "relevant hearing".

(2) For section 134H(1)(b) of the Principal Act **substitute**—

"(b) read aloud in open court in the course of the relevant hearing by whichever of the following applies—

(i) the prosecutor; or

(ii) a legal practitioner representing the Authority.".

(3) For section 134H(2)(c) of the Principal Act **substitute**—

"(c) is appropriate and relevant to whichever of the following applies—

(i) the determination of what sentence to impose (or whether to make an order under Part 13.2, and if so, what the contents of that order are to be); or

(ii) the determination of whether to make a civil penalty order (and if so, what the contents of that order are to be).".

(4) After section 134H(4) of the Principal Act **insert**—

"(5) In this section—

relevant hearing means—

(a) in the case of an impact statement given in accordance with section 134B(1), the sentencing hearing; or

(b) in the case of an impact statement given in accordance with section 134B(2A), a hearing in the proceeding in which it is given.".

194J Alternative arrangements for reading aloud of impact statement

(1) In section 134I(2)(b) of the Principal Act, for "vision of the offender;" **substitute** "vision of—

(i) in the case of an impact statement given in accordance with section 134B(1), the offender; or

(ii) in the case of an impact statement given in accordance with section 134B(2A), the person in respect of whom the Authority seeks that the court is to make a civil penalty order;".

(2) For section 134I(3)(a) of the Principal Act **substitute**—

"(a) on the application of the person who is to read the impact statement aloud; or

(ab) on the application of—

(i) in the case of an impact statement given in accordance with section 134B(1), the prosecutor; or

(ii) in the case of an impact statement given in accordance with section 134B(2A), the Authority; or".

194K Alternative arrangements for witnesses

(1) In section 134J(2)(b) of the Principal Act, for "vision of the offender;" **substitute** "vision of—

(i) in the case of an impact statement given in accordance with section 134B(1), the offender; or

(ii) in the case of an impact statement given in accordance with section 134B(2A), the person in respect of whom the Authority seeks that the court is to make a civil penalty order;".

(2) For section 134J(3)(a) of the Principal Act **substitute**—

"(a) on the application of the person called to give evidence; or

(ab) on the application of—

(i) in the case of an impact statement given in accordance with section 134B(1), the prosecutor; or

(ii) in the case of an impact statement given in accordance with section 134B(2A), the Authority; or".'.

37N New sections 242A and 242B inserted

After section 242 of the **Occupational Health and Safety Amendment (Dangerous Goods) Act 2026 insert**—

'**242A Heading to Division 3A of Part 15 repealed**

The heading to Division 3A of Part 15 of the Principal Act is **repealed**.

242B New Part 17.3A heading inserted

Insert the following heading before section 188A of the Principal Act—

"**Part 17.3A—Workplace Legislation Amendment (Accident Compensation and Other Matters) Act 2026**".

37O New Part 17.4 inserted

In section 243 of the **Occupational Health and Safety Amendment (Dangerous Goods) Act 2026**, for "Division 3" **substitute** "Division 3A".'.

AMENDMENT OF LONG TITLE

30. Long title, after "to amend the" insert "**Dangerous Goods Transport Act 2026** in relation to reckless endangerment offences, the".

31. Long title, omit "in relation to guarantees and supported accommodation".

32. Long title, omit "**Accident Compensation Act 1985** in relation to supported accommodation" and insert "**Accident Compensation Act 1985**".

33. Long title, after "the **Transport Accident Act 1986** in relation to supported accommodation" insert "and certain benefits for children".

34. Long title, omit "in relation to the powers of representatives and coercive conduct".

35. Long title, before "and to make" insert ", the **Limitation of Actions Act 1958** to remove a limitation period for certain actions".

36. Long title, after "consequential" insert "and related".

2. INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION AMENDMENT BILL 2026

Amendments circulated by Sarah Mansfield (SMA101C)

1. Clause 4, line 11, before "In" insert "(1)".

2. Clause 4, page 4, after line 20 insert—

'(2) After section 3(4) of the Principal Act **insert**—

"(5) The Minister must ensure that a copy of a code of conduct referred to in paragraph (c)(iii) of the definition of ***serious disciplinary matter*** in subsection (1) is published on an appropriate government Internet site.".'.

