

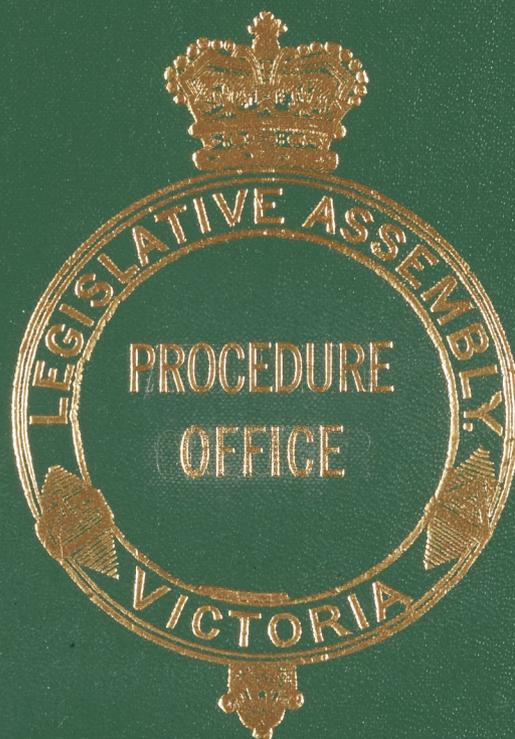
VICTORIA



NOTICES
OF
MOTION
AND
ORDERS
OF
THE DAY

LEG.
ASS.

JUNE 1999
TO
DEC. 1999



PROCEDURE
OFFICE

LEGISLATIVE ASSEMBLY OF VICTORIA

NOTICES OF MOTION

GOVERNMENT BUSINESS

1. MR BATCHELOR — To move, That —

- 1 The House shall meet on Tuesday, Wednesday and Thursday, the Speaker to take the Chair at 2.00 pm on Tuesday and 9.30 am on Wednesday and Thursday.
- 2 So much of Standing Orders be suspended to allow during the present Session that:
 - (1) Government Business shall take precedence over all other business save for motions of want of confidence in the Government and as provided for in Sessional Orders 3, 4, 8, 9, 12 and 14.
 - (2) Other than on Grievance Days pursuant to Sessional Order 4, the House is to proceed with its business each day in the following order unless a matter concerning the privileges of the House arises:

Tuesdays

Oral Questions

Formal business

Statements by Members (Sessional Order 8)

Government Business

General Business

Wednesdays

Formal business

Statements by Members (Sessional Order 8)

Matters of Public Importance (Sessional Order 9)

Government Business

Oral Questions (at 2.00 pm)

Government Business *continued*

General Business

Thursdays

Formal business

Statements by Members (Sessional Order 8)

Government Business

Oral Questions (at 2.00 pm)

Government Business *continued*

General Business

- (3) Where the House resolves to sit on a Friday, the order of business shall be the same as for a Thursday.

3 Notwithstanding Sessional Order 2:

- (1) So much of Standing Order No 124 as allows Members to ask oral questions without notice at the time of giving notices of motion be suspended and that Members ask oral questions without notice at 2.00 pm each sitting day (other than on a Tuesday where a motion expressing sorrow at the death of a Member or any other person may take precedence) and that on all sitting days questions may be asked from the time the Speaker calls on questions until the lapse of 30 minutes or 10 questions have been answered, whichever is the longer: provided that these Sessional Orders shall not permit more than one question time each sitting day.
- (2) At 2.00 pm on each sitting day (other than a Tuesday) the Speaker shall interrupt the business before the House, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business, and shall direct the bells to be rung for one minute; provided that in the event that a division is in progress at 2.00 pm such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion.
- (3) Any business under discussion and not disposed of at 2.00 pm shall be resumed immediately at the conclusion of the asking of oral questions, and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
- (4) All questions shall be direct, succinct and seeking factual information.
- (5) All answers to questions shall be direct, factual and succinct.

- 4 (1) Standing Order No 59 be suspended and the first Order of the Day, following statements by Members, on every third sitting Wednesday after the opening of the Session shall be the question "That grievances be noted". Any Member may speak to such question for not more than 15 minutes and the whole discussion on the question shall not exceed two and a half hours.
- (2) On Grievance Days so much of Standing Orders be suspended to allow during the present Session business to be called on in the following order unless a matter concerning the privileges of the House arises:

Formal business

Statements by Members (Sessional Order 8)

Grievances (two and a half hours)

Government Business

Oral Questions (at 2.00 pm)

Government Business *continued*

General Business

- 5 Notwithstanding the right of a Minister to move a motion for the adjournment of the House pursuant to Standing Order No 25:

- (1) At 10.00 pm on each sitting day the Speaker shall interrupt the business before the House, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business, provided that: in the event that a division is in progress at the time of such interruption such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion.

- (2) Upon such interruption of business:
 - (a) Before a motion for the adjournment is proposed by the Speaker, a Minister may move that the sitting be continued; which motion shall be put forthwith without amendment or debate and if such motion is agreed to, the House or Committee shall resume the proceedings at the point at which they had been interrupted; or
 - (b) If a Minister does not so move, the Speaker shall forthwith propose the question "That the House do now adjourn" which question shall be open to debate in accordance with the rules and practices of the House and paragraph (4); at the conclusion of the debate, the Speaker notwithstanding the provisions of Standing Order No 24 shall adjourn the House without putting any question until the time of the next meeting.
 - (3) Any business under discussion and not disposed of at the time of the adjournment shall be set down on the Notice Paper for the next sitting and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
 - (4) On the motion "That the House do now adjourn" the time available for the raising of matters on the motion be 30 minutes and the time limit per member be three minutes.
- 6 (1) Standing Orders shall be suspended to allow for the programming of Government Business and the following procedures.
- (2) Before the House meets for business in any week, the Leader of the House and the Deputy Leader of the Opposition (or their nominees) may meet as a Government Business Programming Committee with a view to reaching agreement on the manner in which the House is to deal with Government Business of the week. On the conclusion of each of such meetings, such Leader and Deputy Leader (or their nominees) are at liberty to make public details of the outcome of the meetings.
 - (3) On the first day of the sitting week the Leader of the House or his or her nominee before the calling on of Government Business may move without leave a motion setting times and dates by which consideration of specified Bills or items of business have to be completed in that sitting week. Debate thereon shall not exceed 30 minutes and, in speaking thereon, no Member shall exceed five minutes.
 - (4) At a change of business, following a special meeting of the Government Business Programming Committee convened in accordance with the aims of paragraph (2), and without leave, the Leader of the House or his or her nominee may move a motion to amend the resolution under paragraph (3). Debate thereon shall not exceed 30 minutes and, in speaking thereon no Member shall exceed five minutes. Any change to the program cannot come into operation until one hour after the motion is agreed to.
 - (5) Amendments to be proposed in Committee of the Whole to a specified Bill may be circulated in the House during the debate on the question "That this Bill be now read a second time" after an announcement and request of a Minister or a Member (without leave but not when another Member is speaking) foreshadowing such amendments: Provided that these amendments are circulated two hours before the expiration of the completion time set under paragraph (3). Such announcement and request shall not be debated.

-
- (6) On the expiration of the completion time set under paragraph (3), the Chair, in relation to a specified motion, shall put forthwith the question on any amendment and/or motion already proposed from the Chair for the purpose of bringing to a conclusion any proceedings on the motion.
 - (7) On the expiration of the completion time set under paragraph (3), the Chair, in relation to a specified Bill, shall put forthwith the question on any amendment or motion already proposed from the Chair for the purpose of bringing to a conclusion any proceedings on the Bill and:
 - (a) as required, the remaining questions necessary for the passage of the Bill through the House and transmission to the Legislative Council shall be combined (except in the case of a Bill that requires the second reading and third reading to be passed with an absolute majority of the whole number of the Members of the Legislative Assembly, the questions for the second and third readings shall be put separately), the Committee stage of a Bill being dispensed with if no Government amendments have been circulated pursuant to paragraph (5) ; and
 - (b) in the case of the consideration of any Bill in Committee of the Whole or on any of the remaining stages at that time, the Chair shall put a combined question or a number of questions (the form and number being at the discretion of the Chair) disposing of any clauses and schedules and any amendment and new clauses and schedules desired by the Government — copies of which have been circulated in the House pursuant to paragraph (5) — and any other questions required to dispose of the Bill (as the case may be) before the Committee of the Whole or the House. (No other amendments, new clauses or schedules shall be proposed).
 - (8) After the House has concluded the proceedings under paragraph (6) or (7), in the case of each remaining specified Bill or item of Government Business, the Chair shall:
 - (a) in the case of a Bill, put in a combined question, as required, the questions necessary for the passage of the Bill through the House and transmission to the Legislative Council (including any amendments and new clauses and schedules desired by the Government which have been circulated pursuant to paragraph (5)), the Committee stage being dispensed with; and
 - (b) in the case of a Bill that requires the second reading and third reading to be passed with an absolute majority of the whole number of the Members of the Legislative Assembly, put separately the questions necessary for the passage of the Bill through the House and transmission to the Legislative Council, (including a combined question relating to any amendments and new clauses and schedules desired by the Government which have been circulated pursuant to paragraph (5)), the Committee stage being dispensed with; and
 - (c) in relation to any Bill being considered in the Committee of the Whole, put a combined question or a number of questions (the form and number being at the discretion of the Chair) disposing of any clauses and schedules and any amendment and new clauses and schedules desired by the Government — copies of which have been circulated in the House pursuant to paragraph (5) — and any other questions required to dispose of the Bill (as the case may be) before the Committee of the Whole or the House. (No other amendments, new clauses or schedules shall be proposed); and

- (d) in the case of a remaining item of business other than a Bill, put a combined question (if required) which brings to a conclusion the proceedings.
- (9) If, on the expiration of the completion time set under paragraph (3), the House or Committee is considering a non-specified motion or Bill, and there are specified motions or Bills to be completed, the Speaker shall interrupt the business before the House, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business: provided that in the event that a division is in progress such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion. The House shall then consider such motions or Bills as required by paragraph (8). At the completion of such motions or Bills the House or Committee shall immediately resume the interrupted business and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
- (10) The Chair shall not accept any points of order once the expiration of the completion time under paragraph (3) has arrived and until all the required questions under paragraph (6), (7) or (8) have been dealt with.
- (11) Standing and/or Sessional Orders relating to closure of debate (except for the use of the closure on dilatory motions) or guillotine shall not apply to any proceedings in respect of a specified Bill or item of business.
- 7 (1) Where a person who has been referred to by name, or in such a way as to be readily identified in the House or in the Committee of the Whole House, makes a submission in writing to the Speaker:
- (a) claiming that the person has been adversely affected in reputation or in respect of dealings or associations with others, or injured in occupation, trade, office or financial credit, or that the person's privacy has been unreasonably invaded, by reason of that reference to the person; and
- (b) requesting that the person be able to incorporate an appropriate response in the parliamentary record
- and if the Speaker is satisfied:
- (c) that the subject of the submission is not so obviously trivial, or the submission so frivolous, vexatious or offensive in character as to make it inappropriate that it be considered by the Privileges Committee; and
- (d) that it is practicable for the Committee to consider the submission under this Sessional Order
- the Speaker shall refer the submission to that Committee.
- (2) The Committee may decide not to consider a submission referred to it under this Sessional Order if the Committee considers that the subject of the submission is not sufficiently serious or the submission is frivolous, vexatious or offensive in character, and such a decision shall be reported to the House.
- (3) If the Committee decides to consider a submission under this Sessional Order, the Committee may confer with the person who made the submission and any Member who referred in the House to that person.
- (4) In considering a submission under this Sessional Order, the Committee shall meet in private session.

- (5) The Committee shall not publish a submission referred to it under this Sessional Order or its proceedings in relation to such a submission, but may present minutes of its proceedings and all or part of such submission to the House.
 - (6) In considering a submission under this Sessional Order and reporting to the House the Committee shall not consider or judge the truth or any statements made in the House or Committee of the Whole House or of the submission.
 - (7) In its report to the House on a submission under this Sessional Order, the Committee may make either of the following recommendations:
 - (a) that no further action be taken by the House or by the Committee in relation to the submission; or
 - (b) that a response by the person who made the submission, in terms specified in the report and agreed to by the person and the Committee, be published by the House or incorporated in Hansard
 and shall not make any other recommendations.
 - (8) A document presented to the House under paragraph (5) or (7):
 - (a) in the case of a response by a person who made a submission, shall be succinct and strictly relevant to the questions in issue and shall not contain anything offensive in character; and
 - (b) shall not contain any matter the publication of which would have the effect of:
 - (i) unreasonably adversely affecting or injuring a person, or unreasonably invading a person's privacy, in the manner referred to in paragraph (1); or
 - (ii) unreasonably adding to or aggravating any such adverse effect, injury or invasion of privacy suffered by a person.
 - (9) The Committee may agree to guidelines and procedures, not inconsistent with this Sessional Order, to apply to the consideration by it of submissions.
- 8 Following formal business, if any, on each sitting day Members are permitted to make statements on any topic of concern and any Member may be called by the Chair to make such statement for a period not exceeding 90 seconds and the period allowed for these statements shall not exceed 15 minutes.
- 9 Standing Orders Nos 26 and 27 be suspended and that:
- (1) Save for on Grievance Days pursuant to Sessional Order 4, precedence shall be given to matters of public importance immediately after statements by Members pursuant to Sessional Order 8 each sitting Wednesday. A Member may propose to the Speaker that a definite matter of public importance be submitted to the House for discussion. Proposals for discussion accepted by the Speaker shall rotate between those made by non-Government Members and those by Government Members. Acceptance of matters proposed from non-Government Members shall be at the Speaker's discretion and determined on a pro-rata basis according to the non-Government representation in the House.
 - (2) The Member proposing the matter shall present to the Speaker, not later than 4.00 pm on the day prior to the day on which a matter may be discussed, a written statement of the matter proposed to be discussed.
 - (3) In the event that more than one Member proposes matters for discussion on a particular day, the Speaker shall determine the subject for discussion.

- (4) The Speaker shall reach a decision as to whether a matter is in order and shall advise the Leader of each party and the Independents the subject determined for discussion not later than 5.00 pm on the day prior to the day on which the matter is to be discussed.
 - (5) Only one matter shall be discussed on any one sitting day.
 - (6) On the day of the proposed discussion the Speaker shall read the written statement of the matter proposed to be discussed to the House. The Speaker shall then call upon the Member who had proposed the matter to speak.
 - (7) The discussion shall be no longer than two and a half hours, the first Government and non-Government speakers may speak for a maximum of 15 minutes and any other Member for a maximum of 10 minutes.
 - (8) At any time during the discussion, a motion may be made by any Member "That the business of the day be called on" and such motion shall be put forthwith and decided without amendment or debate and, if agreed to, the business of the day shall be proceeded with immediately. No other question seeking to end the discussion shall be proposed.
- 10 So much of Standing Order No 117 be suspended to allow the following procedure if the Speaker considers the conduct of a Member to be disorderly:
- (1) If the Speaker considers the conduct of a Member to be disorderly or on report of the Chairman of Committees, considers the conduct of a Member to be disorderly, the Speaker may order the Member to withdraw from the House for up to a maximum period of one and a half hours which order shall not be open to debate or dissent; and
 - (2) Such suspension will not prohibit a Member from returning to the Chamber for the purpose of voting in a division; and
 - (3) If a Member is ordered to withdraw under paragraph (1) and the sitting of the House concludes before the expiration of the time ordered by the Speaker, the Member shall not take his or her seat in the House on the next sitting day until after the remainder of the time has expired, to be calculated from the end of the ringing of the bells; and
 - (4) If a Member does not immediately withdraw from the House when ordered to do so under paragraph (1), the Speaker may name the Member pursuant to Standing Order No 117 and shall forthwith put the question, on a motion being made, "That such Member be suspended from the service of this House".
- 11 Standing Order No 104 be amended in the first paragraph by substituting "twenty minutes" for "thirty minutes".
- 12 The practice of the House in moving motions of condolence be suspended and that the following procedure be adopted:
- (1) Precedence on a Tuesday will be ordinarily given by courtesy to a motion of condolence in the event of the death of:
 - (a) a sitting Member or a Member from the preceding Parliament;

- (b) a past or present Governor, Premier, Presiding Officer, Leader of the Opposition, Leader of a recognised political party, Leader of the Government or Opposition in the Legislative Council; or
- (c) a person who had previous distinguished ministerial service or other distinguished service in Victoria.
- (2) In relation to the deaths of former Members not referred to in paragraph (1), before formal business on a Tuesday the Speaker shall announce the death of that Member and ask Members to rise in their places as a mark of respect to the memory of the deceased and the Speaker shall convey a message of sympathy from the House to the relatives of the deceased.
- 13 So much of Standing Order No 248B be suspended so as to allow a Member, after giving prior notice to the Clerk, to personally read the terms of the petition and the number of signatories during the time for statements by Members pursuant to Sessional Order 8. In the event that a Member so elects, he or she cannot move that the petition be taken into consideration as provided in Standing Order No 248C.
- 14 Notwithstanding the provisions of these Sessional Orders, General Business Notices of Motion and Orders of the Day may, at the discretion of the Government, be called on in substitution of a discussion of a matter of public of importance pursuant to Sessional Order 9.
- 15 Notwithstanding Standing Order No 177:
- (1) On any day where the House does not rise for a lunch break a division shall not be permitted on any question between 1.00 pm and 2.00 pm. If a division is required between such times, debate on the item of shall stand adjourned until later that day and the next item of business shall be called on.
- (2) On any day where the Committee of the Whole House does not rise for a lunch break a division in Committee shall not be permitted on any question between 1.00 pm and 2.00 pm. If a division in Committee is required between such times, progress shall be reported until later that day and the next item of business shall be called on.
- (3) Motions under Standing Order No 70 (closure of debate) or under Standing Order No 105 (guillotine) shall not be moved between the hours of 1.00 pm and 2.00 pm.
2. **MR BRACKS** — To move, That this House notes with concern the decline in services and infrastructure in rural and regional Victoria and congratulates country Victorians for standing up for their local communities by seeking to stop the decline and supporting policies that will revitalise their communities.
3. **MR HULLS** — To move, That this House condemns the Leader of the Opposition for his lack of action when as a Minister in the former Government he did nothing to stop the secret deals and lack of transparency and accountability that became a hallmark of the Kennett Government and congratulates the new Government for its commitment to open up Freedom of Information and lift the veil of secrecy over how business is transacted in Victoria.

4. **MR THWAITES** — To move, That this House condemns the previous Government for its mismanagement of the public hospital system and its disastrous privatisation of health services and congratulates the new Government for its commitment to put an end to privatisation of our health system and to improve services to ordinary Victorians.
5. **MS DELAHUNTY** — To move, That this House condemns the former Government for its cruel ideological experiment with our State School system and for its impact on our class rooms and standard of education and congratulates the new Government for its commitment to lower class sizes and quality education for all our students.
6. **MR HAERMAYER** — To move, That this House congratulates the Bracks Labor Government for its commitment to improving community safety by increasing police resources, putting 800 more police on the front line and introducing a comprehensive crime prevention strategy.

GENERAL BUSINESS

1. **MR McARTHUR** — To move, That —
 - 1 The House shall meet on Tuesday, Wednesday and Thursday, the Speaker to take the Chair at 2.00 pm on Tuesday and 9.30 am on Wednesday and Thursday.
 - 2 So much of Standing Orders be suspended to allow during the present Session that:
 - (1) Government Business shall take precedence over all other business save for motions of want of confidence in the Government and as provided for in
 - (2) Other than on Grievance Days pursuant to Sessional Order 4, the House is to proceed with its business each day in the following order unless a matter concerning the privileges of the House arises:

Tuesdays

Oral Questions

Explanations (Sessional Order 10)

Matters of Public Importance (Sessional Order 7)

Formal business

Government Business

General Business

Wednesdays

Formal business

General Business (Sessional Order 9)

Oral Questions (at 2.00 pm)

Motions under Sessional Order 10 (Questions on Notice)

Government Business

General Business

Thursdays

Formal business

General Business disallowance of statutory rules (Sessional Order 11)

Government Business

Oral Questions (at 2.00 pm)

Matters of Public Importance (Sessional Order 7)

Government Business continued

General Business

- (3) Where the House resolves to sit on a Friday, the order of business shall be as follows:

Formal business

Government Business

Oral Questions (at 2.00 pm)

Matters of Public Importance (Sessional Order 7)

Government Business continued

General Business

3 Notwithstanding Sessional Order 2:

- (1) So much of Standing Order No 124 as allows Members to ask oral questions without notice at the time of giving notices of motion be suspended and that Members ask oral questions without notice at 2.00 pm each sitting day (other than on a Tuesday where a motion expressing sorrow at the death of a Member or any other person may take precedence) and that:
- (a) on all Tuesdays questions may be asked from the time the Speaker calls on questions until the lapse of 45 minutes or 15 questions have been answered, whichever is the longer;
- (b) on all other days questions may be asked from the time the Speaker calls on questions until the lapse of 30 minutes or 10 questions have been answered, whichever is the longer; provided that these Sessional Orders shall not permit more than one question time each sitting day.
- (2) At 2.00 pm on each sitting day (other than a Tuesday) the Speaker shall interrupt the business before the House, including a Grievance Debate pursuant to Sessional Order 4, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business; provided that in the event that a division is in progress at 2.00 pm such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion.
- (3) Any business under discussion and not disposed of at 2.00 pm shall:
- (a) on Wednesdays:
- (i) where the time permitted for a Grievance Debate or consideration of General Business, pursuant to Sessional Orders 4 and 9 respectively, has not expired, such Grievance Debate or General Business shall resume immediately at the conclusion of oral questions;
- (ii) where the time for consideration of General Business has expired pursuant to Sessional Order 9, the business under discussion shall stand adjourned until later that day;
- (b) on Thursdays and Fridays be resumed immediately at the conclusion of Matters of Public Importance; and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
- (4) All answers to questions shall be direct, factual and succinct.

-
- 4 (1) Standing Order No 59 be suspended and, the first Order of the Day on every third sitting Wednesday after the opening of the Session shall be the question "That grievances be noted". Any Member may speak to such question for not more than 20 minutes and the whole discussion on the question shall not exceed four hours.
- (2) On Grievance Days so much of Standing Orders be suspended to allow during the present Session business to be called on in the following order unless a matter concerning the privileges of the House arises:
- Formal business
 Grievances (four hours)
 Motions under Sessional Order 10 (Questions on Notice)
 Government Business
 Oral Questions (at 2.00 pm)
 Government Business continued
 General Business
- 5 Notwithstanding the right of a Minister to move a motion for the adjournment of the House pursuant to Standing Order No 25:
- (1) On each sitting day, at the following times:
- Tuesdays: 10.00 pm
 Wednesdays: 10.00 pm
 Thursdays (where the House has not resolved to sit on a Friday): 4.30 pm
 Thursdays (where the House has resolved to sit on a Friday): 10.00 pm
 Fridays: 4.30 pm
- the Speaker shall interrupt the business before the House, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business provided that: in the event that a division is in progress at the time of such interruption such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion.
- (2) Upon such interruption of business:
- (a) Before a motion for the adjournment is proposed by the Speaker, a Minister may move that the sitting be continued; which motion shall be put forthwith without amendment or debate and if such motion is agreed to, the House or Committee shall resume the proceedings at the point at which they had been interrupted; or
- (b) If a Minister does not so move, or if such motion is defeated, the Speaker shall forthwith propose the question "That the House do now adjourn" which question shall be open to debate in accordance with the rules and practices of the House and paragraph (4); at the conclusion of the debate, the Speaker shall put the question and:
- (i) if it is carried in the affirmative, shall adjourn the House until the time of the next meeting;
- (ii) if it is negatived, any business under discussion and not disposed of at the time of interruption of business shall be resumed immediately and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech;
- provided that these Sessional Orders shall not permit more than one adjournment debate each sitting day.

- (3) Any business under discussion and not disposed of at the time of the adjournment shall be set down on the Notice Paper for the next sitting and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
 - (4) On the motion "That the House do now adjourn" the time available for the raising of matters on the motion be one hour and the time limit per Member be three minutes.
 - (5) The time for raising matters, and the time limit per Member, shall not include the time taken for points of orders and other interruptions whilst a Member is speaking.
- 6 (1) Where a person who has been referred to by name, or in such a way as to be readily identified in the House or in the Committee of the Whole House, makes a submission in writing to the Speaker:
- (a) claiming that the person has been adversely affected in reputation or in respect of dealings or associations with others, or injured in occupation, trade, office or financial credit, or that the person's privacy has been unreasonably invaded, by reason of that reference to the person; and
 - (b) requesting that the person be able to incorporate an appropriate response in the parliamentary record
- and if the Speaker is satisfied:
- (c) that the subject of the submission is not so obviously trivial, or the submission so frivolous, vexatious or offensive in character as to make it inappropriate that it be considered by the Privileges Committee; and
 - (d) that it is practicable for the Committee to consider the submission under this Sessional Order
- the Speaker shall refer the submission to that Committee.
- (2) The Committee may decide not to consider a submission referred to it under this Sessional Order if the Committee considers that the subject of the submission is not sufficiently serious or the submission is frivolous, vexatious or offensive in character, and such a decision shall be reported to the House.
 - (3) If the Committee decides to consider a submission under this Sessional Order, the Committee may confer with the person who made the submission and any Member who referred in the House to that person.
 - (4) In considering a submission under this Sessional Order, the Committee shall meet in private session.
 - (5) The Committee shall not publish a submission referred to it under this Sessional Order or its proceedings in relation to such a submission, but may present minutes of its proceedings and all or part of such submission to the House.
 - (6) In considering a submission under this Sessional Order and reporting to the House the Committee shall not consider or judge the truth or any statements made in the House or Committee of the Whole House or of the submission.
 - (7) In its report to the House on a submission under this Sessional Order, the Committee may make either of the following recommendations:
 - (a) that no further action be taken by the House or by the Committee in relation to the submission; or

- (b) that a response by the person who made the submission, in terms specified in the report and agreed to by the person and the Committee, be published by the House or incorporated in Hansard
and shall not make any other recommendations.
- (8) A document presented to the House under paragraph (5) or (7):
- (a) in the case of a response by a person who made a submission, shall be succinct and strictly relevant to the questions in issue and shall not contain anything offensive in character; and
- (b) shall not contain any matter the publication of which would have the effect of:
- (i) unreasonably adversely affecting or injuring a person, or unreasonably invading a person's privacy, in the manner referred to in paragraph (1); or
- (ii) unreasonably adding to or aggravating any such adverse effect, injury or invasion of privacy suffered by a person.
- (9) The Committee may agree to guidelines and procedures, not inconsistent with this Sessional Order, to apply to the consideration by it of submissions.
- 7 Standing Orders Nos 26 and 27 be suspended and that:
- (1) Precedence shall, subject to Sessional Order 10, be given to matters of public importance immediately after question time each sitting Tuesday, Thursday and Friday. A Member may propose to the Speaker that a definite matter of public importance be submitted to the House for discussion. Proposals for discussion accepted by the Speaker shall rotate between Members by application of the following process:
- Total number of Members
Less Ministers and the Speaker
Balance equals the number of Members entitled to submit proposals
Of such entitled Members, rotation shall be in the ratio of: Liberal Party Members: National Party Members: Independent Members: Labor Party Members.
- (2) The Member proposing the matter shall present to the Speaker, not later than 5.00 pm on the day prior to the day on which a matter may be discussed, a written statement of the matter proposed to be discussed.
- (3) In the event that more than one Member proposes matters for discussion on a particular day, the Speaker shall determine the subject for discussion.
- (4) Only one matter shall be discussed on any one sitting day.
- (5) On the day of the proposed discussion the Speaker shall read the written statement of the matter proposed to be discussed to the House. The Speaker shall then call upon the Member who had proposed the matter to speak.
- (6) The discussion shall be no longer than one hour, the first speaker from the party forming Government and the first speaker not from such party may each speak for a maximum of 15 minutes and any other Member for a maximum of 10 minutes.

- (7) At any time during the discussion, a motion may be made by any Member "That the business of the day be called on" and such motion shall be put forthwith and decided without amendment or debate and, if agreed to, the business of the day shall be proceeded with immediately. No other question seeking to end the discussion shall be proposed.
- 8 Standing Order No 104 be amended in the first paragraph by substituting "twenty minutes" for "thirty minutes".
- 9 Notwithstanding anything contained in the Standing Orders, during the present Session precedence shall be given to General Business until 2.00 pm or for four hours, whichever is the longer, each sitting Wednesday and the procedure for consideration of such General Business shall be as follows:
- (1) The right to nominate two items per sitting Wednesday shall be at the discretion of the Speaker and determined on a pro-rata basis according to the representation in the House other than from the party forming Government.
 - (2) These items can be either notices of motion or Orders of the Day and shall be notified to the Speaker by 5.00 pm on the previous day. In the absence of nominations by the stipulated time the right or rights to nominate is or are lost for that sitting Wednesday and the next item of General Business shall be called on.
 - (3) If the same item is nominated twice by different nominees that item shall be selected as the only nominated item for discussion.
 - (4) In the event that debate:
 - (a) on any one item continues for two hours; or
 - (b) on any combined item pursuant to paragraph (3) continues for four hours; the debate shall be interrupted and any item under discussion which is not disposed of at such time shall be set down on the Notice Paper for the next sitting day and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
 - (5) At the conclusion of the debate on the nominated item or items priority shall be given to motions for leave to bring in non-Government bills, Orders of the Day for the moving of the second reading of non-Government bills and consideration of petitions.
 - (6) On the moving of the second reading of non-Government bills debate shall be adjourned for two weeks.
- 10 (1) If a Minister does not furnish an answer to a question on notice within 30 days of the asking of that question and does not, within that period, provide to the Member who asked the question an explanation satisfactory to that Member as to why an answer has not been provided, immediately after the conclusion of the daily answering of questions without notice on any sitting Tuesday, the Member may ask the relevant Minister for an explanation, provided that the total time for any such explanation or explanations shall not exceed 15 minutes.
- (2) In the event that a Minister does not provide an satisfactory explanation, the Member may give notice forthwith of a motion regarding the Minister's failure to provide either an satisfactory answer or an explanation and precedence over Government Business shall be given to such a motion on the next day of meeting: provided always that the time taken for consideration of such motions shall not be taken as forming part of the time allocated for General Business pursuant to Sessional Order 9.

- 11 (1) Following the presentation of a Report of the Scrutiny of Acts and Regulations Committee to the House which:
- (a) recommends under Part 5 of the Subordinate Legislation Act 1994 the disallowance in whole or in part of:
 - (i) a statutory rule; or
 - (ii) an instrument to which Part 5 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act; or
 - (b) reports that there was a failure to table under section 15 of the Subordinate Legislation Act 1994:
 - (i) a statutory rule; or
 - (ii) an instrument to which section 15 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act —

a Member may give notice of a motion for the disallowance in whole or in part of such statutory rule or instrument which shall be set down for consideration to take precedence on the Notice Paper on the next sitting Thursday after notice is given.

- (2) A Member shall be entitled to give notice of a motion for the disallowance in whole or in part of:
- (a) a statutory rule; or
 - (b) an instrument to which section 15 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act —

and such notice shall be set down for consideration to take precedence on the Notice paper on the next sitting Thursday after notice is given: provided that, where notice has been given pursuant to paragraph (1), such notice shall take precedence.

- (3) No Member shall speak for more than five minutes on any motion moved under this Sessional Order and the debate shall be no longer than two hours.

2. **MS ASHER** – To move, That this House notes the extremely strong financial position inherited by the current minority Labor Government and calls on the Government to deliver on their election promises to — (a) deliver a substantial operating surplus; (b) cut taxes; (c) deliver over \$400 million in new spending programs; and (d) reduce public sector debt and unfunded superannuation liabilities.
3. **MR WELLS** – To move, That this House condemns the minority Labor Government for shelving the Scoresby Freeway without proper consultation, showing total disregard for employment growth and investment opportunities for the outer eastern metropolitan area, further demonstrating Labor's lack of understanding, that north-south traffic on Stud Road and Springvale Road has reached full capacity, and notes the Scoresby Freeway is essential for future projected traffic volumes, without which the outer eastern road network will face gridlock.
4. **MR MAUGHAN** – To move, That this House condemns the minority Labor Government for putting in jeopardy the \$1.8 billion dairy deregulation package offered to the industry by the Federal Government and by ignoring the fact that the Domestic Market Support Scheme and each State's market milk legislation has a sunset clause for 30 June 2000, and that the livelihood of every Victorian dairy farmer is put at risk.

5. **MR PLOWMAN** – To move, That this House condemns the minority Labor Government on its decision to permit the use of condom vending machines in government secondary schools.
6. **MR HONEYWOOD** – To move, That this House condemns the minority Labor Government and the Minister for Education for their ideological vendetta in moving to abolish the highly successful Self-Governing Schools program, noting that fifty one government schools throughout the state face the prospect of uncertain futures as a result of the ideological tactics being pursued by the government.
7. **MR LEIGH** – To move, That this House urges the minority Labor Government to implement the Kennett Government's election commitment to construct the Dingley bypass, connecting South and Boundary Roads to the Springvale bypass and to commence construction in 2000, for completion in 2003.
8. **MS PEULICH** – To move, That this House condemns the minority Labor Government for failing to initiate a full and open community debate about drug abuse and the efficacy of self injecting rooms as a way of reducing the drug problem.
9. **MR PERTON** – To move, That this House condemns the minority Labor Government for its failure to provide Victorians with leadership and opportunity in new technologies, especially information and communications technologies and multimedia.
10. **DR DEAN** – To move, That this House condemns the minority Labor Government for placing the rights of Victorian citizens who are members of unions above the rights of those who are not.
11. **MR WELLS** – To move, That this House condemns the minority Labor Government for axing the Knox Public Hospital Project, demonstrating their total disregard for the health needs of the outer east noting that the hospital was to be built based on current and future projected demand for public health services and would have resulted in a dramatic reduction in the waiting lists for public patients in the outer east.
12. **MRS ELLIOTT** – To move, That this House condemns the minority Labor Government for its failure to commit a new youth training centre for the rehabilitation of young offenders.
13. **MS BURKE** – To move, That this House condemns the minority Labor Government for the paucity of its policy for Victorian women.
14. **MR HONEYWOOD** – To move, That this House condemns the minority Labor Government for its ideological fixation against statewide LAP common testing for all grade 3 and grade 5 students and calls on the government to detail its alternative proposals for providing Victorian parents with appropriate education standard benchmarks for their children.
15. **MR HONEYWOOD** – To move, That this House condemns the minority Labor Government for not allocating sufficient funding for school-based welfare counsellors in government primary and secondary schools in marked contrast to the previous government's strong commitment to students' welfare needs.

16. **MR CLARK** – To move, That this House condemns the minority Labor Government for attempting to blame the management of the Victorian WorkCover Authority for cost pressures that are due in large part to the impact of common law claims of the very sort that the government is proposing to reintroduce.
17. **MR RICHARDSON** – To move, That this House censures the Minister for Education for the misguided prioritising of the placement of condom vending machines in schools ahead of the announcement of genuine educational initiatives.
18. **MR THOMPSON** – To move, That this House condemns the minority Labor Government for its lack of commitment to preserving and protecting Port Phillip Bay, in contrast to the commitment of the former Kennett Government through the Bringing the Bay to Life initiative.

ORDERS OF THE DAY

GOVERNMENT BUSINESS

1. **ADMINISTRATION AND PROBATE (STATUTE LAW REVISION) BILL** — Second reading.
2. **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH** — Motion for — Resumption of debate (*Mr Kotsiras*).

R W PURDEY
Clerk of the Legislative Assembly

A ANDRIANOPOULOS
Speaker

CHAIRMAN OF COMMITTEES**CHAIRMAN OF COMMITTEES – Mrs Maddigan.**

LEGISLATIVE ASSEMBLY OF VICTORIA

ORDER OF THE DAY

*STATEMENTS BY MEMBERS — *Pursuant to Sessional Order 8*

GOVERNMENT BUSINESS

NOTICES OF MOTION

1. **MR BRACKS** — To move, That this House notes with concern the decline in services and infrastructure in rural and regional Victoria and congratulates country Victorians for standing up for their local communities by seeking to stop the decline and supporting policies that will revitalise their communities.
2. **MR HULLS** — To move, That this House condemns the Leader of the Opposition for his lack of action when as a Minister in the former Government he did nothing to stop the secret deals and lack of transparency and accountability that became a hallmark of the Kennett Government and congratulates the new Government for its commitment to open up Freedom of Information and lift the veil of secrecy over how business is transacted in Victoria.
3. **MR THWAITES** — To move, That this House condemns the previous Government for its mismanagement of the public hospital system and its disastrous privatisation of health services and congratulates the new Government for its commitment to put an end to privatisation of our health system and to improve services to ordinary Victorians.
4. **MS DELAHUNTY** — To move, That this House condemns the former Government for its cruel ideological experiment with our State School system and for its impact on our class rooms and standard of education and congratulates the new Government for its commitment to lower class sizes and quality education for all our students.
5. **MR HAERMEYER** — To move, That this House congratulates the Bracks Labor Government for its commitment to improving community safety by increasing police resources, putting 800 more police on the front line and introducing a comprehensive.

ORDERS OF THE DAY

1. **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH** — Motion for — Resumption of debate (*Mr Kotsiras*).
2. **ADMINISTRATION AND PROBATE (STATUTE LAW REVISION) BILL** — Second reading.

GENERAL BUSINESS

NOTICES OF MOTION

1. **MR McARTHUR** — To move, That —
 - 1 The House shall meet on Tuesday, Wednesday and Thursday, the Speaker to take the Chair at 2.00 pm on Tuesday and 9.30 am on Wednesday and Thursday.
 - 2 So much of Standing Orders be suspended to allow during the present Session that:
 - (1) Government Business shall take precedence over all other business save for motions of want of confidence in the Government and as provided for in
 - (2) Other than on Grievance Days pursuant to Sessional Order 4, the House is to proceed with its business each day in the following order unless a matter concerning the privileges of the House arises:

Tuesdays

Oral Questions

Explanations (Sessional Order 10)

Matters of Public Importance (Sessional Order 7)

Formal business

Government Business

General Business

Wednesdays

Formal business

General Business (Sessional Order 9)

Oral Questions (at 2.00 pm)

Motions under Sessional Order 10 (Questions on Notice)

Government Business

General Business

Thursdays

Formal business

General Business disallowance of statutory rules (Sessional Order 11)

Government Business

Oral Questions (at 2.00 pm)

Matters of Public Importance (Sessional Order 7)

Government Business continued

General Business

- (3) Where the House resolves to sit on a Friday, the order of business shall be as follows:

Formal business
Government Business
Oral Questions (at 2.00 pm)
Matters of Public Importance (Sessional Order 7)
Government Business continued
General Business

3 Notwithstanding Sessional Order 2:

- (1) So much of Standing Order No 124 as allows Members to ask oral questions without notice at the time of giving notices of motion be suspended and that Members ask oral questions without notice at 2.00 pm each sitting day (other than on a Tuesday where a motion expressing sorrow at the death of a Member or any other person may take precedence) and that:
 - (a) on all Tuesdays questions may be asked from the time the Speaker calls on questions until the lapse of 45 minutes or 15 questions have been answered, whichever is the longer;
 - (b) on all other days questions may be asked from the time the Speaker calls on questions until the lapse of 30 minutes or 10 questions have been answered, whichever is the longer; provided that these Sessional Orders shall not permit more than one question time each sitting day.
 - (2) At 2.00 pm on each sitting day (other than a Tuesday) the Speaker shall interrupt the business before the House, including a Grievance Debate pursuant to Sessional Order 4, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business; provided that in the event that a division is in progress at 2.00 pm such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion.
 - (3) Any business under discussion and not disposed of at 2.00 pm shall:
 - (a) on Wednesdays:
 - (i) where the time permitted for a Grievance Debate or consideration of General Business, pursuant to Sessional Orders 4 and 9 respectively, has not expired, such Grievance Debate or General Business shall resume immediately at the conclusion of oral questions;
 - (ii) where the time for consideration of General Business has expired pursuant to Sessional Order 9, the business under discussion shall stand adjourned until later that day;
 - (b) on Thursdays and Fridays be resumed immediately at the conclusion of Matters of Public Importance; and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
 - (4) All answers to questions shall be direct, factual and succinct.
- 4 (1) Standing Order No 59 be suspended and, the first Order of the Day on every third sitting Wednesday after the opening of the Session shall be the question "That grievances be noted". Any Member may speak to such question for not more than 20 minutes and the whole discussion on the question shall not exceed four hours.

- (2) On Grievance Days so much of Standing Orders be suspended to allow during the present Session business to be called on in the following order unless a matter concerning the privileges of the House arises:

Formal business

Grievances (four hours)

Motions under Sessional Order 10 (Questions on Notice)

Government Business

Oral Questions (at 2.00 pm)

Government Business continued

General Business

- 5 Notwithstanding the right of a Minister to move a motion for the adjournment of the House pursuant to Standing Order No 25:

- (1) On each sitting day, at the following times:

Tuesdays: 10.00 pm

Wednesdays: 10.00 pm

Thursdays (where the House has not resolved to sit on a Friday): 4.30 pm

Thursdays (where the House has resolved to sit on a Friday): 10.00 pm

Fridays: 4.30 pm

the Speaker shall interrupt the business before the House, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business provided that: in the event that a division is in progress at the time of such interruption such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion.

- (2) Upon such interruption of business:

(a) Before a motion for the adjournment is proposed by the Speaker, a Minister may move that the sitting be continued; which motion shall be put forthwith without amendment or debate and if such motion is agreed to, the House or Committee shall resume the proceedings at the point at which they had been interrupted; or

(b) If a Minister does not so move, or if such motion is defeated, the Speaker shall forthwith propose the question "That the House do now adjourn" which question shall be open to debate in accordance with the rules and practices of the House and paragraph (4); at the conclusion of the debate, the Speaker shall put the question and:

(i) if it is carried in the affirmative, shall adjourn the House until the time of the next meeting;

(ii) if it is negated, any business under discussion and not disposed of at the time of interruption of business shall be resumed immediately and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech;

provided that these Sessional Orders shall not permit more than one adjournment debate each sitting day.

- (3) Any business under discussion and not disposed of at the time of the adjournment shall be set down on the Notice Paper for the next sitting and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.

-
- (4) On the motion "That the House do now adjourn" the time available for the raising of matters on the motion be one hour and the time limit per Member be three minutes.
 - (5) The time for raising matters, and the time limit per Member, shall not include the time taken for points of orders and other interruptions whilst a Member is speaking.
- 6 (1) Where a person who has been referred to by name, or in such a way as to be readily identified in the House or in the Committee of the Whole House, makes a submission in writing to the Speaker:
- (a) claiming that the person has been adversely affected in reputation or in respect of dealings or associations with others, or injured in occupation, trade, office or financial credit, or that the person's privacy has been unreasonably invaded, by reason of that reference to the person; and
 - (b) requesting that the person be able to incorporate an appropriate response in the parliamentary record
- and if the Speaker is satisfied:
- (c) that the subject of the submission is not so obviously trivial, or the submission so frivolous, vexatious or offensive in character as to make it inappropriate that it be considered by the Privileges Committee; and
 - (d) that it is practicable for the Committee to consider the submission under this Sessional Order
- the Speaker shall refer the submission to that Committee.
- (2) The Committee may decide not to consider a submission referred to it under this Sessional Order if the Committee considers that the subject of the submission is not sufficiently serious or the submission is frivolous, vexatious or offensive in character, and such a decision shall be reported to the House.
 - (3) If the Committee decides to consider a submission under this Sessional Order, the Committee may confer with the person who made the submission and any Member who referred in the House to that person.
 - (4) In considering a submission under this Sessional Order, the Committee shall meet in private session.
 - (5) The Committee shall not publish a submission referred to it under this Sessional Order or its proceedings in relation to such a submission, but may present minutes of its proceedings and all or part of such submission to the House.
 - (6) In considering a submission under this Sessional Order and reporting to the House the Committee shall not consider or judge the truth or any statements made in the House or Committee of the Whole House or of the submission.
 - (7) In its report to the House on a submission under this Sessional Order, the Committee may make either of the following recommendations:
 - (a) that no further action be taken by the House or by the Committee in relation to the submission; or
 - (b) that a response by the person who made the submission, in terms specified in the report and agreed to by the person and the Committee, be published by the House or incorporated in Hansard
 and shall not make any other recommendations.
 - (8) A document presented to the House under paragraph (5) or (7):

- (a) in the case of a response by a person who made a submission, shall be succinct and strictly relevant to the questions in issue and shall not contain anything offensive in character; and
 - (b) shall not contain any matter the publication of which would have the effect of:
 - (i) unreasonably adversely affecting or injuring a person, or unreasonably invading a person's privacy, in the manner referred to in paragraph (1); or
 - (ii) unreasonably adding to or aggravating any such adverse effect, injury or invasion of privacy suffered by a person.
 - (9) The Committee may agree to guidelines and procedures, not inconsistent with this Sessional Order, to apply to the consideration by it of submissions.
- 7 Standing Orders Nos 26 and 27 be suspended and that:
- (1) Precedence shall, subject to Sessional Order 10, be given to matters of public importance immediately after question time each sitting Tuesday, Thursday and Friday. A Member may propose to the Speaker that a definite matter of public importance be submitted to the House for discussion. Proposals for discussion accepted by the Speaker shall rotate between Members by application of the following process:

Total number of Members

Less Ministers and the Speaker

Balance equals the number of Members entitled to submit proposals

Of such entitled Members, rotation shall be in the ratio of: Liberal Party Members: National Party Members: Independent Members: Labor Party Members.
 - (2) The Member proposing the matter shall present to the Speaker, not later than 5.00 pm on the day prior to the day on which a matter may be discussed, a written statement of the matter proposed to be discussed.
 - (3) In the event that more than one Member proposes matters for discussion on a particular day, the Speaker shall determine the subject for discussion.
 - (4) Only one matter shall be discussed on any one sitting day.
 - (5) On the day of the proposed discussion the Speaker shall read the written statement of the matter proposed to be discussed to the House. The Speaker shall then call upon the Member who had proposed the matter to speak.
 - (6) The discussion shall be no longer than one hour, the first speaker from the party forming Government and the first speaker not from such party may each speak for a maximum of 15 minutes and any other Member for a maximum of 10 minutes.
 - (7) At any time during the discussion, a motion may be made by any Member "That the business of the day be called on" and such motion shall be put forthwith and decided without amendment or debate and, if agreed to, the business of the day shall be proceeded with immediately. No other question seeking to end the discussion shall be proposed.
- 8 Standing Order No 104 be amended in the first paragraph by substituting "twenty minutes" for "thirty minutes".