NEW CLAUSES

3. Insert the following New Clauses to follow clause 6—

'**6A Appointment of Commissioner**

After section 20(3) of the Principal Act **insert**—

"(4) Before making a recommendation under this section, the Minister must—

(a) ensure that the role was publicly advertised; and

(b) be satisfied that the person recommended for appointment has been assessed as suitable for appointment by a panel established under subsection (5).

(5) If it is necessary to appoint a person to the office of Commissioner, the Minister must establish a panel to consider the suitability of persons for appointment.

(6) The regulations may prescribe any matters necessary or convenient for the establishment and operation of panels, including—

(a) the composition of panels; and

(b) the procedure of panels; and

(c) the methodology to be used by panels assessing persons for appointment; and

(d) the provision of assistance by the Minister's Department to panels, including secretariat services and clerical assistance.".

6B Deputy Commissioner

For section 23(3) of the Principal Act **substitute**—

"(3) Before making a recommendation under this section, the Minister must—

(a) ensure that the role was publicly advertised; and

(b) obtain the concurrence of the Commissioner.".'.

NEW CLAUSE

4. Insert the following New Clause to follow clause 7—

'**7A Examinations generally to be held in private**

(1) Section 117(1)(a) of the Principal Act is **repealed**.

(2) After section 117(3) of the Principal Act **insert**—

"(3AA) Despite anything to the contrary in this Act, a decision of the IBAC to hold an examination in public may only be made by—

(a) the Commissioner; and

(b) if there are any Deputy Commissioners, at least one Deputy Commissioner.".'.

NEW CLAUSES

5. Insert the following New Clauses before clause 8—

'**7B Special reports**

After section 162(6) of the Principal Act **insert**—

"(6A) To avoid doubt, subsection (6)(a) does not prohibit the IBAC from including in a report under this section a finding or opinion that a specified person has committed or engaged in corrupt conduct.

(6B) However, if the IBAC includes in a report under this section a finding or opinion that a specified person has committed or engaged in corrupt conduct, the IBAC must include in the report a statement that the finding or opinion is not a finding or an opinion that a specified person is guilty of or has committed, is committing or is about to commit, any criminal offence or disciplinary offence.".

7C Matters to be included in annual report

After section 165(6) of the Principal Act **insert**—

"(6A) To avoid doubt, subsection (6)(a) does not prohibit the IBAC from including in its annual report a finding or opinion that a specified person has committed or engaged in corrupt conduct.

(6B) However, if the IBAC includes in its annual report a finding or opinion that a specified person has committed or engaged in corrupt conduct, the IBAC must include in the report a statement that the finding or opinion is not a finding or an opinion that a specified person is guilty of or has committed, is committing or is about to commit, any criminal offence or disciplinary offence.".'.

NEW CLAUSE

6. Insert the following New Clause before clause 8—

'**7D Annual plan**

(1) In section 168(1)(a) of the Principal Act, after "that financial year" **insert** "and including a request for funding for that financial year".

(2) For section 168(4) of the Principal Act **substitute**—

"(4) In the annual plan for a financial year, the IBAC must—

(a) indicate the nature of any changes suggested by the Parliamentary Committee under subsection (2)(b) that the IBAC has not adopted; and

(b) include an explanation for any difference between the funding requested in the draft annual plan and the actual funding provided to the IBAC in the annual appropriation Acts for that financial year.".'.

7. Clause 8, lines 6 to 35 and page 8, lines 1 to 18, omit all words and expressions on these lines and insert—

"(1) This Act as amended by the amending Act applies to and in respect of conduct all or part of which occurred before the commencement day if the conduct would have been corrupt conduct within the meaning of this Act as amended by the amending Act had this subsection been in force at the time the conduct occurred.