-
- 9 Notwithstanding anything contained in the Standing Orders, during the present Session precedence shall be given to General Business until 2.00 pm or for four hours, whichever is the longer, each sitting Wednesday and the procedure for consideration of such General Business shall be as follows:
- (1) The right to nominate two items per sitting Wednesday shall be at the discretion of the Speaker and determined on a pro-rata basis according to the representation in the House other than from the party forming Government.
 - (2) These items can be either notices of motion or Orders of the Day and shall be notified to the Speaker by 5.00 pm on the previous day. In the absence of nominations by the stipulated time the right or rights to nominate is or are lost for that sitting Wednesday and the next item of General Business shall be called on.
 - (3) If the same item is nominated twice by different nominees that item shall be selected as the only nominated item for discussion.
 - (4) In the event that debate:
 - (a) on any one item continues for two hours; or
 - (b) on any combined item pursuant to paragraph (3) continues for four hours;the debate shall be interrupted and any item under discussion which is not disposed of at such time shall be set down on the Notice Paper for the next sitting day and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
 - (5) At the conclusion of the debate on the nominated item or items priority shall be given to motions for leave to bring in non-Government bills, Orders of the Day for the moving of the second reading of non-Government bills and consideration of petitions.
 - (6) On the moving of the second reading of non-Government bills debate shall be adjourned for two weeks.
- 10 (1) If a Minister does not furnish an answer to a question on notice within 30 days of the asking of that question and does not, within that period, provide to the Member who asked the question an explanation satisfactory to that Member as to why an answer has not been provided, immediately after the conclusion of the daily answering of questions without notice on any sitting Tuesday, the Member may ask the relevant Minister for an explanation, provided that the total time for any such explanation or explanations shall not exceed 15 minutes.
- (2) In the event that a Minister does not provide an satisfactory explanation, the Member may give notice forthwith of a motion regarding the Minister's failure to provide either an satisfactory answer or an explanation and precedence over Government Business shall be given to such a motion on the next day of meeting: provided always that the time taken for consideration of such motions shall not be taken as forming part of the time allocated for General Business pursuant to Sessional Order 9.
- 11 (1) Following the presentation of a Report of the Scrutiny of Acts and Regulations Committee to the House which:
- (a) recommends under Part 5 of the Subordinate Legislation Act 1994 the disallowance in whole or in part of:
 - (i) a statutory rule; or
 - (ii) an instrument to which Part 5 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act; or

(b) reports that there was a failure to table under section 15 of the Subordinate Legislation Act 1994:

- (i) a statutory rule; or
- (ii) an instrument to which section 15 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act —

a Member may give notice of a motion for the disallowance in whole or in part of such statutory rule or instrument which shall be set down for consideration to take precedence on the Notice Paper on the next sitting Thursday after notice is given.

(2) A Member shall be entitled to give notice of a motion for the disallowance in whole or in part of:

- (a) a statutory rule; or
- (b) an instrument to which section 15 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act —

and such notice shall be set down for consideration to take precedence on the Notice paper on the next sitting Thursday after notice is given: provided that, where notice has been given pursuant to paragraph (1), such notice shall take precedence.

(3) No Member shall speak for more than five minutes on any motion moved under this Sessional Order and the debate shall be no longer than two hours.

2. **MS ASHER** — To move, That this House notes the extremely strong financial position inherited by the current minority Labor Government and calls on the Government to deliver on their election promises to — (a) deliver a substantial operating surplus; (b) cut taxes; (c) deliver over \$400 million in new spending programs; and (d) reduce public sector debt and unfunded superannuation liabilities.
3. **MR WELLS** — To move, That this House condemns the minority Labor Government for shelving the Scoresby Freeway without proper consultation, showing total disregard for employment growth and investment opportunities for the outer eastern metropolitan area, further demonstrating Labor's lack of understanding that north-south traffic on Stud Road and Springvale Road has reached full capacity, and notes that the Scoresby Freeway is essential for future projected traffic volumes, without which the outer eastern road network will face gridlock.
4. **MR MAUGHAN** — To move, That this House condemns the minority Labor Government for putting in jeopardy the \$1.8 billion dairy deregulation package offered to the industry by the Federal Government, and that by ignoring the fact that the Domestic Market Support Scheme and each State's market milk legislation has a sunset clause for 30 June 2000, the livelihood of every Victorian dairy farmer is put at risk.
5. **MR PLOWMAN** — To move, That this House condemns the minority Labor Government on its decision to permit the use of condom vending machines in government secondary schools.

6. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government and the Minister for Education for their ideological vendetta in moving to abolish the highly successful Self-Governing Schools program, noting that fifty one government schools throughout the state face the prospect of uncertain futures as a result of the ideological tactics being pursued by the government.
7. **MR LEIGH** — To move, That this House urges the minority Labor Government to implement the Kennett Government's election commitment to construct the Dingley bypass connecting South and Boundary Roads to the Springvale bypass and to commence construction in 2000, for completion in 2003.
8. **MS PEULICH** — To move, That this House condemns the minority Labor Government for failing to initiate a full and open community debate about drug abuse and the efficacy of self injecting rooms as a way of reducing the drug problem.
9. **MR PERTON** — To move, That this House condemns the minority Labor Government for its failure to provide Victorians with leadership and opportunity in new technologies, especially information and communications technologies and multimedia.
10. **DR DEAN** — To move, That this House condemns the minority Labor Government for placing the rights of Victorian citizens who are members of unions above the rights of those who are not.
11. **MR WELLS** — To move, That this House condemns the minority Labor Government for axing the Knox Public Hospital Project, demonstrating their total disregard for the health needs of the outer east, noting that the hospital was to be built based on current and future projected demand for public health services and would have resulted in a dramatic reduction in the waiting lists for public patients in the outer east.
12. **MRS ELLIOTT** — To move, That this House condemns the minority Labor Government for its failure to commit to a new youth training centre for the rehabilitation of young offenders.
13. **MS BURKE** — To move, That this House condemns the minority Labor Government for the paucity of its policy for Victorian women.
14. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government for its ideological fixation against statewide LAP common testing for all grade 3 and grade 5 students and calls on the government to detail its alternative proposals for providing Victorian parents with appropriate education standard benchmarks for their children.
15. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government for not allocating sufficient funding for school-based welfare counsellors in government primary and secondary schools, in marked contrast to the previous government's strong commitment to students' welfare needs.
16. **MR CLARK** — To move, That this House condemns the minority Labor Government for attempting to blame the management of the Victorian WorkCover Authority for cost pressures that are due in large part to the impact of common law claims of the very sort that the government is proposing to reintroduce.

17. **MR RICHARDSON** — To move, That this House censures the Minister for Education for the misguided prioritising of the placement of condom vending machines in schools ahead of the announcement of genuine educational initiatives.
18. **MR THOMPSON** — To move, That this House condemns the minority Labor Government for its lack of commitment to preserving and protecting Port Phillip Bay, in contrast to the commitment of the former Kennett Government through the Bringing the Bay to Life initiative.

R W PURDEY

Clerk of the Legislative Assembly

A ANDRIANOPOULOS

Speaker

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES — Mrs Maddigan.

TEMPORARY CHAIRMEN — Ms Barker, Ms Davies, Mr Jasper, Mr Kilgour, Mr Loney, Mr Lupton, Mr Nardella, Mrs Peulich, Mr Phillips, Mr Plowman, Mr Richardson, Mr Savage and Mr Seitz.

* * * * *

SESSIONAL ORDERS

SUMMARY OF RESOLUTION ADOPTED BY THE HOUSE ON 4 NOVEMBER 1999

DAY AND HOUR OF MEETING

Tuesday — 2.00 pm

Wednesday, Thursday — 9.30 am

ORDER OF BUSINESS

Motions of want of confidence and matters concerning the privileges of the House shall take precedence. Subject to those, the order of business is:

Tuesdays

Oral Questions

Formal business

Statements by Members (15 minutes)

Government Business

General Business

Wednesdays (other than Grievance Day Wednesdays)

Formal business

Statements by Members (15 minutes)

Matters of Public Importance (2½ hours)

Government Business

Oral Questions (at 2.00 pm)

Government Business *continued*

General Business

Thursdays and Fridays

Formal business

Statements by Members (15 minutes)

Government Business

Oral Questions (at 2.00 pm)

Government Business *continued*

General Business

QUESTION TIME

2.00 pm each day (other than on a Tuesday when a condolence motion may take precedence).

Any debate in progress at 2.00 pm shall be interrupted.

Any division, or division on a closure motion requiring a question to be brought to a conclusion, shall be concluded.

Question Time lasts for 30 minutes or until 10 questions have been answered, whichever is the longer.

STATEMENTS BY MEMBERS

Statements may be made by members on any topic of concern. Each statement shall not exceed 90 seconds and the total debate shall not exceed 15 minutes.

MATTERS OF PUBLIC IMPORTANCE

Discussion each sitting Wednesday, except for Grievance Days, is to be on a matter of definite public importance and is not to exceed two and a half hours.

GRIEVANCES

Every third sitting Wednesday after the opening of the Session. The time limit for each member is 15 minutes and the whole debate is not to exceed two and a half hours.

Order of business on those days shall be:

- Formal business
- Statements by Members (15 minutes)
- Grievances (2½ hours)
- Government Business
- Oral Questions (at 2.00 pm)
- Government Business *continued*
- General Business

TIME LIMITS OF SPEECHES — DEBATE IN THE HOUSE

Subject to the provisos in Standing Order No 104, no member shall speak for more than 20 minutes in any debate in the House.

DISORDERLY CONDUCT OF MEMBERS

The Speaker may order a member to withdraw from the House for up to one and a half hours if the Speaker considers the member's conduct to be disorderly. Such suspension does not prevent a member from returning to vote in a division.

DIVISIONS BETWEEN 1.00 PM AND 2.00 PM

Divisions shall not be permitted on any question between 1.00 pm and 2.00 pm. If a division is required, debate on the item shall stand adjourned until later that day and the next item of business shall be called on.

RIGHT OF REPLY

A person who claims to have been adversely affected in reputation may make a written submission to the Speaker. The Speaker may refer the matter to the Privileges Committee.

ADJOURNMENT OF HOUSE

At 10.00 pm each sitting day, provided that:

- (a) any division then in progress shall be completed; and
- (b) any Minister may move "That the Sitting be continued".

ADJOURNMENT DEBATE

Time available for raising matters to be no more than 30 minutes.
Time limit per member to be three minutes.

GOVERNMENT BUSINESS PROGRAMMING COMMITTEE

A Government Business Programming Committee may meet to determine the manner in which the House is to deal with Government Business of the week.

* * * * *

LEGISLATIVE ASSEMBLY OF VICTORIA

ORDERS OF THE DAY

STATEMENTS BY MEMBERS — *Pursuant to Sessional Order 8*

MATTERS OF PUBLIC IMPORTANCE — *Discussion on Matter*

GOVERNMENT BUSINESS

NOTICES OF MOTION

- *1. **MR BRACKS** — To move, That he have leave to bring in a Bill to provide for the appointment of the Auditor-General under Part V of the **Constitution Act 1975**, to amend the **Audit Act 1994** with respect to the functions and powers of the Auditor-General, to repeal the **Audit (Amendment) Act 1997**, to make consequential amendments to other Acts and for other purposes.
- *2. **MR HULLS** — To move, That he have leave to bring in a Bill to amend the **Freedom of Information Act 1982** to provide for increased access to documents under that Act and for other purposes.
- *3. **MR CAMERON** — To move, That he have leave to bring in a Bill to amend the **Local Government Act 1989** and for other purposes.
- *4. **MR BRUMBY** — To move, That he have leave to bring in a Bill to provide for a fund to be called the **Regional Infrastructure Development Fund** to be established in the **Public Account** as part of the **Trust Fund** and for other purposes.
- *5. **MR BRACKS** — To move, That he have leave to bring in a Bill to provide a temporary system of emergency powers to deal with events arising from year 2000 computer problems, to amend the **Emergency Management Act 1986** and for other purposes.
- *6. **MR THWAITES** — To move, That he have leave to bring in a Bill to allow visiting health practitioners to provide health care services in the State in connection with special events without becoming registered under State law and for other purposes.
- *7. **MR HULLS** — To move, That he have leave to bring in a Bill to amend the **Legal Practice Act 1996** with respect to the powers of the **Legal Profession Tribunal** and for other purposes.

8. **MR BRACKS** — To move, That this House notes with concern the decline in services and infrastructure in rural and regional Victoria and congratulates country Victorians for standing up for their local communities by seeking to stop the decline and supporting policies that will revitalise their communities.
9. **MR HULLS** — To move, That this House condemns the Leader of the Opposition for his lack of action when as a Minister in the former Government he did nothing to stop the secret deals and lack of transparency and accountability that became a hallmark of the Kennett Government and congratulates the new Government for its commitment to open up Freedom of Information and lift the veil of secrecy over how business is transacted in Victoria.
10. **MR THWAITES** — To move, That this House condemns the previous Government for its mismanagement of the public hospital system and its disastrous privatisation of health services and congratulates the new Government for its commitment to put an end to privatisation of our health system and to improve services to ordinary Victorians.
11. **MS DELAHUNTY** — To move, That this House condemns the former Government for its cruel ideological experiment with our State School system and for its impact on our class rooms and standard of education and congratulates the new Government for its commitment to lower class sizes and quality education for all our students.
12. **MR HAERMEYER** — To move, That this House congratulates the Bracks Labor Government for its commitment to improving community safety by increasing police resources, putting 800 more police on the front line and introducing a comprehensive crime prevention strategy.

ORDERS OF THE DAY

1. **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH** — Motion for — *Resumption of debate (Mr Dixon)*.
2. **ADMINISTRATION AND PROBATE (STATUTE LAW REVISION) BILL** — Second reading.

GENERAL BUSINESS

NOTICES OF MOTION

1. **MR McARTHUR** — To move, That —
 - 1 The House shall meet on Tuesday, Wednesday and Thursday, the Speaker to take the Chair at 2.00 pm on Tuesday and 9.30 am on Wednesday and Thursday.
 - 2 So much of Standing Orders be suspended to allow during the present Session that:
 - (1) Government Business shall take precedence over all other business save for motions of want of confidence in the Government and as provided for in

- (2) Other than on Grievance Days pursuant to Sessional Order 4, the House is to proceed with its business each day in the following order unless a matter concerning the privileges of the House arises:

Tuesdays

Oral Questions
 Explanations (Sessional Order 10)
 Matters of Public Importance (Sessional Order 7)
 Formal business
 Government Business
 General Business

Wednesdays

Formal business
 General Business (Sessional Order 9)
 Oral Questions (at 2.00 pm)
 Motions under Sessional Order 10 (Questions on Notice)
 Government Business
 General Business

Thursdays

Formal business
 General Business disallowance of statutory rules (Sessional Order 11)
 Government Business
 Oral Questions (at 2.00 pm)
 Matters of Public Importance (Sessional Order 7)
 Government Business continued
 General Business

- (3) Where the House resolves to sit on a Friday, the order of business shall be as follows:

Formal business
 Government Business
 Oral Questions (at 2.00 pm)
 Matters of Public Importance (Sessional Order 7)
 Government Business continued
 General Business

3 Notwithstanding Sessional Order 2:

- (1) So much of Standing Order No 124 as allows Members to ask oral questions without notice at the time of giving notices of motion be suspended and that Members ask oral questions without notice at 2.00 pm each sitting day (other than on a Tuesday where a motion expressing sorrow at the death of a Member or any other person may take precedence) and that:
- (a) on all Tuesdays questions may be asked from the time the Speaker calls on questions until the lapse of 45 minutes or 15 questions have been answered, whichever is the longer;
 - (b) on all other days questions may be asked from the time the Speaker calls on questions until the lapse of 30 minutes or 10 questions have been answered, whichever is the longer; provided that these Sessional Orders shall not permit more than one question time each sitting day.
- (2) At 2.00 pm on each sitting day (other than a Tuesday) the Speaker shall interrupt the business before the House, including a Grievance Debate pursuant to Sessional Order 4, or if the House be in Committee, the Chairman shall report

progress and the Speaker shall then interrupt such business; provided that in the event that a division is in progress at 2.00 pm such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion.

- (3) Any business under discussion and not disposed of at 2.00 pm shall:
- (a) on Wednesdays:
 - (i) where the time permitted for a Grievance Debate or consideration of General Business, pursuant to Sessional Orders 4 and 9 respectively, has not expired, such Grievance Debate or General Business shall resume immediately at the conclusion of oral questions;
 - (ii) where the time for consideration of General Business has expired pursuant to Sessional Order 9, the business under discussion shall stand adjourned until later that day;
 - (b) on Thursdays and Fridays be resumed immediately at the conclusion of Matters of Public Importance; and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
- (4) All answers to questions shall be direct, factual and succinct.
- 4 (1) Standing Order No 59 be suspended and, the first Order of the Day on every third sitting Wednesday after the opening of the Session shall be the question "That grievances be noted". Any Member may speak to such question for not more than 20 minutes and the whole discussion on the question shall not exceed four hours.
- (2) On Grievance Days so much of Standing Orders be suspended to allow during the present Session business to be called on in the following order unless a matter concerning the privileges of the House arises:
- Formal business
 - Grievances (four hours)
 - Motions under Sessional Order 10 (Questions on Notice)
 - Government Business
 - Oral Questions (at 2.00 pm)
 - Government Business continued
 - General Business
- 5 Notwithstanding the right of a Minister to move a motion for the adjournment of the House pursuant to Standing Order No 25:
- (1) On each sitting day, at the following times:
- Tuesdays: 10.00 pm
 - Wednesdays: 10.00 pm
 - Thursdays (where the House has not resolved to sit on a Friday): 4.30 pm
 - Thursdays (where the House has resolved to sit on a Friday): 10.00 pm
 - Fridays: 4.30 pm

the Speaker shall interrupt the business before the House, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business provided that: in the event that a division is in progress at the time of such interruption such division shall be completed and the result announced and if such division be upon a closure motion any question required

to be brought to conclusion as a result of such division shall be so brought to conclusion.

(2) Upon such interruption of business:

- (a) Before a motion for the adjournment is proposed by the Speaker, a Minister may move that the sitting be continued; which motion shall be put forthwith without amendment or debate and if such motion is agreed to, the House or Committee shall resume the proceedings at the point at which they had been interrupted; or
- (b) If a Minister does not so move, or if such motion is defeated, the Speaker shall forthwith propose the question "That the House do now adjourn" which question shall be open to debate in accordance with the rules and practices of the House and paragraph (4); at the conclusion of the debate, the Speaker shall put the question and:
 - (i) if it is carried in the affirmative, shall adjourn the House until the time of the next meeting;
 - (ii) if it is negatived, any business under discussion and not disposed of at the time of interruption of business shall be resumed immediately and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech;

provided that these Sessional Orders shall not permit more than one adjournment debate each sitting day.

- (3) Any business under discussion and not disposed of at the time of the adjournment shall be set down on the Notice Paper for the next sitting and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
 - (4) On the motion "That the House do now adjourn" the time available for the raising of matters on the motion be one hour and the time limit per Member be three minutes.
 - (5) The time for raising matters, and the time limit per Member, shall not include the time taken for points of orders and other interruptions whilst a Member is speaking.
- 6 (1) Where a person who has been referred to by name, or in such a way as to be readily identified in the House or in the Committee of the Whole House, makes a submission in writing to the Speaker:
- (a) claiming that the person has been adversely affected in reputation or in respect of dealings or associations with others, or injured in occupation, trade, office or financial credit, or that the person's privacy has been unreasonably invaded, by reason of that reference to the person; and
 - (b) requesting that the person be able to incorporate an appropriate response in the parliamentary record

and if the Speaker is satisfied:

- (c) that the subject of the submission is not so obviously trivial, or the submission so frivolous, vexatious or offensive in character as to make it inappropriate that it be considered by the Privileges Committee; and
- (d) that it is practicable for the Committee to consider the submission under this Sessional Order

the Speaker shall refer the submission to that Committee.

- (2) The Committee may decide not to consider a submission referred to it under this Sessional Order if the Committee considers that the subject of the submission is not sufficiently serious or the submission is frivolous, vexatious or offensive in character, and such a decision shall be reported to the House.
 - (3) If the Committee decides to consider a submission under this Sessional Order, the Committee may confer with the person who made the submission and any Member who referred in the House to that person.
 - (4) In considering a submission under this Sessional Order, the Committee shall meet in private session.
 - (5) The Committee shall not publish a submission referred to it under this Sessional Order or its proceedings in relation to such a submission, but may present minutes of its proceedings and all or part of such submission to the House.
 - (6) In considering a submission under this Sessional Order and reporting to the House the Committee shall not consider or judge the truth or any statements made in the House or Committee of the Whole House or of the submission.
 - (7) In its report to the House on a submission under this Sessional Order, the Committee may make either of the following recommendations:
 - (a) that no further action be taken by the House or by the Committee in relation to the submission; or
 - (b) that a response by the person who made the submission, in terms specified in the report and agreed to by the person and the Committee, be published by the House or incorporated in Hansard
and shall not make any other recommendations.
 - (8) A document presented to the House under paragraph (5) or (7):
 - (a) in the case of a response by a person who made a submission, shall be succinct and strictly relevant to the questions in issue and shall not contain anything offensive in character; and
 - (b) shall not contain any matter the publication of which would have the effect of:
 - (i) unreasonably adversely affecting or injuring a person, or unreasonably invading a person's privacy, in the manner referred to in paragraph (1); or
 - (ii) unreasonably adding to or aggravating any such adverse effect, injury or invasion of privacy suffered by a person.
 - (9) The Committee may agree to guidelines and procedures, not inconsistent with this Sessional Order, to apply to the consideration by it of submissions.
- 7 Standing Orders Nos 26 and 27 be suspended and that:
- (1) Precedence shall, subject to Sessional Order 10, be given to matters of public importance immediately after question time each sitting Tuesday, Thursday and Friday. A Member may propose to the Speaker that a definite matter of public importance be submitted to the House for discussion. Proposals for discussion accepted by the Speaker shall rotate between Members by application of the following process:

Total number of Members
Less Ministers and the Speaker
Balance equals the number of Members entitled to submit proposals

Of such entitled Members, rotation shall be in the ratio of: Liberal Party Members: National Party Members: Independent Members: Labor Party Members.

- (2) The Member proposing the matter shall present to the Speaker, not later than 5.00 pm on the day prior to the day on which a matter may be discussed, a written statement of the matter proposed to be discussed.
 - (3) In the event that more than one Member proposes matters for discussion on a particular day, the Speaker shall determine the subject for discussion.
 - (4) Only one matter shall be discussed on any one sitting day.
 - (5) On the day of the proposed discussion the Speaker shall read the written statement of the matter proposed to be discussed to the House. The Speaker shall then call upon the Member who had proposed the matter to speak.
 - (6) The discussion shall be no longer than one hour, the first speaker from the party forming Government and the first speaker not from such party may each speak for a maximum of 15 minutes and any other Member for a maximum of 10 minutes.
 - (7) At any time during the discussion, a motion may be made by any Member "That the business of the day be called on" and such motion shall be put forthwith and decided without amendment or debate and, if agreed to, the business of the day shall be proceeded with immediately. No other question seeking to end the discussion shall be proposed.
- 8 Standing Order No 104 be amended in the first paragraph by substituting "twenty minutes" for "thirty minutes".
- 9 Notwithstanding anything contained in the Standing Orders, during the present Session precedence shall be given to General Business until 2.00 pm or for four hours, whichever is the longer, each sitting Wednesday and the procedure for consideration of such General Business shall be as follows:
- (1) The right to nominate two items per sitting Wednesday shall be at the discretion of the Speaker and determined on a pro-rata basis according to the representation in the House other than from the party forming Government.
 - (2) These items can be either notices of motion or Orders of the Day and shall be notified to the Speaker by 5.00 pm on the previous day. In the absence of nominations by the stipulated time the right or rights to nominate is or are lost for that sitting Wednesday and the next item of General Business shall be called on.
 - (3) If the same item is nominated twice by different nominees that item shall be selected as the only nominated item for discussion.
 - (4) In the event that debate:
 - (a) on any one item continues for two hours; or
 - (b) on any combined item pursuant to paragraph (3) continues for four hours;
 the debate shall be interrupted and any item under discussion which is not disposed of at such time shall be set down on the Notice Paper for the next sitting day and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.

- (5) At the conclusion of the debate on the nominated item or items priority shall be given to motions for leave to bring in non-Government bills, Orders of the Day for the moving of the second reading of non-Government bills and consideration of petitions.
- (6) On the moving of the second reading of non-Government bills debate shall be adjourned for two weeks.
- 10 (1) If a Minister does not furnish an answer to a question on notice within 30 days of the asking of that question and does not, within that period, provide to the Member who asked the question an explanation satisfactory to that Member as to why an answer has not been provided, immediately after the conclusion of the daily answering of questions without notice on any sitting Tuesday, the Member may ask the relevant Minister for an explanation, provided that the total time for any such explanation or explanations shall not exceed 15 minutes.
- (2) In the event that a Minister does not provide an satisfactory explanation, the Member may give notice forthwith of a motion regarding the Minister's failure to provide either an satisfactory answer or an explanation and precedence over Government Business shall be given to such a motion on the next day of meeting; provided always that the time taken for consideration of such motions shall not be taken as forming part of the time allocated for General Business pursuant to Sessional Order 9.
- 11 (1) Following the presentation of a Report of the Scrutiny of Acts and Regulations Committee to the House which:
- (a) recommends under Part 5 of the Subordinate Legislation Act 1994 the disallowance in whole or in part of:
- (i) a statutory rule; or
- (ii) an instrument to which Part 5 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act; or
- (b) reports that there was a failure to table under section 15 of the Subordinate Legislation Act 1994:
- (i) a statutory rule; or
- (ii) an instrument to which section 15 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act —

a Member may give notice of a motion for the disallowance in whole or in part of such statutory rule or instrument which shall be set down for consideration to take precedence on the Notice Paper on the next sitting Thursday after notice is given.

- (2) A Member shall be entitled to give notice of a motion for the disallowance in whole or in part of:
- (a) a statutory rule; or
- (b) an instrument to which section 15 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act —

and such notice shall be set down for consideration to take precedence on the Notice paper on the next sitting Thursday after notice is given: provided that, where notice has been given pursuant to paragraph (1), such notice shall take precedence.

- (3) No Member shall speak for more than five minutes on any motion moved under this Sessional Order and the debate shall be no longer than two hours.
2. **MS ASHER** — To move, That this House notes the extremely strong financial position inherited by the current minority Labor Government and calls on the Government to deliver on their election promises to — (a) deliver a substantial operating surplus; (b) cut taxes; (c) deliver over \$400 million in new spending programs; and (d) reduce public sector debt and unfunded superannuation liabilities.
3. **MR WELLS** — To move, That this House condemns the minority Labor Government for shelving the Scoresby Freeway without proper consultation, showing total disregard for employment growth and investment opportunities for the outer eastern metropolitan area, further demonstrating Labor's lack of understanding that north-south traffic on Stud Road and Springvale Road has reached full capacity, and notes that the Scoresby Freeway is essential for future projected traffic volumes, without which the outer eastern road network will face gridlock.
4. **MR MAUGHAN** — To move, That this House condemns the minority Labor Government for putting in jeopardy the \$1.8 billion dairy deregulation package offered to the industry by the Federal Government, and that by ignoring the fact that the Domestic Market Support Scheme and each State's market milk legislation has a sunset clause for 30 June 2000, the livelihood of every Victorian dairy farmer is put at risk.
5. **MR PLOWMAN** — To move, That this House condemns the minority Labor Government on its decision to permit the use of condom vending machines in government secondary schools.
6. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government and the Minister for Education for their ideological vendetta in moving to abolish the highly successful Self-Governing Schools program, noting that fifty one government schools throughout the state face the prospect of uncertain futures as a result of the ideological tactics being pursued by the government.
7. **MR LEIGH** — To move, That this House urges the minority Labor Government to implement the Kennett Government's election commitment to construct the Dingley bypass connecting South and Boundary Roads to the Springvale bypass and to commence construction in 2000, for completion in 2003.
8. **MS PEULICH** — To move, That this House condemns the minority Labor Government for failing to initiate a full and open community debate about drug abuse and the efficacy of self injecting rooms as a way of reducing the drug problem.
9. **MR PERTON** — To move, That this House condemns the minority Labor Government for its failure to provide Victorians with leadership and opportunity in new technologies, especially information and communications technologies and multimedia.
10. **DR DEAN** — To move, That this House condemns the minority Labor Government for placing the rights of Victorian citizens who are members of unions above the rights of those who are not.

11. **MR WELLS** — To move, That this House condemns the minority Labor Government for axing the Knox Public Hospital Project, demonstrating their total disregard for the health needs of the outer east, noting that the hospital was to be built based on current and future projected demand for public health services and would have resulted in a dramatic reduction in the waiting lists for public patients in the outer east.
12. **MRS ELLIOTT** — To move, That this House condemns the minority Labor Government for its failure to commit to a new youth training centre for the rehabilitation of young offenders.
13. **MS BURKE** — To move, That this House condemns the minority Labor Government for the paucity of its policy for Victorian women.
14. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government for its ideological fixation against statewide LAP common testing for all grade 3 and grade 5 students and calls on the government to detail its alternative proposals for providing Victorian parents with appropriate education standard benchmarks for their children.
15. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government for not allocating sufficient funding for school-based welfare counsellors in government primary and secondary schools, in marked contrast to the previous government's strong commitment to students' welfare needs.
16. **MR CLARK** — To move, That this House condemns the minority Labor Government for attempting to blame the management of the Victorian WorkCover Authority for cost pressures that are due in large part to the impact of common law claims of the very sort that the government is proposing to reintroduce.
17. **MR RICHARDSON** — To move, That this House censures the Minister for Education for the misguided prioritising of the placement of condom vending machines in schools ahead of the announcement of genuine educational initiatives.
18. **MR THOMPSON** — To move, That this House condemns the minority Labor Government for its lack of commitment to preserving and protecting Port Phillip Bay, in contrast to the commitment of the former Kennett Government through the Bringing the Bay to Life initiative.

R W PURDEY
Clerk of the Legislative Assembly

A ANDRIANOPOULOS
Speaker

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES — Mrs Maddigan.

TEMPORARY CHAIRMEN — Ms Barker, Ms Davies, Mr Jasper, Mr Kilgour, Mr Loney, Mr Lupton, Mr Nardella, Mrs Peulich, Mr Phillips, Mr Plowman, Mr Richardson, Mr Savage and Mr Seitz.

* * * * *

SESSIONAL ORDERS

SUMMARY OF RESOLUTION ADOPTED BY THE HOUSE ON 4 NOVEMBER 1999

DAY AND HOUR OF MEETING — *Sessional Order 1*

Tuesday — 2.00 pm
 Wednesday, Thursday — 9.30 am

ORDER OF BUSINESS — *Sessional Order 2*

Motions of want of confidence and matters concerning the privileges of the House shall take precedence. Subject to those, the order of business is:

Tuesdays

Oral Questions
 Formal business
 Statements by Members (15 minutes)
 Government Business
 General Business

Wednesdays (other than Grievance Day Wednesdays)

Formal business
 Statements by Members (15 minutes)
 Matters of Public Importance (2½ hours)
 Government Business
 Oral Questions (at 2.00 pm)
 Government Business *continued*
 General Business

Thursdays and Fridays

Formal business
 Statements by Members (15 minutes)
 Government Business
 Oral Questions (at 2.00 pm)
 Government Business *continued*
 General Business

QUESTION TIME — *Sessional Order 3*

2.00 pm each day (other than on a Tuesday when a condolence motion may take precedence).

Any debate in progress at 2.00 pm shall be interrupted.

Any division, or division on a closure motion requiring a question to be brought to a conclusion, shall be concluded.

Question Time lasts for 30 minutes or until 10 questions have been answered, whichever is the longer.

GRIEVANCES — *Sessional Order 4*

Every third sitting Wednesday after the opening of the Session. The time limit for each member is 15 minutes and the whole debate is not to exceed two and a half hours.

Order of business on those days shall be:

- Formal business
- Statements by Members (15 minutes)
- Grievances (2½ hours)
- Government Business
- Oral Questions (at 2.00 pm)
- Government Business *continued*
- General Business

ADJOURNMENT OF HOUSE — *Sessional Order 5*

At 10.00 pm each sitting day, provided that:

- (a) any division then in progress shall be completed; and
- (b) any Minister may move "That the Sitting be continued".

ADJOURNMENT DEBATE — *Sessional Order 5*

Time available for raising matters to be no more than 30 minutes.
Time limit per member to be three minutes.

GOVERNMENT BUSINESS PROGRAMMING COMMITTEE — *Sessional Order 6*

A Government Business Programming Committee may meet to determine the manner in which the House is to deal with Government Business of the week.

RIGHT OF REPLY — *Sessional Order 7*

A person who claims to have been adversely affected in reputation may make a written submission to the Speaker. The Speaker may refer the matter to the Privileges Committee.

STATEMENTS BY MEMBERS — *Sessional Order 8*

Statements may be made by members on any topic of concern. Each statement shall not exceed 90 seconds and the total debate shall not exceed 15 minutes.

MATTERS OF PUBLIC IMPORTANCE — *Sessional Order 9*

Discussion each sitting Wednesday, except for Grievance Days, is to be on a matter of definite public importance and is not to exceed two and a half hours.

DISORDERLY CONDUCT OF MEMBERS — *Sessional Order 10*

The Speaker may order a member to withdraw from the House for up to one and a half hours if the Speaker considers the member's conduct to be disorderly. Such suspension does not prevent a member from returning to vote in a division.

TIME LIMIT OF SPEECHES — DEBATES IN THE HOUSE — *Sessional Order 11*

Subject to the provisos in Standing Order No 104, no member shall speak for more than 20 minutes in any debate in the House.

DIVISIONS BETWEEN 1.00 PM AND 2.00 PM — *Sessional Order 15*

Divisions shall not be permitted on any question between 1.00 pm and 2.00 pm. If a division is required, debate on the item shall stand adjourned until later that day and the next item of business shall be called on.

* * * * *

LEGISLATIVE ASSEMBLY OF VICTORIA

ORDER OF THE DAY

STATEMENTS BY MEMBERS — *Pursuant to Sessional Order 8*

GOVERNMENT BUSINESS

NOTICES OF MOTION

1. **MR BRACKS** — To move, That this House notes with concern the decline in services and infrastructure in rural and regional Victoria and congratulates country Victorians for standing up for their local communities by seeking to stop the decline and supporting policies that will revitalise their communities.
2. **MR HULLS** — To move, That this House condemns the Leader of the Opposition for his lack of action when as a Minister in the former Government he did nothing to stop the secret deals and lack of transparency and accountability that became a hallmark of the Kennett Government and congratulates the new Government for its commitment to open up Freedom of Information and lift the veil of secrecy over how business is transacted in Victoria.
3. **MR THWAITES** — To move, That this House condemns the previous Government for its mismanagement of the public hospital system and its disastrous privatisation of health services and congratulates the new Government for its commitment to put an end to privatisation of our health system and to improve services to ordinary Victorians.
4. **MS DELAHUNTY** — To move, That this House condemns the former Government for its cruel ideological experiment with our State School system and for its impact on our class rooms and standard of education and congratulates the new Government for its commitment to lower class sizes and quality education for all our students.
5. **MR HAERMEYER** — To move, That this House congratulates the Bracks Labor Government for its commitment to improving community safety by increasing police resources, putting 800 more police on the front line and introducing a comprehensive crime prevention strategy.

ORDERS OF THE DAY

- *1. **AUDIT (AMENDMENT) BILL** — Second reading.

- *2. FREEDOM OF INFORMATION (MISCELLANEOUS AMENDMENTS) BILL — Second reading.
- *3. LOCAL GOVERNMENT (BEST VALUE PRINCIPLES) BILL — Second reading.
- *4. REGIONAL INFRASTRUCTURE DEVELOPMENT FUND BILL — Second reading.
- *5. ESSENTIAL SERVICES (YEAR 2000) BILL — Second reading.
- *6. HEALTH PRACTITIONERS (SPECIAL EVENTS EXEMPTION) BILL — Second reading.
- *7. LEGAL PRACTICE (AMENDMENT) BILL — Second reading.
- 8. ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH — Motion for — *Resumption of debate (Mr Dixon).*
- 9. ADMINISTRATION AND PROBATE (STATUTE LAW REVISION) BILL — Second reading.

GENERAL BUSINESS

NOTICES OF MOTION

1. MR McARTHUR — To move, That —

- 1 The House shall meet on Tuesday, Wednesday and Thursday, the Speaker to take the Chair at 2.00 pm on Tuesday and 9.30 am on Wednesday and Thursday.
- 2 So much of Standing Orders be suspended to allow during the present Session that:
 - (1) Government Business shall take precedence over all other business save for motions of want of confidence in the Government and as provided for in
 - (2) Other than on Grievance Days pursuant to Sessional Order 4, the House is to proceed with its business each day in the following order unless a matter concerning the privileges of the House arises:

Tuesdays

Oral Questions

Explanations (Sessional Order 10)

Matters of Public Importance (Sessional Order 7)

Formal business

Government Business

General Business

Wednesdays

Formal business

General Business (Sessional Order 9)

Oral Questions (at 2.00 pm)

Motions under Sessional Order 10 (Questions on Notice)

Government Business

General Business

Thursdays

Formal business

General Business disallowance of statutory rules (Sessional Order 11)

Government Business

Oral Questions (at 2.00 pm)

Matters of Public Importance (Sessional Order 7)

Government Business continued

General Business

- (3) Where the House resolves to sit on a Friday, the order of business shall be as follows:

Formal business

Government Business

Oral Questions (at 2.00 pm)

Matters of Public Importance (Sessional Order 7)

Government Business continued

General Business

3 Notwithstanding Sessional Order 2:

- (1) So much of Standing Order No 124 as allows Members to ask oral questions without notice at the time of giving notices of motion be suspended and that Members ask oral questions without notice at 2.00 pm each sitting day (other than on a Tuesday where a motion expressing sorrow at the death of a Member or any other person may take precedence) and that:
- (a) on all Tuesdays questions may be asked from the time the Speaker calls on questions until the lapse of 45 minutes or 15 questions have been answered, whichever is the longer;
- (b) on all other days questions may be asked from the time the Speaker calls on questions until the lapse of 30 minutes or 10 questions have been answered, whichever is the longer; provided that these Sessional Orders shall not permit more than one question time each sitting day.
- (2) At 2.00 pm on each sitting day (other than a Tuesday) the Speaker shall interrupt the business before the House, including a Grievance Debate pursuant to Sessional Order 4, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business; provided that in the event that a division is in progress at 2.00 pm such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion.
- (3) Any business under discussion and not disposed of at 2.00 pm shall:
- (a) on Wednesdays:
- (i) where the time permitted for a Grievance Debate or consideration of General Business, pursuant to Sessional Orders 4 and 9 respectively, has not expired, such Grievance Debate or General Business shall resume immediately at the conclusion of oral questions;
- (ii) where the time for consideration of General Business has expired pursuant to Sessional Order 9, the business under discussion shall stand adjourned until later that day;

- (b) on Thursdays and Fridays be resumed immediately at the conclusion of Matters of Public Importance; and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
- (4) All answers to questions shall be direct, factual and succinct.
- 4 (1) Standing Order No 59 be suspended and, the first Order of the Day on every third sitting Wednesday after the opening of the Session shall be the question "That grievances be noted". Any Member may speak to such question for not more than 20 minutes and the whole discussion on the question shall not exceed four hours.
- (2) On Grievance Days so much of Standing Orders be suspended to allow during the present Session business to be called on in the following order unless a matter concerning the privileges of the House arises:
- Formal business
 Grievances (four hours)
 Motions under Sessional Order 10 (Questions on Notice)
 Government Business
 Oral Questions (at 2.00 pm)
 Government Business continued
 General Business
- 5 Notwithstanding the right of a Minister to move a motion for the adjournment of the House pursuant to Standing Order No 25:
- (1) On each sitting day, at the following times:
- Tuesdays: 10.00 pm
 Wednesdays: 10.00 pm
 Thursdays (where the House has not resolved to sit on a Friday): 4.30 pm
 Thursdays (where the House has resolved to sit on a Friday): 10.00 pm
 Fridays: 4.30 pm
- the Speaker shall interrupt the business before the House, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business provided that: in the event that a division is in progress at the time of such interruption such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion.
- (2) Upon such interruption of business:
- (a) Before a motion for the adjournment is proposed by the Speaker, a Minister may move that the sitting be continued; which motion shall be put forthwith without amendment or debate and if such motion is agreed to, the House or Committee shall resume the proceedings at the point at which they had been interrupted; or
- (b) If a Minister does not so move, or if such motion is defeated, the Speaker shall forthwith propose the question "That the House do now adjourn" which question shall be open to debate in accordance with the rules and practices of the House and paragraph (4); at the conclusion of the debate, the Speaker shall put the question and:
- (i) if it is carried in the affirmative, shall adjourn the House until the time of the next meeting;

- (ii) if it is negatived, any business under discussion and not disposed of at the time of interruption of business shall be resumed immediately and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech;

provided that these Sessional Orders shall not permit more than one adjournment debate each sitting day.

- (3) Any business under discussion and not disposed of at the time of the adjournment shall be set down on the Notice Paper for the next sitting and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
 - (4) On the motion "That the House do now adjourn" the time available for the raising of matters on the motion be one hour and the time limit per Member be three minutes.
 - (5) The time for raising matters, and the time limit per Member, shall not include the time taken for points of orders and other interruptions whilst a Member is speaking.
- 6 (1) Where a person who has been referred to by name, or in such a way as to be readily identified in the House or in the Committee of the Whole House, makes a submission in writing to the Speaker:
- (a) claiming that the person has been adversely affected in reputation or in respect of dealings or associations with others, or injured in occupation, trade, office or financial credit, or that the person's privacy has been unreasonably invaded, by reason of that reference to the person; and
 - (b) requesting that the person be able to incorporate an appropriate response in the parliamentary record
- and if the Speaker is satisfied:
- (c) that the subject of the submission is not so obviously trivial, or the submission so frivolous, vexatious or offensive in character as to make it inappropriate that it be considered by the Privileges Committee; and
 - (d) that it is practicable for the Committee to consider the submission under this Sessional Order

the Speaker shall refer the submission to that Committee.

- (2) The Committee may decide not to consider a submission referred to it under this Sessional Order if the Committee considers that the subject of the submission is not sufficiently serious or the submission is frivolous, vexatious or offensive in character, and such a decision shall be reported to the House.
- (3) If the Committee decides to consider a submission under this Sessional Order, the Committee may confer with the person who made the submission and any Member who referred in the House to that person.
- (4) In considering a submission under this Sessional Order, the Committee shall meet in private session.
- (5) The Committee shall not publish a submission referred to it under this Sessional Order or its proceedings in relation to such a submission, but may present minutes of its proceedings and all or part of such submission to the House.
- (6) In considering a submission under this Sessional Order and reporting to the House the Committee shall not consider or judge the truth or any statements made in the House or Committee of the Whole House or of the submission.

- (7) In its report to the House on a submission under this Sessional Order, the Committee may make either of the following recommendations:
- (a) that no further action be taken by the House or by the Committee in relation to the submission; or
 - (b) that a response by the person who made the submission, in terms specified in the report and agreed to by the person and the Committee, be published by the House or incorporated in Hansard and shall not make any other recommendations.
- (8) A document presented to the House under paragraph (5) or (7):
- (a) in the case of a response by a person who made a submission, shall be succinct and strictly relevant to the questions in issue and shall not contain anything offensive in character; and
 - (b) shall not contain any matter the publication of which would have the effect of:
 - (i) unreasonably adversely affecting or injuring a person, or unreasonably invading a person's privacy, in the manner referred to in paragraph (1); or
 - (ii) unreasonably adding to or aggravating any such adverse effect, injury or invasion of privacy suffered by a person.
- (9) The Committee may agree to guidelines and procedures, not inconsistent with this Sessional Order, to apply to the consideration by it of submissions.
- 7 Standing Orders Nos 26 and 27 be suspended and that:
- (1) Precedence shall, subject to Sessional Order 10, be given to matters of public importance immediately after question time each sitting Tuesday, Thursday and Friday. A Member may propose to the Speaker that a definite matter of public importance be submitted to the House for discussion. Proposals for discussion accepted by the Speaker shall rotate between Members by application of the following process:

Total number of Members

Less Ministers and the Speaker

Balance equals the number of Members entitled to submit proposals

Of such entitled Members, rotation shall be in the ratio of: Liberal Party Members: National Party Members: Independent Members: Labor Party Members.
 - (2) The Member proposing the matter shall present to the Speaker, not later than 5.00 pm on the day prior to the day on which a matter may be discussed, a written statement of the matter proposed to be discussed.
 - (3) In the event that more than one Member proposes matters for discussion on a particular day, the Speaker shall determine the subject for discussion.
 - (4) Only one matter shall be discussed on any one sitting day.
 - (5) On the day of the proposed discussion the Speaker shall read the written statement of the matter proposed to be discussed to the House. The Speaker shall then call upon the Member who had proposed the matter to speak.

- (6) The discussion shall be no longer than one hour, the first speaker from the party forming Government and the first speaker not from such party may each speak for a maximum of 15 minutes and any other Member for a maximum of 10 minutes.
- (7) At any time during the discussion, a motion may be made by any Member "That the business of the day be called on" and such motion shall be put forthwith and decided without amendment or debate and, if agreed to, the business of the day shall be proceeded with immediately. No other question seeking to end the discussion shall be proposed.
- 8 Standing Order No 104 be amended in the first paragraph by substituting "twenty minutes" for "thirty minutes".
- 9 Notwithstanding anything contained in the Standing Orders, during the present Session precedence shall be given to General Business until 2.00 pm or for four hours, whichever is the longer, each sitting Wednesday and the procedure for consideration of such General Business shall be as follows:
 - (1) The right to nominate two items per sitting Wednesday shall be at the discretion of the Speaker and determined on a pro-rata basis according to the representation in the House other than from the party forming Government.
 - (2) These items can be either notices of motion or Orders of the Day and shall be notified to the Speaker by 5.00 pm on the previous day. In the absence of nominations by the stipulated time the right or rights to nominate is or are lost for that sitting Wednesday and the next item of General Business shall be called on.
 - (3) If the same item is nominated twice by different nominees that item shall be selected as the only nominated item for discussion.
 - (4) In the event that debate:
 - (a) on any one item continues for two hours; or
 - (b) on any combined item pursuant to paragraph (3) continues for four hours;the debate shall be interrupted and any item under discussion which is not disposed of at such time shall be set down on the Notice Paper for the next sitting day and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
 - (5) At the conclusion of the debate on the nominated item or items priority shall be given to motions for leave to bring in non-Government bills, Orders of the Day for the moving of the second reading of non-Government bills and consideration of petitions.
 - (6) On the moving of the second reading of non-Government bills debate shall be adjourned for two weeks.
- 10 (1) If a Minister does not furnish an answer to a question on notice within 30 days of the asking of that question and does not, within that period, provide to the Member who asked the question an explanation satisfactory to that Member as to why an answer has not been provided, immediately after the conclusion of the daily answering of questions without notice on any sitting Tuesday, the Member may ask the relevant Minister for an explanation, provided that the total time for any such explanation or explanations shall not exceed 15 minutes.
- (2) In the event that a Minister does not provide an satisfactory explanation, the Member may give notice forthwith of a motion regarding the Minister's failure to provide either an satisfactory answer or an explanation and precedence over

Government Business shall be given to such a motion on the next day of meeting; provided always that the time taken for consideration of such motions shall not be taken as forming part of the time allocated for General Business pursuant to Sessional Order 9.

- 11 (1) Following the presentation of a Report of the Scrutiny of Acts and Regulations Committee to the House which:
- (a) recommends under Part 5 of the Subordinate Legislation Act 1994 the disallowance in whole or in part of:
 - (i) a statutory rule; or
 - (ii) an instrument to which Part 5 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act; or
 - (b) reports that there was a failure to table under section 15 of the Subordinate Legislation Act 1994:
 - (i) a statutory rule; or
 - (ii) an instrument to which section 15 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act —

a Member may give notice of a motion for the disallowance in whole or in part of such statutory rule or instrument which shall be set down for consideration to take precedence on the Notice Paper on the next sitting Thursday after notice is given.

- (2) A Member shall be entitled to give notice of a motion for the disallowance in whole or in part of:
- (a) a statutory rule; or
 - (b) an instrument to which section 15 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act —

and such notice shall be set down for consideration to take precedence on the Notice paper on the next sitting Thursday after notice is given: provided that, where notice has been given pursuant to paragraph (1), such notice shall take precedence.

- (3) No Member shall speak for more than five minutes on any motion moved under this Sessional Order and the debate shall be no longer than two hours.

2. **MS ASHER** — To move, That this House notes the extremely strong financial position inherited by the current minority Labor Government and calls on the Government to deliver on their election promises to — (a) deliver a substantial operating surplus; (b) cut taxes; (c) deliver over \$400 million in new spending programs; and (d) reduce public sector debt and unfunded superannuation liabilities.
3. **MR WELLS** — To move, That this House condemns the minority Labor Government for shelving the Scoresby Freeway without proper consultation, showing total disregard for employment growth and investment opportunities for the outer eastern metropolitan area, further demonstrating Labor's lack of understanding that north-south traffic on Stud Road and Springvale Road has reached full capacity, and notes that the Scoresby Freeway is essential for future projected traffic volumes, without which the outer eastern road network will face gridlock.

4. **MR MAUGHAN** — To move, That this House condemns the minority Labor Government for putting in jeopardy the \$1.8 billion dairy deregulation package offered to the industry by the Federal Government, and that by ignoring the fact that the Domestic Market Support Scheme and each State's market milk legislation has a sunset clause for 30 June 2000, the livelihood of every Victorian dairy farmer is put at risk.
5. **MR PLOWMAN** — To move, That this House condemns the minority Labor Government on its decision to permit the use of condom vending machines in government secondary schools.
6. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government and the Minister for Education for their ideological vendetta in moving to abolish the highly successful Self-Governing Schools program, noting that fifty one government schools throughout the state face the prospect of uncertain futures as a result of the ideological tactics being pursued by the government.
7. **MR LEIGH** — To move, That this House urges the minority Labor Government to implement the Kennett Government's election commitment to construct the Dingley bypass connecting South and Boundary Roads to the Springvale bypass and to commence construction in 2000, for completion in 2003.
8. **MS PEULICH** — To move, That this House condemns the minority Labor Government for failing to initiate a full and open community debate about drug abuse and the efficacy of self injecting rooms as a way of reducing the drug problem.
9. **MR PERTON** — To move, That this House condemns the minority Labor Government for its failure to provide Victorians with leadership and opportunity in new technologies, especially information and communications technologies and multimedia.
10. **DR DEAN** — To move, That this House condemns the minority Labor Government for placing the rights of Victorian citizens who are members of unions above the rights of those who are not.
11. **MR WELLS** — To move, That this House condemns the minority Labor Government for axing the Knox Public Hospital Project, demonstrating their total disregard for the health needs of the outer east, noting that the hospital was to be built based on current and future projected demand for public health services and would have resulted in a dramatic reduction in the waiting lists for public patients in the outer east.
12. **MRS ELLIOTT** — To move, That this House condemns the minority Labor Government for its failure to commit to a new youth training centre for the rehabilitation of young offenders.
13. **MS BURKE** — To move, That this House condemns the minority Labor Government for the paucity of its policy for Victorian women.
14. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government for its ideological fixation against statewide LAP common testing for all grade 3 and grade 5 students and calls on the government to detail its alternative proposals for providing Victorian parents with appropriate education standard benchmarks for their children.

15. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government for not allocating sufficient funding for school-based welfare counsellors in government primary and secondary schools, in marked contrast to the previous government's strong commitment to students' welfare needs.
16. **MR CLARK** — To move, That this House condemns the minority Labor Government for attempting to blame the management of the Victorian WorkCover Authority for cost pressures that are due in large part to the impact of common law claims of the very sort that the government is proposing to reintroduce.
17. **MR RICHARDSON** — To move, That this House censures the Minister for Education for the misguided prioritising of the placement of condom vending machines in schools ahead of the announcement of genuine educational initiatives.
18. **MR THOMPSON** — To move, That this House condemns the minority Labor Government for its lack of commitment to preserving and protecting Port Phillip Bay, in contrast to the commitment of the former Kennett Government through the Bringing the Bay to Life initiative.

R W PURDEY

Clerk of the Legislative Assembly

A ANDRIANOPOULOS

Speaker

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES — Mrs Maddigan.

TEMPORARY CHAIRMEN — Ms Barker, Ms Davies, Mr Jasper, Mr Kilgour, Mr Loney, Mr Lupton, Mr Nardella, Mrs Peulich, Mr Phillips, Mr Plowman, Mr Richardson, Mr Savage and Mr Seitz.

* * * * *

SESSIONAL ORDERS

SUMMARY OF RESOLUTION ADOPTED BY THE HOUSE ON 4 NOVEMBER 1999

DAY AND HOUR OF MEETING — *Sessional Order 1*

Tuesday — 2.00 pm

Wednesday, Thursday — 9.30 am

ORDER OF BUSINESS — *Sessional Order 2*

Motions of want of confidence and matters concerning the privileges of the House shall take precedence. Subject to those, the order of business is:

Tuesdays

Oral Questions

Formal business

Statements by Members (15 minutes)

Government Business

General Business

Wednesdays (other than Grievance Day Wednesdays)

Formal business

Statements by Members (15 minutes)

Matters of Public Importance (2½ hours)

Government Business

Oral Questions (at 2.00 pm)

Government Business *continued*

General Business

Thursdays and Fridays

Formal business

Statements by Members (15 minutes)

Government Business

Oral Questions (at 2.00 pm)

Government Business *continued*

General Business

QUESTION TIME — *Sessional Order 3*

2.00 pm each day (other than on a Tuesday when a condolence motion may take precedence).

Any debate in progress at 2.00 pm shall be interrupted.

Any division, or division on a closure motion requiring a question to be brought to a conclusion, shall be concluded.

Question Time lasts for 30 minutes or until 10 questions have been answered, whichever is the longer.

GRIEVANCES — *Sessional Order 4*

Every third sitting Wednesday after the opening of the Session. The time limit for each member is 15 minutes and the whole debate is not to exceed two and a half hours.

Order of business on those days shall be:

Formal business
 Statements by Members (15 minutes)
 Grievances (2½ hours)
 Government Business
 Oral Questions (at 2.00 pm)
 Government Business *continued*
 General Business

ADJOURNMENT OF HOUSE — *Sessional Order 5*

At 10.00 pm each sitting day, provided that:

- (a) any division then in progress shall be completed; and
- (b) any Minister may move "That the Sitting be continued".

ADJOURNMENT DEBATE — *Sessional Order 5*

Time available for raising matters to be no more than 30 minutes.
 Time limit per member to be three minutes.

GOVERNMENT BUSINESS PROGRAMMING COMMITTEE — *Sessional Order 6*

A Government Business Programming Committee may meet to determine the manner in which the House is to deal with Government Business of the week.

RIGHT OF REPLY — *Sessional Order 7*

A person who claims to have been adversely affected in reputation may make a written submission to the Speaker. The Speaker may refer the matter to the Privileges Committee.

STATEMENTS BY MEMBERS — *Sessional Order 8*

Statements may be made by members on any topic of concern. Each statement shall not exceed 90 seconds and the total debate shall not exceed 15 minutes.

MATTERS OF PUBLIC IMPORTANCE — *Sessional Order 9*

Discussion each sitting Wednesday, except for Grievance Days, is to be on a matter of definite public importance and is not to exceed two and a half hours.

DISORDERLY CONDUCT OF MEMBERS — *Sessional Order 10*

The Speaker may order a member to withdraw from the House for up to one and a half hours if the Speaker considers the member's conduct to be disorderly. Such suspension does not prevent a member from returning to vote in a division.

TIME LIMIT OF SPEECHES — DEBATES IN THE HOUSE — *Sessional Order 11*

Subject to the provisos in Standing Order No 104, no member shall speak for more than 20 minutes in any debate in the House.

DIVISIONS BETWEEN 1.00 PM AND 2.00 PM — *Sessional Order 15*

Divisions shall not be permitted on any question between 1.00 pm and 2.00 pm. If a division is required, debate on the item shall stand adjourned until later that day and the next item of business shall be called on.

* * * * *

LEGISLATIVE ASSEMBLY OF VICTORIA

ORDER OF THE DAY

STATEMENTS BY MEMBERS — *Pursuant to Sessional Order 8*

GOVERNMENT BUSINESS

NOTICES OF MOTION

1. **MR BRACKS** — To move, That this House notes with concern the decline in services and infrastructure in rural and regional Victoria and congratulates country Victorians for standing up for their local communities by seeking to stop the decline and supporting policies that will revitalise their communities.
2. **MR HULLS** — To move, That this House condemns the Leader of the Opposition for his lack of action when as a Minister in the former Government he did nothing to stop the secret deals and lack of transparency and accountability that became a hallmark of the Kennett Government and congratulates the new Government for its commitment to open up Freedom of Information and lift the veil of secrecy over how business is transacted in Victoria.
3. **MR THWAITES** — To move, That this House condemns the previous Government for its mismanagement of the public hospital system and its disastrous privatisation of health services and congratulates the new Government for its commitment to put an end to privatisation of our health system and to improve services to ordinary Victorians.
4. **MS DELAHUNTY** — To move, That this House condemns the former Government for its cruel ideological experiment with our State School system and for its impact on our classrooms and standard of education and congratulates the new Government for its commitment to lower class sizes and quality education for all our students.
5. **MR HAERMEYER** — To move, That this House congratulates the Bracks Labor Government for its commitment to improving community safety by increasing police resources, putting 800 more police on the front line and introducing a comprehensive crime prevention strategy.

ORDERS OF THE DAY

1. **ESSENTIAL SERVICES (YEAR 2000) BILL** — Second reading — *Resumption of debate (Dr Naphine).*
2. **HEALTH PRACTITIONERS (SPECIAL EVENTS EXEMPTION) BILL** — Second reading — *Resumption of debate (Mr Doyle).*

3. **LEGAL PRACTICE (AMENDMENT) BILL** — Second reading — *Resumption of debate (Dr Dean).*
4. **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH** — Motion for — *Resumption of debate (Mr Paterson).*
5. **ADMINISTRATION AND PROBATE (STATUTE LAW REVISION) BILL** — Second reading.
- *6. **MINISTERIAL STATEMENT — CONNECTING VICTORIA — THE VICTORIAN GOVERNMENT'S STRATEGY FOR INFORMATION AND COMMUNICATION TECHNOLOGIES** — *Resumption of debate on the question* — That this House takes note of the Ministerial Statement (*Ms Kosky*).

GENERAL BUSINESS

NOTICES OF MOTION

1. **MR McARTHUR** — To move, That —

- 1 The House shall meet on Tuesday, Wednesday and Thursday, the Speaker to take the Chair at 2.00 pm on Tuesday and 9.30 am on Wednesday and Thursday.
- 2 So much of Standing Orders be suspended to allow during the present Session that:
 - (1) Government Business shall take precedence over all other business save for motions of want of confidence in the Government and as provided for in
 - (2) Other than on Grievance Days pursuant to Sessional Order 4, the House is to proceed with its business each day in the following order unless a matter concerning the privileges of the House arises:

Tuesdays

Oral Questions

Explanations (Sessional Order 10)

Matters of Public Importance (Sessional Order 7)

Formal business

Government Business

General Business

Wednesdays

Formal business

General Business (Sessional Order 9)

Oral Questions (at 2.00 pm)

Motions under Sessional Order 10 (Questions on Notice)

Government Business

General Business

Thursdays

Formal business

General Business disallowance of statutory rules (Sessional Order 11)

Government Business

Oral Questions (at 2.00 pm)

Matters of Public Importance (Sessional Order 7)

Government Business continued

General Business

- (3) Where the House resolves to sit on a Friday, the order of business shall be as follows:

Formal business

Government Business

Oral Questions (at 2.00 pm)

Matters of Public Importance (Sessional Order 7)

Government Business continued

General Business

3 Notwithstanding Sessional Order 2:

- (1) So much of Standing Order No 124 as allows Members to ask oral questions without notice at the time of giving notices of motion be suspended and that Members ask oral questions without notice at 2.00 pm each sitting day (other than on a Tuesday where a motion expressing sorrow at the death of a Member or any other person may take precedence) and that:
- (a) on all Tuesdays questions may be asked from the time the Speaker calls on questions until the lapse of 45 minutes or 15 questions have been answered, whichever is the longer;
- (b) on all other days questions may be asked from the time the Speaker calls on questions until the lapse of 30 minutes or 10 questions have been answered, whichever is the longer; provided that these Sessional Orders shall not permit more than one question time each sitting day.
- (2) At 2.00 pm on each sitting day (other than a Tuesday) the Speaker shall interrupt the business before the House, including a Grievance Debate pursuant to Sessional Order 4, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business; provided that in the event that a division is in progress at 2.00 pm such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion.
- (3) Any business under discussion and not disposed of at 2.00 pm shall:
- (a) on Wednesdays:
- (i) where the time permitted for a Grievance Debate or consideration of General Business, pursuant to Sessional Orders 4 and 9 respectively, has not expired, such Grievance Debate or General Business shall resume immediately at the conclusion of oral questions;
- (ii) where the time for consideration of General Business has expired pursuant to Sessional Order 9, the business under discussion shall stand adjourned until later that day;

- (b) on Thursdays and Fridays be resumed immediately at the conclusion of Matters of Public Importance; and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
- (4) All answers to questions shall be direct, factual and succinct.
- 4 (1) Standing Order No 59 be suspended and, the first Order of the Day on every third sitting Wednesday after the opening of the Session shall be the question "That grievances be noted". Any Member may speak to such question for not more than 20 minutes and the whole discussion on the question shall not exceed four hours.
- (2) On Grievance Days so much of Standing Orders be suspended to allow during the present Session business to be called on in the following order unless a matter concerning the privileges of the House arises:
- Formal business
 Grievances (four hours)
 Motions under Sessional Order 10 (Questions on Notice)
 Government Business
 Oral Questions (at 2.00 pm)
 Government Business continued
 General Business
- 5 Notwithstanding the right of a Minister to move a motion for the adjournment of the House pursuant to Standing Order No 25:
- (1) On each sitting day, at the following times:
- Tuesdays: 10.00 pm
 Wednesdays: 10.00 pm
 Thursdays (where the House has not resolved to sit on a Friday): 4.30 pm
 Thursdays (where the House has resolved to sit on a Friday): 10.00 pm
 Fridays: 4.30 pm
- the Speaker shall interrupt the business before the House, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business provided that: in the event that a division is in progress at the time of such interruption such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion.
- (2) Upon such interruption of business:
- (a) Before a motion for the adjournment is proposed by the Speaker, a Minister may move that the sitting be continued; which motion shall be put forthwith without amendment or debate and if such motion is agreed to, the House or Committee shall resume the proceedings at the point at which they had been interrupted; or
- (b) If a Minister does not so move, or if such motion is defeated, the Speaker shall forthwith propose the question "That the House do now adjourn" which question shall be open to debate in accordance with the rules and practices of the House and paragraph (4); at the conclusion of the debate, the Speaker shall put the question and:
- (i) if it is carried in the affirmative, shall adjourn the House until the time of the next meeting;

- (ii) if it is negatived, any business under discussion and not disposed of at the time of interruption of business shall be resumed immediately and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech;
provided that these Sessional Orders shall not permit more than one adjournment debate each sitting day.
 - (3) Any business under discussion and not disposed of at the time of the adjournment shall be set down on the Notice Paper for the next sitting and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
 - (4) On the motion "That the House do now adjourn" the time available for the raising of matters on the motion be one hour and the time limit per Member be three minutes.
 - (5) The time for raising matters, and the time limit per Member, shall not include the time taken for points of orders and other interruptions whilst a Member is speaking.
- 6 (1) Where a person who has been referred to by name, or in such a way as to be readily identified in the House or in the Committee of the Whole House, makes a submission in writing to the Speaker:
- (a) claiming that the person has been adversely affected in reputation or in respect of dealings or associations with others, or injured in occupation, trade, office or financial credit, or that the person's privacy has been unreasonably invaded, by reason of that reference to the person; and
 - (b) requesting that the person be able to incorporate an appropriate response in the parliamentary record
- and if the Speaker is satisfied:
- (c) that the subject of the submission is not so obviously trivial, or the submission so frivolous, vexatious or offensive in character as to make it inappropriate that it be considered by the Privileges Committee; and
 - (d) that it is practicable for the Committee to consider the submission under this Sessional Order
- the Speaker shall refer the submission to that Committee.
- (2) The Committee may decide not to consider a submission referred to it under this Sessional Order if the Committee considers that the subject of the submission is not sufficiently serious or the submission is frivolous, vexatious or offensive in character, and such a decision shall be reported to the House.
 - (3) If the Committee decides to consider a submission under this Sessional Order, the Committee may confer with the person who made the submission and any Member who referred in the House to that person.
 - (4) In considering a submission under this Sessional Order, the Committee shall meet in private session.
 - (5) The Committee shall not publish a submission referred to it under this Sessional Order or its proceedings in relation to such a submission, but may present minutes of its proceedings and all or part of such submission to the House.
 - (6) In considering a submission under this Sessional Order and reporting to the House the Committee shall not consider or judge the truth or any statements made in the House or Committee of the Whole House or of the submission.

- (7) In its report to the House on a submission under this Sessional Order, the Committee may make either of the following recommendations:
- (a) that no further action be taken by the House or by the Committee in relation to the submission; or
 - (b) that a response by the person who made the submission, in terms specified in the report and agreed to by the person and the Committee, be published by the House or incorporated in Hansard
- and shall not make any other recommendations.
- (8) A document presented to the House under paragraph (5) or (7):
- (a) in the case of a response by a person who made a submission, shall be succinct and strictly relevant to the questions in issue and shall not contain anything offensive in character; and
 - (b) shall not contain any matter the publication of which would have the effect of:
 - (i) unreasonably adversely affecting or injuring a person, or unreasonably invading a person's privacy, in the manner referred to in paragraph (1); or
 - (ii) unreasonably adding to or aggravating any such adverse effect, injury or invasion of privacy suffered by a person.
- (9) The Committee may agree to guidelines and procedures, not inconsistent with this Sessional Order, to apply to the consideration by it of submissions.
- 7 Standing Orders Nos 26 and 27 be suspended and that:
- (1) Precedence shall, subject to Sessional Order 10, be given to matters of public importance immediately after question time each sitting Tuesday, Thursday and Friday. A Member may propose to the Speaker that a definite matter of public importance be submitted to the House for discussion. Proposals for discussion accepted by the Speaker shall rotate between Members by application of the following process:

Total number of Members

Less Ministers and the Speaker

Balance equals the number of Members entitled to submit proposals

Of such entitled Members, rotation shall be in the ratio of: Liberal Party Members: National Party Members: Independent Members: Labor Party Members.
 - (2) The Member proposing the matter shall present to the Speaker, not later than 5.00 pm on the day prior to the day on which a matter may be discussed, a written statement of the matter proposed to be discussed.
 - (3) In the event that more than one Member proposes matters for discussion on a particular day, the Speaker shall determine the subject for discussion.
 - (4) Only one matter shall be discussed on any one sitting day.
 - (5) On the day of the proposed discussion the Speaker shall read the written statement of the matter proposed to be discussed to the House. The Speaker shall then call upon the Member who had proposed the matter to speak.

- (6) The discussion shall be no longer than one hour, the first speaker from the party forming Government and the first speaker not from such party may each speak for a maximum of 15 minutes and any other Member for a maximum of 10 minutes.
 - (7) At any time during the discussion, a motion may be made by any Member "That the business of the day be called on" and such motion shall be put forthwith and decided without amendment or debate and, if agreed to, the business of the day shall be proceeded with immediately. No other question seeking to end the discussion shall be proposed.
- 8 Standing Order No 104 be amended in the first paragraph by substituting "twenty minutes" for "thirty minutes".
- 9 Notwithstanding anything contained in the Standing Orders, during the present Session precedence shall be given to General Business until 2.00 pm or for four hours, whichever is the longer, each sitting Wednesday and the procedure for consideration of such General Business shall be as follows:
- (1) The right to nominate two items per sitting Wednesday shall be at the discretion of the Speaker and determined on a pro-rata basis according to the representation in the House other than from the party forming Government.
 - (2) These items can be either notices of motion or Orders of the Day and shall be notified to the Speaker by 5.00 pm on the previous day. In the absence of nominations by the stipulated time the right or rights to nominate is or are lost for that sitting Wednesday and the next item of General Business shall be called on.
 - (3) If the same item is nominated twice by different nominees that item shall be selected as the only nominated item for discussion.
 - (4) In the event that debate:
 - (a) on any one item continues for two hours; or
 - (b) on any combined item pursuant to paragraph (3) continues for four hours;the debate shall be interrupted and any item under discussion which is not disposed of at such time shall be set down on the Notice Paper for the next sitting day and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
 - (5) At the conclusion of the debate on the nominated item or items priority shall be given to motions for leave to bring in non-Government bills, Orders of the Day for the moving of the second reading of non-Government bills and consideration of petitions.
 - (6) On the moving of the second reading of non-Government bills debate shall be adjourned for two weeks.
- 10 (1) If a Minister does not furnish an answer to a question on notice within 30 days of the asking of that question and does not, within that period, provide to the Member who asked the question an explanation satisfactory to that Member as to why an answer has not been provided, immediately after the conclusion of the daily answering of questions without notice on any sitting Tuesday, the Member may ask the relevant Minister for an explanation, provided that the total time for any such explanation or explanations shall not exceed 15 minutes.
- (2) In the event that a Minister does not provide an satisfactory explanation, the Member may give notice forthwith of a motion regarding the Minister's failure to provide either an satisfactory answer or an explanation and precedence over

Government Business shall be given to such a motion on the next day of meeting; provided always that the time taken for consideration of such motions shall not be taken as forming part of the time allocated for General Business pursuant to Sessional Order 9.

- 11 (1) Following the presentation of a Report of the Scrutiny of Acts and Regulations Committee to the House which:
 - (a) recommends under Part 5 of the Subordinate Legislation Act 1994 the disallowance in whole or in part of:
 - (i) a statutory rule; or
 - (ii) an instrument to which Part 5 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act; or
 - (b) reports that there was a failure to table under section 15 of the Subordinate Legislation Act 1994:
 - (i) a statutory rule; or
 - (ii) an instrument to which section 15 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act —

a Member may give notice of a motion for the disallowance in whole or in part of such statutory rule or instrument which shall be set down for consideration to take precedence on the Notice Paper on the next sitting Thursday after notice is given.

- (2) A Member shall be entitled to give notice of a motion for the disallowance in whole or in part of:
 - (a) a statutory rule; or
 - (b) an instrument to which section 15 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act —

and such notice shall be set down for consideration to take precedence on the Notice paper on the next sitting Thursday after notice is given: provided that, where notice has been given pursuant to paragraph (1), such notice shall take precedence.

- (3) No Member shall speak for more than five minutes on any motion moved under this Sessional Order and the debate shall be no longer than two hours.

2. **MS ASHER** — To move, That this House notes the extremely strong financial position inherited by the current minority Labor Government and calls on the Government to deliver on their election promises to — (a) deliver a substantial operating surplus; (b) cut taxes; (c) deliver over \$400 million in new spending programs; and (d) reduce public sector debt and unfunded superannuation liabilities.
3. **MR WELLS** — To move, That this House condemns the minority Labor Government for shelving the Scoresby Freeway without proper consultation, showing total disregard for employment growth and investment opportunities for the outer eastern metropolitan area, further demonstrating Labor's lack of understanding that north-south traffic on Stud Road and Springvale Road has reached full capacity, and notes that the Scoresby Freeway is essential for future projected traffic volumes, without which the outer eastern road network will face gridlock.

4. **MR MAUGHAN** — To move, That this House condemns the minority Labor Government for putting in jeopardy the \$1.8 billion dairy deregulation package offered to the industry by the Federal Government, and that by ignoring the fact that the Domestic Market Support Scheme and each State's market milk legislation has a sunset clause for 30 June 2000, the livelihood of every Victorian dairy farmer is put at risk.
5. **MR PLOWMAN** — To move, That this House condemns the minority Labor Government on its decision to permit the use of condom vending machines in government secondary schools.
6. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government and the Minister for Education for their ideological vendetta in moving to abolish the highly successful Self-Governing Schools program, noting that fifty one government schools throughout the state face the prospect of uncertain futures as a result of the ideological tactics being pursued by the government.
7. **MR LEIGH** — To move, That this House urges the minority Labor Government to implement the Kennett Government's election commitment to construct the Dingley bypass connecting South and Boundary Roads to the Springvale bypass and to commence construction in 2000, for completion in 2003.
8. **MS PEULICH** — To move, That this House condemns the minority Labor Government for failing to initiate a full and open community debate about drug abuse and the efficacy of self injecting rooms as a way of reducing the drug problem.
9. **MR PERTON** — To move, That this House condemns the minority Labor Government for its failure to provide Victorians with leadership and opportunity in new technologies, especially information and communications technologies and multimedia.
10. **DR DEAN** — To move, That this House condemns the minority Labor Government for placing the rights of Victorian citizens who are members of unions above the rights of those who are not.
11. **MR WELLS** — To move, That this House condemns the minority Labor Government for axing the Knox Public Hospital Project, demonstrating their total disregard for the health needs of the outer east, noting that the hospital was to be built based on current and future projected demand for public health services and would have resulted in a dramatic reduction in the waiting lists for public patients in the outer east.
12. **MRS ELLIOTT** — To move, That this House condemns the minority Labor Government for its failure to commit to a new youth training centre for the rehabilitation of young offenders.
13. **MS BURKE** — To move, That this House condemns the minority Labor Government for the paucity of its policy for Victorian women.
14. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government for its ideological fixation against statewide LAP common testing for all grade 3 and grade 5 students and calls on the government to detail its alternative proposals for providing Victorian parents with appropriate education standard benchmarks for their children.

15. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government for not allocating sufficient funding for school-based welfare counsellors in government primary and secondary schools, in marked contrast to the previous government's strong commitment to students' welfare needs.
16. **MR CLARK** — To move, That this House condemns the minority Labor Government for attempting to blame the management of the Victorian WorkCover Authority for cost pressures that are due in large part to the impact of common law claims of the very sort that the government is proposing to reintroduce.
17. **MR RICHARDSON** — To move, That this House censures the Minister for Education for the misguided prioritising of the placement of condom vending machines in schools ahead of the announcement of genuine educational initiatives.
18. **MR THOMPSON** — To move, That this House condemns the minority Labor Government for its lack of commitment to preserving and protecting Port Phillip Bay, in contrast to the commitment of the former Kennett Government through the Bringing the Bay to Life initiative.

BUSINESS LISTED FOR FUTURE DAY

THURSDAY 25 NOVEMBER 1999

GOVERNMENT BUSINESS

ORDERS OF THE DAY

1. **FREEDOM OF INFORMATION (MISCELLANEOUS AMENDMENTS) BILL** — Second reading — *Resumption of debate (Dr Dean).*
2. **LOCAL GOVERNMENT (BEST VALUE PRINCIPLES) BILL** — Second reading — *Resumption of debate (Ms Burke).*
3. **REGIONAL INFRASTRUCTURE DEVELOPMENT FUND BILL** — Second reading — *Resumption of debate (Mr Ryan).*
4. **AUDIT (AMENDMENT) BILL** — Second reading — *Resumption of debate (Dr Napthine).*

R W PURDEY
Clerk of the Legislative Assembly

A ANDRIANOPOULOS
Speaker

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES — Mrs Maddigan.

TEMPORARY CHAIRMEN — Ms Barker, Ms Davies, Mr Jasper, Mr Kilgour, Mr Loney, Mr Lupton, Mr Nardella, Mrs Peulich, Mr Phillips, Mr Plowman, Mr Richardson, Mr Savage and Mr Seitz.

* * * * *

SESSIONAL ORDERS

SUMMARY OF RESOLUTION ADOPTED BY THE HOUSE ON 4 NOVEMBER 1999

DAY AND HOUR OF MEETING — *Sessional Order 1*

Tuesday — 2.00 pm
 Wednesday, Thursday — 9.30 am

ORDER OF BUSINESS — *Sessional Order 2*

Motions of want of confidence and matters concerning the privileges of the House shall take precedence. Subject to those, the order of business is:

Tuesdays

Oral Questions
 Formal business
 Statements by Members (15 minutes)
 Government Business
 General Business

Wednesdays (other than Grievance Day Wednesdays)

Formal business
 Statements by Members (15 minutes)
 Matters of Public Importance (2½ hours)
 Government Business
 Oral Questions (at 2.00 pm)
 Government Business *continued*
 General Business

Thursdays and Fridays

Formal business
 Statements by Members (15 minutes)
 Government Business
 Oral Questions (at 2.00 pm)
 Government Business *continued*
 General Business

QUESTION TIME — *Sessional Order 3*

2.00 pm each day (other than on a Tuesday when a condolence motion may take precedence).

Any debate in progress at 2.00 pm shall be interrupted.

Any division, or division on a closure motion requiring a question to be brought to a conclusion, shall be concluded.

Question Time lasts for 30 minutes or until 10 questions have been answered, whichever is the longer.

GRIEVANCES — *Sessional Order 4*

Every third sitting Wednesday after the opening of the Session. The time limit for each member is 15 minutes and the whole debate is not to exceed two and a half hours.

Order of business on those days shall be:

- Formal business
- Statements by Members (15 minutes)
- Grievances (2½ hours)
- Government Business
- Oral Questions (at 2.00 pm)
- Government Business *continued*
- General Business

ADJOURNMENT OF HOUSE — *Sessional Order 5*

At 10.00 pm each sitting day, provided that:

- (a) any division then in progress shall be completed; and
- (b) any Minister may move "That the Sitting be continued".

ADJOURNMENT DEBATE — *Sessional Order 5*

Time available for raising matters to be no more than 30 minutes.
Time limit per member to be three minutes.

GOVERNMENT BUSINESS PROGRAMMING COMMITTEE — *Sessional Order 6*

A Government Business Programming Committee may meet to determine the manner in which the House is to deal with Government Business of the week.

RIGHT OF REPLY — *Sessional Order 7*

A person who claims to have been adversely affected in reputation may make a written submission to the Speaker. The Speaker may refer the matter to the Privileges Committee.

STATEMENTS BY MEMBERS — *Sessional Order 8*

Statements may be made by members on any topic of concern. Each statement shall not exceed 90 seconds and the total debate shall not exceed 15 minutes.

MATTERS OF PUBLIC IMPORTANCE — *Sessional Order 9*

Discussion each sitting Wednesday, except for Grievance Days, is to be on a matter of definite public importance and is not to exceed two and a half hours.

DISORDERLY CONDUCT OF MEMBERS — *Sessional Order 10*

The Speaker may order a member to withdraw from the House for up to one and a half hours if the Speaker considers the member's conduct to be disorderly. Such suspension does not prevent a member from returning to vote in a division.

TIME LIMIT OF SPEECHES — DEBATES IN THE HOUSE — *Sessional Order 11*

Subject to the provisos in Standing Order No 104, no member shall speak for more than 20 minutes in any debate in the House.

DIVISIONS BETWEEN 1.00 PM AND 2.00 PM — *Sessional Order 15*

Divisions shall not be permitted on any question between 1.00 pm and 2.00 pm. If a division is required, debate on the item shall stand adjourned until later that day and the next item of business shall be called on.

* * * * *

LEGISLATIVE ASSEMBLY OF VICTORIA

ORDERS OF THE DAY

STATEMENTS BY MEMBERS — *Pursuant to Sessional Order 8*

GRIEVANCES — *Debate on the question* — That grievances be noted.

GOVERNMENT BUSINESS

NOTICES OF MOTION

1. **MR BRACKS** — To move, That this House notes with concern the decline in services and infrastructure in rural and regional Victoria and congratulates country Victorians for standing up for their local communities by seeking to stop the decline and supporting policies that will revitalise their communities.
2. **MR HULLS** — To move, That this House condemns the Leader of the Opposition for his lack of action when as a Minister in the former Government he did nothing to stop the secret deals and lack of transparency and accountability that became a hallmark of the Kennett Government and congratulates the new Government for its commitment to open up Freedom of Information and lift the veil of secrecy over how business is transacted in Victoria.
3. **MR THWAITES** — To move, That this House condemns the previous Government for its mismanagement of the public hospital system and its disastrous privatisation of health services and congratulates the new Government for its commitment to put an end to privatisation of our health system and to improve services to ordinary Victorians.
4. **MS DELAHUNTY** — To move, That this House condemns the former Government for its cruel ideological experiment with our State School system and for its impact on our classrooms and standard of education and congratulates the new Government for its commitment to lower class sizes and quality education for all our students.
5. **MR HAERMAYER** — To move, That this House congratulates the Bracks Labor Government for its commitment to improving community safety by increasing police resources, putting 800 more police on the front line and introducing a comprehensive crime prevention strategy.

- *6. **MS GARBUTT** — To move, That she have leave to bring in a Bill to amend the Water Act 1989 to remove the power of Catchment Management Authorities to set tariffs in respect of certain functions exercised by those Authorities under the Water Act 1989 and to provide for transitional arrangements for fees previously imposed by those Authorities under those tariffs and for other purposes.
- *7. **MR BRACKS** — To move, That he have leave to bring in a Bill to reform the Constitution Act 1975 by making provision for the constitution, duration and powers of the Houses of the Parliament and for the election of members of the Legislative Council using proportional representation, to amend the Constitution Act 1975, The Constitution Act Amendment Act 1958, the Electoral Boundaries Commission Act 1982, the Parliamentary Committees Act 1968 and the Parliamentary Salaries and Superannuation Act 1968 and for other purposes.
- *8. **MR HULLS** — To move, That he have leave to bring in a Bill to amend the Constitution Act 1975 to provide for the appointment of the Director of Public Prosecutions under that Act, to amend the Public Prosecutions Act 1994 to remove restrictions on who may apply to a court for punishment of a person for contempt of court, to amend the Supreme Court Act 1986 to provide for the restoration of the common law relating to contempt of court and for other purposes.
- *9. **MR PANDAZOPOULOS** — To move, That he have leave to bring in a Bill to amend the Melbourne Sports and Aquatic Centre Act 1994 to alter the title of that Act, to alter the name of the Melbourne Sports and Aquatic Centre Trust and to enable the Trust to manage the State Netball and Hockey Centre and other sports, recreation and entertainment facilities and services and for other purposes.

ORDERS OF THE DAY

- 1 **HEALTH PRACTITIONERS (SPECIAL EVENTS EXEMPTION BILL** — Second reading — *Resumption of debate (Mr Doyle).*
- 2 **LEGAL PRACTICE (AMENDMENT) BILL** — Second reading — *Resumption of debate (Dr Dean).*
- 3 **ESSENTIAL SERVICES (YEAR 2000) BILL** — Second reading — *Resumption of debate.*
- 4 **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH** — Motion for — *Resumption of debate (Mr Paterson).*
- 5 **ADMINISTRATION AND PROBATE (STATUTE LAW REVISION) BILL** — Second reading.
- 6 **MINISTERIAL STATEMENT — CONNECTING VICTORIA — THE VICTORIAN GOVERNMENT'S STRATEGY FOR INFORMATION AND COMMUNICATION TECHNOLOGIES** — *Resumption of debate on the question* — That this House takes note of the Ministerial Statement (*Ms Kosky*).

GENERAL BUSINESS

NOTICES OF MOTION

1. **MR McARTHUR** — To move, That —

- 1 The House shall meet on Tuesday, Wednesday and Thursday, the Speaker to take the Chair at 2.00 pm on Tuesday and 9.30 am on Wednesday and Thursday.
- 2 So much of Standing Orders be suspended to allow during the present Session that:
 - (1) Government Business shall take precedence over all other business save for motions of want of confidence in the Government and as provided for in
 - (2) Other than on Grievance Days pursuant to Sessional Order 4, the House is to proceed with its business each day in the following order unless a matter concerning the privileges of the House arises:

Tuesdays

Oral Questions
Explanations (Sessional Order 10)
Matters of Public Importance (Sessional Order 7)
Formal business
Government Business
General Business

Wednesdays

Formal business
General Business (Sessional Order 9)
Oral Questions (at 2.00 pm)
Motions under Sessional Order 10 (Questions on Notice)
Government Business
General Business

Thursdays

Formal business
General Business disallowance of statutory rules (Sessional Order 11)
Government Business
Oral Questions (at 2.00 pm)
Matters of Public Importance (Sessional Order 7)
Government Business continued
General Business

- (3) Where the House resolves to sit on a Friday, the order of business shall be as follows:

Formal business
Government Business
Oral Questions (at 2.00 pm)
Matters of Public Importance (Sessional Order 7)
Government Business continued
General Business

3 Notwithstanding Sessional Order 2:

- (1) So much of Standing Order No 124 as allows Members to ask oral questions without notice at the time of giving notices of motion be suspended and that Members ask oral questions without notice at 2.00 pm each sitting day (other than on a Tuesday where a motion expressing sorrow at the death of a Member or any other person may take precedence) and that:
 - (a) on all Tuesdays questions may be asked from the time the Speaker calls on questions until the lapse of 45 minutes or 15 questions have been answered, whichever is the longer;
 - (b) on all other days questions may be asked from the time the Speaker calls on questions until the lapse of 30 minutes or 10 questions have been answered, whichever is the longer; provided that these Sessional Orders shall not permit more than one question time each sitting day.
 - (2) At 2.00 pm on each sitting day (other than a Tuesday) the Speaker shall interrupt the business before the House, including a Grievance Debate pursuant to Sessional Order 4, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business; provided that in the event that a division is in progress at 2.00 pm such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion.
 - (3) Any business under discussion and not disposed of at 2.00 pm shall:
 - (a) on Wednesdays:
 - (i) where the time permitted for a Grievance Debate or consideration of General Business, pursuant to Sessional Orders 4 and 9 respectively, has not expired, such Grievance Debate or General Business shall resume immediately at the conclusion of oral questions;
 - (ii) where the time for consideration of General Business has expired pursuant to Sessional Order 9, the business under discussion shall stand adjourned until later that day;
 - (b) on Thursdays and Fridays be resumed immediately at the conclusion of Matters of Public Importance; and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
 - (4) All answers to questions shall be direct, factual and succinct.
- 4 (1) Standing Order No 59 be suspended and, the first Order of the Day on every third sitting Wednesday after the opening of the Session shall be the question "That grievances be noted". Any Member may speak to such question for not more than 20 minutes and the whole discussion on the question shall not exceed four hours.
- (2) On Grievance Days so much of Standing Orders be suspended to allow during the present Session business to be called on in the following order unless a matter concerning the privileges of the House arises:
- Formal business
 Grievances (four hours)
 Motions under Sessional Order 10 (Questions on Notice)
 Government Business
 Oral Questions (at 2.00 pm)

Government Business continued
General Business

5 Notwithstanding the right of a Minister to move a motion for the adjournment of the House pursuant to Standing Order No 25:

(1) On each sitting day, at the following times:

Tuesdays: 10.00 pm

Wednesdays: 10.00 pm

Thursdays (where the House has not resolved to sit on a Friday): 4.30 pm

Thursdays (where the House has resolved to sit on a Friday): 10.00 pm

Fridays: 4.30 pm

the Speaker shall interrupt the business before the House, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business provided that: in the event that a division is in progress at the time of such interruption such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion.

(2) Upon such interruption of business:

(a) Before a motion for the adjournment is proposed by the Speaker, a Minister may move that the sitting be continued; which motion shall be put forthwith without amendment or debate and if such motion is agreed to, the House or Committee shall resume the proceedings at the point at which they had been interrupted; or

(b) If a Minister does not so move, or if such motion is defeated, the Speaker shall forthwith propose the question "That the House do now adjourn" which question shall be open to debate in accordance with the rules and practices of the House and paragraph (4); at the conclusion of the debate, the Speaker shall put the question and:

(i) if it is carried in the affirmative, shall adjourn the House until the time of the next meeting;

(ii) if it is negated, any business under discussion and not disposed of at the time of interruption of business shall be resumed immediately and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech;

provided that these Sessional Orders shall not permit more than one adjournment debate each sitting day.

(3) Any business under discussion and not disposed of at the time of the adjournment shall be set down on the Notice Paper for the next sitting and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.

(4) On the motion "That the House do now adjourn" the time available for the raising of matters on the motion be one hour and the time limit per Member be three minutes.

(5) The time for raising matters, and the time limit per Member, shall not include the time taken for points of orders and other interruptions whilst a Member is speaking.

- 6 (1) Where a person who has been referred to by name, or in such a way as to be readily identified in the House or in the Committee of the Whole House, makes a submission in writing to the Speaker:
 - (a) claiming that the person has been adversely affected in reputation or in respect of dealings or associations with others, or injured in occupation, trade, office or financial credit, or that the person's privacy has been unreasonably invaded, by reason of that reference to the person; and
 - (b) requesting that the person be able to incorporate an appropriate response in the parliamentary recordand if the Speaker is satisfied:
 - (c) that the subject of the submission is not so obviously trivial, or the submission so frivolous, vexatious or offensive in character as to make it inappropriate that it be considered by the Privileges Committee; and
 - (d) that it is practicable for the Committee to consider the submission under this Sessional Orderthe Speaker shall refer the submission to that Committee.
- (2) The Committee may decide not to consider a submission referred to it under this Sessional Order if the Committee considers that the subject of the submission is not sufficiently serious or the submission is frivolous, vexatious or offensive in character, and such a decision shall be reported to the House.
- (3) If the Committee decides to consider a submission under this Sessional Order, the Committee may confer with the person who made the submission and any Member who referred in the House to that person.
- (4) In considering a submission under this Sessional Order, the Committee shall meet in private session.
- (5) The Committee shall not publish a submission referred to it under this Sessional Order or its proceedings in relation to such a submission, but may present minutes of its proceedings and all or part of such submission to the House.
- (6) In considering a submission under this Sessional Order and reporting to the House the Committee shall not consider or judge the truth or any statements made in the House or Committee of the Whole House or of the submission.
- (7) In its report to the House on a submission under this Sessional Order, the Committee may make either of the following recommendations:
 - (a) that no further action be taken by the House or by the Committee in relation to the submission; or
 - (b) that a response by the person who made the submission, in terms specified in the report and agreed to by the person and the Committee, be published by the House or incorporated in Hansardand shall not make any other recommendations.
- (8) A document presented to the House under paragraph (5) or (7):
 - (a) in the case of a response by a person who made a submission, shall be succinct and strictly relevant to the questions in issue and shall not contain anything offensive in character; and

- (b) shall not contain any matter the publication of which would have the effect of:
 - (i) unreasonably adversely affecting or injuring a person, or unreasonably invading a person's privacy, in the manner referred to in paragraph (1); or
 - (ii) unreasonably adding to or aggravating any such adverse effect, injury or invasion of privacy suffered by a person.
 - (9) The Committee may agree to guidelines and procedures, not inconsistent with this Sessional Order, to apply to the consideration by it of submissions.
- 7 Standing Orders Nos 26 and 27 be suspended and that:
 - (1) Precedence shall, subject to Sessional Order 10, be given to matters of public importance immediately after question time each sitting Tuesday, Thursday and Friday. A Member may propose to the Speaker that a definite matter of public importance be submitted to the House for discussion. Proposals for discussion accepted by the Speaker shall rotate between Members by application of the following process:

Total number of Members

Less Ministers and the Speaker

Balance equals the number of Members entitled to submit proposals

Of such entitled Members, rotation shall be in the ratio of: Liberal Party Members: National Party Members: Independent Members: Labor Party Members.
 - (2) The Member proposing the matter shall present to the Speaker, not later than 5.00 pm on the day prior to the day on which a matter may be discussed, a written statement of the matter proposed to be discussed.
 - (3) In the event that more than one Member proposes matters for discussion on a particular day, the Speaker shall determine the subject for discussion.
 - (4) Only one matter shall be discussed on any one sitting day.
 - (5) On the day of the proposed discussion the Speaker shall read the written statement of the matter proposed to be discussed to the House. The Speaker shall then call upon the Member who had proposed the matter to speak.
 - (6) The discussion shall be no longer than one hour, the first speaker from the party forming Government and the first speaker not from such party may each speak for a maximum of 15 minutes and any other Member for a maximum of 10 minutes.
 - (7) At any time during the discussion, a motion may be made by any Member "That the business of the day be called on" and such motion shall be put forthwith and decided without amendment or debate and, if agreed to, the business of the day shall be proceeded with immediately. No other question seeking to end the discussion shall be proposed.
- 8 Standing Order No 104 be amended in the first paragraph by substituting "twenty minutes" for "thirty minutes".
- 9 Notwithstanding anything contained in the Standing Orders, during the present Session precedence shall be given to General Business until 2.00 pm or for four hours, whichever is the longer, each sitting Wednesday and the procedure for consideration of such General Business shall be as follows:

- (1) The right to nominate two items per sitting Wednesday shall be at the discretion of the Speaker and determined on a pro-rata basis according to the representation in the House other than from the party forming Government.
 - (2) These items can be either notices of motion or Orders of the Day and shall be notified to the Speaker by 5.00 pm on the previous day. In the absence of nominations by the stipulated time the right or rights to nominate is or are lost for that sitting Wednesday and the next item of General Business shall be called on.
 - (3) If the same item is nominated twice by different nominees that item shall be selected as the only nominated item for discussion.
 - (4) In the event that debate:
 - (a) on any one item continues for two hours; or
 - (b) on any combined item pursuant to paragraph (3) continues for four hours;

the debate shall be interrupted and any item under discussion which is not disposed of at such time shall be set down on the Notice Paper for the next sitting day and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
 - (5) At the conclusion of the debate on the nominated item or items priority shall be given to motions for leave to bring in non-Government bills, Orders of the Day for the moving of the second reading of non-Government bills and consideration of petitions.
 - (6) On the moving of the second reading of non-Government bills debate shall be adjourned for two weeks.
- 10 (1) If a Minister does not furnish an answer to a question on notice within 30 days of the asking of that question and does not, within that period, provide to the Member who asked the question an explanation satisfactory to that Member as to why an answer has not been provided, immediately after the conclusion of the daily answering of questions without notice on any sitting Tuesday, the Member may ask the relevant Minister for an explanation, provided that the total time for any such explanation or explanations shall not exceed 15 minutes.
- (2) In the event that a Minister does not provide an satisfactory explanation, the Member may give notice forthwith of a motion regarding the Minister's failure to provide either an satisfactory answer or an explanation and precedence over Government Business shall be given to such a motion on the next day of meeting: provided always that the time taken for consideration of such motions shall not be taken as forming part of the time allocated for General Business pursuant to Sessional Order 9.
- 11 (1) Following the presentation of a Report of the Scrutiny of Acts and Regulations Committee to the House which:
- (a) recommends under Part 5 of the Subordinate Legislation Act 1994 the disallowance in whole or in part of:
 - (i) a statutory rule; or
 - (ii) an instrument to which Part 5 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act; or
 - (b) reports that there was a failure to table under section 15 of the Subordinate Legislation Act 1994:
 - (i) a statutory rule; or

- (ii) an instrument to which section 15 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act —

a Member may give notice of a motion for the disallowance in whole or in part of such statutory rule or instrument which shall be set down for consideration to take precedence on the Notice Paper on the next sitting Thursday after notice is given.