(2) The IBAC may determine to investigate any complaint or notification to the IBAC that the IBAC has before the commencement of the amending Act—

(a) dismissed under section 58(a); or

(b) referred to a person or body (other than the Ombudsman) under section 73; or

(c) referred to the Ombudsman under section 73 and the Ombudsman has dismissed it or has determined not to investigate it.".

Amendments circulated by Evan Mulholland (EM87C)

NEW CLAUSE

1. Insert the following New Clause to follow clause 4—

"**4A Cabinet confidentiality**

Sections 98(5) and 143(5) of the Principal Act are **repealed**.".

NEW CLAUSE

2. Insert the following New Clause to follow clause 6—

'**6A Determination of claim**

(1) After section 59N(6) of the Principal Act **insert**—

"(7) It is the intention of the Parliament that an application under section 59M be determined with as much speed as the requirements of this Act and the proper consideration of the application permit.".

(2) After section 101(6) of the Principal Act **insert**—

"(7) It is the intention of the Parliament that an application under section 100 be determined with as much speed as the requirements of this Act and the proper consideration of the application permit.".

(3) After section 148(8) of the Principal Act **insert**—

"(9) It is the intention of the Parliament that an application under section 147 be determined with as much speed as the requirements of this Act and the proper consideration of the application permit.".'.

NEW CLAUSE

3. Insert the following New Clause to follow clause 7—

"**7A Examinations generally to be held in private**

Section 117(1)(a) of the Principal Act is **repealed**.".

NEW CLAUSE

4. Insert the following New Clause before clause 8—

'**7B Special reports**

For section 162(2) and (3) of the Principal Act **substitute**—

"(2) If the IBAC intends to include in a report under this section adverse findings about a public body—

(a) the IBAC must give the relevant principal officer of that public body an opportunity to respond to the adverse material within 3 months or the later time determined by the IBAC; and

(b) if the relevant principal officer responds within the time referred to in paragraph (a), the IBAC must fairly set out each element of the response in its report; and

(c) if the relevant principal officer does not respond within the time referred to in paragraph (a), the IBAC may transmit the report to the Parliament regardless.

(3) If the IBAC intends to include in a report under this section a comment or opinion which is adverse to any person—

(a) the IBAC must give the person an opportunity to respond to the adverse material within 3 months or the later time determined by the IBAC; and

(b) if the person responds within the time referred to in paragraph (a), the IBAC must fairly set out each element of the response in its report; and

(c) if the person does not respond within the time referred to in paragraph (a), the IBAC may transmit the report to the Parliament regardless.".'.

5. Clause 8, page 8, lines 8 to 18, omit all words and expressions on these lines.

NEW CLAUSE

6. Insert the following New Clause to follow clause 8—

'**8A New section 201 inserted**

At the end of Part 10 of the Principal Act **insert**—

"**201 Transitional provision—Independent Broad-based Anti-corruption Commission Amendment Act 2026—special reports**

(1) This section applies if—

(a) before the commencement day, the IBAC gave a relevant principal officer of a public body or another person an opportunity to respond to adverse material in a proposed report under section 162; and

(b) the officer or person has not responded, and the report has not been transmitted to the Parliament, before the commencement day.

(2) Section 162(2) or (3) as amended by the **Independent Broad-based Anti-corruption Commission Amendment Act 2026** applies in relation to the relevant principal officer or other person as if the period of 3 months referred to in those subsections began on the commencement day.

(3) In this section—

commencement day means the day on which the **Independent Broad-based Anti-corruption Commission Amendment Act 2026** comes into operation.".'.

Amendment circulated by Rachel Payne (RP28C)

1. Insert the following New Clause to follow clause 6—

"**6A Objects of Act and functions of the IBAC**

Sections 8(aa) and 15(1A) and (1B) of the Principal Act are **repealed**.".