- (2) A Member shall be entitled to give notice of a motion for the disallowance in whole or in part of:

(a) a statutory rule; or

(b) an instrument to which section 15 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act —

and such notice shall be set down for consideration to take precedence on the Notice paper on the next sitting Thursday after notice is given: provided that, where notice has been given pursuant to paragraph (1), such notice shall take precedence.

- (3) No Member shall speak for more than five minutes on any motion moved under this Sessional Order and the debate shall be no longer than two hours.

2. **MS ASHER** — To move, That this House notes the extremely strong financial position inherited by the current minority Labor Government and calls on the Government to deliver on their election promises to — (a) deliver a substantial operating surplus; (b) cut taxes; (c) deliver over \$400 million in new spending programs; and (d) reduce public sector debt and unfunded superannuation liabilities.
3. **MR WELLS** — To move, That this House condemns the minority Labor Government for shelving the Scoresby Freeway without proper consultation, showing total disregard for employment growth and investment opportunities for the outer eastern metropolitan area, further demonstrating Labor's lack of understanding that north-south traffic on Stud Road and Springvale Road has reached full capacity, and notes that the Scoresby Freeway is essential for future projected traffic volumes, without which the outer eastern road network will face gridlock.
4. **MR MAUGHAN** — To move, That this House condemns the minority Labor Government for putting in jeopardy the \$1.8 billion dairy deregulation package offered to the industry by the Federal Government, and that by ignoring the fact that the Domestic Market Support Scheme and each State's market milk legislation has a sunset clause for 30 June 2000, the livelihood of every Victorian dairy farmer is put at risk.
5. **MR PLOWMAN** — To move, That this House condemns the minority Labor Government on its decision to permit the use of condom vending machines in government secondary schools.
6. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government and the Minister for Education for their ideological vendetta in moving to abolish the highly successful Self-Governing Schools program, noting that fifty one government schools throughout the state face the prospect of uncertain futures as a result of the ideological tactics being pursued by the government.

7. **MR LEIGH** — To move, That this House urges the minority Labor Government to implement the Kennett Government's election commitment to construct the Dingley bypass connecting South and Boundary Roads to the Springvale bypass and to commence construction in 2000, for completion in 2003.
8. **MS PEULICH** — To move, That this House condemns the minority Labor Government for failing to initiate a full and open community debate about drug abuse and the efficacy of self injecting rooms as a way of reducing the drug problem.
9. **MR PERTON** — To move, That this House condemns the minority Labor Government for its failure to provide Victorians with leadership and opportunity in new technologies, especially information and communications technologies and multimedia.
10. **DR DEAN** — To move, That this House condemns the minority Labor Government for placing the rights of Victorian citizens who are members of unions above the rights of those who are not.
11. **MR WELLS** — To move, That this House condemns the minority Labor Government for axing the Knox Public Hospital Project, demonstrating their total disregard for the health needs of the outer east, noting that the hospital was to be built based on current and future projected demand for public health services and would have resulted in a dramatic reduction in the waiting lists for public patients in the outer east.
12. **MRS ELLIOTT** — To move, That this House condemns the minority Labor Government for its failure to commit to a new youth training centre for the rehabilitation of young offenders.
13. **MS BURKE** — To move, That this House condemns the minority Labor Government for the paucity of its policy for Victorian women.
14. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government for its ideological fixation against statewide LAP common testing for all grade 3 and grade 5 students and calls on the government to detail its alternative proposals for providing Victorian parents with appropriate education standard benchmarks for their children.
15. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government for not allocating sufficient funding for school-based welfare counsellors in government primary and secondary schools, in marked contrast to the previous government's strong commitment to students' welfare needs.
16. **MR CLARK** — To move, That this House condemns the minority Labor Government for attempting to blame the management of the Victorian WorkCover Authority for cost pressures that are due in large part to the impact of common law claims of the very sort that the government is proposing to reintroduce.
17. **MR RICHARDSON** — To move, That this House censures the Minister for Education for the misguided prioritising of the placement of condom vending machines in schools ahead of the announcement of genuine educational initiatives.
18. **MR THOMPSON** — To move, That this House condemns the minority Labor Government for its lack of commitment to preserving and protecting Port Phillip Bay, in contrast to the commitment of the former Kennett Government through the Bringing the Bay to Life initiative.

BUSINESS LISTED FOR FUTURE DAY

THURSDAY 25 NOVEMBER 1999

GOVERNMENT BUSINESS

ORDERS OF THE DAY

1. **FREEDOM OF INFORMATION (MISCELLANEOUS AMENDMENTS) BILL** — Second reading — *Resumption of debate (Dr Dean).*
2. **LOCAL GOVERNMENT (BEST VALUE PRINCIPLES) BILL** — Second reading — *Resumption of debate (Ms Burke).*
3. **REGIONAL INFRASTRUCTURE DEVELOPMENT FUND BILL** — Second reading — *Resumption of debate (Mr Ryan).*
4. **AUDIT (AMENDMENT) BILL** — Second reading — *Resumption of debate (Dr Napthine).*

R W PURDEY
Clerk of the Legislative Assembly

A ANDRIANOPOULOS
Speaker

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES — Mrs Maddigan.

TEMPORARY CHAIRMEN — Ms Barker, Ms Davies, Mr Jasper, Mr Kilgour, Mr Loney, Mr Lupton, Mr Nardella, Mrs Peulich, Mr Phillips, Mr Plowman, Mr Richardson, Mr Savage and Mr Seitz.

* * * * *

SESSIONAL ORDERS

SUMMARY OF RESOLUTION ADOPTED BY THE HOUSE ON 4 NOVEMBER 1999

DAY AND HOUR OF MEETING — *Sessional Order 1*

Tuesday — 2.00 pm
Wednesday, Thursday — 9.30 am

ORDER OF BUSINESS — *Sessional Order 2*

Motions of want of confidence and matters concerning the privileges of the House shall take precedence. Subject to those, the order of business is:

Tuesdays

Oral Questions
Formal business
Statements by Members (15 minutes)
Government Business
General Business

Wednesdays (other than Grievance Day Wednesdays)

Formal business
Statements by Members (15 minutes)
Matters of Public Importance (2½ hours)
Government Business
Oral Questions (at 2.00 pm)
Government Business *continued*
General Business

Thursdays and Fridays

Formal business
Statements by Members (15 minutes)
Government Business
Oral Questions (at 2.00 pm)
Government Business *continued*
General Business

QUESTION TIME — *Sessional Order 3*

2.00 pm each day (other than on a Tuesday when a condolence motion may take precedence).

Any debate in progress at 2.00 pm shall be interrupted.

Any division, or division on a closure motion requiring a question to be brought to a conclusion, shall be concluded.

Question Time lasts for 30 minutes or until 10 questions have been answered, whichever is the longer.

GRIEVANCES — *Sessional Order 4*

Every third sitting Wednesday after the opening of the Session. The time limit for each member is 15 minutes and the whole debate is not to exceed two and a half hours.

Order of business on those days shall be:

Formal business
 Statements by Members (15 minutes)
 Grievances (2½ hours)
 Government Business
 Oral Questions (at 2.00 pm)
 Government Business *continued*
 General Business

ADJOURNMENT OF HOUSE — *Sessional Order 5*

At 10.00 pm each sitting day, provided that:

- (a) any division then in progress shall be completed; and
- (b) any Minister may move "That the Sitting be continued".

ADJOURNMENT DEBATE — *Sessional Order 5*

Time available for raising matters to be no more than 30 minutes.
 Time limit per member to be three minutes.

GOVERNMENT BUSINESS PROGRAMMING COMMITTEE — *Sessional Order 6*

A Government Business Programming Committee may meet to determine the manner in which the House is to deal with Government Business of the week.

RIGHT OF REPLY — *Sessional Order 7*

A person who claims to have been adversely affected in reputation may make a written submission to the Speaker. The Speaker may refer the matter to the Privileges Committee.

STATEMENTS BY MEMBERS — *Sessional Order 8*

Statements may be made by members on any topic of concern. Each statement shall not exceed 90 seconds and the total debate shall not exceed 15 minutes.

MATTERS OF PUBLIC IMPORTANCE — *Sessional Order 9*

Discussion each sitting Wednesday, except for Grievance Days, is to be on a matter of definite public importance and is not to exceed two and a half hours.

DISORDERLY CONDUCT OF MEMBERS — *Sessional Order 10*

The Speaker may order a member to withdraw from the House for up to one and a half hours if the Speaker considers the member's conduct to be disorderly. Such suspension does not prevent a member from returning to vote in a division.

TIME LIMIT OF SPEECHES — DEBATES IN THE HOUSE — *Sessional Order 11*

Subject to the provisos in Standing Order No 104, no member shall speak for more than 20 minutes in any debate in the House.

DIVISIONS BETWEEN 1.00 PM AND 2.00 PM — *Sessional Order 15*

Divisions shall not be permitted on any question between 1.00 pm and 2.00 pm. If a division is required, debate on the item shall stand adjourned until later that day and the next item of business shall be called on.

* * * * *

LEGISLATIVE ASSEMBLY OF VICTORIA

ORDER OF THE DAY

STATEMENTS BY MEMBERS — *Pursuant to Sessional Order 8*

GOVERNMENT BUSINESS

NOTICES OF MOTION

1. **MR BRACKS** — To move, That this House notes with concern the decline in services and infrastructure in rural and regional Victoria and congratulates country Victorians for standing up for their local communities by seeking to stop the decline and supporting policies that will revitalise their communities.
2. **MR HULLS** — To move, That this House condemns the Leader of the Opposition for his lack of action when as a Minister in the former Government he did nothing to stop the secret deals and lack of transparency and accountability that became a hallmark of the Kennett Government and congratulates the new Government for its commitment to open up Freedom of Information and lift the veil of secrecy over how business is transacted in Victoria.
3. **MR THWAITES** — To move, That this House condemns the previous Government for its mismanagement of the public hospital system and its disastrous privatisation of health services and congratulates the new Government for its commitment to put an end to privatisation of our health system and to improve services to ordinary Victorians.
4. **MS DELAHUNTY** — To move, That this House condemns the former Government for its cruel ideological experiment with our State School system and for its impact on our class rooms and standard of education and congratulates the new Government for its commitment to lower class sizes and quality education for all our students.
5. **MR HAERMAYER** — To move, That this House congratulates the Bracks Labor Government for its commitment to improving community safety by increasing police resources, putting 800 more police on the front line and introducing a comprehensive crime prevention strategy.

ORDERS OF THE DAY

- *1. **WATER (WATERWAY MANAGEMENT TARIFFS) BILL** — Second reading.

- *2. PUBLIC PROSECUTIONS (AMENDMENT) BILL — Second reading.
- *3. MELBOURNE SPORTS AND AQUATIC CENTRE (AMENDMENT) BILL — Second reading.
- *4. FEDERAL COURTS (STATE JURISDICTION) BILL — *(from Council)* — Second reading.
- *5. CONSTITUTION (REFORM) BILL — Second reading.
- 6. AUDIT (AMENDMENT) BILL — Second reading — *Resumption of debate (Dr Naphthine)*.
- 7. ESSENTIAL SERVICES (YEAR 2000) BILL — Second reading — *Resumption of debate*.
- 8. ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH — Motion for — *Resumption of debate (Mr Paterson)*.
- 9. MINISTERIAL STATEMENT — CONNECTING VICTORIA — THE VICTORIAN GOVERNMENT'S STRATEGY FOR INFORMATION AND COMMUNICATION TECHNOLOGIES — *Resumption of debate on the question* — That this House takes note of the Ministerial Statement *(Ms Kosky)*.
- 10. FREEDOM OF INFORMATION (MISCELLANEOUS AMENDMENTS) BILL — Second reading — *Resumption of debate (Dr Dean)*.
- 11. LOCAL GOVERNMENT (BEST VALUE PRINCIPLES) BILL — Second reading — *Resumption of debate (Ms Burke)*.
- 12. REGIONAL INFRASTRUCTURE DEVELOPMENT FUND BILL — Second reading — *Resumption of debate (Mr Ryan)*.
- 13. ADMINISTRATION AND PROBATE (STATUTE LAW REVISION) BILL — Second reading.

GENERAL BUSINESS

NOTICES OF MOTION

- 1. MR McARTHUR — To move, That —
 - 1 The House shall meet on Tuesday, Wednesday and Thursday, the Speaker to take the Chair at 2.00 pm on Tuesday and 9.30 am on Wednesday and Thursday.
 - 2 So much of Standing Orders be suspended to allow during the present Session that:
 - (1) Government Business shall take precedence over all other business save for motions of want of confidence in the Government and as provided for in
 - (2) Other than on Grievance Days pursuant to Sessional Order 4, the House is to proceed with its business each day in the following order unless a matter concerning the privileges of the House arises:

Tuesdays

Oral Questions

Explanations (Sessional Order 10)

Matters of Public Importance (Sessional Order 7)

Formal business

Government Business

General Business

Wednesdays

Formal business

General Business (Sessional Order 9)

Oral Questions (at 2.00 pm)

Motions under Sessional Order 10 (Questions on Notice)

Government Business

General Business

Thursdays

Formal business

General Business disallowance of statutory rules (Sessional Order 11)

Government Business

Oral Questions (at 2.00 pm)

Matters of Public Importance (Sessional Order 7)

Government Business continued

General Business

- (3) Where the House resolves to sit on a Friday, the order of business shall be as follows:

Formal business

Government Business

Oral Questions (at 2.00 pm)

Matters of Public Importance (Sessional Order 7)

Government Business continued

General Business

3 Notwithstanding Sessional Order 2:

- (1) So much of Standing Order No 124 as allows Members to ask oral questions without notice at the time of giving notices of motion be suspended and that Members ask oral questions without notice at 2.00 pm each sitting day (other than on a Tuesday where a motion expressing sorrow at the death of a Member or any other person may take precedence) and that:
- (a) on all Tuesdays questions may be asked from the time the Speaker calls on questions until the lapse of 45 minutes or 15 questions have been answered, whichever is the longer;
- (b) on all other days questions may be asked from the time the Speaker calls on questions until the lapse of 30 minutes or 10 questions have been answered, whichever is the longer; provided that these Sessional Orders shall not permit more than one question time each sitting day.
- (2) At 2.00 pm on each sitting day (other than a Tuesday) the Speaker shall interrupt the business before the House, including a Grievance Debate pursuant to Sessional Order 4, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business; provided that in the event that a division is in progress at 2.00 pm such division shall be completed and the result announced and if such division be upon a closure motion any

question required to be brought to conclusion as a result of such division shall be so brought to conclusion.

- (3) Any business under discussion and not disposed of at 2.00 pm shall:
- (a) on Wednesdays:
- (i) where the time permitted for a Grievance Debate or consideration of General Business, pursuant to Sessional Orders 4 and 9 respectively, has not expired, such Grievance Debate or General Business shall resume immediately at the conclusion of oral questions;
- (ii) where the time for consideration of General Business has expired pursuant to Sessional Order 9, the business under discussion shall stand adjourned until later that day;
- (b) on Thursdays and Fridays be resumed immediately at the conclusion of Matters of Public Importance; and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.

- (4) All answers to questions shall be direct, factual and succinct.

4 (1) Standing Order No 59 be suspended and, the first Order of the Day on every third sitting Wednesday after the opening of the Session shall be the question "That grievances be noted". Any Member may speak to such question for not more than 20 minutes and the whole discussion on the question shall not exceed four hours.

- (2) On Grievance Days so much of Standing Orders be suspended to allow during the present Session business to be called on in the following order unless a matter concerning the privileges of the House arises:

Formal business

Grievances (four hours)

Motions under Sessional Order 10 (Questions on Notice)

Government Business

Oral Questions (at 2.00 pm)

Government Business continued

General Business

5 Notwithstanding the right of a Minister to move a motion for the adjournment of the House pursuant to Standing Order No 25:

- (1) On each sitting day, at the following times:

Tuesdays: 10.00 pm

Wednesdays: 10.00 pm

Thursdays (where the House has not resolved to sit on a Friday): 4.30 pm

Thursdays (where the House has resolved to sit on a Friday): 10.00 pm

Fridays: 4.30 pm

the Speaker shall interrupt the business before the House, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business provided that: in the event that a division is in progress at the time of such interruption such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion.

- (2) Upon such interruption of business:
- (a) Before a motion for the adjournment is proposed by the Speaker, a Minister may move that the sitting be continued; which motion shall be put forthwith without amendment or debate and if such motion is agreed to, the House or Committee shall resume the proceedings at the point at which they had been interrupted; or
 - (b) If a Minister does not so move, or if such motion is defeated, the Speaker shall forthwith propose the question "That the House do now adjourn" which question shall be open to debate in accordance with the rules and practices of the House and paragraph (4); at the conclusion of the debate, the Speaker shall put the question and:
 - (i) if it is carried in the affirmative, shall adjourn the House until the time of the next meeting;
 - (ii) if it is negatived, any business under discussion and not disposed of at the time of interruption of business shall be resumed immediately and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech;

provided that these Sessional Orders shall not permit more than one adjournment debate each sitting day.
- (3) Any business under discussion and not disposed of at the time of the adjournment shall be set down on the Notice Paper for the next sitting and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
- (4) On the motion "That the House do now adjourn" the time available for the raising of matters on the motion be one hour and the time limit per Member be three minutes.
- (5) The time for raising matters, and the time limit per Member, shall not include the time taken for points of orders and other interruptions whilst a Member is speaking.
- 6 (1) Where a person who has been referred to by name, or in such a way as to be readily identified in the House or in the Committee of the Whole House, makes a submission in writing to the Speaker:
- (a) claiming that the person has been adversely affected in reputation or in respect of dealings or associations with others, or injured in occupation, trade, office or financial credit, or that the person's privacy has been unreasonably invaded, by reason of that reference to the person; and
 - (b) requesting that the person be able to incorporate an appropriate response in the parliamentary record
- and if the Speaker is satisfied:
- (c) that the subject of the submission is not so obviously trivial, or the submission so frivolous, vexatious or offensive in character as to make it inappropriate that it be considered by the Privileges Committee; and
 - (d) that it is practicable for the Committee to consider the submission under this Sessional Order
- the Speaker shall refer the submission to that Committee.

- (2) The Committee may decide not to consider a submission referred to it under this Sessional Order if the Committee considers that the subject of the submission is not sufficiently serious or the submission is frivolous, vexatious or offensive in character, and such a decision shall be reported to the House.
- (3) If the Committee decides to consider a submission under this Sessional Order, the Committee may confer with the person who made the submission and any Member who referred in the House to that person.
- (4) In considering a submission under this Sessional Order, the Committee shall meet in private session.
- (5) The Committee shall not publish a submission referred to it under this Sessional Order or its proceedings in relation to such a submission, but may present minutes of its proceedings and all or part of such submission to the House.
- (6) In considering a submission under this Sessional Order and reporting to the House the Committee shall not consider or judge the truth or any statements made in the House or Committee of the Whole House or of the submission.
- (7) In its report to the House on a submission under this Sessional Order, the Committee may make either of the following recommendations:
 - (a) that no further action be taken by the House or by the Committee in relation to the submission; or
 - (b) that a response by the person who made the submission, in terms specified in the report and agreed to by the person and the Committee, be published by the House or incorporated in Hansard
and shall not make any other recommendations.
- (8) A document presented to the House under paragraph (5) or (7):
 - (a) in the case of a response by a person who made a submission, shall be succinct and strictly relevant to the questions in issue and shall not contain anything offensive in character; and
 - (b) shall not contain any matter the publication of which would have the effect of:
 - (i) unreasonably adversely affecting or injuring a person, or unreasonably invading a person's privacy, in the manner referred to in paragraph (1); or
 - (ii) unreasonably adding to or aggravating any such adverse effect, injury or invasion of privacy suffered by a person.
- (9) The Committee may agree to guidelines and procedures, not inconsistent with this Sessional Order, to apply to the consideration by it of submissions.

7 Standing Orders Nos 26 and 27 be suspended and that:

- (1) Precedence shall, subject to Sessional Order 10, be given to matters of public importance immediately after question time each sitting Tuesday, Thursday and Friday. A Member may propose to the Speaker that a definite matter of public importance be submitted to the House for discussion. Proposals for discussion accepted by the Speaker shall rotate between Members by application of the following process:

Total number of Members

Less Ministers and the Speaker

Balance equals the number of Members entitled to submit proposals

Of such entitled Members, rotation shall be in the ratio of: Liberal Party Members: National Party Members: Independent Members: Labor Party Members.

- (2) The Member proposing the matter shall present to the Speaker, not later than 5.00 pm on the day prior to the day on which a matter may be discussed, a written statement of the matter proposed to be discussed.
 - (3) In the event that more than one Member proposes matters for discussion on a particular day, the Speaker shall determine the subject for discussion.
 - (4) Only one matter shall be discussed on any one sitting day.
 - (5) On the day of the proposed discussion the Speaker shall read the written statement of the matter proposed to be discussed to the House. The Speaker shall then call upon the Member who had proposed the matter to speak.
 - (6) The discussion shall be no longer than one hour, the first speaker from the party forming Government and the first speaker not from such party may each speak for a maximum of 15 minutes and any other Member for a maximum of 10 minutes.
 - (7) At any time during the discussion, a motion may be made by any Member "That the business of the day be called on" and such motion shall be put forthwith and decided without amendment or debate and, if agreed to, the business of the day shall be proceeded with immediately. No other question seeking to end the discussion shall be proposed.
- 8 Standing Order No 104 be amended in the first paragraph by substituting "twenty minutes" for "thirty minutes".
- 9 Notwithstanding anything contained in the Standing Orders, during the present Session precedence shall be given to General Business until 2.00 pm or for four hours, whichever is the longer, each sitting Wednesday and the procedure for consideration of such General Business shall be as follows:
- (1) The right to nominate two items per sitting Wednesday shall be at the discretion of the Speaker and determined on a pro-rata basis according to the representation in the House other than from the party forming Government.
 - (2) These items can be either notices of motion or Orders of the Day and shall be notified to the Speaker by 5.00 pm on the previous day. In the absence of nominations by the stipulated time the right or rights to nominate is or are lost for that sitting Wednesday and the next item of General Business shall be called on.
 - (3) If the same item is nominated twice by different nominees that item shall be selected as the only nominated item for discussion.
 - (4) In the event that debate:
 - (a) on any one item continues for two hours; or
 - (b) on any combined item pursuant to paragraph (3) continues for four hours;the debate shall be interrupted and any item under discussion which is not disposed of at such time shall be set down on the Notice Paper for the next sitting day and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.

- (5) At the conclusion of the debate on the nominated item or items priority shall be given to motions for leave to bring in non-Government bills, Orders of the Day for the moving of the second reading of non-Government bills and consideration of petitions.
- (6) On the moving of the second reading of non-Government bills debate shall be adjourned for two weeks.
- 10 (1) If a Minister does not furnish an answer to a question on notice within 30 days of the asking of that question and does not, within that period, provide to the Member who asked the question an explanation satisfactory to that Member as to why an answer has not been provided, immediately after the conclusion of the daily answering of questions without notice on any sitting Tuesday, the Member may ask the relevant Minister for an explanation, provided that the total time for any such explanation or explanations shall not exceed 15 minutes.
- (2) In the event that a Minister does not provide an satisfactory explanation, the Member may give notice forthwith of a motion regarding the Minister's failure to provide either an satisfactory answer or an explanation and precedence over Government Business shall be given to such a motion on the next day of meeting: provided always that the time taken for consideration of such motions shall not be taken as forming part of the time allocated for General Business pursuant to Sessional Order 9.
- 11 (1) Following the presentation of a Report of the Scrutiny of Acts and Regulations Committee to the House which:
- (a) recommends under Part 5 of the Subordinate Legislation Act 1994 the disallowance in whole or in part of:
- (i) a statutory rule; or
- (ii) an instrument to which Part 5 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act; or
- (b) reports that there was a failure to table under section 15 of the Subordinate Legislation Act 1994:
- (i) a statutory rule; or
- (ii) an instrument to which section 15 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act —

a Member may give notice of a motion for the disallowance in whole or in part of such statutory rule or instrument which shall be set down for consideration to take precedence on the Notice Paper on the next sitting Thursday after notice is given.

- (2) A Member shall be entitled to give notice of a motion for the disallowance in whole or in part of:
- (a) a statutory rule; or
- (b) an instrument to which section 15 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act —

and such notice shall be set down for consideration to take precedence on the Notice paper on the next sitting Thursday after notice is given: provided that, where notice has been given pursuant to paragraph (1), such notice shall take precedence.

- (3) No Member shall speak for more than five minutes on any motion moved under this Sessional Order and the debate shall be no longer than two hours.
2. **MS ASHER** — To move, That this House notes the extremely strong financial position inherited by the current minority Labor Government and calls on the Government to deliver on their election promises to — (a) deliver a substantial operating surplus; (b) cut taxes; (c) deliver over \$400 million in new spending programs; and (d) reduce public sector debt and unfunded superannuation liabilities.
 3. **MR WELLS** — To move, That this House condemns the minority Labor Government for shelving the Scoresby Freeway without proper consultation, showing total disregard for employment growth and investment opportunities for the outer eastern metropolitan area, further demonstrating Labor's lack of understanding that north-south traffic on Stud Road and Springvale Road has reached full capacity, and notes that the Scoresby Freeway is essential for future projected traffic volumes, without which the outer eastern road network will face gridlock.
 4. **MR MAUGHAN** — To move, That this House condemns the minority Labor Government for putting in jeopardy the \$1.8 billion dairy deregulation package offered to the industry by the Federal Government, and that by ignoring the fact that the Domestic Market Support Scheme and each State's market milk legislation has a sunset clause for 30 June 2000, the livelihood of every Victorian dairy farmer is put at risk.
 5. **MR PLOWMAN** — To move, That this House condemns the minority Labor Government on its decision to permit the use of condom vending machines in government secondary schools.
 6. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government and the Minister for Education for their ideological vendetta in moving to abolish the highly successful Self-Governing Schools program, noting that fifty one government schools throughout the state face the prospect of uncertain futures as a result of the ideological tactics being pursued by the government.
 7. **MR LEIGH** — To move, That this House urges the minority Labor Government to implement the Kennett Government's election commitment to construct the Dingley bypass connecting South and Boundary Roads to the Springvale bypass and to commence construction in 2000, for completion in 2003.
 8. **MS PEULICH** — To move, That this House condemns the minority Labor Government for failing to initiate a full and open community debate about drug abuse and the efficacy of self injecting rooms as a way of reducing the drug problem.
 9. **MR PERTON** — To move, That this House condemns the minority Labor Government for its failure to provide Victorians with leadership and opportunity in new technologies, especially information and communications technologies and multimedia.
 10. **DR DEAN** — To move, That this House condemns the minority Labor Government for placing the rights of Victorian citizens who are members of unions above the rights of those who are not.

11. **MR WELLS** — To move, That this House condemns the minority Labor Government for axing the Knox Public Hospital Project, demonstrating their total disregard for the health needs of the outer east, noting that the hospital was to be built based on current and future projected demand for public health services and would have resulted in a dramatic reduction in the waiting lists for public patients in the outer east.
12. **MRS ELLIOTT** — To move, That this House condemns the minority Labor Government for its failure to commit to a new youth training centre for the rehabilitation of young offenders.
13. **MS BURKE** — To move, That this House condemns the minority Labor Government for the paucity of its policy for Victorian women.
14. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government for its ideological fixation against statewide LAP common testing for all grade 3 and grade 5 students and calls on the government to detail its alternative proposals for providing Victorian parents with appropriate education standard benchmarks for their children.
15. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government for not allocating sufficient funding for school-based welfare counsellors in government primary and secondary schools, in marked contrast to the previous government's strong commitment to students' welfare needs.
16. **MR CLARK** — To move, That this House condemns the minority Labor Government for attempting to blame the management of the Victorian WorkCover Authority for cost pressures that are due in large part to the impact of common law claims of the very sort that the government is proposing to reintroduce.
17. **MR RICHARDSON** — To move, That this House censures the Minister for Education for the misguided prioritising of the placement of condom vending machines in schools ahead of the announcement of genuine educational initiatives.
18. **MR THOMPSON** — To move, That this House condemns the minority Labor Government for its lack of commitment to preserving and protecting Port Phillip Bay, in contrast to the commitment of the former Kennett Government through the Bringing the Bay to Life initiative.

R W PURDEY
Clerk of the Legislative Assembly

A ANDRIANOPOULOS
Speaker

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES — Mrs Maddigan.

TEMPORARY CHAIRMEN — Ms Barker, Ms Davies, Mr Jasper, Mr Kilgour, Mr Loney, Mr Lupton, Mr Nardella, Mrs Peulich, Mr Phillips, Mr Plowman, Mr Richardson, Mr Savage and Mr Seitz.

* * * * *

SESSIONAL ORDERS

SUMMARY OF RESOLUTION ADOPTED BY THE HOUSE ON 4 NOVEMBER 1999

DAY AND HOUR OF MEETING — *Sessional Order 1*

Tuesday — 2.00 pm

Wednesday, Thursday — 9.30 am

ORDER OF BUSINESS — *Sessional Order 2*

Motions of want of confidence and matters concerning the privileges of the House shall take precedence. Subject to those, the order of business is:

Tuesdays

Oral Questions

Formal business

Statements by Members (15 minutes)

Government Business

General Business

Wednesdays (other than Grievance Day Wednesdays)

Formal business

Statements by Members (15 minutes)

Matters of Public Importance (2½ hours)

Government Business

Oral Questions (at 2.00 pm)

Government Business *continued*

General Business

Thursdays and Fridays

Formal business

Statements by Members (15 minutes)

Government Business

Oral Questions (at 2.00 pm)

Government Business *continued*

General Business

QUESTION TIME — *Sessional Order 3*

2.00 pm each day (other than on a Tuesday when a condolence motion may take precedence).

Any debate in progress at 2.00 pm shall be interrupted.

Any division, or division on a closure motion requiring a question to be brought to a conclusion, shall be concluded.

Question Time lasts for 30 minutes or until 10 questions have been answered, whichever is the longer.

GRIEVANCES — *Sessional Order 4*

Every third sitting Wednesday after the opening of the Session. The time limit for each member is 15 minutes and the whole debate is not to exceed two and a half hours.

Order of business on those days shall be:

- Formal business
- Statements by Members (15 minutes)
- Grievances (2½ hours)
- Government Business
- Oral Questions (at 2.00 pm)
- Government Business *continued*
- General Business

ADJOURNMENT OF HOUSE — *Sessional Order 5*

At 10.00 pm each sitting day, provided that:

- (a) any division then in progress shall be completed; and
- (b) any Minister may move "That the Sitting be continued".

ADJOURNMENT DEBATE — *Sessional Order 5*

Time available for raising matters to be no more than 30 minutes.
Time limit per member to be three minutes.

GOVERNMENT BUSINESS PROGRAMMING COMMITTEE — *Sessional Order 6*

A Government Business Programming Committee may meet to determine the manner in which the House is to deal with Government Business of the week.

RIGHT OF REPLY — *Sessional Order 7*

A person who claims to have been adversely affected in reputation may make a written submission to the Speaker. The Speaker may refer the matter to the Privileges Committee.

STATEMENTS BY MEMBERS — *Sessional Order 8*

Statements may be made by members on any topic of concern. Each statement shall not exceed 90 seconds and the total debate shall not exceed 15 minutes.

MATTERS OF PUBLIC IMPORTANCE — *Sessional Order 9*

Discussion each sitting Wednesday, except for Grievance Days, is to be on a matter of definite public importance and is not to exceed two and a half hours.

DISORDERLY CONDUCT OF MEMBERS — *Sessional Order 10*

The Speaker may order a member to withdraw from the House for up to one and a half hours if the Speaker considers the member's conduct to be disorderly. Such suspension does not prevent a member from returning to vote in a division.

TIME LIMIT OF SPEECHES — DEBATES IN THE HOUSE — *Sessional Order 11*

Subject to the provisos in Standing Order No 104, no member shall speak for more than 20 minutes in any debate in the House.

DIVISIONS BETWEEN 1.00 PM AND 2.00 PM — *Sessional Order 15*

Divisions shall not be permitted on any question between 1.00 pm and 2.00 pm. If a division is required, debate on the item shall stand adjourned until later that day and the next item of business shall be called on.

* * * * *

LEGISLATIVE ASSEMBLY OF VICTORIA

ORDER OF THE DAY

STATEMENTS BY MEMBERS — *Pursuant to Sessional Order 8*

GOVERNMENT BUSINESS

NOTICES OF MOTION

1. **MR BRACKS** — To move, That this House notes with concern the decline in services and infrastructure in rural and regional Victoria and congratulates country Victorians for standing up for their local communities by seeking to stop the decline and supporting policies that will revitalise their communities.
2. **MR HULLS** — To move, That this House condemns the Leader of the Opposition for his lack of action when as a Minister in the former Government he did nothing to stop the secret deals and lack of transparency and accountability that became a hallmark of the Kennett Government and congratulates the new Government for its commitment to open up Freedom of Information and lift the veil of secrecy over how business is transacted in Victoria.
3. **MR THWAITES** — To move, That this House condemns the previous Government for its mismanagement of the public hospital system and its disastrous privatisation of health services and congratulates the new Government for its commitment to put an end to privatisation of our health system and to improve services to ordinary Victorians.
4. **MS DELAHUNTY** — To move, That this House condemns the former Government for its cruel ideological experiment with our State School system and for its impact on our class rooms and standard of education and congratulates the new Government for its commitment to lower class sizes and quality education for all our students.
5. **MR HAERMMEYER** — To move, That this House congratulates the Bracks Labor Government for its commitment to improving community safety by increasing police resources, putting 800 more police on the front line and introducing a comprehensive crime prevention strategy.

ORDERS OF THE DAY

1. **AUDIT (AMENDMENT) BILL** — Second reading — *Resumption of debate (Mr Langdon).*
2. **REGIONAL INFRASTRUCTURE DEVELOPMENT FUND BILL** — Second reading — *Resumption of debate (Mr Ryan).*

3. **LOCAL GOVERNMENT (BEST VALUE PRINCIPLES) BILL** — Second reading — *Resumption of debate (Ms Burke).*
4. **FREEDOM OF INFORMATION (MISCELLANEOUS AMENDMENTS) BILL** — Second reading — *Resumption of debate (Dr Dean).*
5. **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH** — Motion for — *Resumption of debate (Mr Paterson).*
6. **MINISTERIAL STATEMENT — CONNECTING VICTORIA — THE VICTORIAN GOVERNMENT'S STRATEGY FOR INFORMATION AND COMMUNICATION TECHNOLOGIES** — *Resumption of debate on the question* — That this House takes note of the Ministerial Statement (*Ms Kosky*).
7. **ADMINISTRATION AND PROBATE (STATUTE LAW REVISION) BILL** — Second reading.

GENERAL BUSINESS

NOTICES OF MOTION

1. **MR McARTHUR** — To move, That —
 - 1 The House shall meet on Tuesday, Wednesday and Thursday, the Speaker to take the Chair at 2.00 pm on Tuesday and 9.30 am on Wednesday and Thursday.
 - 2 So much of Standing Orders be suspended to allow during the present Session that:
 - (1) Government Business shall take precedence over all other business save for motions of want of confidence in the Government and as provided for in
 - (2) Other than on Grievance Days pursuant to Sessional Order 4, the House is to proceed with its business each day in the following order unless a matter concerning the privileges of the House arises:

Tuesdays

Oral Questions

Explanations (Sessional Order 10)

Matters of Public Importance (Sessional Order 7)

Formal business

Government Business

General Business

Wednesdays

Formal business

General Business (Sessional Order 9)

Oral Questions (at 2.00 pm)

Motions under Sessional Order 10 (Questions on Notice)

Government Business

General Business

Thursdays

Formal business

General Business disallowance of statutory rules (Sessional Order 11)

Government Business

Oral Questions (at 2.00 pm)

Matters of Public Importance (Sessional Order 7)

Government Business continued

General Business

- (3) Where the House resolves to sit on a Friday, the order of business shall be as follows:

Formal business

Government Business

Oral Questions (at 2.00 pm)

Matters of Public Importance (Sessional Order 7)

Government Business continued

General Business

3 Notwithstanding Sessional Order 2:

- (1) So much of Standing Order No 124 as allows Members to ask oral questions without notice at the time of giving notices of motion be suspended and that Members ask oral questions without notice at 2.00 pm each sitting day (other than on a Tuesday where a motion expressing sorrow at the death of a Member or any other person may take precedence) and that:
- (a) on all Tuesdays questions may be asked from the time the Speaker calls on questions until the lapse of 45 minutes or 15 questions have been answered, whichever is the longer;
- (b) on all other days questions may be asked from the time the Speaker calls on questions until the lapse of 30 minutes or 10 questions have been answered, whichever is the longer; provided that these Sessional Orders shall not permit more than one question time each sitting day.
- (2) At 2.00 pm on each sitting day (other than a Tuesday) the Speaker shall interrupt the business before the House, including a Grievance Debate pursuant to Sessional Order 4, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business; provided that in the event that a division is in progress at 2.00 pm such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion.
- (3) Any business under discussion and not disposed of at 2.00 pm shall:
- (a) on Wednesdays:
- (i) where the time permitted for a Grievance Debate or consideration of General Business, pursuant to Sessional Orders 4 and 9 respectively, has not expired, such Grievance Debate or General Business shall resume immediately at the conclusion of oral questions;
- (ii) where the time for consideration of General Business has expired pursuant to Sessional Order 9, the business under discussion shall stand adjourned until later that day;

- (b) on Thursdays and Fridays be resumed immediately at the conclusion of Matters of Public Importance; and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
- (4) All answers to questions shall be direct, factual and succinct.
- 4 (1) Standing Order No 59 be suspended and, the first Order of the Day on every third sitting Wednesday after the opening of the Session shall be the question "That grievances be noted". Any Member may speak to such question for not more than 20 minutes and the whole discussion on the question shall not exceed four hours.
- (2) On Grievance Days so much of Standing Orders be suspended to allow during the present Session business to be called on in the following order unless a matter concerning the privileges of the House arises:
- Formal business
 Grievances (four hours)
 Motions under Sessional Order 10 (Questions on Notice)
 Government Business
 Oral Questions (at 2.00 pm)
 Government Business continued
 General Business
- 5 Notwithstanding the right of a Minister to move a motion for the adjournment of the House pursuant to Standing Order No 25:
- (1) On each sitting day, at the following times:
- Tuesdays: 10.00 pm
 Wednesdays: 10.00 pm
 Thursdays (where the House has not resolved to sit on a Friday): 4.30 pm
 Thursdays (where the House has resolved to sit on a Friday): 10.00 pm
 Fridays: 4.30 pm
- the Speaker shall interrupt the business before the House, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business provided that: in the event that a division is in progress at the time of such interruption such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion.
- (2) Upon such interruption of business:
- (a) Before a motion for the adjournment is proposed by the Speaker, a Minister may move that the sitting be continued; which motion shall be put forthwith without amendment or debate and if such motion is agreed to, the House or Committee shall resume the proceedings at the point at which they had been interrupted; or
- (b) If a Minister does not so move, or if such motion is defeated, the Speaker shall forthwith propose the question "That the House do now adjourn" which question shall be open to debate in accordance with the rules and practices of the House and paragraph (4); at the conclusion of the debate, the Speaker shall put the question and:
- (i) if it is carried in the affirmative, shall adjourn the House until the time of the next meeting;

-
- (ii) if it is negated, any business under discussion and not disposed of at the time of interruption of business shall be resumed immediately and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech;
- provided that these Sessional Orders shall not permit more than one adjournment debate each sitting day.
- (3) Any business under discussion and not disposed of at the time of the adjournment shall be set down on the Notice Paper for the next sitting and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
- (4) On the motion "That the House do now adjourn" the time available for the raising of matters on the motion be one hour and the time limit per Member be three minutes.
- (5) The time for raising matters, and the time limit per Member, shall not include the time taken for points of orders and other interruptions whilst a Member is speaking.
- 6 (1) Where a person who has been referred to by name, or in such a way as to be readily identified in the House or in the Committee of the Whole House, makes a submission in writing to the Speaker:
- (a) claiming that the person has been adversely affected in reputation or in respect of dealings or associations with others, or injured in occupation, trade, office or financial credit, or that the person's privacy has been unreasonably invaded, by reason of that reference to the person; and
- (b) requesting that the person be able to incorporate an appropriate response in the parliamentary record
- and if the Speaker is satisfied:
- (c) that the subject of the submission is not so obviously trivial, or the submission so frivolous, vexatious or offensive in character as to make it inappropriate that it be considered by the Privileges Committee; and
- (d) that it is practicable for the Committee to consider the submission under this Sessional Order
- the Speaker shall refer the submission to that Committee.
- (2) The Committee may decide not to consider a submission referred to it under this Sessional Order if the Committee considers that the subject of the submission is not sufficiently serious or the submission is frivolous, vexatious or offensive in character, and such a decision shall be reported to the House.
- (3) If the Committee decides to consider a submission under this Sessional Order, the Committee may confer with the person who made the submission and any Member who referred in the House to that person.
- (4) In considering a submission under this Sessional Order, the Committee shall meet in private session.
- (5) The Committee shall not publish a submission referred to it under this Sessional Order or its proceedings in relation to such a submission, but may present minutes of its proceedings and all or part of such submission to the House.
- (6) In considering a submission under this Sessional Order and reporting to the House the Committee shall not consider or judge the truth or any statements made in the House or Committee of the Whole House or of the submission.

- (7) In its report to the House on a submission under this Sessional Order, the Committee may make either of the following recommendations:
- (a) that no further action be taken by the House or by the Committee in relation to the submission; or
 - (b) that a response by the person who made the submission, in terms specified in the report and agreed to by the person and the Committee, be published by the House or incorporated in Hansard
- and shall not make any other recommendations.
- (8) A document presented to the House under paragraph (5) or (7):
- (a) in the case of a response by a person who made a submission, shall be succinct and strictly relevant to the questions in issue and shall not contain anything offensive in character; and
 - (b) shall not contain any matter the publication of which would have the effect of:
 - (i) unreasonably adversely affecting or injuring a person, or unreasonably invading a person's privacy, in the manner referred to in paragraph (1); or
 - (ii) unreasonably adding to or aggravating any such adverse effect, injury or invasion of privacy suffered by a person.
- (9) The Committee may agree to guidelines and procedures, not inconsistent with this Sessional Order, to apply to the consideration by it of submissions.
- 7 Standing Orders Nos 26 and 27 be suspended and that:
- (1) Precedence shall, subject to Sessional Order 10, be given to matters of public importance immediately after question time each sitting Tuesday, Thursday and Friday. A Member may propose to the Speaker that a definite matter of public importance be submitted to the House for discussion. Proposals for discussion accepted by the Speaker shall rotate between Members by application of the following process:

Total number of Members
Less Ministers and the Speaker
Balance equals the number of Members entitled to submit proposals
Of such entitled Members, rotation shall be in the ratio of: Liberal Party Members: National Party Members: Independent Members: Labor Party Members.
 - (2) The Member proposing the matter shall present to the Speaker, not later than 5.00 pm on the day prior to the day on which a matter may be discussed, a written statement of the matter proposed to be discussed.
 - (3) In the event that more than one Member proposes matters for discussion on a particular day, the Speaker shall determine the subject for discussion.
 - (4) Only one matter shall be discussed on any one sitting day.
 - (5) On the day of the proposed discussion the Speaker shall read the written statement of the matter proposed to be discussed to the House. The Speaker shall then call upon the Member who had proposed the matter to speak.

- (6) The discussion shall be no longer than one hour, the first speaker from the party forming Government and the first speaker not from such party may each speak for a maximum of 15 minutes and any other Member for a maximum of 10 minutes.
- (7) At any time during the discussion, a motion may be made by any Member "That the business of the day be called on" and such motion shall be put forthwith and decided without amendment or debate and, if agreed to, the business of the day shall be proceeded with immediately. No other question seeking to end the discussion shall be proposed.
- 8 Standing Order No 104 be amended in the first paragraph by substituting "twenty minutes" for "thirty minutes".
- 9 Notwithstanding anything contained in the Standing Orders, during the present Session precedence shall be given to General Business until 2.00 pm or for four hours, whichever is the longer, each sitting Wednesday and the procedure for consideration of such General Business shall be as follows:
 - (1) The right to nominate two items per sitting Wednesday shall be at the discretion of the Speaker and determined on a pro-rata basis according to the representation in the House other than from the party forming Government.
 - (2) These items can be either notices of motion or Orders of the Day and shall be notified to the Speaker by 5.00 pm on the previous day. In the absence of nominations by the stipulated time the right or rights to nominate is or are lost for that sitting Wednesday and the next item of General Business shall be called on.
 - (3) If the same item is nominated twice by different nominees that item shall be selected as the only nominated item for discussion.
 - (4) In the event that debate:
 - (a) on any one item continues for two hours; or
 - (b) on any combined item pursuant to paragraph (3) continues for four hours; the debate shall be interrupted and any item under discussion which is not disposed of at such time shall be set down on the Notice Paper for the next sitting day and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
 - (5) At the conclusion of the debate on the nominated item or items priority shall be given to motions for leave to bring in non-Government bills, Orders of the Day for the moving of the second reading of non-Government bills and consideration of petitions.
 - (6) On the moving of the second reading of non-Government bills debate shall be adjourned for two weeks.
- 10 (1) If a Minister does not furnish an answer to a question on notice within 30 days of the asking of that question and does not, within that period, provide to the Member who asked the question an explanation satisfactory to that Member as to why an answer has not been provided, immediately after the conclusion of the daily answering of questions without notice on any sitting Tuesday, the Member may ask the relevant Minister for an explanation, provided that the total time for any such explanation or explanations shall not exceed 15 minutes.
- (2) In the event that a Minister does not provide an satisfactory explanation, the Member may give notice forthwith of a motion regarding the Minister's failure to provide either an satisfactory answer or an explanation and precedence over

Government Business shall be given to such a motion on the next day of meeting: provided always that the time taken for consideration of such motions shall not be taken as forming part of the time allocated for General Business pursuant to Sessional Order 9.

- 11 (1) Following the presentation of a Report of the Scrutiny of Acts and Regulations Committee to the House which:
 - (a) recommends under Part 5 of the Subordinate Legislation Act 1994 the disallowance in whole or in part of:
 - (i) a statutory rule; or
 - (ii) an instrument to which Part 5 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act; or
 - (b) reports that there was a failure to table under section 15 of the Subordinate Legislation Act 1994:
 - (i) a statutory rule; or
 - (ii) an instrument to which section 15 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act —

a Member may give notice of a motion for the disallowance in whole or in part of such statutory rule or instrument which shall be set down for consideration to take precedence on the Notice Paper on the next sitting Thursday after notice is given.

- (2) A Member shall be entitled to give notice of a motion for the disallowance in whole or in part of:
 - (a) a statutory rule; or
 - (b) an instrument to which section 15 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act —

and such notice shall be set down for consideration to take precedence on the Notice paper on the next sitting Thursday after notice is given: provided that, where notice has been given pursuant to paragraph (1), such notice shall take precedence.

- (3) No Member shall speak for more than five minutes on any motion moved under this Sessional Order and the debate shall be no longer than two hours.

2. **MS ASHER** — To move, That this House notes the extremely strong financial position inherited by the current minority Labor Government and calls on the Government to deliver on their election promises to — (a) deliver a substantial operating surplus; (b) cut taxes; (c) deliver over \$400 million in new spending programs; and (d) reduce public sector debt and unfunded superannuation liabilities.

3. **MR WELLS** — To move, That this House condemns the minority Labor Government for shelving the Scoresby Freeway without proper consultation, showing total disregard for employment growth and investment opportunities for the outer eastern metropolitan area, further demonstrating Labor's lack of understanding that north-south traffic on Stud Road and Springvale Road has reached full capacity, and notes that the Scoresby Freeway is essential for future projected traffic volumes, without which the outer eastern road network will face gridlock.

4. **MR MAUGHAN** — To move, That this House condemns the minority Labor Government for putting in jeopardy the \$1.8 billion dairy deregulation package offered to the industry by the Federal Government, and that by ignoring the fact that the Domestic Market Support Scheme and each State's market milk legislation has a sunset clause for 30 June 2000, the livelihood of every Victorian dairy farmer is put at risk.
5. **MR PLOWMAN** — To move, That this House condemns the minority Labor Government on its decision to permit the use of condom vending machines in government secondary schools.
6. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government and the Minister for Education for their ideological vendetta in moving to abolish the highly successful Self-Governing Schools program, noting that fifty one government schools throughout the state face the prospect of uncertain futures as a result of the ideological tactics being pursued by the government.
7. **MR LEIGH** — To move, That this House urges the minority Labor Government to implement the Kennett Government's election commitment to construct the Dingley bypass connecting South and Boundary Roads to the Springvale bypass and to commence construction in 2000, for completion in 2003.
8. **MS PEULICH** — To move, That this House condemns the minority Labor Government for failing to initiate a full and open community debate about drug abuse and the efficacy of self injecting rooms as a way of reducing the drug problem.
9. **MR PERTON** — To move, That this House condemns the minority Labor Government for its failure to provide Victorians with leadership and opportunity in new technologies, especially information and communications technologies and multimedia.
10. **DR DEAN** — To move, That this House condemns the minority Labor Government for placing the rights of Victorian citizens who are members of unions above the rights of those who are not.
11. **MR WELLS** — To move, That this House condemns the minority Labor Government for axing the Knox Public Hospital Project, demonstrating their total disregard for the health needs of the outer east, noting that the hospital was to be built based on current and future projected demand for public health services and would have resulted in a dramatic reduction in the waiting lists for public patients in the outer east.
12. **MRS ELLIOTT** — To move, That this House condemns the minority Labor Government for its failure to commit to a new youth training centre for the rehabilitation of young offenders.
13. **MS BURKE** — To move, That this House condemns the minority Labor Government for the paucity of its policy for Victorian women.
14. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government for its ideological fixation against statewide LAP common testing for all grade 3 and grade 5 students and calls on the government to detail its alternative proposals for providing Victorian parents with appropriate education standard benchmarks for their children.

-
15. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government for not allocating sufficient funding for school-based welfare counsellors in government primary and secondary schools, in marked contrast to the previous government's strong commitment to students' welfare needs.
 16. **MR CLARK** — To move, That this House condemns the minority Labor Government for attempting to blame the management of the Victorian WorkCover Authority for cost pressures that are due in large part to the impact of common law claims of the very sort that the government is proposing to reintroduce.
 17. **MR RICHARDSON** — To move, That this House censures the Minister for Education for the misguided prioritising of the placement of condom vending machines in schools ahead of the announcement of genuine educational initiatives.
 18. **MR THOMPSON** — To move, That this House condemns the minority Labor Government for its lack of commitment to preserving and protecting Port Phillip Bay, in contrast to the commitment of the former Kennett Government through the Bringing the Bay to Life initiative.
 - *19. **DR DEAN** — To move, That he have leave to bring in a Bill to amend the Parliamentary Committees Act 1968 and for other purposes.

BUSINESS LISTED FOR FUTURE DAYS

THURSDAY 2 DECEMBER 1999

GOVERNMENT BUSINESS

ORDER OF THE DAY

1. **FEDERAL COURTS (STATE JURISDICTION) BILL** — *(from Council)* — Second reading — *Resumption of debate (Dr Dean).*

THURSDAY 9 DECEMBER 1999

GOVERNMENT BUSINESS

ORDERS OF THE DAY

1. **WATER (WATERWAY MANAGEMENT TARIFFS) BILL** — Second reading — *Resumption of debate (Dr Napthine).*
2. **PUBLIC PROSECUTIONS (AMENDMENT) BILL** — Second reading — *Resumption of debate (Dr Dean).*
3. **MELBOURNE SPORTS AND AQUATIC CENTRE (AMENDMENT) BILL** — Second reading — *Resumption of debate (Mr Clark).*

THURSDAY 23 DECEMBER 1999

GOVERNMENT BUSINESS

ORDER OF THE DAY

1. CONSTITUTION (REFORM) BILL — Second reading — *Resumption of debate (Dr Dean)*.

R W PURDEY
Clerk of the Legislative Assembly

A ANDRIANOPOULOS
Speaker

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES — Mrs Maddigan.

TEMPORARY CHAIRMEN — Ms Barker, Ms Davies, Mr Jasper, Mr Kilgour, Mr Loney, Mr Lupton, Mr Nardella, Mrs Peulich, Mr Phillips, Mr Plowman, Mr Richardson, Mr Savage and Mr Seitz.

* * * * *

SESSIONAL ORDERS

SUMMARY OF RESOLUTION ADOPTED BY THE HOUSE ON 4 NOVEMBER 1999

DAY AND HOUR OF MEETING — *Sessional Order 1*

Tuesday — 2.00 pm
Wednesday, Thursday — 9.30 am

ORDER OF BUSINESS — *Sessional Order 2*

Motions of want of confidence and matters concerning the privileges of the House shall take precedence. Subject to those, the order of business is:

Tuesdays

Oral Questions
Formal business
Statements by Members (15 minutes)
Government Business
General Business

Wednesdays (other than Grievance Day Wednesdays)

Formal business
Statements by Members (15 minutes)
Matters of Public Importance (2½ hours)
Government Business
Oral Questions (at 2.00 pm)
Government Business *continued*
General Business

Thursdays and Fridays

Formal business
Statements by Members (15 minutes)
Government Business
Oral Questions (at 2.00 pm)
Government Business *continued*
General Business

QUESTION TIME — *Sessional Order 3*

2.00 pm each day (other than on a Tuesday when a condolence motion may take precedence).

Any debate in progress at 2.00 pm shall be interrupted.

Any division, or division on a closure motion requiring a question to be brought to a conclusion, shall be concluded.

Question Time lasts for 30 minutes or until 10 questions have been answered, whichever is the longer.

GRIEVANCES — *Sessional Order 4*

Every third sitting Wednesday after the opening of the Session. The time limit for each member is 15 minutes and the whole debate is not to exceed two and a half hours.

Order of business on those days shall be:

Formal business
 Statements by Members (15 minutes)
 Grievances (2½ hours)
 Government Business
 Oral Questions (at 2.00 pm)
 Government Business *continued*
 General Business

ADJOURNMENT OF HOUSE — *Sessional Order 5*

At 10.00 pm each sitting day, provided that:

- (a) any division then in progress shall be completed; and
- (b) any Minister may move "That the Sitting be continued".

ADJOURNMENT DEBATE — *Sessional Order 5*

Time available for raising matters to be no more than 30 minutes.
 Time limit per member to be three minutes.

GOVERNMENT BUSINESS PROGRAMMING COMMITTEE — *Sessional Order 6*

A Government Business Programming Committee may meet to determine the manner in which the House is to deal with Government Business of the week.

RIGHT OF REPLY — *Sessional Order 7*

A person who claims to have been adversely affected in reputation may make a written submission to the Speaker. The Speaker may refer the matter to the Privileges Committee.

STATEMENTS BY MEMBERS — *Sessional Order 8*

Statements may be made by members on any topic of concern. Each statement shall not exceed 90 seconds and the total debate shall not exceed 15 minutes.

MATTERS OF PUBLIC IMPORTANCE — *Sessional Order 9*

Discussion each sitting Wednesday, except for Grievance Days, is to be on a matter of definite public importance and is not to exceed two and a half hours.

DISORDERLY CONDUCT OF MEMBERS — *Sessional Order 10*

The Speaker may order a member to withdraw from the House for up to one and a half hours if the Speaker considers the member's conduct to be disorderly. Such suspension does not prevent a member from returning to vote in a division.

TIME LIMIT OF SPEECHES — DEBATES IN THE HOUSE — *Sessional Order 11*

Subject to the provisos in Standing Order No 104, no member shall speak for more than 20 minutes in any debate in the House.

DIVISIONS BETWEEN 1.00 PM AND 2.00 PM — *Sessional Order 15*

Divisions shall not be permitted on any question between 1.00 pm and 2.00 pm. If a division is required, debate on the item shall stand adjourned until later that day and the next item of business shall be called on.

* * * * *

LEGISLATIVE ASSEMBLY OF VICTORIA

ORDERS OF THE DAY

STATEMENTS BY MEMBERS — *Pursuant to Sessional Order 8*

MATTERS OF PUBLIC IMPORTANCE — *Discussion on Matter*

GOVERNMENT BUSINESS

NOTICES OF MOTION

1. **MR BRACKS** — To move, That this House notes with concern the decline in services and infrastructure in rural and regional Victoria and congratulates country Victorians for standing up for their local communities by seeking to stop the decline and supporting policies that will revitalise their communities.
2. **MR HULLS** — To move, That this House condemns the Leader of the Opposition for his lack of action when as a Minister in the former Government he did nothing to stop the secret deals and lack of transparency and accountability that became a hallmark of the Kennett Government and congratulates the new Government for its commitment to open up Freedom of Information and lift the veil of secrecy over how business is transacted in Victoria.
3. **MR THWAITES** — To move, That this House condemns the previous Government for its mismanagement of the public hospital system and its disastrous privatisation of health services and congratulates the new Government for its commitment to put an end to privatisation of our health system and to improve services to ordinary Victorians.
4. **MS DELAHUNTY** — To move, That this House condemns the former Government for its cruel ideological experiment with our State School system and for its impact on our class rooms and standard of education and congratulates the new Government for its commitment to lower class sizes and quality education for all our students.
5. **MR HAERMMEYER** — To move, That this House congratulates the Bracks Labor Government for its commitment to improving community safety by increasing police resources, putting 800 more police on the front line and introducing a comprehensive crime prevention strategy.

- *6. **MR HAERMEYER** — To move, That he have leave to bring a Bill to amend the **Police Regulation Act 1958** to establish a Police Appeals Board, to abolish the Police Board and the Police Review Commission, to provide members of the police force with protection from civil action arising from the performance of their duties, to amend the **Juries Act 1967** and the **Ombudsman Act 1973** and for other purposes.
- *7. **MR HAERMEYER** — To move, That he have leave to bring a Bill to amend the **Domestic Building Contracts Act 1995** and for other purposes.

ORDERS OF THE DAY

1. **LOCAL GOVERNMENT (BEST VALUE PRINCIPLES) BILL** — Second reading — *Resumption of debate (Ms Burke).*
2. **REGIONAL INFRASTRUCTURE DEVELOPMENT FUND BILL** — Second reading — *Resumption of debate (Mr Ryan).*
3. **FREEDOM OF INFORMATION (MISCELLANEOUS AMENDMENTS) BILL** — Second reading — *Resumption of debate (Dr Dean).*
4. **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH** — Motion for — *Resumption of debate (Mr Paterson).*
5. **MINISTERIAL STATEMENT — CONNECTING VICTORIA — THE VICTORIAN GOVERNMENT'S STRATEGY FOR INFORMATION AND COMMUNICATION TECHNOLOGIES** — *Resumption of debate on the question* — That this House takes note of the Ministerial Statement (*Ms Kosky*).
6. **ADMINISTRATION AND PROBATE (STATUTE LAW REVISION) BILL** — Second reading.

GENERAL BUSINESS

NOTICES OF MOTION

1. **MR McARTHUR** — To move, That —
 - 1 The House shall meet on Tuesday, Wednesday and Thursday, the Speaker to take the Chair at 2.00 pm on Tuesday and 9.30 am on Wednesday and Thursday.
 - 2 So much of Standing Orders be suspended to allow during the present Session that:
 - (1) Government Business shall take precedence over all other business save for motions of want of confidence in the Government and as provided for in

- (2) Other than on Grievance Days pursuant to Sessional Order 4, the House is to proceed with its business each day in the following order unless a matter concerning the privileges of the House arises:

Tuesdays

Oral Questions
Explanations (Sessional Order 10)
Matters of Public Importance (Sessional Order 7)
Formal business
Government Business
General Business

Wednesdays

Formal business
General Business (Sessional Order 9)
Oral Questions (at 2.00 pm)
Motions under Sessional Order 10 (Questions on Notice)
Government Business
General Business

Thursdays

Formal business
General Business disallowance of statutory rules (Sessional Order 11)
Government Business
Oral Questions (at 2.00 pm)
Matters of Public Importance (Sessional Order 7)
Government Business continued
General Business

- (3) Where the House resolves to sit on a Friday, the order of business shall be as follows:

Formal business
Government Business
Oral Questions (at 2.00 pm)
Matters of Public Importance (Sessional Order 7)
Government Business continued
General Business

3 Notwithstanding Sessional Order 2:

- (1) So much of Standing Order No 124 as allows Members to ask oral questions without notice at the time of giving notices of motion be suspended and that Members ask oral questions without notice at 2.00 pm each sitting day (other than on a Tuesday where a motion expressing sorrow at the death of a Member or any other person may take precedence) and that:
- (a) on all Tuesdays questions may be asked from the time the Speaker calls on questions until the lapse of 45 minutes or 15 questions have been answered, whichever is the longer;
- (b) on all other days questions may be asked from the time the Speaker calls on questions until the lapse of 30 minutes or 10 questions have been answered, whichever is the longer; provided that these Sessional Orders shall not permit more than one question time each sitting day.

- (2) At 2.00 pm on each sitting day (other than a Tuesday) the Speaker shall interrupt the business before the House, including a Grievance Debate pursuant to Sessional Order 4, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business; provided that in the event that a division is in progress at 2.00 pm such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion.
- (3) Any business under discussion and not disposed of at 2.00 pm shall:
- (a) on Wednesdays:
 - (i) where the time permitted for a Grievance Debate or consideration of General Business, pursuant to Sessional Orders 4 and 9 respectively, has not expired, such Grievance Debate or General Business shall resume immediately at the conclusion of oral questions;
 - (ii) where the time for consideration of General Business has expired pursuant to Sessional Order 9, the business under discussion shall stand adjourned until later that day;
 - (b) on Thursdays and Fridays be resumed immediately at the conclusion of Matters of Public Importance; and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
- (4) All answers to questions shall be direct, factual and succinct.
- 4 (1) Standing Order No 59 be suspended and, the first Order of the Day on every third sitting Wednesday after the opening of the Session shall be the question "That grievances be noted". Any Member may speak to such question for not more than 20 minutes and the whole discussion on the question shall not exceed four hours.
- (2) On Grievance Days so much of Standing Orders be suspended to allow during the present Session business to be called on in the following order unless a matter concerning the privileges of the House arises:
- Formal business
 - Grievances (four hours)
 - Motions under Sessional Order 10 (Questions on Notice)
 - Government Business
 - Oral Questions (at 2.00 pm)
 - Government Business continued
 - General Business
- 5 Notwithstanding the right of a Minister to move a motion for the adjournment of the House pursuant to Standing Order No 25:
- (1) On each sitting day, at the following times:
- Tuesdays: 10.00 pm
 - Wednesdays: 10.00 pm
 - Thursdays (where the House has not resolved to sit on a Friday): 4.30 pm
 - Thursdays (where the House has resolved to sit on a Friday): 10.00 pm
 - Fridays: 4.30 pm
- the Speaker shall interrupt the business before the House, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business provided that: in the event that a division is in progress

at the time of such interruption such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion.

(2) Upon such interruption of business:

- (a) Before a motion for the adjournment is proposed by the Speaker, a Minister may move that the sitting be continued; which motion shall be put forthwith without amendment or debate and if such motion is agreed to, the House or Committee shall resume the proceedings at the point at which they had been interrupted; or
- (b) If a Minister does not so move, or if such motion is defeated, the Speaker shall forthwith propose the question "That the House do now adjourn" which question shall be open to debate in accordance with the rules and practices of the House and paragraph (4); at the conclusion of the debate, the Speaker shall put the question and:
 - (i) if it is carried in the affirmative, shall adjourn the House until the time of the next meeting;
 - (ii) if it is negatived, any business under discussion and not disposed of at the time of interruption of business shall be resumed immediately and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech;

provided that these Sessional Orders shall not permit more than one adjournment debate each sitting day.

- (3) Any business under discussion and not disposed of at the time of the adjournment shall be set down on the Notice Paper for the next sitting and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
 - (4) On the motion "That the House do now adjourn" the time available for the raising of matters on the motion be one hour and the time limit per Member be three minutes.
 - (5) The time for raising matters, and the time limit per Member, shall not include the time taken for points of orders and other interruptions whilst a Member is speaking.
- 6 (1) Where a person who has been referred to by name, or in such a way as to be readily identified in the House or in the Committee of the Whole House, makes a submission in writing to the Speaker:
- (a) claiming that the person has been adversely affected in reputation or in respect of dealings or associations with others, or injured in occupation, trade, office or financial credit, or that the person's privacy has been unreasonably invaded, by reason of that reference to the person; and
 - (b) requesting that the person be able to incorporate an appropriate response in the parliamentary record
- and if the Speaker is satisfied:
- (c) that the subject of the submission is not so obviously trivial, or the submission so frivolous, vexatious or offensive in character as to make it inappropriate that it be considered by the Privileges Committee; and
 - (d) that it is practicable for the Committee to consider the submission under this Sessional Order

the Speaker shall refer the submission to that Committee.

- (2) The Committee may decide not to consider a submission referred to it under this Sessional Order if the Committee considers that the subject of the submission is not sufficiently serious or the submission is frivolous, vexatious or offensive in character, and such a decision shall be reported to the House.
 - (3) If the Committee decides to consider a submission under this Sessional Order, the Committee may confer with the person who made the submission and any Member who referred in the House to that person.
 - (4) In considering a submission under this Sessional Order, the Committee shall meet in private session.
 - (5) The Committee shall not publish a submission referred to it under this Sessional Order or its proceedings in relation to such a submission, but may present minutes of its proceedings and all or part of such submission to the House.
 - (6) In considering a submission under this Sessional Order and reporting to the House the Committee shall not consider or judge the truth or any statements made in the House or Committee of the Whole House or of the submission.
 - (7) In its report to the House on a submission under this Sessional Order, the Committee may make either of the following recommendations:
 - (a) that no further action be taken by the House or by the Committee in relation to the submission; or
 - (b) that a response by the person who made the submission, in terms specified in the report and agreed to by the person and the Committee, be published by the House or incorporated in Hansard
and shall not make any other recommendations.
 - (8) A document presented to the House under paragraph (5) or (7):
 - (a) in the case of a response by a person who made a submission, shall be succinct and strictly relevant to the questions in issue and shall not contain anything offensive in character; and
 - (b) shall not contain any matter the publication of which would have the effect of:
 - (i) unreasonably adversely affecting or injuring a person, or unreasonably invading a person's privacy, in the manner referred to in paragraph (1); or
 - (ii) unreasonably adding to or aggravating any such adverse effect, injury or invasion of privacy suffered by a person.
 - (9) The Committee may agree to guidelines and procedures, not inconsistent with this Sessional Order, to apply to the consideration by it of submissions.
- 7 Standing Orders Nos 26 and 27 be suspended and that:
- (1) Precedence shall, subject to Sessional Order 10, be given to matters of public importance immediately after question time each sitting Tuesday, Thursday and Friday. A Member may propose to the Speaker that a definite matter of public importance be submitted to the House for discussion. Proposals for discussion accepted by the Speaker shall rotate between Members by application of the following process:

Total number of Members

Less Ministers and the Speaker

Balance equals the number of Members entitled to submit proposals

Of such entitled Members, rotation shall be in the ratio of: Liberal Party Members: National Party Members: Independent Members: Labor Party Members.

- (2) The Member proposing the matter shall present to the Speaker, not later than 5.00 pm on the day prior to the day on which a matter may be discussed, a written statement of the matter proposed to be discussed.
 - (3) In the event that more than one Member proposes matters for discussion on a particular day, the Speaker shall determine the subject for discussion.
 - (4) Only one matter shall be discussed on any one sitting day.
 - (5) On the day of the proposed discussion the Speaker shall read the written statement of the matter proposed to be discussed to the House. The Speaker shall then call upon the Member who had proposed the matter to speak.
 - (6) The discussion shall be no longer than one hour, the first speaker from the party forming Government and the first speaker not from such party may each speak for a maximum of 15 minutes and any other Member for a maximum of 10 minutes.
 - (7) At any time during the discussion, a motion may be made by any Member "That the business of the day be called on" and such motion shall be put forthwith and decided without amendment or debate and, if agreed to, the business of the day shall be proceeded with immediately. No other question seeking to end the discussion shall be proposed.
- 8 Standing Order No 104 be amended in the first paragraph by substituting "twenty minutes" for "thirty minutes".
- 9 Notwithstanding anything contained in the Standing Orders, during the present Session precedence shall be given to General Business until 2.00 pm or for four hours, whichever is the longer, each sitting Wednesday and the procedure for consideration of such General Business shall be as follows:
- (1) The right to nominate two items per sitting Wednesday shall be at the discretion of the Speaker and determined on a pro-rata basis according to the representation in the House other than from the party forming Government.
 - (2) These items can be either notices of motion or Orders of the Day and shall be notified to the Speaker by 5.00 pm on the previous day. In the absence of nominations by the stipulated time the right or rights to nominate is or are lost for that sitting Wednesday and the next item of General Business shall be called on.
 - (3) If the same item is nominated twice by different nominees that item shall be selected as the only nominated item for discussion.
 - (4) In the event that debate:
 - (a) on any one item continues for two hours; or
 - (b) on any combined item pursuant to paragraph (3) continues for four hours; the debate shall be interrupted and any item under discussion which is not disposed of at such time shall be set down on the Notice Paper for the next sitting day and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.

- (5) At the conclusion of the debate on the nominated item or items priority shall be given to motions for leave to bring in non-Government bills, Orders of the Day for the moving of the second reading of non-Government bills and consideration of petitions.
- (6) On the moving of the second reading of non-Government bills debate shall be adjourned for two weeks.
- 10 (1) If a Minister does not furnish an answer to a question on notice within 30 days of the asking of that question and does not, within that period, provide to the Member who asked the question an explanation satisfactory to that Member as to why an answer has not been provided, immediately after the conclusion of the daily answering of questions without notice on any sitting Tuesday, the Member may ask the relevant Minister for an explanation, provided that the total time for any such explanation or explanations shall not exceed 15 minutes.
- (2) In the event that a Minister does not provide an satisfactory explanation, the Member may give notice forthwith of a motion regarding the Minister's failure to provide either an satisfactory answer or an explanation and precedence over Government Business shall be given to such a motion on the next day of meeting; provided always that the time taken for consideration of such motions shall not be taken as forming part of the time allocated for General Business pursuant to Sessional Order 9.
- 11 (1) Following the presentation of a Report of the Scrutiny of Acts and Regulations Committee to the House which:
- (a) recommends under Part 5 of the Subordinate Legislation Act 1994 the disallowance in whole or in part of:
- (i) a statutory rule; or
- (ii) an instrument to which Part 5 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act; or
- (b) reports that there was a failure to table under section 15 of the Subordinate Legislation Act 1994:
- (i) a statutory rule; or
- (ii) an instrument to which section 15 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act —

a Member may give notice of a motion for the disallowance in whole or in part of such statutory rule or instrument which shall be set down for consideration to take precedence on the Notice Paper on the next sitting Thursday after notice is given.

- (2) A Member shall be entitled to give notice of a motion for the disallowance in whole or in part of:
- (a) a statutory rule; or
- (b) an instrument to which section 15 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act —

and such notice shall be set down for consideration to take precedence on the Notice paper on the next sitting Thursday after notice is given: provided that, where notice has been given pursuant to paragraph (1), such notice shall take precedence.

(3) No Member shall speak for more than five minutes on any motion moved under this Sessional Order and the debate shall be no longer than two hours.

2. **MS ASHER** — To move, That this House notes the extremely strong financial position inherited by the current minority Labor Government and calls on the Government to deliver on their election promises to — (a) deliver a substantial operating surplus; (b) cut taxes; (c) deliver over \$400 million in new spending programs; and (d) reduce public sector debt and unfunded superannuation liabilities.
3. **MR WELLS** — To move, That this House condemns the minority Labor Government for shelving the Scoresby Freeway without proper consultation, showing total disregard for employment growth and investment opportunities for the outer eastern metropolitan area, further demonstrating Labor's lack of understanding that north-south traffic on Stud Road and Springvale Road has reached full capacity, and notes that the Scoresby Freeway is essential for future projected traffic volumes, without which the outer eastern road network will face gridlock.
4. **MR MAUGHAN** — To move, That this House condemns the minority Labor Government for putting in jeopardy the \$1.8 billion dairy deregulation package offered to the industry by the Federal Government, and that by ignoring the fact that the Domestic Market Support Scheme and each State's market milk legislation has a sunset clause for 30 June 2000, the livelihood of every Victorian dairy farmer is put at risk.
5. **MR PLOWMAN** — To move, That this House condemns the minority Labor Government on its decision to permit the use of condom vending machines in government secondary schools.
6. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government and the Minister for Education for their ideological vendetta in moving to abolish the highly successful Self-Governing Schools program, noting that fifty one government schools throughout the state face the prospect of uncertain futures as a result of the ideological tactics being pursued by the government.
7. **MR LEIGH** — To move, That this House urges the minority Labor Government to implement the Kennett Government's election commitment to construct the Dingley bypass connecting South and Boundary Roads to the Springvale bypass and to commence construction in 2000, for completion in 2003.
8. **MS PEULICH** — To move, That this House condemns the minority Labor Government for failing to initiate a full and open community debate about drug abuse and the efficacy of self injecting rooms as a way of reducing the drug problem.
9. **MR PERTON** — To move, That this House condemns the minority Labor Government for its failure to provide Victorians with leadership and opportunity in new technologies, especially information and communications technologies and multimedia.
10. **DR DEAN** — To move, That this House condemns the minority Labor Government for placing the rights of Victorian citizens who are members of unions above the rights of those who are not.

11. **MR WELLS** — To move, That this House condemns the minority Labor Government for axing the Knox Public Hospital Project, demonstrating their total disregard for the health needs of the outer east, noting that the hospital was to be built based on current and future projected demand for public health services and would have resulted in a dramatic reduction in the waiting lists for public patients in the outer east.
12. **MRS ELLIOTT** — To move, That this House condemns the minority Labor Government for its failure to commit to a new youth training centre for the rehabilitation of young offenders.
13. **MS BURKE** — To move, That this House condemns the minority Labor Government for the paucity of its policy for Victorian women.
14. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government for its ideological fixation against statewide LAP common testing for all grade 3 and grade 5 students and calls on the government to detail its alternative proposals for providing Victorian parents with appropriate education standard benchmarks for their children.
15. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government for not allocating sufficient funding for school-based welfare counsellors in government primary and secondary schools, in marked contrast to the previous government's strong commitment to students' welfare needs.
16. **MR CLARK** — To move, That this House condemns the minority Labor Government for attempting to blame the management of the Victorian WorkCover Authority for cost pressures that are due in large part to the impact of common law claims of the very sort that the government is proposing to reintroduce.
17. **MR RICHARDSON** — To move, That this House censures the Minister for Education for the misguided prioritising of the placement of condom vending machines in schools ahead of the announcement of genuine educational initiatives.
18. **MR THOMPSON** — To move, That this House condemns the minority Labor Government for its lack of commitment to preserving and protecting Port Phillip Bay, in contrast to the commitment of the former Kennett Government through the Bringing the Bay to Life initiative.
19. **DR DEAN** — To move, That he have leave to bring in a Bill to amend the Parliamentary Committees Act 1968 and for other purposes.

BUSINESS LISTED FOR FUTURE DAYS

THURSDAY 2 DECEMBER 1999

GOVERNMENT BUSINESS

ORDER OF THE DAY

1. **FEDERAL COURTS (STATE JURISDICTION) BILL** — *(from Council)* — Second reading — *Resumption of debate (Dr Dean).*

THURSDAY 9 DECEMBER 1999

GOVERNMENT BUSINESS

ORDERS OF THE DAY

1. **WATER (WATERWAY MANAGEMENT TARIFFS) BILL** — Second reading — *Resumption of debate (Dr Napthine).*
2. **PUBLIC PROSECUTIONS (AMENDMENT) BILL** — Second reading — *Resumption of debate (Dr Dean).*
3. **MELBOURNE SPORTS AND AQUATIC CENTRE (AMENDMENT) BILL** — Second reading — *Resumption of debate (Mr Clark).*

THURSDAY 23 DECEMBER 1999

GOVERNMENT BUSINESS

ORDER OF THE DAY

1. **CONSTITUTION (REFORM) BILL** — Second reading — *Resumption of debate (Dr Dean).*

R W PURDEY

Clerk of the Legislative Assembly

A ANDRIANOPOULOS

Speaker

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES — Mrs Maddigan.

TEMPORARY CHAIRMEN — Ms Barker, Ms Davies, Mr Jasper, Mr Kilgour, Mr Loney, Mr Lupton, Mr Nardella, Mrs Peulich, Mr Phillips, Mr Plowman, Mr Richardson, Mr Savage and Mr Seitz.

* * * * *

SESSIONAL ORDERS

SUMMARY OF RESOLUTION ADOPTED BY THE HOUSE ON 4 NOVEMBER 1999

DAY AND HOUR OF MEETING — *Sessional Order 1*

Tuesday — 2.00 pm

Wednesday, Thursday — 9.30 am

ORDER OF BUSINESS — *Sessional Order 2*

Motions of want of confidence and matters concerning the privileges of the House shall take precedence. Subject to those, the order of business is:

Tuesdays

Oral Questions

Formal business

Statements by Members (15 minutes)

Government Business

General Business

Wednesdays (other than Grievance Day Wednesdays)

Formal business

Statements by Members (15 minutes)

Matters of Public Importance (2½ hours)

Government Business

Oral Questions (at 2.00 pm)

Government Business *continued*

General Business

Thursdays and Fridays

Formal business

Statements by Members (15 minutes)

Government Business

Oral Questions (at 2.00 pm)

Government Business *continued*

General Business

QUESTION TIME — *Sessional Order 3*

2.00 pm each day (other than on a Tuesday when a condolence motion may take precedence).

Any debate in progress at 2.00 pm shall be interrupted.

Any division, or division on a closure motion requiring a question to be brought to a conclusion, shall be concluded.

Question Time lasts for 30 minutes or until 10 questions have been answered, whichever is the longer.

GRIEVANCES — *Sessional Order 4*

Every third sitting Wednesday after the opening of the Session. The time limit for each member is 15 minutes and the whole debate is not to exceed two and a half hours.

Order of business on those days shall be:

Formal business
 Statements by Members (15 minutes)
 Grievances (2½ hours)
 Government Business
 Oral Questions (at 2.00 pm)
 Government Business *continued*
 General Business

ADJOURNMENT OF HOUSE — *Sessional Order 5*

At 10.00 pm each sitting day, provided that:

- (a) any division then in progress shall be completed; and
- (b) any Minister may move "That the Sitting be continued".

ADJOURNMENT DEBATE — *Sessional Order 5*

Time available for raising matters to be no more than 30 minutes.
 Time limit per member to be three minutes.

GOVERNMENT BUSINESS PROGRAMMING COMMITTEE — *Sessional Order 6*

A Government Business Programming Committee may meet to determine the manner in which the House is to deal with Government Business of the week.

RIGHT OF REPLY — *Sessional Order 7*

A person who claims to have been adversely affected in reputation may make a written submission to the Speaker. The Speaker may refer the matter to the Privileges Committee.

STATEMENTS BY MEMBERS — *Sessional Order 8*

Statements may be made by members on any topic of concern. Each statement shall not exceed 90 seconds and the total debate shall not exceed 15 minutes.

MATTERS OF PUBLIC IMPORTANCE — *Sessional Order 9*

Discussion each sitting Wednesday, except for Grievance Days, is to be on a matter of definite public importance and is not to exceed two and a half hours.

DISORDERLY CONDUCT OF MEMBERS — *Sessional Order 10*

The Speaker may order a member to withdraw from the House for up to one and a half hours if the Speaker considers the member's conduct to be disorderly. Such suspension does not prevent a member from returning to vote in a division.

TIME LIMIT OF SPEECHES — DEBATES IN THE HOUSE — *Sessional Order 11*

Subject to the provisos in Standing Order No 104, no member shall speak for more than 20 minutes in any debate in the House.

DIVISIONS BETWEEN 1.00 PM AND 2.00 PM — *Sessional Order 15*

Divisions shall not be permitted on any question between 1.00 pm and 2.00 pm. If a division is required, debate on the item shall stand adjourned until later that day and the next item of business shall be called on.

* * * * *

LEGISLATIVE ASSEMBLY OF VICTORIA

ORDER OF THE DAY

STATEMENTS BY MEMBERS — *Pursuant to Sessional Order 8*

GOVERNMENT BUSINESS

NOTICES OF MOTION

1. **MR BRACKS** — To move, That this House notes with concern the decline in services and infrastructure in rural and regional Victoria and congratulates country Victorians for standing up for their local communities by seeking to stop the decline and supporting policies that will revitalise their communities.
2. **MR HULLS** — To move, That this House condemns the Leader of the Opposition for his lack of action when as a Minister in the former Government he did nothing to stop the secret deals and lack of transparency and accountability that became a hallmark of the Kennett Government and congratulates the new Government for its commitment to open up Freedom of Information and lift the veil of secrecy over how business is transacted in Victoria.
3. **MR THWAITES** — To move, That this House condemns the previous Government for its mismanagement of the public hospital system and its disastrous privatisation of health services and congratulates the new Government for its commitment to put an end to privatisation of our health system and to improve services to ordinary Victorians.
4. **MS DELAHUNTY** — To move, That this House condemns the former Government for its cruel ideological experiment with our State School system and for its impact on our class rooms and standard of education and congratulates the new Government for its commitment to lower class sizes and quality education for all our students.
5. **MR HAERMMEYER** — To move, That this House congratulates the Bracks Labor Government for its commitment to improving community safety by increasing police resources, putting 800 more police on the front line and introducing a comprehensive crime prevention strategy.

ORDERS OF THE DAY

- *1 **POLICE REGULATION (AMENDMENT) BILL** — Second reading.
-

- *2 **DOMESTIC BUILDING CONTRACTS (AMENDMENT) BILL** — Second reading.
- 3 **REGIONAL INFRASTRUCTURE DEVELOPMENT FUND BILL** — Second reading — *Resumption of debate (Mr Ryan).*
- 4 **FREEDOM OF INFORMATION (MISCELLANEOUS AMENDMENTS) BILL** — Second reading — *Resumption of debate (Dr Dean).*
- 5 **FEDERAL COURTS (STATE JURISDICTION) BILL** — *(from Council)* — Second reading — *Resumption of debate (Dr Dean).*
- 6 **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH** — Motion for — *Resumption of debate (Mr Paterson).*
- 7 **MINISTERIAL STATEMENT — CONNECTING VICTORIA — THE VICTORIAN GOVERNMENT'S STRATEGY FOR INFORMATION AND COMMUNICATION TECHNOLOGIES** — *Resumption of debate on the question* — That this House takes note of the Ministerial Statement *(Ms Kosky).*
- 8 **ADMINISTRATION AND PROBATE (STATUTE LAW REVISION) BILL** — Second reading.

GENERAL BUSINESS

NOTICES OF MOTION

1. **MR McARTHUR** — To move, That —
- 1 The House shall meet on Tuesday, Wednesday and Thursday, the Speaker to take the Chair at 2.00 pm on Tuesday and 9.30 am on Wednesday and Thursday.
 - 2 So much of Standing Orders be suspended to allow during the present Session that:
 - (1) Government Business shall take precedence over all other business save for motions of want of confidence in the Government and as provided for in
 - (2) Other than on Grievance Days pursuant to Sessional Order 4, the House is to proceed with its business each day in the following order unless a matter concerning the privileges of the House arises:

Tuesdays

Oral Questions

Explanations (Sessional Order 10)

Matters of Public Importance (Sessional Order 7)

Formal business

Government Business

Wednesdays

Formal business

General Business (Sessional Order 9)

Oral Questions (at 2.00 pm)

Motions under Sessional Order 10 (Questions on Notice)

Government Business

General Business

Thursdays

Formal business

General Business disallowance of statutory rules (Sessional Order 11)

Government Business

Oral Questions (at 2.00 pm)

Matters of Public Importance (Sessional Order 7)

Government Business continued

General Business

- (3) Where the House resolves to sit on a Friday, the order of business shall be as follows:

Formal business

Government Business

Oral Questions (at 2.00 pm)

Matters of Public Importance (Sessional Order 7)

Government Business continued

General Business

3 Notwithstanding Sessional Order 2:

- (1) So much of Standing Order No 124 as allows Members to ask oral questions without notice at the time of giving notices of motion be suspended and that Members ask oral questions without notice at 2.00 pm each sitting day (other than on a Tuesday where a motion expressing sorrow at the death of a Member or any other person may take precedence) and that:
- (a) on all Tuesdays questions may be asked from the time the Speaker calls on questions until the lapse of 45 minutes or 15 questions have been answered, whichever is the longer;
- (b) on all other days questions may be asked from the time the Speaker calls on questions until the lapse of 30 minutes or 10 questions have been answered, whichever is the longer; provided that these Sessional Orders shall not permit more than one question time each sitting day.
- (2) At 2.00 pm on each sitting day (other than a Tuesday) the Speaker shall interrupt the business before the House, including a Grievance Debate pursuant to Sessional Order 4, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business; provided that in the event that a division is in progress at 2.00 pm such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion.
- (3) Any business under discussion and not disposed of at 2.00 pm shall:
- (a) on Wednesdays:

- (i) where the time permitted for a Grievance Debate or consideration of General Business, pursuant to Sessional Orders 4 and 9 respectively, has not expired, such Grievance Debate or General Business shall resume immediately at the conclusion of oral questions;
- (ii) where the time for consideration of General Business has expired pursuant to Sessional Order 9, the business under discussion shall stand adjourned until later that day;
- (b) on Thursdays and Fridays be resumed immediately at the conclusion of Matters of Public Importance; and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
- (4) All answers to questions shall be direct, factual and succinct.
- 4 (1) Standing Order No 59 be suspended and, the first Order of the Day on every third sitting Wednesday after the opening of the Session shall be the question "That grievances be noted". Any Member may speak to such question for not more than 20 minutes and the whole discussion on the question shall not exceed four hours.
- (2) On Grievance Days so much of Standing Orders be suspended to allow during the present Session business to be called on in the following order unless a matter concerning the privileges of the House arises:
- Formal business
 Grievances (four hours)
 Motions under Sessional Order 10 (Questions on Notice)
 Government Business
 Oral Questions (at 2.00 pm)
 Government Business continued
 General Business
- 5 Notwithstanding the right of a Minister to move a motion for the adjournment of the House pursuant to Standing Order No 25:
- (1) On each sitting day, at the following times:
- Tuesdays: 10.00 pm
 Wednesdays: 10.00 pm
 Thursdays (where the House has not resolved to sit on a Friday): 4.30 pm
 Thursdays (where the House has resolved to sit on a Friday): 10.00 pm
 Fridays: 4.30 pm
- the Speaker shall interrupt the business before the House, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business provided that: in the event that a division is in progress at the time of such interruption such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion.
- (2) Upon such interruption of business:
- (a) Before a motion for the adjournment is proposed by the Speaker, a Minister may move that the sitting be continued; which motion shall be put forthwith without amendment or debate and if such motion is agreed to, the House or Committee shall resume the proceedings at the point at which they had been interrupted; or

- (b) If a Minister does not so move, or if such motion is defeated, the Speaker shall forthwith propose the question "That the House do now adjourn" which question shall be open to debate in accordance with the rules and practices of the House and paragraph (4); at the conclusion of the debate, the Speaker shall put the question and:
- (i) if it is carried in the affirmative, shall adjourn the House until the time of the next meeting;
 - (ii) if it is negated, any business under discussion and not disposed of at the time of interruption of business shall be resumed immediately and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech;
- provided that these Sessional Orders shall not permit more than one adjournment debate each sitting day.
- (3) Any business under discussion and not disposed of at the time of the adjournment shall be set down on the Notice Paper for the next sitting and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
 - (4) On the motion "That the House do now adjourn" the time available for the raising of matters on the motion be one hour and the time limit per Member be three minutes.
 - (5) The time for raising matters, and the time limit per Member, shall not include the time taken for points of orders and other interruptions whilst a Member is speaking.
- 6 (1) Where a person who has been referred to by name, or in such a way as to be readily identified in the House or in the Committee of the Whole House, makes a submission in writing to the Speaker:
- (a) claiming that the person has been adversely affected in reputation or in respect of dealings or associations with others, or injured in occupation, trade, office or financial credit, or that the person's privacy has been unreasonably invaded, by reason of that reference to the person; and
 - (b) requesting that the person be able to incorporate an appropriate response in the parliamentary record
- and if the Speaker is satisfied:
- (c) that the subject of the submission is not so obviously trivial, or the submission so frivolous, vexatious or offensive in character as to make it inappropriate that it be considered by the Privileges Committee; and
 - (d) that it is practicable for the Committee to consider the submission under this Sessional Order
- the Speaker shall refer the submission to that Committee.
- (2) The Committee may decide not to consider a submission referred to it under this Sessional Order if the Committee considers that the subject of the submission is not sufficiently serious or the submission is frivolous, vexatious or offensive in character, and such a decision shall be reported to the House.
 - (3) If the Committee decides to consider a submission under this Sessional Order, the Committee may confer with the person who made the submission and any Member who referred in the House to that person.

- (4) In considering a submission under this Sessional Order, the Committee shall meet in private session.
 - (5) The Committee shall not publish a submission referred to it under this Sessional Order or its proceedings in relation to such a submission, but may present minutes of its proceedings and all or part of such submission to the House.
 - (6) In considering a submission under this Sessional Order and reporting to the House the Committee shall not consider or judge the truth or any statements made in the House or Committee of the Whole House or of the submission.
 - (7) In its report to the House on a submission under this Sessional Order, the Committee may make either of the following recommendations:
 - (a) that no further action be taken by the House or by the Committee in relation to the submission; or
 - (b) that a response by the person who made the submission, in terms specified in the report and agreed to by the person and the Committee, be published by the House or incorporated in Hansard
 and shall not make any other recommendations.
 - (8) A document presented to the House under paragraph (5) or (7):
 - (a) in the case of a response by a person who made a submission, shall be succinct and strictly relevant to the questions in issue and shall not contain anything offensive in character; and
 - (b) shall not contain any matter the publication of which would have the effect of:
 - (i) unreasonably adversely affecting or injuring a person, or unreasonably invading a person's privacy, in the manner referred to in paragraph (1); or
 - (ii) unreasonably adding to or aggravating any such adverse effect, injury or invasion of privacy suffered by a person.
 - (9) The Committee may agree to guidelines and procedures, not inconsistent with this Sessional Order, to apply to the consideration by it of submissions.
- 7 Standing Orders Nos 26 and 27 be suspended and that:
- (1) Precedence shall, subject to Sessional Order 10, be given to matters of public importance immediately after question time each sitting Tuesday, Thursday and Friday. A Member may propose to the Speaker that a definite matter of public importance be submitted to the House for discussion. Proposals for discussion accepted by the Speaker shall rotate between Members by application of the following process:

Total number of Members
 Less Ministers and the Speaker
 Balance equals the number of Members entitled to submit proposals

 Of such entitled Members, rotation shall be in the ratio of: Liberal Party Members: National Party Members: Independent Members: Labor Party Members.
 - (2) The Member proposing the matter shall present to the Speaker, not later than 5.00 pm on the day prior to the day on which a matter may be discussed, a written statement of the matter proposed to be discussed.