Amendments circulated by Ingrid Stitt (IS54C)

NEW CLAUSES

1. Insert the following New Clauses to follow clause 7—

'**7A Examinations generally to be held in private**

(1) In section 32 of the Principal Act—

(a) in subsection (1), after "any other Act" **insert** ", other than the power to decide to hold an examination in public";

(b) in subsection (2) **omit** "117(1),".

(2) Section 117(1)(a) of the Principal Act is **repealed**.

(3) After section 117(3) of the Principal Act **insert**—

"(3AA) Despite anything to the contrary in this Act, the IBAC is to be constituted for the purpose of making a decision to hold an examination in public by—

(a) the Commissioner and at least one Deputy Commissioner; or

(b) the Commissioner, if there are no Deputy Commissioners.

(3AAB) A Deputy Commissioner referred to in subsection (3AA) must be an Australian lawyer unless there are no Deputy Commissioners who are Australian lawyers.".

7B Special reports

For section 162(2) and (3) of the Principal Act **substitute**—

"(2) If the IBAC intends to include in a report under this section adverse findings about a public body—

(a) the IBAC must give the relevant principal officer of the public body an opportunity to respond to the adverse material within 20 business days or the extended period determined by the IBAC under subsection (3A); and

(b) if the relevant principal officer responds within the period referred to in paragraph (a), the IBAC must fairly set out each element of the response in its report.

(3) If the IBAC intends to include in a report under this section a comment or opinion which is adverse to any person—

(a) the IBAC must give the person an opportunity to respond to the adverse material within 20 business days or the extended period determined by the IBAC under subsection (3A); and

(b) if the person responds within the period referred to in paragraph (a), the IBAC must fairly set out each element of the response in its report.

(3A) If a relevant principal officer or a person makes a written request to the IBAC within 14 business days after the day on which the IBAC first gives the relevant principal officer or person the opportunity to respond to adverse material under subsection (2) or (3), the IBAC may extend the

period for the relevant principal officer or person to respond to the adverse material for a period determined by the IBAC.".'.

2. Clause 8, lines 10 to 35 and page 8, lines 1 to 18, omit all words and expressions on these lines and insert—

"(b) conduct all or part of which occurred before the commencement day if the conduct—

(i) is the conduct of, or in relation to, a person or body (whether or not still in existence) who or which would have been a public officer or public body within the meaning of this Act as amended by the amending Act had the amending Act been in force at the time the conduct occurred; and

(ii) would have been corrupt conduct within the meaning of this Act as amended by the amending Act had the amending Act been in force at the time the conduct occurred.

(2) The IBAC may determine to investigate any complaint or notification to the IBAC that the IBAC has before the commencement day—

(a) dismissed under section 58(a); or

(b) referred to a person or body (other than the Ombudsman) under section 73; or

(c) referred to the Ombudsman under section 73 and the Ombudsman has dismissed it or has determined not to investigate it.

(3) Nothing in subsection (1) or (2) requires the IBAC—

(a) to reopen—

(i) a complaint or notification to the IBAC that it had dismissed or referred to another body before the commencement day; or

(ii) an investigation, whether of a complaint or notification or an own motion investigation, that it had completed before the commencement day; or

(b) to investigate a further complaint or notification to the IBAC about conduct that is the same as, or substantially similar to, conduct that was the subject of—

(i) a complaint or notification to the IBAC that it had dismissed or referred to another body before the commencement day; or

(ii) an investigation, whether of a complaint or notification or an own motion investigation, that it had completed before the commencement day.".

3. INQUIRIES AMENDMENT (SPECIAL PROSECUTOR) BILL 2026

Amendment circulated by Evan Mulholland (EM86C)

1. Insert the following New Clause to follow clause 4—

'**4A Variation or revocation of notice to produce or notice to attend**

(1) Section 18(2)(c) of the **Inquires Act 2014** is **repealed**.

(2) After section 18(2) of the **Inquires Act 2014 insert**—

"(2A) It is not a reasonable excuse for a person to fail to comply with a notice to produce or notice to attend by refusing to give information to a Royal Commission if the information is the subject of public interest immunity, including if it is subject to Cabinet confidentiality."'.