- (3) In the event that more than one Member proposes matters for discussion on a particular day, the Speaker shall determine the subject for discussion.
 - (4) Only one matter shall be discussed on any one sitting day.
 - (5) On the day of the proposed discussion the Speaker shall read the written statement of the matter proposed to be discussed to the House. The Speaker shall then call upon the Member who had proposed the matter to speak.
 - (6) The discussion shall be no longer than one hour, the first speaker from the party forming Government and the first speaker not from such party may each speak for a maximum of 15 minutes and any other Member for a maximum of 10 minutes.
 - (7) At any time during the discussion, a motion may be made by any Member "That the business of the day be called on" and such motion shall be put forthwith and decided without amendment or debate and, if agreed to, the business of the day shall be proceeded with immediately. No other question seeking to end the discussion shall be proposed.
- 8 Standing Order No 104 be amended in the first paragraph by substituting "twenty minutes" for "thirty minutes".
- 9 Notwithstanding anything contained in the Standing Orders, during the present Session precedence shall be given to General Business until 2.00 pm or for four hours, whichever is the longer, each sitting Wednesday and the procedure for consideration of such General Business shall be as follows:
- (1) The right to nominate two items per sitting Wednesday shall be at the discretion of the Speaker and determined on a pro-rata basis according to the representation in the House other than from the party forming Government.
 - (2) These items can be either notices of motion or Orders of the Day and shall be notified to the Speaker by 5.00 pm on the previous day. In the absence of nominations by the stipulated time the right or rights to nominate is or are lost for that sitting Wednesday and the next item of General Business shall be called on.
 - (3) If the same item is nominated twice by different nominees that item shall be selected as the only nominated item for discussion.
 - (4) In the event that debate:
 - (a) on any one item continues for two hours; or
 - (b) on any combined item pursuant to paragraph (3) continues for four hours; the debate shall be interrupted and any item under discussion which is not disposed of at such time shall be set down on the Notice Paper for the next sitting day and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
 - (5) At the conclusion of the debate on the nominated item or items priority shall be given to motions for leave to bring in non-Government bills, Orders of the Day for the moving of the second reading of non-Government bills and consideration of petitions.
 - (6) On the moving of the second reading of non-Government bills debate shall be adjourned for two weeks.

- 10 (1) If a Minister does not furnish an answer to a question on notice within 30 days of the asking of that question and does not, within that period, provide to the Member who asked the question an explanation satisfactory to that Member as to why an answer has not been provided, immediately after the conclusion of the daily answering of questions without notice on any sitting Tuesday, the Member may ask the relevant Minister for an explanation, provided that the total time for any such explanation or explanations shall not exceed 15 minutes.
- (2) In the event that a Minister does not provide an satisfactory explanation, the Member may give notice forthwith of a motion regarding the Minister's failure to provide either an satisfactory answer or an explanation and precedence over Government Business shall be given to such a motion on the next day of meeting: provided always that the time taken for consideration of such motions shall not be taken as forming part of the time allocated for General Business pursuant to Sessional Order 9.
- 11 (1) Following the presentation of a Report of the Scrutiny of Acts and Regulations Committee to the House which:
- (a) recommends under Part 5 of the Subordinate Legislation Act 1994 the disallowance in whole or in part of:
- (i) a statutory rule; or
- (ii) an instrument to which Part 5 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act; or
- (b) reports that there was a failure to table under section 15 of the Subordinate Legislation Act 1994:
- (i) a statutory rule; or
- (ii) an instrument to which section 15 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act —

a Member may give notice of a motion for the disallowance in whole or in part of such statutory rule or instrument which shall be set down for consideration to take precedence on the Notice Paper on the next sitting Thursday after notice is given.

- (2) A Member shall be entitled to give notice of a motion for the disallowance in whole or in part of:
- (a) a statutory rule; or
- (b) an instrument to which section 15 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act —

and such notice shall be set down for consideration to take precedence on the Notice paper on the next sitting Thursday after notice is given: provided that, where notice has been given pursuant to paragraph (1), such notice shall take precedence.

- (3) No Member shall speak for more than five minutes on any motion moved under this Sessional Order and the debate shall be no longer than two hours.

2. **MS ASHER** — To move, That this House notes the extremely strong financial position inherited by the current minority Labor Government and calls on the Government to deliver on their election promises to — (a) deliver a substantial operating surplus; (b) cut taxes; (c) deliver over \$400 million in new spending programs; and (d) reduce public sector debt and unfunded superannuation liabilities.

3. **MR WELLS** — To move, That this House condemns the minority Labor Government for shelving the Scoresby Freeway without proper consultation, showing total disregard for employment growth and investment opportunities for the outer eastern metropolitan area, further demonstrating Labor's lack of understanding that north-south traffic on Stud Road and Springvale Road has reached full capacity, and notes that the Scoresby Freeway is essential for future projected traffic volumes, without which the outer eastern road network will face gridlock.
4. **MR MAUGHAN** — To move, That this House condemns the minority Labor Government for putting in jeopardy the \$1.8 billion dairy deregulation package offered to the industry by the Federal Government, and that by ignoring the fact that the Domestic Market Support Scheme and each State's market milk legislation has a sunset clause for 30 June 2000, the livelihood of every Victorian dairy farmer is put at risk.
5. **MR PLOWMAN** — To move, That this House condemns the minority Labor Government on its decision to permit the use of condom vending machines in government secondary schools.
6. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government and the Minister for Education for their ideological vendetta in moving to abolish the highly successful Self-Governing Schools program, noting that fifty one government schools throughout the state face the prospect of uncertain futures as a result of the ideological tactics being pursued by the government.
7. **MR LEIGH** — To move, That this House urges the minority Labor Government to implement the Kennett Government's election commitment to construct the Dingley bypass connecting South and Boundary Roads to the Springvale bypass and to commence construction in 2000, for completion in 2003.
8. **MS PEULICH** — To move, That this House condemns the minority Labor Government for failing to initiate a full and open community debate about drug abuse and the efficacy of self injecting rooms as a way of reducing the drug problem.
9. **MR PERTON** — To move, That this House condemns the minority Labor Government for its failure to provide Victorians with leadership and opportunity in new technologies, especially information and communications technologies and multimedia.
10. **DR DEAN** — To move, That this House condemns the minority Labor Government for placing the rights of Victorian citizens who are members of unions above the rights of those who are not.
11. **MR WELLS** — To move, That this House condemns the minority Labor Government for axing the Knox Public Hospital Project, demonstrating their total disregard for the health needs of the outer east, noting that the hospital was to be built based on current and future projected demand for public health services and would have resulted in a dramatic reduction in the waiting lists for public patients in the outer east.
12. **MRS ELLIOTT** — To move, That this House condemns the minority Labor Government for its failure to commit to a new youth training centre for the rehabilitation of young offenders.
13. **MS BURKE** — To move, That this House condemns the minority Labor Government for the paucity of its policy for Victorian women.

14. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government for its ideological fixation against statewide LAP common testing for all grade 3 and grade 5 students and calls on the government to detail its alternative proposals for providing Victorian parents with appropriate education standard benchmarks for their children.
15. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government for not allocating sufficient funding for school-based welfare counsellors in government primary and secondary schools, in marked contrast to the previous government's strong commitment to students' welfare needs.
16. **MR CLARK** — To move, That this House condemns the minority Labor Government for attempting to blame the management of the Victorian WorkCover Authority for cost pressures that are due in large part to the impact of common law claims of the very sort that the government is proposing to reintroduce.
17. **MR RICHARDSON** — To move, That this House censures the Minister for Education for the misguided prioritising of the placement of condom vending machines in schools ahead of the announcement of genuine educational initiatives.
18. **MR THOMPSON** — To move, That this House condemns the minority Labor Government for its lack of commitment to preserving and protecting Port Phillip Bay, in contrast to the commitment of the former Kennett Government through the Bringing the Bay to Life initiative.
19. **DR DEAN** — To move, That he have leave to bring in a Bill to amend the Parliamentary Committees Act 1968 and for other purposes.

BUSINESS LISTED FOR FUTURE DAYS

THURSDAY 9 DECEMBER 1999

GOVERNMENT BUSINESS

ORDERS OF THE DAY

1. **WATER (WATERWAY MANAGEMENT TARIFFS) BILL** — Second reading — *Resumption of debate (Dr Napthine).*
2. **PUBLIC PROSECUTIONS (AMENDMENT) BILL** — Second reading — *Resumption of debate (Dr Dean).*
3. **MELBOURNE SPORTS AND AQUATIC CENTRE (AMENDMENT) BILL** — Second reading — *Resumption of debate (Mr Clark).*

THURSDAY 23 DECEMBER 1999

GOVERNMENT BUSINESS

ORDER OF THE DAY

1. **CONSTITUTION (REFORM) BILL** — Second reading — *Resumption of debate (Dr Dean)*.

R W PURDEY
Clerk of the Legislative Assembly

A ANDRIANOPOULOS
Speaker

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES — Mrs Maddigan.

TEMPORARY CHAIRMEN — Ms Barker, Ms Davies, Mr Jasper, Mr Kilgour, Mr Loney, Mr Lupton, Mr Nardella, Mrs Peulich, Mr Phillips, Mr Plowman, Mr Richardson, Mr Savage and Mr Seitz.

* * * * *

SESSIONAL ORDERS

SUMMARY OF RESOLUTION ADOPTED BY THE HOUSE ON 4 NOVEMBER 1999

DAY AND HOUR OF MEETING — *Sessional Order 1*

Tuesday — 2.00 pm

Wednesday, Thursday — 9.30 am

ORDER OF BUSINESS — *Sessional Order 2*

Motions of want of confidence and matters concerning the privileges of the House shall take precedence. Subject to those, the order of business is:

Tuesdays

Oral Questions

Formal business

Statements by Members (15 minutes)

Government Business

General Business

Wednesdays (other than Grievance Day Wednesdays)

Formal business

Statements by Members (15 minutes)

Matters of Public Importance (2½ hours)

Government Business

Oral Questions (at 2.00 pm)

Government Business *continued*

General Business

Thursdays and Fridays

Formal business

Statements by Members (15 minutes)

Government Business

Oral Questions (at 2.00 pm)

Government Business *continued*

General Business

QUESTION TIME — *Sessional Order 3*

2.00 pm each day (other than on a Tuesday when a condolence motion may take precedence).

Any debate in progress at 2.00 pm shall be interrupted.

Any division, or division on a closure motion requiring a question to be brought to a conclusion, shall be concluded.

Question Time lasts for 30 minutes or until 10 questions have been answered, whichever is the longer.

GRIEVANCES — *Sessional Order 4*

Every third sitting Wednesday after the opening of the Session. The time limit for each member is 15 minutes and the whole debate is not to exceed two and a half hours.

Order of business on those days shall be:

Formal business
 Statements by Members (15 minutes)
 Grievances (2½ hours)
 Government Business
 Oral Questions (at 2.00 pm)
 Government Business *continued*
 General Business

ADJOURNMENT OF HOUSE — *Sessional Order 5*

At 10.00 pm each sitting day, provided that:

- (a) any division then in progress shall be completed; and
- (b) any Minister may move "That the Sitting be continued".

ADJOURNMENT DEBATE — *Sessional Order 5*

Time available for raising matters to be no more than 30 minutes.
 Time limit per member to be three minutes.

GOVERNMENT BUSINESS PROGRAMMING COMMITTEE — *Sessional Order 6*

A Government Business Programming Committee may meet to determine the manner in which the House is to deal with Government Business of the week.

RIGHT OF REPLY — *Sessional Order 7*

A person who claims to have been adversely affected in reputation may make a written submission to the Speaker. The Speaker may refer the matter to the Privileges Committee.

STATEMENTS BY MEMBERS — *Sessional Order 8*

Statements may be made by members on any topic of concern. Each statement shall not exceed 90 seconds and the total debate shall not exceed 15 minutes.

MATTERS OF PUBLIC IMPORTANCE — *Sessional Order 9*

Discussion each sitting Wednesday, except for Grievance Days, is to be on a matter of definite public importance and is not to exceed two and a half hours. The lead speaker for the Government and the Opposition are limited to 15 minutes each; all other Members are limited to 10 minutes each.

DISORDERLY CONDUCT OF MEMBERS — *Sessional Order 10*

The Speaker may order a member to withdraw from the House for up to one and a half hours if the Speaker considers the member's conduct to be disorderly. Such suspension does not prevent a member from returning to vote in a division.

TIME LIMIT OF SPEECHES — DEBATES IN THE HOUSE — *Sessional Order 11*

Subject to the provisos in Standing Order No 104, no member shall speak for more than 20 minutes in any debate in the House.

DIVISIONS BETWEEN 1.00 PM AND 2.00 PM — *Sessional Order 15*

Divisions shall not be permitted on any question between 1.00 pm and 2.00 pm. If a division is required, debate on the item shall stand adjourned until later that day and the next item of business shall be called on.

* * * * *

LEGISLATIVE ASSEMBLY OF VICTORIA

ORDER OF THE DAY

STATEMENTS BY MEMBERS — *Pursuant to Sessional Order 8*

GOVERNMENT BUSINESS

NOTICES OF MOTION

1. **MR BRACKS** — To move, That this House notes with concern the decline in services and infrastructure in rural and regional Victoria and congratulates country Victorians for standing up for their local communities by seeking to stop the decline and supporting policies that will revitalise their communities.
2. **MR HULLS** — To move, That this House condemns the Leader of the Opposition for his lack of action when as a Minister in the former Government he did nothing to stop the secret deals and lack of transparency and accountability that became a hallmark of the Kennett Government and congratulates the new Government for its commitment to open up Freedom of Information and lift the veil of secrecy over how business is transacted in Victoria.
3. **MR THWAITES** — To move, That this House condemns the previous Government for its mismanagement of the public hospital system and its disastrous privatisation of health services and congratulates the new Government for its commitment to put an end to privatisation of our health system and to improve services to ordinary Victorians.
4. **MS DELAHUNTY** — To move, That this House condemns the former Government for its cruel ideological experiment with our State School system and for its impact on our class rooms and standard of education and congratulates the new Government for its commitment to lower class sizes and quality education for all our students.
5. **MR HAERMAYER** — To move, That this House congratulates the Bracks Labor Government for its commitment to improving community safety by increasing police resources, putting 800 more police on the front line and introducing a comprehensive crime prevention strategy.

ORDERS OF THE DAY

1. **FREEDOM OF INFORMATION (MISCELLANEOUS AMENDMENTS) BILL** — Second reading — *Resumption of debate (Dr Dean).*
2. **FEDERAL COURTS (STATE JURISDICTION) BILL** — *(from Council)* — Second reading — *Resumption of debate (Dr Dean).*

3. **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH** — Motion for — *Resumption of debate (Mr Paterson)*.
4. **MINISTERIAL STATEMENT — CONNECTING VICTORIA — THE VICTORIAN GOVERNMENT'S STRATEGY FOR INFORMATION AND COMMUNICATION TECHNOLOGIES** — *Resumption of debate on the question* — That this House takes note of the Ministerial Statement (*Ms Kosky*).
5. **ADMINISTRATION AND PROBATE (STATUTE LAW REVISION) BILL** — Second reading.

GENERAL BUSINESS

NOTICES OF MOTION

1. **MR McARTHUR** — To move, That —

- 1 The House shall meet on Tuesday, Wednesday and Thursday, the Speaker to take the Chair at 2.00 pm on Tuesday and 9.30 am on Wednesday and Thursday.
- 2 So much of Standing Orders be suspended to allow during the present Session that:
 - (1) Government Business shall take precedence over all other business save for motions of want of confidence in the Government and as provided for in
 - (2) Other than on Grievance Days pursuant to Sessional Order 4, the House is to proceed with its business each day in the following order unless a matter concerning the privileges of the House arises:

Tuesdays

Oral Questions

Explanations (Sessional Order 10)

Matters of Public Importance (Sessional Order 7)

Formal business

Government Business

Wednesdays

Formal business

General Business (Sessional Order 9)

Oral Questions (at 2.00 pm)

Motions under Sessional Order 10 (Questions on Notice)

Government Business

General Business

Thursdays

Formal business

General Business disallowance of statutory rules (Sessional Order 11)

Government Business

Oral Questions (at 2.00 pm)

Matters of Public Importance (Sessional Order 7)

Government Business continued

General Business

-
- (3) Where the House resolves to sit on a Friday, the order of business shall be as follows:
- Formal business
 - Government Business
 - Oral Questions (at 2.00 pm)
 - Matters of Public Importance (Sessional Order 7)
 - Government Business continued
 - General Business
- 3 Notwithstanding Sessional Order 2:
- (1) So much of Standing Order No 124 as allows Members to ask oral questions without notice at the time of giving notices of motion be suspended and that Members ask oral questions without notice at 2.00 pm each sitting day (other than on a Tuesday where a motion expressing sorrow at the death of a Member or any other person may take precedence) and that:
- (a) on all Tuesdays questions may be asked from the time the Speaker calls on questions until the lapse of 45 minutes or 15 questions have been answered, whichever is the longer;
 - (b) on all other days questions may be asked from the time the Speaker calls on questions until the lapse of 30 minutes or 10 questions have been answered, whichever is the longer; provided that these Sessional Orders shall not permit more than one question time each sitting day.
- (2) At 2.00 pm on each sitting day (other than a Tuesday) the Speaker shall interrupt the business before the House, including a Grievance Debate pursuant to Sessional Order 4, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business; provided that in the event that a division is in progress at 2.00 pm such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion.
- (3) Any business under discussion and not disposed of at 2.00 pm shall:
- (a) on Wednesdays:
 - (i) where the time permitted for a Grievance Debate or consideration of General Business, pursuant to Sessional Orders 4 and 9 respectively, has not expired, such Grievance Debate or General Business shall resume immediately at the conclusion of oral questions;
 - (ii) where the time for consideration of General Business has expired pursuant to Sessional Order 9, the business under discussion shall stand adjourned until later that day;
 - (b) on Thursdays and Fridays be resumed immediately at the conclusion of Matters of Public Importance; and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
- (4) All answers to questions shall be direct, factual and succinct.
- 4 (1) Standing Order No 59 be suspended and, the first Order of the Day on every third sitting Wednesday after the opening of the Session shall be the question "That grievances be noted". Any Member may speak to such question for not more than 20 minutes and the whole discussion on the question shall not exceed four hours.

- (2) On Grievance Days so much of Standing Orders be suspended to allow during the present Session business to be called on in the following order unless a matter concerning the privileges of the House arises:
- Formal business
 - Grievances (four hours)
 - Motions under Sessional Order 10 (Questions on Notice)
 - Government Business
 - Oral Questions (at 2.00 pm)
 - Government Business continued
 - General Business
- 5 Notwithstanding the right of a Minister to move a motion for the adjournment of the House pursuant to Standing Order No 25:
- (1) On each sitting day, at the following times:
- Tuesdays: 10.00 pm
 - Wednesdays: 10.00 pm
 - Thursdays (where the House has not resolved to sit on a Friday): 4.30 pm
 - Thursdays (where the House has resolved to sit on a Friday): 10.00 pm
 - Fridays: 4.30 pm
- the Speaker shall interrupt the business before the House, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business provided that: in the event that a division is in progress at the time of such interruption such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion.
- (2) Upon such interruption of business:
- (a) Before a motion for the adjournment is proposed by the Speaker, a Minister may move that the sitting be continued; which motion shall be put forthwith without amendment or debate and if such motion is agreed to, the House or Committee shall resume the proceedings at the point at which they had been interrupted; or
 - (b) If a Minister does not so move, or if such motion is defeated, the Speaker shall forthwith propose the question "That the House do now adjourn" which question shall be open to debate in accordance with the rules and practices of the House and paragraph (4); at the conclusion of the debate, the Speaker shall put the question and:
 - (i) if it is carried in the affirmative, shall adjourn the House until the time of the next meeting;
 - (ii) if it is negatived, any business under discussion and not disposed of at the time of interruption of business shall be resumed immediately and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech;

provided that these Sessional Orders shall not permit more than one adjournment debate each sitting day.
- (3) Any business under discussion and not disposed of at the time of the adjournment shall be set down on the Notice Paper for the next sitting and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.

-
- (4) On the motion "That the House do now adjourn" the time available for the raising of matters on the motion be one hour and the time limit per Member be three minutes.
 - (5) The time for raising matters, and the time limit per Member, shall not include the time taken for points of orders and other interruptions whilst a Member is speaking.
- 6 (1) Where a person who has been referred to by name, or in such a way as to be readily identified in the House or in the Committee of the Whole House, makes a submission in writing to the Speaker:
- (a) claiming that the person has been adversely affected in reputation or in respect of dealings or associations with others, or injured in occupation, trade, office or financial credit, or that the person's privacy has been unreasonably invaded, by reason of that reference to the person; and
 - (b) requesting that the person be able to incorporate an appropriate response in the parliamentary record
- and if the Speaker is satisfied:
- (c) that the subject of the submission is not so obviously trivial, or the submission so frivolous, vexatious or offensive in character as to make it inappropriate that it be considered by the Privileges Committee; and
 - (d) that it is practicable for the Committee to consider the submission under this Sessional Order
- the Speaker shall refer the submission to that Committee.
- (2) The Committee may decide not to consider a submission referred to it under this Sessional Order if the Committee considers that the subject of the submission is not sufficiently serious or the submission is frivolous, vexatious or offensive in character, and such a decision shall be reported to the House.
 - (3) If the Committee decides to consider a submission under this Sessional Order, the Committee may confer with the person who made the submission and any Member who referred in the House to that person.
 - (4) In considering a submission under this Sessional Order, the Committee shall meet in private session.
 - (5) The Committee shall not publish a submission referred to it under this Sessional Order or its proceedings in relation to such a submission, but may present minutes of its proceedings and all or part of such submission to the House.
 - (6) In considering a submission under this Sessional Order and reporting to the House the Committee shall not consider or judge the truth or any statements made in the House or Committee of the Whole House or of the submission.
 - (7) In its report to the House on a submission under this Sessional Order, the Committee may make either of the following recommendations:
 - (a) that no further action be taken by the House or by the Committee in relation to the submission; or
 - (b) that a response by the person who made the submission, in terms specified in the report and agreed to by the person and the Committee, be published by the House or incorporated in Hansardand shall not make any other recommendations.

- (8) A document presented to the House under paragraph (5) or (7):
- (a) in the case of a response by a person who made a submission, shall be succinct and strictly relevant to the questions in issue and shall not contain anything offensive in character; and
 - (b) shall not contain any matter the publication of which would have the effect of:
 - (i) unreasonably adversely affecting or injuring a person, or unreasonably invading a person's privacy, in the manner referred to in paragraph (1); or
 - (ii) unreasonably adding to or aggravating any such adverse effect, injury or invasion of privacy suffered by a person.
- (9) The Committee may agree to guidelines and procedures, not inconsistent with this Sessional Order, to apply to the consideration by it of submissions.
- 7 Standing Orders Nos 26 and 27 be suspended and that:
- (1) Precedence shall, subject to Sessional Order 10, be given to matters of public importance immediately after question time each sitting Tuesday, Thursday and Friday. A Member may propose to the Speaker that a definite matter of public importance be submitted to the House for discussion. Proposals for discussion accepted by the Speaker shall rotate between Members by application of the following process:

Total number of Members

Less Ministers and the Speaker

Balance equals the number of Members entitled to submit proposals

Of such entitled Members, rotation shall be in the ratio of: Liberal Party Members: National Party Members: Independent Members: Labor Party Members.
 - (2) The Member proposing the matter shall present to the Speaker, not later than 5.00 pm on the day prior to the day on which a matter may be discussed, a written statement of the matter proposed to be discussed.
 - (3) In the event that more than one Member proposes matters for discussion on a particular day, the Speaker shall determine the subject for discussion.
 - (4) Only one matter shall be discussed on any one sitting day.
 - (5) On the day of the proposed discussion the Speaker shall read the written statement of the matter proposed to be discussed to the House. The Speaker shall then call upon the Member who had proposed the matter to speak.
 - (6) The discussion shall be no longer than one hour, the first speaker from the party forming Government and the first speaker not from such party may each speak for a maximum of 15 minutes and any other Member for a maximum of 10 minutes.
 - (7) At any time during the discussion, a motion may be made by any Member "That the business of the day be called on" and such motion shall be put forthwith and decided without amendment or debate and, if agreed to, the business of the day shall be proceeded with immediately. No other question seeking to end the discussion shall be proposed.
- 8 Standing Order No 104 be amended in the first paragraph by substituting "twenty minutes" for "thirty minutes".

-
- 9 Notwithstanding anything contained in the Standing Orders, during the present Session precedence shall be given to General Business until 2.00 pm or for four hours, whichever is the longer, each sitting Wednesday and the procedure for consideration of such General Business shall be as follows:
- (1) The right to nominate two items per sitting Wednesday shall be at the discretion of the Speaker and determined on a pro-rata basis according to the representation in the House other than from the party forming Government.
 - (2) These items can be either notices of motion or Orders of the Day and shall be notified to the Speaker by 5.00 pm on the previous day. In the absence of nominations by the stipulated time the right or rights to nominate is or are lost for that sitting Wednesday and the next item of General Business shall be called on.
 - (3) If the same item is nominated twice by different nominees that item shall be selected as the only nominated item for discussion.
 - (4) In the event that debate:
 - (a) on any one item continues for two hours; or
 - (b) on any combined item pursuant to paragraph (3) continues for four hours;the debate shall be interrupted and any item under discussion which is not disposed of at such time shall be set down on the Notice Paper for the next sitting day and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
 - (5) At the conclusion of the debate on the nominated item or items priority shall be given to motions for leave to bring in non-Government bills, Orders of the Day for the moving of the second reading of non-Government bills and consideration of petitions.
 - (6) On the moving of the second reading of non-Government bills debate shall be adjourned for two weeks.
- 10 (1) If a Minister does not furnish an answer to a question on notice within 30 days of the asking of that question and does not, within that period, provide to the Member who asked the question an explanation satisfactory to that Member as to why an answer has not been provided, immediately after the conclusion of the daily answering of questions without notice on any sitting Tuesday, the Member may ask the relevant Minister for an explanation, provided that the total time for any such explanation or explanations shall not exceed 15 minutes.
- (2) In the event that a Minister does not provide an satisfactory explanation, the Member may give notice forthwith of a motion regarding the Minister's failure to provide either an satisfactory answer or an explanation and precedence over Government Business shall be given to such a motion on the next day of meeting; provided always that the time taken for consideration of such motions shall not be taken as forming part of the time allocated for General Business pursuant to Sessional Order 9.
- 11 (1) Following the presentation of a Report of the Scrutiny of Acts and Regulations Committee to the House which:
- (a) recommends under Part 5 of the Subordinate Legislation Act 1994 the disallowance in whole or in part of:
 - (i) a statutory rule; or
 - (ii) an instrument to which Part 5 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act; or

(b) reports that there was a failure to table under section 15 of the Subordinate Legislation Act 1994:

- (i) a statutory rule; or
- (ii) an instrument to which section 15 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act —

a Member may give notice of a motion for the disallowance in whole or in part of such statutory rule or instrument which shall be set down for consideration to take precedence on the Notice Paper on the next sitting Thursday after notice is given.

(2) A Member shall be entitled to give notice of a motion for the disallowance in whole or in part of:

- (a) a statutory rule; or
- (b) an instrument to which section 15 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act —

and such notice shall be set down for consideration to take precedence on the Notice paper on the next sitting Thursday after notice is given: provided that, where notice has been given pursuant to paragraph (1), such notice shall take precedence.

(3) No Member shall speak for more than five minutes on any motion moved under this Sessional Order and the debate shall be no longer than two hours.

2. **MS ASHER** — To move, That this House notes the extremely strong financial position inherited by the current minority Labor Government and calls on the Government to deliver on their election promises to — (a) deliver a substantial operating surplus; (b) cut taxes; (c) deliver over \$400 million in new spending programs; and (d) reduce public sector debt and unfunded superannuation liabilities.
3. **MR WELLS** — To move, That this House condemns the minority Labor Government for shelving the Scoresby Freeway without proper consultation, showing total disregard for employment growth and investment opportunities for the outer eastern metropolitan area, further demonstrating Labor's lack of understanding that north-south traffic on Stud Road and Springvale Road has reached full capacity, and notes that the Scoresby Freeway is essential for future projected traffic volumes, without which the outer eastern road network will face gridlock.
4. **MR MAUGHAN** — To move, That this House condemns the minority Labor Government for putting in jeopardy the \$1.8 billion dairy deregulation package offered to the industry by the Federal Government, and that by ignoring the fact that the Domestic Market Support Scheme and each State's market milk legislation has a sunset clause for 30 June 2000, the livelihood of every Victorian dairy farmer is put at risk.
5. **MR PLOWMAN** — To move, That this House condemns the minority Labor Government on its decision to permit the use of condom vending machines in government secondary schools.

6. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government and the Minister for Education for their ideological vendetta in moving to abolish the highly successful Self-Governing Schools program, noting that fifty one government schools throughout the state face the prospect of uncertain futures as a result of the ideological tactics being pursued by the government.
7. **MR LEIGH** — To move, That this House urges the minority Labor Government to implement the Kennett Government's election commitment to construct the Dingley bypass connecting South and Boundary Roads to the Springvale bypass and to commence construction in 2000, for completion in 2003.
8. **MS PEULICH** — To move, That this House condemns the minority Labor Government for failing to initiate a full and open community debate about drug abuse and the efficacy of self injecting rooms as a way of reducing the drug problem.
9. **MR PERTON** — To move, That this House condemns the minority Labor Government for its failure to provide Victorians with leadership and opportunity in new technologies, especially information and communications technologies and multimedia.
10. **DR DEAN** — To move, That this House condemns the minority Labor Government for placing the rights of Victorian citizens who are members of unions above the rights of those who are not.
11. **MR WELLS** — To move, That this House condemns the minority Labor Government for axing the Knox Public Hospital Project, demonstrating their total disregard for the health needs of the outer east, noting that the hospital was to be built based on current and future projected demand for public health services and would have resulted in a dramatic reduction in the waiting lists for public patients in the outer east.
12. **MRS ELLIOTT** — To move, That this House condemns the minority Labor Government for its failure to commit to a new youth training centre for the rehabilitation of young offenders.
13. **MS BURKE** — To move, That this House condemns the minority Labor Government for the paucity of its policy for Victorian women.
14. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government for its ideological fixation against statewide LAP common testing for all grade 3 and grade 5 students and calls on the government to detail its alternative proposals for providing Victorian parents with appropriate education standard benchmarks for their children.
15. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government for not allocating sufficient funding for school-based welfare counsellors in government primary and secondary schools, in marked contrast to the previous government's strong commitment to students' welfare needs.
16. **MR CLARK** — To move, That this House condemns the minority Labor Government for attempting to blame the management of the Victorian WorkCover Authority for cost pressures that are due in large part to the impact of common law claims of the very sort that the government is proposing to reintroduce.

17. **MR RICHARDSON** — To move, That this House censures the Minister for Education for the misguided prioritising of the placement of condom vending machines in schools ahead of the announcement of genuine educational initiatives.
18. **MR THOMPSON** — To move, That this House condemns the minority Labor Government for its lack of commitment to preserving and protecting Port Phillip Bay, in contrast to the commitment of the former Kennett Government through the Bringing the Bay to Life initiative.
19. **DR DEAN** — To move, That he have leave to bring in a Bill to amend the Parliamentary Committees Act 1968 and for other purposes.

BUSINESS LISTED FOR FUTURE DAYS

THURSDAY 9 DECEMBER 1999

GOVERNMENT BUSINESS

ORDERS OF THE DAY

1. **WATER (WATERWAY MANAGEMENT TARIFFS) BILL** — Second reading — *Resumption of debate (Dr Napthine).*
2. **PUBLIC PROSECUTIONS (AMENDMENT) BILL** — Second reading — *Resumption of debate (Dr Dean).*
3. **MELBOURNE SPORTS AND AQUATIC CENTRE (AMENDMENT) BILL** — Second reading — *Resumption of debate (Mr Clark).*

THURSDAY 16 DECEMBER 1999

GOVERNMENT BUSINESS

ORDERS OF THE DAY

1. **POLICE REGULATION (AMENDMENT) BILL** — Second reading — *Resumption of debate (Mr Ryan).*
2. **DOMESTIC BUILDING CONTRACTS (AMENDMENT) BILL** — Second reading — *Resumption of debate (Dr Napthine).*

THURSDAY 23 DECEMBER 1999

GOVERNMENT BUSINESS

ORDER OF THE DAY

1. CONSTITUTION (REFORM) BILL — Second reading — *Resumption of debate (Dr Dean)*.

R W PURDEY
Clerk of the Legislative Assembly

A ANDRIANOPOULOS
Speaker

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES — Mrs Maddigan.

TEMPORARY CHAIRMEN — Ms Barker, Ms Davies, Mr Jasper, Mr Kilgour, Mr Loney, Mr Lupton, Mr Nardella, Mrs Peulich, Mr Phillips, Mr Plowman, Mr Richardson, Mr Savage and Mr Seitz.

* * * * *

SESSIONAL ORDERS

SUMMARY OF RESOLUTION ADOPTED BY THE HOUSE ON 4 NOVEMBER 1999

DAY AND HOUR OF MEETING — *Sessional Order 1*

Tuesday — 2.00 pm
Wednesday, Thursday — 9.30 am

ORDER OF BUSINESS — *Sessional Order 2*

Motions of want of confidence and matters concerning the privileges of the House shall take precedence. Subject to those, the order of business is:

Tuesdays

Oral Questions
Formal business
Statements by Members (15 minutes)
Government Business
General Business

Wednesdays (other than Grievance Day Wednesdays)

Formal business
Statements by Members (15 minutes)
Matters of Public Importance (2½ hours)
Government Business
Oral Questions (at 2.00 pm)
Government Business *continued*
General Business

Thursdays and Fridays

Formal business
Statements by Members (15 minutes)
Government Business
Oral Questions (at 2.00 pm)
Government Business *continued*
General Business

QUESTION TIME — *Sessional Order 3*

2.00 pm each day (other than on a Tuesday when a condolence motion may take precedence).

Any debate in progress at 2.00 pm shall be interrupted.

Any division, or division on a closure motion requiring a question to be brought to a conclusion, shall be concluded.

Question Time lasts for 30 minutes or until 10 questions have been answered, whichever is the longer.

GRIEVANCES — *Sessional Order 4*

Every third sitting Wednesday after the opening of the Session. The time limit for each member is 15 minutes and the whole debate is not to exceed two and a half hours.

Order of business on those days shall be:

Formal business
 Statements by Members (15 minutes)
 Grievances (2½ hours)
 Government Business
 Oral Questions (at 2.00 pm)
 Government Business *continued*
 General Business

ADJOURNMENT OF HOUSE — *Sessional Order 5*

At 10.00 pm each sitting day, provided that:

- (a) any division then in progress shall be completed; and
- (b) any Minister may move "That the Sitting be continued".

ADJOURNMENT DEBATE — *Sessional Order 5*

Time available for raising matters to be no more than 30 minutes.
 Time limit per member to be three minutes.

GOVERNMENT BUSINESS PROGRAMMING COMMITTEE — *Sessional Order 6*

A Government Business Programming Committee may meet to determine the manner in which the House is to deal with Government Business of the week.

RIGHT OF REPLY — *Sessional Order 7*

A person who claims to have been adversely affected in reputation may make a written submission to the Speaker. The Speaker may refer the matter to the Privileges Committee.

STATEMENTS BY MEMBERS — *Sessional Order 8*

Statements may be made by members on any topic of concern. Each statement shall not exceed 90 seconds and the total debate shall not exceed 15 minutes.

MATTERS OF PUBLIC IMPORTANCE — *Sessional Order 9*

Discussion each sitting Wednesday, except for Grievance Days, is to be on a matter of definite public importance and is not to exceed two and a half hours. The lead speaker for the Government and the Opposition are limited to 15 minutes each; all other Members are limited to 10 minutes each.

DISORDERLY CONDUCT OF MEMBERS — *Sessional Order 10*

The Speaker may order a member to withdraw from the House for up to one and a half hours if the Speaker considers the member's conduct to be disorderly. Such suspension does not prevent a member from returning to vote in a division.

TIME LIMIT OF SPEECHES — DEBATES IN THE HOUSE — *Sessional Order 11*

Subject to the provisos in Standing Order No 104, no member shall speak for more than 20 minutes in any debate in the House.

DIVISIONS BETWEEN 1.00 PM AND 2.00 PM — *Sessional Order 15*

Divisions shall not be permitted on any question between 1.00 pm and 2.00 pm. If a division is required, debate on the item shall stand adjourned until later that day and the next item of business shall be called on.

* * * * *

LEGISLATIVE ASSEMBLY OF VICTORIA

ORDERS OF THE DAY

STATEMENTS BY MEMBERS — *Pursuant to Sessional Order 8*

MATTERS OF PUBLIC IMPORTANCE — *Discussion on Matter*

GOVERNMENT BUSINESS

NOTICES OF MOTION

1. **MR BRACKS** — To move, That this House notes with concern the decline in services and infrastructure in rural and regional Victoria and congratulates country Victorians for standing up for their local communities by seeking to stop the decline and supporting policies that will revitalise their communities.
2. **MR HULLS** — To move, That this House condemns the Leader of the Opposition for his lack of action when as a Minister in the former Government he did nothing to stop the secret deals and lack of transparency and accountability that became a hallmark of the Kennett Government and congratulates the new Government for its commitment to open up Freedom of Information and lift the veil of secrecy over how business is transacted in Victoria.
3. **MR THWAITES** — To move, That this House condemns the previous Government for its mismanagement of the public hospital system and its disastrous privatisation of health services and congratulates the new Government for its commitment to put an end to privatisation of our health system and to improve services to ordinary Victorians.
4. **MS DELAHUNTY** — To move, That this House condemns the former Government for its cruel ideological experiment with our State School system and for its impact on our class rooms and standard of education and congratulates the new Government for its commitment to lower class sizes and quality education for all our students.
5. **MR HAERMEYER** — To move, That this House congratulates the Bracks Labor Government for its commitment to improving community safety by increasing police resources, putting 800 more police on the front line and introducing a comprehensive crime prevention strategy.
- *6. **MR BRACKS** — To move, That he have leave to bring in a Bill to amend the Parliamentary Committees Act 1968 and for other purposes.

ORDERS OF THE DAY

- *1. **CRIMES AT SEA BILL** — *(from Council)* — Second reading.
- *2. **RAIL CORPORATIONS AND TRANSPORT ACTS (MISCELLANEOUS AMENDMENTS) BILL** — *(from Council)* — Second reading.
- *3. **GAS INDUSTRY (AMENDMENT) BILL** — *(from Council)* — Second reading.
4. **FEDERAL COURTS (STATE JURISDICTION) BILL** — *(from Council)* — Second reading — *Resumption of debate (Dr Dean).*
5. **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH** — Motion for — *Resumption of debate (Mr Paterson).*
6. **MINISTERIAL STATEMENT — CONNECTING VICTORIA — THE VICTORIAN GOVERNMENT'S STRATEGY FOR INFORMATION AND COMMUNICATION TECHNOLOGIES** — *Resumption of debate on the question* — That this House takes note of the Ministerial Statement *(Ms Kosky).*
7. **ADMINISTRATION AND PROBATE (STATUTE LAW REVISION) BILL** — Second reading.

GENERAL BUSINESS

NOTICES OF MOTION

1. **MR McARTHUR** — To move, That —
 - 1 The House shall meet on Tuesday, Wednesday and Thursday, the Speaker to take the Chair at 2.00 pm on Tuesday and 9.30 am on Wednesday and Thursday.
 - 2 So much of Standing Orders be suspended to allow during the present Session that:
 - (1) Government Business shall take precedence over all other business save for motions of want of confidence in the Government and as provided for in
 - (2) Other than on Grievance Days pursuant to Sessional Order 4, the House is to proceed with its business each day in the following order unless a matter concerning the privileges of the House arises:

Tuesdays

Oral Questions

Explanations (Sessional Order 10)

Matters of Public Importance (Sessional Order 7)

Formal business

Government Business

Wednesdays

Formal business

General Business (Sessional Order 9)

Oral Questions (at 2.00 pm)

Motions under Sessional Order 10 (Questions on Notice)

Government Business

General Business

Thursdays

Formal business

General Business disallowance of statutory rules (Sessional Order 11)

Government Business

Oral Questions (at 2.00 pm)

Matters of Public Importance (Sessional Order 7)

Government Business continued

General Business

- (3) Where the House resolves to sit on a Friday, the order of business shall be as follows:

Formal business

Government Business

Oral Questions (at 2.00 pm)

Matters of Public Importance (Sessional Order 7)

Government Business continued

General Business

3 Notwithstanding Sessional Order 2:

- (1) So much of Standing Order No 124 as allows Members to ask oral questions without notice at the time of giving notices of motion be suspended and that Members ask oral questions without notice at 2.00 pm each sitting day (other than on a Tuesday where a motion expressing sorrow at the death of a Member or any other person may take precedence) and that:
- (a) on all Tuesdays questions may be asked from the time the Speaker calls on questions until the lapse of 45 minutes or 15 questions have been answered, whichever is the longer;
- (b) on all other days questions may be asked from the time the Speaker calls on questions until the lapse of 30 minutes or 10 questions have been answered, whichever is the longer; provided that these Sessional Orders shall not permit more than one question time each sitting day.
- (2) At 2.00 pm on each sitting day (other than a Tuesday) the Speaker shall interrupt the business before the House, including a Grievance Debate pursuant to Sessional Order 4, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business; provided that in the event that a division is in progress at 2.00 pm such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion.
- (3) Any business under discussion and not disposed of at 2.00 pm shall:
- (a) on Wednesdays:

- (i) where the time permitted for a Grievance Debate or consideration of General Business, pursuant to Sessional Orders 4 and 9 respectively, has not expired, such Grievance Debate or General Business shall resume immediately at the conclusion of oral questions;
 - (ii) where the time for consideration of General Business has expired pursuant to Sessional Order 9, the business under discussion shall stand adjourned until later that day;
 - (b) on Thursdays and Fridays be resumed immediately at the conclusion of Matters of Public Importance; and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
- (4) All answers to questions shall be direct, factual and succinct.
- 4 (1) Standing Order No 59 be suspended and, the first Order of the Day on every third sitting Wednesday after the opening of the Session shall be the question "That grievances be noted". Any Member may speak to such question for not more than 20 minutes and the whole discussion on the question shall not exceed four hours.
- (2) On Grievance Days so much of Standing Orders be suspended to allow during the present Session business to be called on in the following order unless a matter concerning the privileges of the House arises:
- Formal business
 Grievances (four hours)
 Motions under Sessional Order 10 (Questions on Notice)
 Government Business
 Oral Questions (at 2.00 pm)
 Government Business continued
 General Business
- 5 Notwithstanding the right of a Minister to move a motion for the adjournment of the House pursuant to Standing Order No 25:
- (1) On each sitting day, at the following times:
- Tuesdays: 10.00 pm
 Wednesdays: 10.00 pm
 Thursdays (where the House has not resolved to sit on a Friday): 4.30 pm
 Thursdays (where the House has resolved to sit on a Friday): 10.00 pm
 Fridays: 4.30 pm
- the Speaker shall interrupt the business before the House, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business provided that: in the event that a division is in progress at the time of such interruption such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion.
- (2) Upon such interruption of business:
- (a) Before a motion for the adjournment is proposed by the Speaker, a Minister may move that the sitting be continued; which motion shall be put forthwith without amendment or debate and if such motion is agreed to, the House or Committee shall resume the proceedings at the point at which they had been interrupted; or

- (b) If a Minister does not so move, or if such motion is defeated, the Speaker shall forthwith propose the question "That the House do now adjourn" which question shall be open to debate in accordance with the rules and practices of the House and paragraph (4); at the conclusion of the debate, the Speaker shall put the question and:
- (i) if it is carried in the affirmative, shall adjourn the House until the time of the next meeting;
 - (ii) if it is negatived, any business under discussion and not disposed of at the time of interruption of business shall be resumed immediately and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech;
- provided that these Sessional Orders shall not permit more than one adjournment debate each sitting day.
- (3) Any business under discussion and not disposed of at the time of the adjournment shall be set down on the Notice Paper for the next sitting and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
 - (4) On the motion "That the House do now adjourn" the time available for the raising of matters on the motion be one hour and the time limit per Member be three minutes.
 - (5) The time for raising matters, and the time limit per Member, shall not include the time taken for points of orders and other interruptions whilst a Member is speaking.
- 6 (1) Where a person who has been referred to by name, or in such a way as to be readily identified in the House or in the Committee of the Whole House, makes a submission in writing to the Speaker:
- (a) claiming that the person has been adversely affected in reputation or in respect of dealings or associations with others, or injured in occupation, trade, office or financial credit, or that the person's privacy has been unreasonably invaded, by reason of that reference to the person; and
 - (b) requesting that the person be able to incorporate an appropriate response in the parliamentary record
- and if the Speaker is satisfied:
- (c) that the subject of the submission is not so obviously trivial, or the submission so frivolous, vexatious or offensive in character as to make it inappropriate that it be considered by the Privileges Committee; and
 - (d) that it is practicable for the Committee to consider the submission under this Sessional Order
- the Speaker shall refer the submission to that Committee.
- (2) The Committee may decide not to consider a submission referred to it under this Sessional Order if the Committee considers that the subject of the submission is not sufficiently serious or the submission is frivolous, vexatious or offensive in character, and such a decision shall be reported to the House.
 - (3) If the Committee decides to consider a submission under this Sessional Order, the Committee may confer with the person who made the submission and any Member who referred in the House to that person.

- (4) In considering a submission under this Sessional Order, the Committee shall meet in private session.
 - (5) The Committee shall not publish a submission referred to it under this Sessional Order or its proceedings in relation to such a submission, but may present minutes of its proceedings and all or part of such submission to the House.
 - (6) In considering a submission under this Sessional Order and reporting to the House the Committee shall not consider or judge the truth or any statements made in the House or Committee of the Whole House or of the submission.
 - (7) In its report to the House on a submission under this Sessional Order, the Committee may make either of the following recommendations:
 - (a) that no further action be taken by the House or by the Committee in relation to the submission; or
 - (b) that a response by the person who made the submission, in terms specified in the report and agreed to by the person and the Committee, be published by the House or incorporated in Hansard
 and shall not make any other recommendations.
 - (8) A document presented to the House under paragraph (5) or (7):
 - (a) in the case of a response by a person who made a submission, shall be succinct and strictly relevant to the questions in issue and shall not contain anything offensive in character; and
 - (b) shall not contain any matter the publication of which would have the effect of:
 - (i) unreasonably adversely affecting or injuring a person, or unreasonably invading a person's privacy, in the manner referred to in paragraph (1); or
 - (ii) unreasonably adding to or aggravating any such adverse effect, injury or invasion of privacy suffered by a person.
 - (9) The Committee may agree to guidelines and procedures, not inconsistent with this Sessional Order, to apply to the consideration by it of submissions.
- 7 Standing Orders Nos 26 and 27 be suspended and that:
- (1) Precedence shall, subject to Sessional Order 10, be given to matters of public importance immediately after question time each sitting Tuesday, Thursday and Friday. A Member may propose to the Speaker that a definite matter of public importance be submitted to the House for discussion. Proposals for discussion accepted by the Speaker shall rotate between Members by application of the following process:

Total number of Members

Less Ministers and the Speaker

Balance equals the number of Members entitled to submit proposals

Of such entitled Members, rotation shall be in the ratio of: Liberal Party Members: National Party Members: Independent Members: Labor Party Members.
 - (2) The Member proposing the matter shall present to the Speaker, not later than 5.00 pm on the day prior to the day on which a matter may be discussed, a written statement of the matter proposed to be discussed.

- (3) In the event that more than one Member proposes matters for discussion on a particular day, the Speaker shall determine the subject for discussion.
 - (4) Only one matter shall be discussed on any one sitting day.
 - (5) On the day of the proposed discussion the Speaker shall read the written statement of the matter proposed to be discussed to the House. The Speaker shall then call upon the Member who had proposed the matter to speak.
 - (6) The discussion shall be no longer than one hour, the first speaker from the party forming Government and the first speaker not from such party may each speak for a maximum of 15 minutes and any other Member for a maximum of 10 minutes.
 - (7) At any time during the discussion, a motion may be made by any Member "That the business of the day be called on" and such motion shall be put forthwith and decided without amendment or debate and, if agreed to, the business of the day shall be proceeded with immediately. No other question seeking to end the discussion shall be proposed.
- 8 Standing Order No 104 be amended in the first paragraph by substituting "twenty minutes" for "thirty minutes".
- 9 Notwithstanding anything contained in the Standing Orders, during the present Session precedence shall be given to General Business until 2.00 pm or for four hours, whichever is the longer, each sitting Wednesday and the procedure for consideration of such General Business shall be as follows:
- (1) The right to nominate two items per sitting Wednesday shall be at the discretion of the Speaker and determined on a pro-rata basis according to the representation in the House other than from the party forming Government.
 - (2) These items can be either notices of motion or Orders of the Day and shall be notified to the Speaker by 5.00 pm on the previous day. In the absence of nominations by the stipulated time the right or rights to nominate is or are lost for that sitting Wednesday and the next item of General Business shall be called on.
 - (3) If the same item is nominated twice by different nominees that item shall be selected as the only nominated item for discussion.
 - (4) In the event that debate:
 - (a) on any one item continues for two hours; or
 - (b) on any combined item pursuant to paragraph (3) continues for four hours;the debate shall be interrupted and any item under discussion which is not disposed of at such time shall be set down on the Notice Paper for the next sitting day and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
 - (5) At the conclusion of the debate on the nominated item or items priority shall be given to motions for leave to bring in non-Government bills, Orders of the Day for the moving of the second reading of non-Government bills and consideration of petitions.
 - (6) On the moving of the second reading of non-Government bills debate shall be adjourned for two weeks.

- 10 (1) If a Minister does not furnish an answer to a question on notice within 30 days of the asking of that question and does not, within that period, provide to the Member who asked the question an explanation satisfactory to that Member as to why an answer has not been provided, immediately after the conclusion of the daily answering of questions without notice on any sitting Tuesday, the Member may ask the relevant Minister for an explanation, provided that the total time for any such explanation or explanations shall not exceed 15 minutes.
- (2) In the event that a Minister does not provide an satisfactory explanation, the Member may give notice forthwith of a motion regarding the Minister's failure to provide either an satisfactory answer or an explanation and precedence over Government Business shall be given to such a motion on the next day of meeting: provided always that the time taken for consideration of such motions shall not be taken as forming part of the time allocated for General Business pursuant to Sessional Order 9.
- 11 (1) Following the presentation of a Report of the Scrutiny of Acts and Regulations Committee to the House which:
- (a) recommends under Part 5 of the Subordinate Legislation Act 1994 the disallowance in whole or in part of:
- (i) a statutory rule; or
- (ii) an instrument to which Part 5 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act; or
- (b) reports that there was a failure to table under section 15 of the Subordinate Legislation Act 1994:
- (i) a statutory rule; or
- (ii) an instrument to which section 15 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act —

a Member may give notice of a motion for the disallowance in whole or in part of such statutory rule or instrument which shall be set down for consideration to take precedence on the Notice Paper on the next sitting Thursday after notice is given.

- (2) A Member shall be entitled to give notice of a motion for the disallowance in whole or in part of:
- (a) a statutory rule; or
- (b) an instrument to which section 15 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act —
- and such notice shall be set down for consideration to take precedence on the Notice paper on the next sitting Thursday after notice is given: provided that, where notice has been given pursuant to paragraph (1), such notice shall take precedence.
- (3) No Member shall speak for more than five minutes on any motion moved under this Sessional Order and the debate shall be no longer than two hours.

2. **MS ASHER** — To move, That this House notes the extremely strong financial position inherited by the current minority Labor Government and calls on the Government to deliver on their election promises to — (a) deliver a substantial operating surplus; (b) cut taxes; (c) deliver over \$400 million in new spending programs; and (d) reduce public sector debt and unfunded superannuation liabilities.

3. **MR WELLS** — To move, That this House condemns the minority Labor Government for shelving the Scoresby Freeway without proper consultation, showing total disregard for employment growth and investment opportunities for the outer eastern metropolitan area, further demonstrating Labor's lack of understanding that north-south traffic on Stud Road and Springvale Road has reached full capacity, and notes that the Scoresby Freeway is essential for future projected traffic volumes, without which the outer eastern road network will face gridlock.
4. **MR MAUGHAN** — To move, That this House condemns the minority Labor Government for putting in jeopardy the \$1.8 billion dairy deregulation package offered to the industry by the Federal Government, and that by ignoring the fact that the Domestic Market Support Scheme and each State's market milk legislation has a sunset clause for 30 June 2000, the livelihood of every Victorian dairy farmer is put at risk.
5. **MR PLOWMAN** — To move, That this House condemns the minority Labor Government on its decision to permit the use of condom vending machines in government secondary schools.
6. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government and the Minister for Education for their ideological vendetta in moving to abolish the highly successful Self-Governing Schools program, noting that fifty one government schools throughout the state face the prospect of uncertain futures as a result of the ideological tactics being pursued by the government.
7. **MR LEIGH** — To move, That this House urges the minority Labor Government to implement the Kennett Government's election commitment to construct the Dingley bypass connecting South and Boundary Roads to the Springvale bypass and to commence construction in 2000, for completion in 2003.
8. **MS PEULICH** — To move, That this House condemns the minority Labor Government for failing to initiate a full and open community debate about drug abuse and the efficacy of self injecting rooms as a way of reducing the drug problem.
9. **MR PERTON** — To move, That this House condemns the minority Labor Government for its failure to provide Victorians with leadership and opportunity in new technologies, especially information and communications technologies and multimedia.
10. **DR DEAN** — To move, That this House condemns the minority Labor Government for placing the rights of Victorian citizens who are members of unions above the rights of those who are not.
11. **MR WELLS** — To move, That this House condemns the minority Labor Government for axing the Knox Public Hospital Project, demonstrating their total disregard for the health needs of the outer east, noting that the hospital was to be built based on current and future projected demand for public health services and would have resulted in a dramatic reduction in the waiting lists for public patients in the outer east.
12. **MRS ELLIOTT** — To move, That this House condemns the minority Labor Government for its failure to commit to a new youth training centre for the rehabilitation of young offenders.
13. **MS BURKE** — To move, That this House condemns the minority Labor Government for the paucity of its policy for Victorian women.

14. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government for its ideological fixation against statewide LAP common testing for all grade 3 and grade 5 students and calls on the government to detail its alternative proposals for providing Victorian parents with appropriate education standard benchmarks for their children.
15. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government for not allocating sufficient funding for school-based welfare counsellors in government primary and secondary schools, in marked contrast to the previous government's strong commitment to students' welfare needs.
16. **MR CLARK** — To move, That this House condemns the minority Labor Government for attempting to blame the management of the Victorian WorkCover Authority for cost pressures that are due in large part to the impact of common law claims of the very sort that the government is proposing to reintroduce.
17. **MR RICHARDSON** — To move, That this House censures the Minister for Education for the misguided prioritising of the placement of condom vending machines in schools ahead of the announcement of genuine educational initiatives.
18. **MR THOMPSON** — To move, That this House condemns the minority Labor Government for its lack of commitment to preserving and protecting Port Phillip Bay, in contrast to the commitment of the former Kennett Government through the Bringing the Bay to Life initiative.
19. **DR DEAN** — To move, That he have leave to bring in a Bill to amend the Parliamentary Committees Act 1968 and for other purposes.

BUSINESS LISTED FOR FUTURE DAYS

THURSDAY 9 DECEMBER 1999

GOVERNMENT BUSINESS

ORDERS OF THE DAY

1. **WATER (WATERWAY MANAGEMENT TARIFFS) BILL** — Second reading — *Resumption of debate (Dr Napthine).*
2. **PUBLIC PROSECUTIONS (AMENDMENT) BILL** — Second reading — *Resumption of debate (Dr Dean).*
3. **MELBOURNE SPORTS AND AQUATIC CENTRE (AMENDMENT) BILL** — Second reading — *Resumption of debate (Mr Clark).*

THURSDAY 16 DECEMBER 1999

GOVERNMENT BUSINESS

ORDERS OF THE DAY

1. **POLICE REGULATION (AMENDMENT) BILL** — Second reading — *Resumption of debate (Mr Ryan).*
2. **DOMESTIC BUILDING CONTRACTS (AMENDMENT) BILL** — Second reading — *Resumption of debate (Dr Naphine).*

THURSDAY 23 DECEMBER 1999

GOVERNMENT BUSINESS

ORDER OF THE DAY

1. **CONSTITUTION (REFORM) BILL** — Second reading — *Resumption of debate (Dr Dean).*

R W PURDEY
Clerk of the Legislative Assembly

A ANDRIANOPOULOS
Speaker

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES — Mrs Maddigan.

TEMPORARY CHAIRMEN — Ms Barker, Ms Davies, Mr Jasper, Mr Kilgour, Mr Loney, Mr Lupton, Mr Nardella, Mrs Peulich, Mr Phillips, Mr Plowman, Mr Richardson, Mr Savage and Mr Seitz.

* * * * *

SESSIONAL ORDERS

SUMMARY OF RESOLUTION ADOPTED BY THE HOUSE ON 4 NOVEMBER 1999

DAY AND HOUR OF MEETING — *Sessional Order 1*

Tuesday — 2.00 pm
Wednesday, Thursday — 9.30 am

ORDER OF BUSINESS — *Sessional Order 2*

Motions of want of confidence and matters concerning the privileges of the House shall take precedence. Subject to those, the order of business is:

Tuesdays

Oral Questions
Formal business
Statements by Members (15 minutes)
Government Business
General Business

Wednesdays (other than Grievance Day Wednesdays)

Formal business
Statements by Members (15 minutes)
Matters of Public Importance (2½ hours)
Government Business
Oral Questions (at 2.00 pm)
Government Business *continued*
General Business

Thursdays and Fridays

Formal business
Statements by Members (15 minutes)
Government Business
Oral Questions (at 2.00 pm)
Government Business *continued*
General Business

QUESTION TIME — *Sessional Order 3*

2.00 pm each day (other than on a Tuesday when a condolence motion may take precedence).

Any debate in progress at 2.00 pm shall be interrupted.

Any division, or division on a closure motion requiring a question to be brought to a conclusion, shall be concluded.

Question Time lasts for 30 minutes or until 10 questions have been answered, whichever is the longer.

GRIEVANCES — *Sessional Order 4*

Every third sitting Wednesday after the opening of the Session. The time limit for each member is 15 minutes and the whole debate is not to exceed two and a half hours.

Order of business on those days shall be:

- Formal business
- Statements by Members (15 minutes)
- Grievances (2½ hours)
- Government Business
- Oral Questions (at 2.00 pm)
- Government Business *continued*
- General Business

ADJOURNMENT OF HOUSE — *Sessional Order 5*

At 10.00 pm each sitting day, provided that:

- (a) any division then in progress shall be completed; and
- (b) any Minister may move "That the Sitting be continued".

ADJOURNMENT DEBATE — *Sessional Order 5*

Time available for raising matters to be no more than 30 minutes.
Time limit per member to be three minutes.

GOVERNMENT BUSINESS PROGRAMMING COMMITTEE — *Sessional Order 6*

A Government Business Programming Committee may meet to determine the manner in which the House is to deal with Government Business of the week.

RIGHT OF REPLY — *Sessional Order 7*

A person who claims to have been adversely affected in reputation may make a written submission to the Speaker. The Speaker may refer the matter to the Privileges Committee.

STATEMENTS BY MEMBERS — *Sessional Order 8*

Statements may be made by members on any topic of concern. Each statement shall not exceed 90 seconds and the total debate shall not exceed 15 minutes.

MATTERS OF PUBLIC IMPORTANCE — *Sessional Order 9*

Discussion each sitting Wednesday, except for Grievance Days, is to be on a matter of definite public importance and is not to exceed two and a half hours. The lead speaker for the Government and the Opposition are limited to 15 minutes each; all other Members are limited to 10 minutes each.

DISORDERLY CONDUCT OF MEMBERS — *Sessional Order 10*

The Speaker may order a member to withdraw from the House for up to one and a half hours if the Speaker considers the member's conduct to be disorderly. Such suspension does not prevent a member from returning to vote in a division.

TIME LIMIT OF SPEECHES — DEBATES IN THE HOUSE — *Sessional Order 11*

Subject to the provisos in Standing Order No 104, no member shall speak for more than 20 minutes in any debate in the House.

DIVISIONS BETWEEN 1.00 PM AND 2.00 PM — *Sessional Order 15*

Divisions shall not be permitted on any question between 1.00 pm and 2.00 pm. If a division is required, debate on the item shall stand adjourned until later that day and the next item of business shall be called on.

* * * * *

LEGISLATIVE ASSEMBLY OF VICTORIA

ORDER OF THE DAY

STATEMENTS BY MEMBERS — *Pursuant to Sessional Order 8*

GOVERNMENT BUSINESS

NOTICES OF MOTION

1. **MR BRACKS** — To move, That this House notes with concern the decline in services and infrastructure in rural and regional Victoria and congratulates country Victorians for standing up for their local communities by seeking to stop the decline and supporting policies that will revitalise their communities.
2. **MR HULLS** — To move, That this House condemns the Leader of the Opposition for his lack of action when as a Minister in the former Government he did nothing to stop the secret deals and lack of transparency and accountability that became a hallmark of the Kennett Government and congratulates the new Government for its commitment to open up Freedom of Information and lift the veil of secrecy over how business is transacted in Victoria.
3. **MR THWAITES** — To move, That this House condemns the previous Government for its mismanagement of the public hospital system and its disastrous privatisation of health services and congratulates the new Government for its commitment to put an end to privatisation of our health system and to improve services to ordinary Victorians.
4. **MS DELAHUNTY** — To move, That this House condemns the former Government for its cruel ideological experiment with our State School system and for its impact on our class rooms and standard of education and congratulates the new Government for its commitment to lower class sizes and quality education for all our students.
5. **MR HAERMMEYER** — To move, That this House congratulates the Bracks Labor Government for its commitment to improving community safety by increasing police resources, putting 800 more police on the front line and introducing a comprehensive crime prevention strategy.
- *6. **MR THWAITES** — To move, That pursuant to s 46D(1)(c) of the *Planning and Environment Act 1987*, Amendment No 109 to the Upper Yarra Valley and Dandenong Ranges Regional Strategy Plan be approved.

ORDERS OF THE DAY

1. **PUBLIC PROSECUTIONS (AMENDMENT) BILL** — Second reading — *Resumption of debate (Dr Dean).*
2. **MELBOURNE SPORTS AND AQUATIC CENTRE (AMENDMENT) BILL** — Second reading — *Resumption of debate (Mr Clark).*
3. **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH** — Motion for — *Resumption of debate (Mr Honeywood).*
4. **WATER (WATERWAY MANAGEMENT TARIFFS) BILL** — Second reading — *Resumption of debate (Dr Naphthine).*
5. **MINISTERIAL STATEMENT — CONNECTING VICTORIA — THE VICTORIAN GOVERNMENT'S STRATEGY FOR INFORMATION AND COMMUNICATION TECHNOLOGIES** — *Resumption of debate on the question* — That this House takes note of the Ministerial Statement (*Ms Kosky*).
6. **ADMINISTRATION AND PROBATE (STATUTE LAW REVISION) BILL** — Second reading.

GENERAL BUSINESS

NOTICES OF MOTION

1. **MR McARTHUR** — To move, That —
 - 1 The House shall meet on Tuesday, Wednesday and Thursday, the Speaker to take the Chair at 2.00 pm on Tuesday and 9.30 am on Wednesday and Thursday.
 - 2 So much of Standing Orders be suspended to allow during the present Session that:
 - (1) Government Business shall take precedence over all other business save for motions of want of confidence in the Government and as provided for in
 - (2) Other than on Grievance Days pursuant to Sessional Order 4, the House is to proceed with its business each day in the following order unless a matter concerning the privileges of the House arises:

Tuesdays

Oral Questions

Explanations (Sessional Order 10)

Matters of Public Importance (Sessional Order 7)

Formal business

Government Business

Wednesdays

Formal business

General Business (Sessional Order 9)

Oral Questions (at 2.00 pm)

Motions under Sessional Order 10 (Questions on Notice)

Government Business

General Business

Thursdays

Formal business

General Business disallowance of statutory rules (Sessional Order 11)

Government Business

Oral Questions (at 2.00 pm)

Matters of Public Importance (Sessional Order 7)

Government Business continued

General Business

- (3) Where the House resolves to sit on a Friday, the order of business shall be as follows:

Formal business

Government Business

Oral Questions (at 2.00 pm)

Matters of Public Importance (Sessional Order 7)

Government Business continued

General Business

3 Notwithstanding Sessional Order 2:

- (1) So much of Standing Order No 124 as allows Members to ask oral questions without notice at the time of giving notices of motion be suspended and that Members ask oral questions without notice at 2.00 pm each sitting day (other than on a Tuesday where a motion expressing sorrow at the death of a Member or any other person may take precedence) and that:
- (a) on all Tuesdays questions may be asked from the time the Speaker calls on questions until the lapse of 45 minutes or 15 questions have been answered, whichever is the longer;
- (b) on all other days questions may be asked from the time the Speaker calls on questions until the lapse of 30 minutes or 10 questions have been answered, whichever is the longer; provided that these Sessional Orders shall not permit more than one question time each sitting day.
- (2) At 2.00 pm on each sitting day (other than a Tuesday) the Speaker shall interrupt the business before the House, including a Grievance Debate pursuant to Sessional Order 4, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business; provided that in the event that a division is in progress at 2.00 pm such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion.

- (3) Any business under discussion and not disposed of at 2.00 pm shall:
- (a) on Wednesdays:
 - (i) where the time permitted for a Grievance Debate or consideration of General Business, pursuant to Sessional Orders 4 and 9 respectively, has not expired, such Grievance Debate or General Business shall resume immediately at the conclusion of oral questions;
 - (ii) where the time for consideration of General Business has expired pursuant to Sessional Order 9, the business under discussion shall stand adjourned until later that day;
 - (b) on Thursdays and Fridays be resumed immediately at the conclusion of Matters of Public Importance; and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
- (4) All answers to questions shall be direct, factual and succinct.
- 4 (1) Standing Order No 59 be suspended and, the first Order of the Day on every third sitting Wednesday after the opening of the Session shall be the question "That grievances be noted". Any Member may speak to such question for not more than 20 minutes and the whole discussion on the question shall not exceed four hours.
- (2) On Grievance Days so much of Standing Orders be suspended to allow during the present Session business to be called on in the following order unless a matter concerning the privileges of the House arises:
- Formal business
 - Grievances (four hours)
 - Motions under Sessional Order 10 (Questions on Notice)
 - Government Business
 - Oral Questions (at 2.00 pm)
 - Government Business continued
 - General Business
- 5 Notwithstanding the right of a Minister to move a motion for the adjournment of the House pursuant to Standing Order No 25:
- (1) On each sitting day, at the following times:
- Tuesdays: 10.00 pm
 - Wednesdays: 10.00 pm
 - Thursdays (where the House has not resolved to sit on a Friday): 4.30 pm
 - Thursdays (where the House has resolved to sit on a Friday): 10.00 pm
 - Fridays: 4.30 pm
- the Speaker shall interrupt the business before the House, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business provided that: in the event that a division is in progress at the time of such interruption such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion.

-
- (2) Upon such interruption of business:
- (a) Before a motion for the adjournment is proposed by the Speaker, a Minister may move that the sitting be continued; which motion shall be put forthwith without amendment or debate and if such motion is agreed to, the House or Committee shall resume the proceedings at the point at which they had been interrupted; or
 - (b) If a Minister does not so move, or if such motion is defeated, the Speaker shall forthwith propose the question "That the House do now adjourn" which question shall be open to debate in accordance with the rules and practices of the House and paragraph (4); at the conclusion of the debate, the Speaker shall put the question and:
 - (i) if it is carried in the affirmative, shall adjourn the House until the time of the next meeting;
 - (ii) if it is negatived, any business under discussion and not disposed of at the time of interruption of business shall be resumed immediately and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech;provided that these Sessional Orders shall not permit more than one adjournment debate each sitting day.
- (3) Any business under discussion and not disposed of at the time of the adjournment shall be set down on the Notice Paper for the next sitting and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
- (4) On the motion "That the House do now adjourn" the time available for the raising of matters on the motion be one hour and the time limit per Member be three minutes.
- (5) The time for raising matters, and the time limit per Member, shall not include the time taken for points of orders and other interruptions whilst a Member is speaking.
- 6 (1) Where a person who has been referred to by name, or in such a way as to be readily identified in the House or in the Committee of the Whole House, makes a submission in writing to the Speaker:
- (a) claiming that the person has been adversely affected in reputation or in respect of dealings or associations with others, or injured in occupation, trade, office or financial credit, or that the person's privacy has been unreasonably invaded, by reason of that reference to the person; and
 - (b) requesting that the person be able to incorporate an appropriate response in the parliamentary record
- and if the Speaker is satisfied:
- (c) that the subject of the submission is not so obviously trivial, or the submission so frivolous, vexatious or offensive in character as to make it inappropriate that it be considered by the Privileges Committee; and
 - (d) that it is practicable for the Committee to consider the submission under this Sessional Order
- the Speaker shall refer the submission to that Committee.

- (2) The Committee may decide not to consider a submission referred to it under this Sessional Order if the Committee considers that the subject of the submission is not sufficiently serious or the submission is frivolous, vexatious or offensive in character, and such a decision shall be reported to the House.
 - (3) If the Committee decides to consider a submission under this Sessional Order, the Committee may confer with the person who made the submission and any Member who referred in the House to that person.
 - (4) In considering a submission under this Sessional Order, the Committee shall meet in private session.
 - (5) The Committee shall not publish a submission referred to it under this Sessional Order or its proceedings in relation to such a submission, but may present minutes of its proceedings and all or part of such submission to the House.
 - (6) In considering a submission under this Sessional Order and reporting to the House the Committee shall not consider or judge the truth or any statements made in the House or Committee of the Whole House or of the submission.
 - (7) In its report to the House on a submission under this Sessional Order, the Committee may make either of the following recommendations:
 - (a) that no further action be taken by the House or by the Committee in relation to the submission; or
 - (b) that a response by the person who made the submission, in terms specified in the report and agreed to by the person and the Committee, be published by the House or incorporated in Hansard
and shall not make any other recommendations.
 - (8) A document presented to the House under paragraph (5) or (7):
 - (a) in the case of a response by a person who made a submission, shall be succinct and strictly relevant to the questions in issue and shall not contain anything offensive in character; and
 - (b) shall not contain any matter the publication of which would have the effect of:
 - (i) unreasonably adversely affecting or injuring a person, or unreasonably invading a person's privacy, in the manner referred to in paragraph (1); or
 - (ii) unreasonably adding to or aggravating any such adverse effect, injury or invasion of privacy suffered by a person.
 - (9) The Committee may agree to guidelines and procedures, not inconsistent with this Sessional Order, to apply to the consideration by it of submissions.
- 7 Standing Orders Nos 26 and 27 be suspended and that:
- (1) Precedence shall, subject to Sessional Order 10, be given to matters of public importance immediately after question time each sitting Tuesday, Thursday and Friday. A Member may propose to the Speaker that a definite matter of public importance be submitted to the House for discussion. Proposals for discussion accepted by the Speaker shall rotate between Members by application of the following process:

Total number of Members
Less Ministers and the Speaker
Balance equals the number of Members entitled to submit proposals

Of such entitled Members, rotation shall be in the ratio of: Liberal Party Members: National Party Members: Independent Members: Labor Party Members.

- (2) The Member proposing the matter shall present to the Speaker, not later than 5.00 pm on the day prior to the day on which a matter may be discussed, a written statement of the matter proposed to be discussed.
 - (3) In the event that more than one Member proposes matters for discussion on a particular day, the Speaker shall determine the subject for discussion.
 - (4) Only one matter shall be discussed on any one sitting day.
 - (5) On the day of the proposed discussion the Speaker shall read the written statement of the matter proposed to be discussed to the House. The Speaker shall then call upon the Member who had proposed the matter to speak.
 - (6) The discussion shall be no longer than one hour, the first speaker from the party forming Government and the first speaker not from such party may each speak for a maximum of 15 minutes and any other Member for a maximum of 10 minutes.
 - (7) At any time during the discussion, a motion may be made by any Member "That the business of the day be called on" and such motion shall be put forthwith and decided without amendment or debate and, if agreed to, the business of the day shall be proceeded with immediately. No other question seeking to end the discussion shall be proposed.
- 8 Standing Order No 104 be amended in the first paragraph by substituting "twenty minutes" for "thirty minutes".
- 9 Notwithstanding anything contained in the Standing Orders, during the present Session precedence shall be given to General Business until 2.00 pm or for four hours, whichever is the longer, each sitting Wednesday and the procedure for consideration of such General Business shall be as follows:
- (1) The right to nominate two items per sitting Wednesday shall be at the discretion of the Speaker and determined on a pro-rata basis according to the representation in the House other than from the party forming Government.
 - (2) These items can be either notices of motion or Orders of the Day and shall be notified to the Speaker by 5.00 pm on the previous day. In the absence of nominations by the stipulated time the right or rights to nominate is or are lost for that sitting Wednesday and the next item of General Business shall be called on.
 - (3) If the same item is nominated twice by different nominees that item shall be selected as the only nominated item for discussion.
 - (4) In the event that debate:
 - (a) on any one item continues for two hours; or
 - (b) on any combined item pursuant to paragraph (3) continues for four hours;the debate shall be interrupted and any item under discussion which is not disposed of at such time shall be set down on the Notice Paper for the next sitting day and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.

- (5) At the conclusion of the debate on the nominated item or items priority shall be given to motions for leave to bring in non-Government bills, Orders of the Day for the moving of the second reading of non-Government bills and consideration of petitions.
- (6) On the moving of the second reading of non-Government bills debate shall be adjourned for two weeks.
- 10 (1) If a Minister does not furnish an answer to a question on notice within 30 days of the asking of that question and does not, within that period, provide to the Member who asked the question an explanation satisfactory to that Member as to why an answer has not been provided, immediately after the conclusion of the daily answering of questions without notice on any sitting Tuesday, the Member may ask the relevant Minister for an explanation, provided that the total time for any such explanation or explanations shall not exceed 15 minutes.
- (2) In the event that a Minister does not provide an satisfactory explanation, the Member may give notice forthwith of a motion regarding the Minister's failure to provide either an satisfactory answer or an explanation and precedence over Government Business shall be given to such a motion on the next day of meeting: provided always that the time taken for consideration of such motions shall not be taken as forming part of the time allocated for General Business pursuant to Sessional Order 9.
- 11 (1) Following the presentation of a Report of the Scrutiny of Acts and Regulations Committee to the House which:
- (a) recommends under Part 5 of the Subordinate Legislation Act 1994 the disallowance in whole or in part of:
- (i) a statutory rule; or
- (ii) an instrument to which Part 5 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act; or
- (b) reports that there was a failure to table under section 15 of the Subordinate Legislation Act 1994:
- (i) a statutory rule; or
- (ii) an instrument to which section 15 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act —

a Member may give notice of a motion for the disallowance in whole or in part of such statutory rule or instrument which shall be set down for consideration to take precedence on the Notice Paper on the next sitting Thursday after notice is given.

- (2) A Member shall be entitled to give notice of a motion for the disallowance in whole or in part of:
- (a) a statutory rule; or
- (b) an instrument to which section 15 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act —

and such notice shall be set down for consideration to take precedence on the Notice paper on the next sitting Thursday after notice is given: provided that, where notice has been given pursuant to paragraph (1), such notice shall take precedence.

-
- (3) No Member shall speak for more than five minutes on any motion moved under this Sessional Order and the debate shall be no longer than two hours.
2. **MS ASHER** — To move, That this House notes the extremely strong financial position inherited by the current minority Labor Government and calls on the Government to deliver on their election promises to — (a) deliver a substantial operating surplus; (b) cut taxes; (c) deliver over \$400 million in new spending programs; and (d) reduce public sector debt and unfunded superannuation liabilities.
 3. **MR WELLS** — To move, That this House condemns the minority Labor Government for shelving the Scoresby Freeway without proper consultation, showing total disregard for employment growth and investment opportunities for the outer eastern metropolitan area, further demonstrating Labor's lack of understanding that north-south traffic on Stud Road and Springvale Road has reached full capacity, and notes that the Scoresby Freeway is essential for future projected traffic volumes, without which the outer eastern road network will face gridlock.
 4. **MR MAUGHAN** — To move, That this House condemns the minority Labor Government for putting in jeopardy the \$1.8 billion dairy deregulation package offered to the industry by the Federal Government, and that by ignoring the fact that the Domestic Market Support Scheme and each State's market milk legislation has a sunset clause for 30 June 2000, the livelihood of every Victorian dairy farmer is put at risk.
 5. **MR PLOWMAN** — To move, That this House condemns the minority Labor Government on its decision to permit the use of condom vending machines in government secondary schools.
 6. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government and the Minister for Education for their ideological vendetta in moving to abolish the highly successful Self-Governing Schools program, noting that fifty one government schools throughout the state face the prospect of uncertain futures as a result of the ideological tactics being pursued by the government.
 7. **MR LEIGH** — To move, That this House urges the minority Labor Government to implement the Kennett Government's election commitment to construct the Dingley bypass connecting South and Boundary Roads to the Springvale bypass and to commence construction in 2000, for completion in 2003.
 8. **MS PEULICH** — To move, That this House condemns the minority Labor Government for failing to initiate a full and open community debate about drug abuse and the efficacy of self injecting rooms as a way of reducing the drug problem.
 9. **MR PERTON** — To move, That this House condemns the minority Labor Government for its failure to provide Victorians with leadership and opportunity in new technologies, especially information and communications technologies and multimedia.
 10. **DR DEAN** — To move, That this House condemns the minority Labor Government for placing the rights of Victorian citizens who are members of unions above the rights of those who are not.

11. **MR WELLS** — To move, That this House condemns the minority Labor Government for axing the Knox Public Hospital Project, demonstrating their total disregard for the health needs of the outer east, noting that the hospital was to be built based on current and future projected demand for public health services and would have resulted in a dramatic reduction in the waiting lists for public patients in the outer east.
12. **MRS ELLIOTT** — To move, That this House condemns the minority Labor Government for its failure to commit to a new youth training centre for the rehabilitation of young offenders.
13. **MS BURKE** — To move, That this House condemns the minority Labor Government for the paucity of its policy for Victorian women.
14. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government for its ideological fixation against statewide LAP common testing for all grade 3 and grade 5 students and calls on the government to detail its alternative proposals for providing Victorian parents with appropriate education standard benchmarks for their children.
15. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government for not allocating sufficient funding for school-based welfare counsellors in government primary and secondary schools, in marked contrast to the previous government's strong commitment to students' welfare needs.
16. **MR CLARK** — To move, That this House condemns the minority Labor Government for attempting to blame the management of the Victorian WorkCover Authority for cost pressures that are due in large part to the impact of common law claims of the very sort that the government is proposing to reintroduce.
17. **MR RICHARDSON** — To move, That this House censures the Minister for Education for the misguided prioritising of the placement of condom vending machines in schools ahead of the announcement of genuine educational initiatives.
18. **MR THOMPSON** — To move, That this House condemns the minority Labor Government for its lack of commitment to preserving and protecting Port Phillip Bay, in contrast to the commitment of the former Kennett Government through the Bringing the Bay to Life initiative.
19. **DR DEAN** — To move, That he have leave to bring in a Bill to amend the Parliamentary Committees Act 1968 and for other purposes.

BUSINESS LISTED FOR FUTURE DAYS

TUESDAY 14 DECEMBER 1999

GOVERNMENT BUSINESS

ORDERS OF THE DAY

1. **CRIMES AT SEA BILL** — *(from Council)* — Second reading — *Resumption of debate (Dr Dean).*

-
2. **RAIL CORPORATIONS AND TRANSPORT ACTS (MISCELLANEOUS AMENDMENTS) BILL** — *(from Council)* — Second reading — *Resumption of debate (Mr Leigh)*.
 3. **GAS INDUSTRY (AMENDMENT) BILL** — *(from Council)* — Second reading — *Resumption of debate (Mr Plowman)*.

THURSDAY 16 DECEMBER 1999

GOVERNMENT BUSINESS

ORDERS OF THE DAY

1. **POLICE REGULATION (AMENDMENT) BILL** — Second reading — *Resumption of debate (Mr Ryan)*.
2. **DOMESTIC BUILDING CONTRACTS (AMENDMENT) BILL** — Second reading — *Resumption of debate (Dr Naphthine)*.

THURSDAY 23 DECEMBER 1999

GOVERNMENT BUSINESS

ORDER OF THE DAY

1. **CONSTITUTION (REFORM) BILL** — Second reading — *Resumption of debate (Dr Dean)*.

R W PURDEY
Clerk of the Legislative Assembly

A ANDRIANOPOULOS
Speaker

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES — Mrs Maddigan.

TEMPORARY CHAIRMEN — Ms Barker, Ms Davies, Mr Jasper, Mr Kilgour, Mr Loney, Mr Lupton, Mr Nardella, Mrs Peulich, Mr Phillips, Mr Flowman, Mr Richardson, Mr Savage and Mr Seitz.

* * * * *

SESSIONAL ORDERS

SUMMARY OF RESOLUTION ADOPTED BY THE HOUSE ON 4 NOVEMBER 1999

DAY AND HOUR OF MEETING — *Sessional Order 1*

Tuesday — 2.00 pm

Wednesday, Thursday — 9.30 am

ORDER OF BUSINESS — *Sessional Order 2*

Motions of want of confidence and matters concerning the privileges of the House shall take precedence. Subject to those, the order of business is:

Tuesdays

Oral Questions

Formal business

Statements by Members (15 minutes)

Government Business

General Business

Wednesdays (other than Grievance Day Wednesdays)

Formal business

Statements by Members (15 minutes)

Matters of Public Importance (2½ hours)

Government Business

Oral Questions (at 2.00 pm)

Government Business *continued*

General Business

Thursdays and Fridays

Formal business

Statements by Members (15 minutes)

Government Business

Oral Questions (at 2.00 pm)

Government Business *continued*

General Business

QUESTION TIME — *Sessional Order 3*

2.00 pm each day (other than on a Tuesday when a condolence motion may take precedence).

Any debate in progress at 2.00 pm shall be interrupted.

Any division, or division on a closure motion requiring a question to be brought to a conclusion, shall be concluded.

Question Time lasts for 30 minutes or until 10 questions have been answered, whichever is the longer.

GRIEVANCES — *Sessional Order 4*

Every third sitting Wednesday after the opening of the Session. The time limit for each member is 15 minutes and the whole debate is not to exceed two and a half hours.

Order of business on those days shall be:

Formal business
Statements by Members (15 minutes)
Grievances (2½ hours)
Government Business
Oral Questions (at 2.00 pm)
Government Business *continued*
General Business

ADJOURNMENT OF HOUSE — *Sessional Order 5*

At 10.00 pm each sitting day, provided that:

- (a) any division then in progress shall be completed; and
- (b) any Minister may move "That the Sitting be continued".

ADJOURNMENT DEBATE — *Sessional Order 5*

Time available for raising matters to be no more than 30 minutes.
Time limit per member to be three minutes.

GOVERNMENT BUSINESS PROGRAMMING COMMITTEE — *Sessional Order 6*

A Government Business Programming Committee may meet to determine the manner in which the House is to deal with Government Business of the week.

RIGHT OF REPLY — *Sessional Order 7*

A person who claims to have been adversely affected in reputation may make a written submission to the Speaker. The Speaker may refer the matter to the Privileges Committee.

STATEMENTS BY MEMBERS — *Sessional Order 8*

Statements may be made by members on any topic of concern. Each statement shall not exceed 90 seconds and the total debate shall not exceed 15 minutes.

MATTERS OF PUBLIC IMPORTANCE — *Sessional Order 9*

Discussion each sitting Wednesday, except for Grievance Days, is to be on a matter of definite public importance and is not to exceed two and a half hours. The lead speaker for the Government and the Opposition are limited to 15 minutes each; all other members are limited to 10 minutes each.

DISORDERLY CONDUCT OF MEMBERS — *Sessional Order 10*

The Speaker may order a member to withdraw from the House for up to one and a half hours if the Speaker considers the member's conduct to be disorderly. Such suspension does not prevent a member from returning to vote in a division.

TIME LIMIT OF SPEECHES — DEBATES IN THE HOUSE — *Sessional Order 11*

Subject to the provisos in Standing Order No 104, no member shall speak for more than 20 minutes in any debate in the House.

DIVISIONS BETWEEN 1.00 PM AND 2.00 PM — *Sessional Order 15*

Divisions shall not be permitted on any question between 1.00 pm and 2.00 pm. If a division is required, debate on the item shall stand adjourned until later that day and the next item of business shall be called on.

* * * * *

LEGISLATIVE ASSEMBLY OF VICTORIA

ORDER OF THE DAY

STATEMENTS BY MEMBERS — *Pursuant to Sessional Order 8*

GOVERNMENT BUSINESS

NOTICES OF MOTION

1. **MR BRACKS** — To move, That this House notes with concern the decline in services and infrastructure in rural and regional Victoria and congratulates country Victorians for standing up for their local communities by seeking to stop the decline and supporting policies that will revitalise their communities.
2. **MR HULLS** — To move, That this House condemns the Leader of the Opposition for his lack of action when as a Minister in the former Government he did nothing to stop the secret deals and lack of transparency and accountability that became a hallmark of the Kennett Government and congratulates the new Government for its commitment to open up Freedom of Information and lift the veil of secrecy over how business is transacted in Victoria.
3. **MR THWAITES** — To move, That this House condemns the previous Government for its mismanagement of the public hospital system and its disastrous privatisation of health services and congratulates the new Government for its commitment to put an end to privatisation of our health system and to improve services to ordinary Victorians.
4. **MS DELAHUNTY** — To move, That this House condemns the former Government for its cruel ideological experiment with our State School system and for its impact on our class rooms and standard of education and congratulates the new Government for its commitment to lower class sizes and quality education for all our students.
5. **MR HAERMAYER** — To move, That this House congratulates the Bracks Labor Government for its commitment to improving community safety by increasing police resources, putting 800 more police on the front line and introducing a comprehensive crime prevention strategy.

ORDERS OF THE DAY

1. **WATER (WATERWAY MANAGEMENT TARIFFS) BILL** — Second reading — *Resumption of debate (Dr Naphthine).*

2. **CRIMES AT SEA BILL** — *(from Council)* — Second reading — *Resumption of debate (Dr Dean).*
3. **RAIL CORPORATIONS AND TRANSPORT ACTS (MISCELLANEOUS AMENDMENTS) BILL** — *(from Council)* — Second reading — *Resumption of debate (Mr Leigh).*
4. **GAS INDUSTRY (AMENDMENT) BILL** — *(from Council)* — Second reading — *Resumption of debate (Mr Plowman).*
5. **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH** — Motion for — *Resumption of debate (Mr Honeywood).*
6. **MINISTERIAL STATEMENT — CONNECTING VICTORIA — THE VICTORIAN GOVERNMENT'S STRATEGY FOR INFORMATION AND COMMUNICATION TECHNOLOGIES** — *Resumption of debate on the question* — That this House takes note of the Ministerial Statement *(Ms Kosky).*
7. **ADMINISTRATION AND PROBATE (STATUTE LAW REVISION) BILL** — Second reading.

GENERAL BUSINESS

NOTICES OF MOTION

1. **MR McARTHUR** — To move, That —
 - 1 The House shall meet on Tuesday, Wednesday and Thursday, the Speaker to take the Chair at 2.00 pm on Tuesday and 9.30 am on Wednesday and Thursday.
 - 2 So much of Standing Orders be suspended to allow during the present Session that:
 - (1) Government Business shall take precedence over all other business save for motions of want of confidence in the Government and as provided for in
 - (2) Other than on Grievance Days pursuant to Sessional Order 4, the House is to proceed with its business each day in the following order unless a matter concerning the privileges of the House arises:
 - Tuesdays**
 - Oral Questions
 - Explanations (Sessional Order 10)
 - Matters of Public Importance (Sessional Order 7)
 - Formal business
 - Government Business
 - Wednesdays**
 - Formal business
 - General Business (Sessional Order 9)
 - Oral Questions (at 2.00 pm)
 - Motions under Sessional Order 10 (Questions on Notice)
 - Government Business

General Business

Thursdays

Formal business

General Business disallowance of statutory rules (Sessional Order 11)

Government Business

Oral Questions (at 2.00 pm)

Matters of Public Importance (Sessional Order 7)

Government Business continued

General Business

- (3) Where the House resolves to sit on a Friday, the order of business shall be as follows:

Formal business

Government Business

Oral Questions (at 2.00 pm)

Matters of Public Importance (Sessional Order 7)

Government Business continued

General Business

3 Notwithstanding Sessional Order 2:

- (1) So much of Standing Order No 124 as allows Members to ask oral questions without notice at the time of giving notices of motion be suspended and that Members ask oral questions without notice at 2.00 pm each sitting day (other than on a Tuesday where a motion expressing sorrow at the death of a Member or any other person may take precedence) and that:
- (a) on all Tuesdays questions may be asked from the time the Speaker calls on questions until the lapse of 45 minutes or 15 questions have been answered, whichever is the longer;
- (b) on all other days questions may be asked from the time the Speaker calls on questions until the lapse of 30 minutes or 10 questions have been answered, whichever is the longer; provided that these Sessional Orders shall not permit more than one question time each sitting day.
- (2) At 2.00 pm on each sitting day (other than a Tuesday) the Speaker shall interrupt the business before the House, including a Grievance Debate pursuant to Sessional Order 4, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business; provided that in the event that a division is in progress at 2.00 pm such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion.
- (3) Any business under discussion and not disposed of at 2.00 pm shall:
- (a) on Wednesdays:
- (i) where the time permitted for a Grievance Debate or consideration of General Business, pursuant to Sessional Orders 4 and 9 respectively, has not expired, such Grievance Debate or General Business shall resume immediately at the conclusion of oral questions;
- (ii) where the time for consideration of General Business has expired pursuant to Sessional Order 9, the business under discussion shall stand adjourned until later that day;

- (b) on Thursdays and Fridays be resumed immediately at the conclusion of Matters of Public Importance; and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
- (4) All answers to questions shall be direct, factual and succinct.
- 4 (1) Standing Order No 59 be suspended and, the first Order of the Day on every third sitting Wednesday after the opening of the Session shall be the question "That grievances be noted". Any Member may speak to such question for not more than 20 minutes and the whole discussion on the question shall not exceed four hours.
- (2) On Grievance Days so much of Standing Orders be suspended to allow during the present Session business to be called on in the following order unless a matter concerning the privileges of the House arises:
- Formal business
 Grievances (four hours)
 Motions under Sessional Order 10 (Questions on Notice)
 Government Business
 Oral Questions (at 2.00 pm)
 Government Business continued
 General Business
- 5 Notwithstanding the right of a Minister to move a motion for the adjournment of the House pursuant to Standing Order No 25:
- (1) On each sitting day, at the following times:
- Tuesdays: 10.00 pm
 Wednesdays: 10.00 pm
 Thursdays (where the House has not resolved to sit on a Friday): 4.30 pm
 Thursdays (where the House has resolved to sit on a Friday): 10.00 pm
 Fridays: 4.30 pm
- the Speaker shall interrupt the business before the House, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business provided that: in the event that a division is in progress at the time of such interruption such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion.
- (2) Upon such interruption of business:
- (a) Before a motion for the adjournment is proposed by the Speaker, a Minister may move that the sitting be continued; which motion shall be put forthwith without amendment or debate and if such motion is agreed to, the House or Committee shall resume the proceedings at the point at which they had been interrupted; or
- (b) If a Minister does not so move, or if such motion is defeated, the Speaker shall forthwith propose the question "That the House do now adjourn" which question shall be open to debate in accordance with the rules and practices of the House and paragraph (4); at the conclusion of the debate, the Speaker shall put the question and:
- (i) if it is carried in the affirmative, shall adjourn the House until the time of the next meeting;

- (ii) if it is negated, any business under discussion and not disposed of at the time of interruption of business shall be resumed immediately and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech;

provided that these Sessional Orders shall not permit more than one adjournment debate each sitting day.

- (3) Any business under discussion and not disposed of at the time of the adjournment shall be set down on the Notice Paper for the next sitting and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
 - (4) On the motion "That the House do now adjourn" the time available for the raising of matters on the motion be one hour and the time limit per Member be three minutes.
 - (5) The time for raising matters, and the time limit per Member, shall not include the time taken for points of orders and other interruptions whilst a Member is speaking.
- 6 (1) Where a person who has been referred to by name, or in such a way as to be readily identified in the House or in the Committee of the Whole House, makes a submission in writing to the Speaker:
- (a) claiming that the person has been adversely affected in reputation or in respect of dealings or associations with others, or injured in occupation, trade, office or financial credit, or that the person's privacy has been unreasonably invaded, by reason of that reference to the person; and
 - (b) requesting that the person be able to incorporate an appropriate response in the parliamentary record
- and if the Speaker is satisfied:
- (c) that the subject of the submission is not so obviously trivial, or the submission so frivolous, vexatious or offensive in character as to make it inappropriate that it be considered by the Privileges Committee; and
 - (d) that it is practicable for the Committee to consider the submission under this Sessional Order
- the Speaker shall refer the submission to that Committee.
- (2) The Committee may decide not to consider a submission referred to it under this Sessional Order if the Committee considers that the subject of the submission is not sufficiently serious or the submission is frivolous, vexatious or offensive in character, and such a decision shall be reported to the House.
 - (3) If the Committee decides to consider a submission under this Sessional Order, the Committee may confer with the person who made the submission and any Member who referred in the House to that person.
 - (4) In considering a submission under this Sessional Order, the Committee shall meet in private session.
 - (5) The Committee shall not publish a submission referred to it under this Sessional Order or its proceedings in relation to such a submission, but may present minutes of its proceedings and all or part of such submission to the House.
 - (6) In considering a submission under this Sessional Order and reporting to the House the Committee shall not consider or judge the truth or any statements made in the House or Committee of the Whole House or of the submission.

- (7) In its report to the House on a submission under this Sessional Order, the Committee may make either of the following recommendations:
- (a) that no further action be taken by the House or by the Committee in relation to the submission; or
 - (b) that a response by the person who made the submission, in terms specified in the report and agreed to by the person and the Committee, be published by the House or incorporated in Hansard and shall not make any other recommendations.
- (8) A document presented to the House under paragraph (5) or (7):
- (a) in the case of a response by a person who made a submission, shall be succinct and strictly relevant to the questions in issue and shall not contain anything offensive in character; and
 - (b) shall not contain any matter the publication of which would have the effect of:
 - (i) unreasonably adversely affecting or injuring a person, or unreasonably invading a person's privacy, in the manner referred to in paragraph (1); or
 - (ii) unreasonably adding to or aggravating any such adverse effect, injury or invasion of privacy suffered by a person.
- (9) The Committee may agree to guidelines and procedures, not inconsistent with this Sessional Order, to apply to the consideration by it of submissions.
- 7 Standing Orders Nos 26 and 27 be suspended and that:
- (1) Precedence shall, subject to Sessional Order 10, be given to matters of public importance immediately after question time each sitting Tuesday, Thursday and Friday. A Member may propose to the Speaker that a definite matter of public importance be submitted to the House for discussion. Proposals for discussion accepted by the Speaker shall rotate between Members by application of the following process:

Total number of Members
 Less Ministers and the Speaker
 Balance equals the number of Members entitled to submit proposals
 Of such entitled Members, rotation shall be in the ratio of: Liberal Party Members: National Party Members: Independent Members: Labor Party Members.
 - (2) The Member proposing the matter shall present to the Speaker, not later than 5.00 pm on the day prior to the day on which a matter may be discussed, a written statement of the matter proposed to be discussed.
 - (3) In the event that more than one Member proposes matters for discussion on a particular day, the Speaker shall determine the subject for discussion.
 - (4) Only one matter shall be discussed on any one sitting day.
 - (5) On the day of the proposed discussion the Speaker shall read the written statement of the matter proposed to be discussed to the House. The Speaker shall then call upon the Member who had proposed the matter to speak.

-
- (6) The discussion shall be no longer than one hour, the first speaker from the party forming Government and the first speaker not from such party may each speak for a maximum of 15 minutes and any other Member for a maximum of 10 minutes.
 - (7) At any time during the discussion, a motion may be made by any Member "That the business of the day be called on" and such motion shall be put forthwith and decided without amendment or debate and, if agreed to, the business of the day shall be proceeded with immediately. No other question seeking to end the discussion shall be proposed.
 - 8 Standing Order No 104 be amended in the first paragraph by substituting "twenty minutes" for "thirty minutes".
 - 9 Notwithstanding anything contained in the Standing Orders, during the present Session precedence shall be given to General Business until 2.00 pm or for four hours, whichever is the longer, each sitting Wednesday and the procedure for consideration of such General Business shall be as follows:
 - (1) The right to nominate two items per sitting Wednesday shall be at the discretion of the Speaker and determined on a pro-rata basis according to the representation in the House other than from the party forming Government.
 - (2) These items can be either notices of motion or Orders of the Day and shall be notified to the Speaker by 5.00 pm on the previous day. In the absence of nominations by the stipulated time the right or rights to nominate is or are lost for that sitting Wednesday and the next item of General Business shall be called on.
 - (3) If the same item is nominated twice by different nominees that item shall be selected as the only nominated item for discussion.
 - (4) In the event that debate:
 - (a) on any one item continues for two hours; or
 - (b) on any combined item pursuant to paragraph (3) continues for four hours;the debate shall be interrupted and any item under discussion which is not disposed of at such time shall be set down on the Notice Paper for the next sitting day and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
 - (5) At the conclusion of the debate on the nominated item or items priority shall be given to motions for leave to bring in non-Government bills, Orders of the Day for the moving of the second reading of non-Government bills and consideration of petitions.
 - (6) On the moving of the second reading of non-Government bills debate shall be adjourned for two weeks.
 - 10 (1) If a Minister does not furnish an answer to a question on notice within 30 days of the asking of that question and does not, within that period, provide to the Member who asked the question an explanation satisfactory to that Member as to why an answer has not been provided, immediately after the conclusion of the daily answering of questions without notice on any sitting Tuesday, the Member may ask the relevant Minister for an explanation, provided that the total time for any such explanation or explanations shall not exceed 15 minutes.

- (2) In the event that a Minister does not provide an satisfactory explanation, the Member may give notice forthwith of a motion regarding the Minister's failure to provide either an satisfactory answer or an explanation and precedence over Government Business shall be given to such a motion on the next day of meeting: provided always that the time taken for consideration of such motions shall not be taken as forming part of the time allocated for General Business pursuant to Sessional Order 9.
- 11 (1) Following the presentation of a Report of the Scrutiny of Acts and Regulations Committee to the House which:
- (a) recommends under Part 5 of the Subordinate Legislation Act 1994 the disallowance in whole or in part of:
 - (i) a statutory rule; or
 - (ii) an instrument to which Part 5 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act; or
 - (b) reports that there was a failure to table under section 15 of the Subordinate Legislation Act 1994:
 - (i) a statutory rule; or
 - (ii) an instrument to which section 15 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act —

a Member may give notice of a motion for the disallowance in whole or in part of such statutory rule or instrument which shall be set down for consideration to take precedence on the Notice Paper on the next sitting Thursday after notice is given.

- (2) A Member shall be entitled to give notice of a motion for the disallowance in whole or in part of:
- (a) a statutory rule; or
 - (b) an instrument to which section 15 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act —

and such notice shall be set down for consideration to take precedence on the Notice paper on the next sitting Thursday after notice is given: provided that, where notice has been given pursuant to paragraph (1), such notice shall take precedence.

- (3) No Member shall speak for more than five minutes on any motion moved under this Sessional Order and the debate shall be no longer than two hours.

2. **MS ASHER** — To move, That this House notes the extremely strong financial position inherited by the current minority Labor Government and calls on the Government to deliver on their election promises to — (a) deliver a substantial operating surplus; (b) cut taxes; (c) deliver over \$400 million in new spending programs; and (d) reduce public sector debt and unfunded superannuation liabilities.
3. **MR WELLS** — To move, That this House condemns the minority Labor Government for shelving the Scoresby Freeway without proper consultation, showing total disregard for employment growth and investment opportunities for the outer eastern metropolitan area, further demonstrating Labor's lack of understanding that north-south traffic on Stud Road and Springvale Road has reached full capacity, and notes that the Scoresby

Freeway is essential for future projected traffic volumes, without which the outer eastern road network will face gridlock.

4. **MR MAUGHAN** — To move, That this House condemns the minority Labor Government for putting in jeopardy the \$1.8 billion dairy deregulation package offered to the industry by the Federal Government, and that by ignoring the fact that the Domestic Market Support Scheme and each State's market milk legislation has a sunset clause for 30 June 2000, the livelihood of every Victorian dairy farmer is put at risk.
5. **MR PLOWMAN** — To move, That this House condemns the minority Labor Government on its decision to permit the use of condom vending machines in government secondary schools.
6. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government and the Minister for Education for their ideological vendetta in moving to abolish the highly successful Self-Governing Schools program, noting that fifty one government schools throughout the state face the prospect of uncertain futures as a result of the ideological tactics being pursued by the government.
7. **MR LEIGH** — To move, That this House urges the minority Labor Government to implement the Kennett Government's election commitment to construct the Dingley bypass connecting South and Boundary Roads to the Springvale bypass and to commence construction in 2000, for completion in 2003.
8. **MS PEULICH** — To move, That this House condemns the minority Labor Government for failing to initiate a full and open community debate about drug abuse and the efficacy of self injecting rooms as a way of reducing the drug problem.
9. **MR PERTON** — To move, That this House condemns the minority Labor Government for its failure to provide Victorians with leadership and opportunity in new technologies, especially information and communications technologies and multimedia.
10. **DR DEAN** — To move, That this House condemns the minority Labor Government for placing the rights of Victorian citizens who are members of unions above the rights of those who are not.
11. **MR WELLS** — To move, That this House condemns the minority Labor Government for axing the Knox Public Hospital Project, demonstrating their total disregard for the health needs of the outer east, noting that the hospital was to be built based on current and future projected demand for public health services and would have resulted in a dramatic reduction in the waiting lists for public patients in the outer east.
12. **MRS ELLIOTT** — To move, That this House condemns the minority Labor Government for its failure to commit to a new youth training centre for the rehabilitation of young offenders.
13. **MS BURKE** — To move, That this House condemns the minority Labor Government for the paucity of its policy for Victorian women.
14. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government for its ideological fixation against statewide LAP common testing for all grade 3 and grade 5 students and calls on the government to detail its alternative proposals for providing Victorian parents with appropriate education standard benchmarks for their children.

15. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government for not allocating sufficient funding for school-based welfare counsellors in government primary and secondary schools, in marked contrast to the previous government's strong commitment to students' welfare needs.
16. **MR CLARK** — To move, That this House condemns the minority Labor Government for attempting to blame the management of the Victorian WorkCover Authority for cost pressures that are due in large part to the impact of common law claims of the very sort that the government is proposing to reintroduce.
17. **MR RICHARDSON** — To move, That this House censures the Minister for Education for the misguided prioritising of the placement of condom vending machines in schools ahead of the announcement of genuine educational initiatives.
18. **MR THOMPSON** — To move, That this House condemns the minority Labor Government for its lack of commitment to preserving and protecting Port Phillip Bay, in contrast to the commitment of the former Kennett Government through the Bringing the Bay to Life initiative.
19. **DR DEAN** — To move, That he have leave to bring in a Bill to amend the Parliamentary Committees Act 1968 and for other purposes.

BUSINESS LISTED FOR FUTURE DAYS

THURSDAY 16 DECEMBER 1999

GOVERNMENT BUSINESS

ORDERS OF THE DAY

1. **POLICE REGULATION (AMENDMENT) BILL** — Second reading — *Resumption of debate (Mr Ryan).*
2. **DOMESTIC BUILDING CONTRACTS (AMENDMENT) BILL** — Second reading — *Resumption of debate (Dr Naphthine).*

THURSDAY 23 DECEMBER 1999

GOVERNMENT BUSINESS

ORDER OF THE DAY

1. **CONSTITUTION (REFORM) BILL** — Second reading — *Resumption of debate (Dr Dean).*

R W PURDEY
Clerk of the Legislative Assembly

A ANDRIANOPOULOS
Speaker

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES — Mrs Maddigan.

TEMPORARY CHAIRMEN — Ms Barker, Ms Davies, Mr Jasper, Mr Kilgour, Mr Loney, Mr Lupton, Mr Nardella, Mrs Peulich, Mr Phillips, Mr Plowman, Mr Richardson, Mr Savage and Mr Seitz.

* * * * *

SESSIONAL ORDERS

SUMMARY OF RESOLUTION ADOPTED BY THE HOUSE ON 4 NOVEMBER 1999

DAY AND HOUR OF MEETING — *Sessional Order 1*

Tuesday — 2.00 pm

Wednesday, Thursday — 9.30 am

ORDER OF BUSINESS — *Sessional Order 2*

Motions of want of confidence and matters concerning the privileges of the House shall take precedence. Subject to those, the order of business is:

Tuesdays

Oral Questions

Formal business

Statements by Members (15 minutes)

Government Business

General Business

Wednesdays (other than Grievance Day Wednesdays)

Formal business

Statements by Members (15 minutes)

Matters of Public Importance (2½ hours)

Government Business

Oral Questions (at 2.00 pm)

Government Business *continued*

General Business

Thursdays and Fridays

Formal business

Statements by Members (15 minutes)

Government Business

Oral Questions (at 2.00 pm)

Government Business *continued*

General Business

QUESTION TIME — *Sessional Order 3*

2.00 pm each day (other than on a Tuesday when a condolence motion may take precedence).

Any debate in progress at 2.00 pm shall be interrupted.

Any division, or division on a closure motion requiring a question to be brought to a conclusion, shall be concluded.

Question Time lasts for 30 minutes or until 10 questions have been answered, whichever is the longer.

GRIEVANCES — *Sessional Order 4*

Every third sitting Wednesday after the opening of the Session. The time limit for each member is 15 minutes and the whole debate is not to exceed two and a half hours.

Order of business on those days shall be:

- Formal business
- Statements by Members (15 minutes)
- Grievances (2½ hours)
- Government Business
- Oral Questions (at 2.00 pm)
- Government Business *continued*
- General Business

ADJOURNMENT OF HOUSE — *Sessional Order 5*

At 10.00 pm each sitting day, provided that:

- (a) any division then in progress shall be completed; and
- (b) any Minister may move "That the Sitting be continued".

ADJOURNMENT DEBATE — *Sessional Order 5*

Time available for raising matters to be no more than 30 minutes.
Time limit per member to be three minutes.

GOVERNMENT BUSINESS PROGRAMMING COMMITTEE — *Sessional Order 6*

A Government Business Programming Committee may meet to determine the manner in which the House is to deal with Government Business of the week.

RIGHT OF REPLY — *Sessional Order 7*

A person who claims to have been adversely affected in reputation may make a written submission to the Speaker. The Speaker may refer the matter to the Privileges Committee.

STATEMENTS BY MEMBERS — *Sessional Order 8*

Statements may be made by members on any topic of concern. Each statement shall not exceed 90 seconds and the total debate shall not exceed 15 minutes.

MATTERS OF PUBLIC IMPORTANCE — *Sessional Order 9*

Discussion each sitting Wednesday, except for Grievance Days, is to be on a matter of definite public importance and is not to exceed two and a half hours. The lead speaker for the Government and the Opposition are limited to 15 minutes each; all other members are limited to 10 minutes each.

DISORDERLY CONDUCT OF MEMBERS — *Sessional Order 10*

The Speaker may order a member to withdraw from the House for up to one and a half hours if the Speaker considers the member's conduct to be disorderly. Such suspension does not prevent a member from returning to vote in a division.

TIME LIMIT OF SPEECHES — DEBATES IN THE HOUSE — *Sessional Order 11*

Subject to the provisos in Standing Order No 104, no member shall speak for more than 20 minutes in any debate in the House.

DIVISIONS BETWEEN 1.00 PM AND 2.00 PM — *Sessional Order 15*

Divisions shall not be permitted on any question between 1.00 pm and 2.00 pm. If a division is required, debate on the item shall stand adjourned until later that day and the next item of business shall be called on.

* * * * *

LEGISLATIVE ASSEMBLY OF VICTORIA

ORDERS OF THE DAY

STATEMENTS BY MEMBERS — *Pursuant to Sessional Order 8*

GRIEVANCES — *Debate on the question* — That grievances be noted.

GOVERNMENT BUSINESS

NOTICES OF MOTION

1. **MR BRACKS** — To move, That this House notes with concern the decline in services and infrastructure in rural and regional Victoria and congratulates country Victorians for standing up for their local communities by seeking to stop the decline and supporting policies that will revitalise their communities.
2. **MR HULLS** — To move, That this House condemns the Leader of the Opposition for his lack of action when as a Minister in the former Government he did nothing to stop the secret deals and lack of transparency and accountability that became a hallmark of the Kennett Government and congratulates the new Government for its commitment to open up Freedom of Information and lift the veil of secrecy over how business is transacted in Victoria.
3. **MR THWAITES** — To move, That this House condemns the previous Government for its mismanagement of the public hospital system and its disastrous privatisation of health services and congratulates the new Government for its commitment to put an end to privatisation of our health system and to improve services to ordinary Victorians.
4. **MS DELAHUNTY** — To move, That this House condemns the former Government for its cruel ideological experiment with our State School system and for its impact on our class rooms and standard of education and congratulates the new Government for its commitment to lower class sizes and quality education for all our students.
5. **MR HAERMAYER** — To move, That this House congratulates the Bracks Labor Government for its commitment to improving community safety by increasing police resources, putting 800 more police on the front line and introducing a comprehensive crime prevention strategy.
- *6. **MR BATCHELOR** — To move, That he have leave to bring in a Bill to amend the Melbourne City Link Act 1995 and for other purposes.

- *7. **MR HULLS** — To move, That he have leave to bring in a Bill to amend the Constitution Act 1975, the County Court Act 1958, the Magistrates' Court Act 1989 and the Judicial Remuneration Tribunal Act 1995 with respect to the remuneration and related expenses of judges, masters and magistrates, to repeal section 18(1A) and (1B) of the Sentencing Act 1991, to amend the Victorian Civil and Administrative Tribunal Act 1998 and for other purposes.
- *8. **MR HULLS** — To move, That he have leave to bring in a Bill to re-enact with amendments the law relating to juries, to repeal the Juries Act 1967 and for other purposes.

ORDERS OF THE DAY

- 1 **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH** — Motion for — *Resumption of debate (Mr Honeywood).*
- 2 **GAS INDUSTRY (AMENDMENT) BILL** — *(from Council)* — Second reading — *Resumption of debate (Mr Plowman).*
- 3 **RAIL CORPORATIONS AND TRANSPORT ACTS (MISCELLANEOUS AMENDMENTS) BILL** — *(from Council)* — Second reading — *Resumption of debate (Mr Leigh).*
- 4 **CRIMES AT SEA BILL** — *(from Council)* — Second reading — *Resumption of debate (Mr McIntosh)*
- 5 **MINISTERIAL STATEMENT — CONNECTING VICTORIA — THE VICTORIAN GOVERNMENT'S STRATEGY FOR INFORMATION AND COMMUNICATION TECHNOLOGIES** — *Resumption of debate on the question* — That this House takes note of the Ministerial Statement *(Ms Kosky).*
- 6 **ADMINISTRATION AND PROBATE (STATUTE LAW REVISION) BILL** — Second reading.

GENERAL BUSINESS

NOTICES OF MOTION

1. **MR McARTHUR** — To move, That —
 - 1 The House shall meet on Tuesday, Wednesday and Thursday, the Speaker to take the Chair at 2.00 pm on Tuesday and 9.30 am on Wednesday and Thursday.
 - 2 So much of Standing Orders be suspended to allow during the present Session that:
 - (1) Government Business shall take precedence over all other business save for motions of want of confidence in the Government and as provided for in

- (2) Other than on Grievance Days pursuant to Sessional Order 4, the House is to proceed with its business each day in the following order unless a matter concerning the privileges of the House arises:

Tuesdays

Oral Questions

Explanations (Sessional Order 10)

Matters of Public Importance (Sessional Order 7)

Formal business

Government Business

Wednesdays

Formal business

General Business (Sessional Order 9)

Oral Questions (at 2.00 pm)

Motions under Sessional Order 10 (Questions on Notice)

Government Business

General Business

Thursdays

Formal business

General Business disallowance of statutory rules (Sessional Order 11)

Government Business

Oral Questions (at 2.00 pm)

Matters of Public Importance (Sessional Order 7)

Government Business continued

General Business

- (3) Where the House resolves to sit on a Friday, the order of business shall be as follows:

Formal business

Government Business

Oral Questions (at 2.00 pm)

Matters of Public Importance (Sessional Order 7)

Government Business continued

General Business

3 Notwithstanding Sessional Order 2:

- (1) So much of Standing Order No 124 as allows Members to ask oral questions without notice at the time of giving notices of motion be suspended and that Members ask oral questions without notice at 2.00 pm each sitting day (other than on a Tuesday where a motion expressing sorrow at the death of a Member or any other person may take precedence) and that:
- (a) on all Tuesdays questions may be asked from the time the Speaker calls on questions until the lapse of 45 minutes or 15 questions have been answered, whichever is the longer;
- (b) on all other days questions may be asked from the time the Speaker calls on questions until the lapse of 30 minutes or 10 questions have been answered, whichever is the longer; provided that these Sessional Orders shall not permit more than one question time each sitting day.
- (2) At 2.00 pm on each sitting day (other than a Tuesday) the Speaker shall interrupt the business before the House, including a Grievance Debate pursuant to Sessional Order 4, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business; provided that in the

event that a division is in progress at 2.00 pm such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion.

- (3) Any business under discussion and not disposed of at 2.00 pm shall:
- (a) on Wednesdays:
 - (i) where the time permitted for a Grievance Debate or consideration of General Business, pursuant to Sessional Orders 4 and 9 respectively, has not expired, such Grievance Debate or General Business shall resume immediately at the conclusion of oral questions;
 - (ii) where the time for consideration of General Business has expired pursuant to Sessional Order 9, the business under discussion shall stand adjourned until later that day;
 - (b) on Thursdays and Fridays be resumed immediately at the conclusion of Matters of Public Importance; and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
- (4) All answers to questions shall be direct, factual and succinct.
- 4 (1) Standing Order No 59 be suspended and, the first Order of the Day on every third sitting Wednesday after the opening of the Session shall be the question "That grievances be noted". Any Member may speak to such question for not more than 20 minutes and the whole discussion on the question shall not exceed four hours.
- (2) On Grievance Days so much of Standing Orders be suspended to allow during the present Session business to be called on in the following order unless a matter concerning the privileges of the House arises:
- Formal business
 - Grievances (four hours)
 - Motions under Sessional Order 10 (Questions on Notice)
 - Government Business
 - Oral Questions (at 2.00 pm)
 - Government Business continued
 - General Business
- 5 Notwithstanding the right of a Minister to move a motion for the adjournment of the House pursuant to Standing Order No 25:
- (1) On each sitting day, at the following times:
 - Tuesdays: 10.00 pm
 - Wednesdays: 10.00 pm
 - Thursdays (where the House has not resolved to sit on a Friday): 4.30 pm
 - Thursdays (where the House has resolved to sit on a Friday): 10.00 pm
 - Fridays: 4.30 pm
- the Speaker shall interrupt the business before the House, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business provided that: in the event that a division is in progress at the time of such interruption such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion.

- (2) Upon such interruption of business:
- (a) Before a motion for the adjournment is proposed by the Speaker, a Minister may move that the sitting be continued; which motion shall be put forthwith without amendment or debate and if such motion is agreed to, the House or Committee shall resume the proceedings at the point at which they had been interrupted; or
 - (b) If a Minister does not so move, or if such motion is defeated, the Speaker shall forthwith propose the question "That the House do now adjourn" which question shall be open to debate in accordance with the rules and practices of the House and paragraph (4); at the conclusion of the debate, the Speaker shall put the question and:
 - (i) if it is carried in the affirmative, shall adjourn the House until the time of the next meeting;
 - (ii) if it is negatived, any business under discussion and not disposed of at the time of interruption of business shall be resumed immediately and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech;

provided that these Sessional Orders shall not permit more than one adjournment debate each sitting day.
- (3) Any business under discussion and not disposed of at the time of the adjournment shall be set down on the Notice Paper for the next sitting and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
- (4) On the motion "That the House do now adjourn" the time available for the raising of matters on the motion be one hour and the time limit per Member be three minutes.
- (5) The time for raising matters, and the time limit per Member, shall not include the time taken for points of orders and other interruptions whilst a Member is speaking.
- 6 (1) Where a person who has been referred to by name, or in such a way as to be readily identified in the House or in the Committee of the Whole House, makes a submission in writing to the Speaker:
- (a) claiming that the person has been adversely affected in reputation or in respect of dealings or associations with others, or injured in occupation, trade, office or financial credit, or that the person's privacy has been unreasonably invaded, by reason of that reference to the person; and
 - (b) requesting that the person be able to incorporate an appropriate response in the parliamentary record
- and if the Speaker is satisfied:
- (c) that the subject of the submission is not so obviously trivial, or the submission so frivolous, vexatious or offensive in character as to make it inappropriate that it be considered by the Privileges Committee; and
 - (d) that it is practicable for the Committee to consider the submission under this Sessional Order
- the Speaker shall refer the submission to that Committee.
- (2) The Committee may decide not to consider a submission referred to it under this Sessional Order if the Committee considers that the subject of the submission is

not sufficiently serious or the submission is frivolous, vexatious or offensive in character, and such a decision shall be reported to the House.

- (3) If the Committee decides to consider a submission under this Sessional Order, the Committee may confer with the person who made the submission and any Member who referred in the House to that person.
 - (4) In considering a submission under this Sessional Order, the Committee shall meet in private session.
 - (5) The Committee shall not publish a submission referred to it under this Sessional Order or its proceedings in relation to such a submission, but may present minutes of its proceedings and all or part of such submission to the House.
 - (6) In considering a submission under this Sessional Order and reporting to the House the Committee shall not consider or judge the truth or any statements made in the House or Committee of the Whole House or of the submission.
 - (7) In its report to the House on a submission under this Sessional Order, the Committee may make either of the following recommendations:
 - (a) that no further action be taken by the House or by the Committee in relation to the submission; or
 - (b) that a response by the person who made the submission, in terms specified in the report and agreed to by the person and the Committee, be published by the House or incorporated in Hansard
and shall not make any other recommendations.
 - (8) A document presented to the House under paragraph (5) or (7):
 - (a) in the case of a response by a person who made a submission, shall be succinct and strictly relevant to the questions in issue and shall not contain anything offensive in character; and
 - (b) shall not contain any matter the publication of which would have the effect of:
 - (i) unreasonably adversely affecting or injuring a person, or unreasonably invading a person's privacy, in the manner referred to in paragraph (1); or
 - (ii) unreasonably adding to or aggravating any such adverse effect, injury or invasion of privacy suffered by a person.
 - (9) The Committee may agree to guidelines and procedures, not inconsistent with this Sessional Order, to apply to the consideration by it of submissions.
- 7 Standing Orders Nos 26 and 27 be suspended and that:
- (1) Precedence shall, subject to Sessional Order 10, be given to matters of public importance immediately after question time each sitting Tuesday, Thursday and Friday. A Member may propose to the Speaker that a definite matter of public importance be submitted to the House for discussion. Proposals for discussion accepted by the Speaker shall rotate between Members by application of the following process:

Total number of Members

Less Ministers and the Speaker

Balance equals the number of Members entitled to submit proposals

Of such entitled Members, rotation shall be in the ratio of: Liberal Party Members: National Party Members: Independent Members: Labor Party Members.

- (2) The Member proposing the matter shall present to the Speaker, not later than 5.00 pm on the day prior to the day on which a matter may be discussed, a written statement of the matter proposed to be discussed.
 - (3) In the event that more than one Member proposes matters for discussion on a particular day, the Speaker shall determine the subject for discussion.
 - (4) Only one matter shall be discussed on any one sitting day.
 - (5) On the day of the proposed discussion the Speaker shall read the written statement of the matter proposed to be discussed to the House. The Speaker shall then call upon the Member who had proposed the matter to speak.
 - (6) The discussion shall be no longer than one hour, the first speaker from the party forming Government and the first speaker not from such party may each speak for a maximum of 15 minutes and any other Member for a maximum of 10 minutes.
 - (7) At any time during the discussion, a motion may be made by any Member "That the business of the day be called on" and such motion shall be put forthwith and decided without amendment or debate and, if agreed to, the business of the day shall be proceeded with immediately. No other question seeking to end the discussion shall be proposed.
- 8 Standing Order No 104 be amended in the first paragraph by substituting "twenty minutes" for "thirty minutes".
- 9 Notwithstanding anything contained in the Standing Orders, during the present Session precedence shall be given to General Business until 2.00 pm or for four hours, whichever is the longer, each sitting Wednesday and the procedure for consideration of such General Business shall be as follows:
- (1) The right to nominate two items per sitting Wednesday shall be at the discretion of the Speaker and determined on a pro-rata basis according to the representation in the House other than from the party forming Government.
 - (2) These items can be either notices of motion or Orders of the Day and shall be notified to the Speaker by 5.00 pm on the previous day. In the absence of nominations by the stipulated time the right or rights to nominate is or are lost for that sitting Wednesday and the next item of General Business shall be called on.
 - (3) If the same item is nominated twice by different nominees that item shall be selected as the only nominated item for discussion.
 - (4) In the event that debate:
 - (a) on any one item continues for two hours; or
 - (b) on any combined item pursuant to paragraph (3) continues for four hours;the debate shall be interrupted and any item under discussion which is not disposed of at such time shall be set down on the Notice Paper for the next sitting day and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
 - (5) At the conclusion of the debate on the nominated item or items priority shall be given to motions for leave to bring in non-Government bills, Orders of the Day

for the moving of the second reading of non-Government bills and consideration of petitions.

- (6) On the moving of the second reading of non-Government bills debate shall be adjourned for two weeks.
- 10 (1) If a Minister does not furnish an answer to a question on notice within 30 days of the asking of that question and does not, within that period, provide to the Member who asked the question an explanation satisfactory to that Member as to why an answer has not been provided, immediately after the conclusion of the daily answering of questions without notice on any sitting Tuesday, the Member may ask the relevant Minister for an explanation, provided that the total time for any such explanation or explanations shall not exceed 15 minutes.
- (2) In the event that a Minister does not provide a satisfactory explanation, the Member may give notice forthwith of a motion regarding the Minister's failure to provide either an satisfactory answer or an explanation and precedence over Government Business shall be given to such a motion on the next day of meeting; provided always that the time taken for consideration of such motions shall not be taken as forming part of the time allocated for General Business pursuant to Sessional Order 9.
- 11 (1) Following the presentation of a Report of the Scrutiny of Acts and Regulations Committee to the House which:
- (a) recommends under Part 5 of the Subordinate Legislation Act 1994 the disallowance in whole or in part of:
- (i) a statutory rule; or
- (ii) an instrument to which Part 5 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act; or
- (b) reports that there was a failure to table under section 15 of the Subordinate Legislation Act 1994:
- (i) a statutory rule; or
- (ii) an instrument to which section 15 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act —

a Member may give notice of a motion for the disallowance in whole or in part of such statutory rule or instrument which shall be set down for consideration to take precedence on the Notice Paper on the next sitting Thursday after notice is given.

- (2) A Member shall be entitled to give notice of a motion for the disallowance in whole or in part of:
- (a) a statutory rule; or
- (b) an instrument to which section 15 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act —

and such notice shall be set down for consideration to take precedence on the Notice paper on the next sitting Thursday after notice is given: provided that, where notice has been given pursuant to paragraph (1), such notice shall take precedence.

- (3) No Member shall speak for more than five minutes on any motion moved under this Sessional Order and the debate shall be no longer than two hours.

2. **MS ASHER** — To move, That this House notes the extremely strong financial position inherited by the current minority Labor Government and calls on the Government to deliver on their election promises to — (a) deliver a substantial operating surplus; (b) cut taxes; (c) deliver over \$400 million in new spending programs; and (d) reduce public sector debt and unfunded superannuation liabilities.
3. **MR WELLS** — To move, That this House condemns the minority Labor Government for shelving the Scoresby Freeway without proper consultation, showing total disregard for employment growth and investment opportunities for the outer eastern metropolitan area, further demonstrating Labor's lack of understanding that north-south traffic on Stud Road and Springvale Road has reached full capacity, and notes that the Scoresby Freeway is essential for future projected traffic volumes, without which the outer eastern road network will face gridlock.
4. **MR MAUGHAN** — To move, That this House condemns the minority Labor Government for putting in jeopardy the \$1.8 billion dairy deregulation package offered to the industry by the Federal Government, and that by ignoring the fact that the Domestic Market Support Scheme and each State's market milk legislation has a sunset clause for 30 June 2000, the livelihood of every Victorian dairy farmer is put at risk.
5. **MR PLOWMAN** — To move, That this House condemns the minority Labor Government on its decision to permit the use of condom vending machines in government secondary schools.
6. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government and the Minister for Education for their ideological vendetta in moving to abolish the highly successful Self-Governing Schools program, noting that fifty one government schools throughout the state face the prospect of uncertain futures as a result of the ideological tactics being pursued by the government.
7. **MR LEIGH** — To move, That this House urges the minority Labor Government to implement the Kennett Government's election commitment to construct the Dingley bypass connecting South and Boundary Roads to the Springvale bypass and to commence construction in 2000, for completion in 2003.
8. **MS PEULICH** — To move, That this House condemns the minority Labor Government for failing to initiate a full and open community debate about drug abuse and the efficacy of self injecting rooms as a way of reducing the drug problem.
9. **MR PERTON** — To move, That this House condemns the minority Labor Government for its failure to provide Victorians with leadership and opportunity in new technologies, especially information and communications technologies and multimedia.
10. **DR DEAN** — To move, That this House condemns the minority Labor Government for placing the rights of Victorian citizens who are members of unions above the rights of those who are not.
11. **MR WELLS** — To move, That this House condemns the minority Labor Government for axing the Knox Public Hospital Project, demonstrating their total disregard for the health needs of the outer east, noting that the hospital was to be built based on current and future projected demand for public health services and would have resulted in a dramatic reduction in the waiting lists for public patients in the outer east.

12. **MRS ELLIOTT** — To move, That this House condemns the minority Labor Government for its failure to commit to a new youth training centre for the rehabilitation of young offenders.
13. **MS BURKE** — To move, That this House condemns the minority Labor Government for the paucity of its policy for Victorian women.
14. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government for its ideological fixation against statewide LAP common testing for all grade 3 and grade 5 students and calls on the government to detail its alternative proposals for providing Victorian parents with appropriate education standard benchmarks for their children.
15. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government for not allocating sufficient funding for school-based welfare counsellors in government primary and secondary schools, in marked contrast to the previous government's strong commitment to students' welfare needs.
16. **MR CLARK** — To move, That this House condemns the minority Labor Government for attempting to blame the management of the Victorian WorkCover Authority for cost pressures that are due in large part to the impact of common law claims of the very sort that the government is proposing to reintroduce.
17. **MR RICHARDSON** — To move, That this House censures the Minister for Education for the misguided prioritising of the placement of condom vending machines in schools ahead of the announcement of genuine educational initiatives.
18. **MR THOMPSON** — To move, That this House condemns the minority Labor Government for its lack of commitment to preserving and protecting Port Phillip Bay, in contrast to the commitment of the former Kennett Government through the Bringing the Bay to Life initiative.
19. **DR DEAN** — To move, That he have leave to bring in a Bill to amend the Parliamentary Committees Act 1968 and for other purposes.

BUSINESS LISTED FOR FUTURE DAYS

THURSDAY 16 DECEMBER 1999

GOVERNMENT BUSINESS

ORDERS OF THE DAY

1. **POLICE REGULATION (AMENDMENT) BILL** — Second reading — *Resumption of debate (Mr Ryan).*
2. **DOMESTIC BUILDING CONTRACTS (AMENDMENT) BILL** — Second reading — *Resumption of debate (Dr Napthine).*

THURSDAY 23 DECEMBER 1999

GOVERNMENT BUSINESS

ORDER OF THE DAY

1. **CONSTITUTION (REFORM) BILL** — Second reading — *Resumption of debate (Dr Dean).*

R W PURDEY
Clerk of the Legislative Assembly

A ANDRIANOPOULOS
Speaker

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES — Mrs Maddigan.

TEMPORARY CHAIRMEN — Ms Barker, Ms Davies, Mr Jasper, Mr Kilgour, Mr Loney, Mr Lupton, Mr Nardella, Mrs Peulich, Mr Phillips, Mr Plowman, Mr Richardson, Mr Savage and Mr Seitz.

* * * * *

DRUGS AND CRIME PREVENTION COMMITTEE — Mr Jasper, Mr Lupton, Mr Mildenhall, Mr Wells and Mr Wynne.

ENVIRONMENT AND NATURAL RESOURCES COMMITTEE — Mr Delahunty, Ms Duncan, Mr Ingram, Ms Lindell, Mr Mulder and Mr Seitz.

FAMILY AND COMMUNITY DEVELOPMENT COMMITTEE — Mr Hardman, Mr Lim, Mr Nardella, Mrs Peulich and Mr Wilson.

HOUSE COMMITTEE — Mr Speaker (*ex-officio*), Ms Beattie, Mr Kilgour, Mr Leigh, Mr Leighton, Ms McCall and Mr Savage.

LAW REFORM COMMITTEE — Mr Languiller, Mr McIntosh, Mr Stensholt and Mr Thompson.

LIBRARY COMMITTEE — Mr Speaker, Ms Duncan, Mr Languiller, Mrs Peulich and Mr Seitz.

PRINTING COMMITTEE — Mr Speaker, Ms Gillett, Mr Nardella and Mr Richardson.

PRIVILEGES COMMITTEE — Mr Cooper, Mr Holding, Mr Hulls, Mr Loney, Mr Maclellan, Mr Maughan, Mr Nardella, Mr Plowman and Mr Thwaites.

PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE — Ms Asher, Ms Barker, Ms Davies, Mr Holding, Mr Loney and Mrs Maddigan.

ROAD SAFETY COMMITTEE — Mr Kilgour, Mr Langdon, Mr Plowman, Mr Trezise and Mr Spry.

SCRUTINY OF ACTS AND REGULATIONS COMMITTEE — Ms Beattie, Mr Carli, Mr Dixon, Ms Gillett and Mr Robinson.

STANDING ORDERS — Mr Speaker, Mr Jasper, Mr Langdon, Mr Lenders, Mrs Maddigan, Mr McArthur and Mr Perton.

SESSIONAL ORDERS

SUMMARY OF RESOLUTION ADOPTED BY THE HOUSE ON 4 NOVEMBER 1999

DAY AND HOUR OF MEETING — *Sessional Order 1*

Tuesday — 2.00 pm
Wednesday, Thursday — 9.30 am

ORDER OF BUSINESS — *Sessional Order 2*

Motions of want of confidence and matters concerning the privileges of the House shall take precedence. Subject to those, the order of business is:

Tuesdays

Oral Questions
Formal business
Statements by Members (15 minutes)
Government Business
General Business

Wednesdays (other than Grievance Day Wednesdays)

Formal business
Statements by Members (15 minutes)
Matters of Public Importance (2½ hours)
Government Business
Oral Questions (at 2.00 pm)
Government Business *continued*
General Business

Thursdays and Fridays

Formal business
Statements by Members (15 minutes)
Government Business
Oral Questions (at 2.00 pm)
Government Business *continued*
General Business

QUESTION TIME — *Sessional Order 3*

2.00 pm each day (other than on a Tuesday when a condolence motion may take precedence).

Any debate in progress at 2.00 pm shall be interrupted.

Any division, or division on a closure motion requiring a question to be brought to a conclusion, shall be concluded.

Question Time lasts for 30 minutes or until 10 questions have been answered, whichever is the longer.

GRIEVANCES — *Sessional Order 4*

Every third sitting Wednesday after the opening of the Session. The time limit for each member is 15 minutes and the whole debate is not to exceed two and a half hours.

Order of business on those days shall be:

Formal business
 Statements by Members (15 minutes)
 Grievances (2½ hours)
 Government Business
 Oral Questions (at 2.00 pm)
 Government Business *continued*
 General Business

ADJOURNMENT OF HOUSE — *Sessional Order 5*

At 10.00 pm each sitting day, provided that:

- (a) any division then in progress shall be completed; and
- (b) any Minister may move "That the Sitting be continued".

ADJOURNMENT DEBATE — *Sessional Order 5*

Time available for raising matters to be no more than 30 minutes.
 Time limit per member to be three minutes.

GOVERNMENT BUSINESS PROGRAMMING COMMITTEE — *Sessional Order 6*

A Government Business Programming Committee may meet to determine the manner in which the House is to deal with Government Business of the week.

RIGHT OF REPLY — *Sessional Order 7*

A person who claims to have been adversely affected in reputation may make a written submission to the Speaker. The Speaker may refer the matter to the Privileges Committee.

STATEMENTS BY MEMBERS — *Sessional Order 8*

Statements may be made by members on any topic of concern. Each statement shall not exceed 90 seconds and the total debate shall not exceed 15 minutes.

MATTERS OF PUBLIC IMPORTANCE — *Sessional Order 9*

Discussion each sitting Wednesday, except for Grievance Days, is to be on a matter of definite public importance and is not to exceed two and a half hours. The lead speaker for the Government and the Opposition are limited to 15 minutes each; all other members are limited to 10 minutes each.

DISORDERLY CONDUCT OF MEMBERS — *Sessional Order 10*

The Speaker may order a member to withdraw from the House for up to one and a half hours if the Speaker considers the member's conduct to be disorderly. Such suspension does not prevent a member from returning to vote in a division.

TIME LIMIT OF SPEECHES — DEBATES IN THE HOUSE — *Sessional Order 11*

Subject to the provisos in Standing Order No 104, no member shall speak for more than 20 minutes in any debate in the House.

DIVISIONS BETWEEN 1.00 PM AND 2.00 PM — *Sessional Order 15*

Divisions shall not be permitted on any question between 1.00 pm and 2.00 pm. If a division is required, debate on the item shall stand adjourned until later that day and the next item of business shall be called on.

* * * * *

LEGISLATIVE ASSEMBLY OF VICTORIA

ORDER OF THE DAY

STATEMENTS BY MEMBERS — *Pursuant to Sessional Order 8*

GOVERNMENT BUSINESS

NOTICES OF MOTION

1. **MR BRACKS** — To move, That this House notes with concern the decline in services and infrastructure in rural and regional Victoria and congratulates country Victorians for standing up for their local communities by seeking to stop the decline and supporting policies that will revitalise their communities.
2. **MR HULLS** — To move, That this House condemns the Leader of the Opposition for his lack of action when as a Minister in the former Government he did nothing to stop the secret deals and lack of transparency and accountability that became a hallmark of the Kennett Government and congratulates the new Government for its commitment to open up Freedom of Information and lift the veil of secrecy over how business is transacted in Victoria.
3. **MR THWAITES** — To move, That this House condemns the previous Government for its mismanagement of the public hospital system and its disastrous privatisation of health services and congratulates the new Government for its commitment to put an end to privatisation of our health system and to improve services to ordinary Victorians.
4. **MS DELAHUNTY** — To move, That this House condemns the former Government for its cruel ideological experiment with our State School system and for its impact on our class rooms and standard of education and congratulates the new Government for its commitment to lower class sizes and quality education for all our students.
5. **MR HAERMAYER** — To move, That this House congratulates the Bracks Labor Government for its commitment to improving community safety by increasing police resources, putting 800 more police on the front line and introducing a comprehensive crime prevention strategy.

ORDERS OF THE DAY

- *1. **JURIES BILL** — Second reading.

- *2. COURTS AND TRIBUNALS LEGISLATION (AMENDMENT) BILL — Second reading.
- *3. MELBOURNE CITY LINK (AMENDMENT) BILL — Second reading.
4. POLICE REGULATION (AMENDMENT) BILL — Second reading — *Resumption of debate (Mr Ryan).*
5. CRIMES AT SEA BILL — *(from Council)* — Second reading — *Resumption of debate (Mr McIntosh)*
6. RAIL CORPORATIONS AND TRANSPORT ACTS (MISCELLANEOUS AMENDMENTS) BILL — *(from Council)* — Second reading — *Resumption of debate (Mr Richardson).*
7. ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH — Motion for — *Resumption of debate (Mr Maughan).*
8. DOMESTIC BUILDING CONTRACTS (AMENDMENT) BILL — Second reading — *Resumption of debate (Dr Naphthine).*
9. MINISTERIAL STATEMENT — CONNECTING VICTORIA — THE VICTORIAN GOVERNMENT'S STRATEGY FOR INFORMATION AND COMMUNICATION TECHNOLOGIES — *Resumption of debate on the question* — That this House takes note of the Ministerial Statement *(Ms Kosky).*
10. ADMINISTRATION AND PROBATE (STATUTE LAW REVISION) BILL — Second reading.

GENERAL BUSINESS

NOTICES OF MOTION

1. MR McARTHUR — To move, That —
 - 1 The House shall meet on Tuesday, Wednesday and Thursday, the Speaker to take the Chair at 2.00 pm on Tuesday and 9.30 am on Wednesday and Thursday.
 - 2 So much of Standing Orders be suspended to allow during the present Session that:
 - (1) Government Business shall take precedence over all other business save for motions of want of confidence in the Government and as provided for in
 - (2) Other than on Grievance Days pursuant to Sessional Order 4, the House is to proceed with its business each day in the following order unless a matter concerning the privileges of the House arises:

Tuesdays

Oral Questions

Explanations (Sessional Order 10)

Matters of Public Importance (Sessional Order 7)

Formal business

Government Business

Wednesdays

Formal business

General Business (Sessional Order 9)

Oral Questions (at 2.00 pm)

Motions under Sessional Order 10 (Questions on Notice)

Government Business

General Business

Thursdays

Formal business

General Business disallowance of statutory rules (Sessional Order 11)

Government Business

Oral Questions (at 2.00 pm)

Matters of Public Importance (Sessional Order 7)

Government Business continued

General Business

- (3) Where the House resolves to sit on a Friday, the order of business shall be as follows:

Formal business

Government Business

Oral Questions (at 2.00 pm)

Matters of Public Importance (Sessional Order 7)

Government Business continued

General Business

3 Notwithstanding Sessional Order 2:

- (1) So much of Standing Order No 124 as allows Members to ask oral questions without notice at the time of giving notices of motion be suspended and that Members ask oral questions without notice at 2.00 pm each sitting day (other than on a Tuesday where a motion expressing sorrow at the death of a Member or any other person may take precedence) and that:
- (a) on all Tuesdays questions may be asked from the time the Speaker calls on questions until the lapse of 45 minutes or 15 questions have been answered, whichever is the longer;
- (b) on all other days questions may be asked from the time the Speaker calls on questions until the lapse of 30 minutes or 10 questions have been answered, whichever is the longer; provided that these Sessional Orders shall not permit more than one question time each sitting day.
- (2) At 2.00 pm on each sitting day (other than a Tuesday) the Speaker shall interrupt the business before the House, including a Grievance Debate pursuant to Sessional Order 4, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business; provided that in the event that a division is in progress at 2.00 pm such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion.
- (3) Any business under discussion and not disposed of at 2.00 pm shall:
- (a) on Wednesdays:

- (i) where the time permitted for a Grievance Debate or consideration of General Business, pursuant to Sessional Orders 4 and 9 respectively, has not expired, such Grievance Debate or General Business shall resume immediately at the conclusion of oral questions;
 - (ii) where the time for consideration of General Business has expired pursuant to Sessional Order 9, the business under discussion shall stand adjourned until later that day;
- (b) on Thursdays and Fridays be resumed immediately at the conclusion of Matters of Public Importance; and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
- (4) All answers to questions shall be direct, factual and succinct.
- 4 (1) Standing Order No 59 be suspended and, the first Order of the Day on every third sitting Wednesday after the opening of the Session shall be the question "That grievances be noted". Any Member may speak to such question for not more than 20 minutes and the whole discussion on the question shall not exceed four hours.
- (2) On Grievance Days so much of Standing Orders be suspended to allow during the present Session business to be called on in the following order unless a matter concerning the privileges of the House arises:
 - Formal business
 - Grievances (four hours)
 - Motions under Sessional Order 10 (Questions on Notice)
 - Government Business
 - Oral Questions (at 2.00 pm)
 - Government Business continued
 - General Business
- 5 Notwithstanding the right of a Minister to move a motion for the adjournment of the House pursuant to Standing Order No 25:
 - (1) On each sitting day, at the following times:
 - Tuesdays: 10.00 pm
 - Wednesdays: 10.00 pm
 - Thursdays (where the House has not resolved to sit on a Friday): 4.30 pm
 - Thursdays (where the House has resolved to sit on a Friday): 10.00 pm
 - Fridays: 4.30 pm

the Speaker shall interrupt the business before the House, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business provided that: in the event that a division is in progress at the time of such interruption such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion.
 - (2) Upon such interruption of business:
 - (a) Before a motion for the adjournment is proposed by the Speaker, a Minister may move that the sitting be continued; which motion shall be put forthwith without amendment or debate and if such motion is agreed to, the House or Committee shall resume the proceedings at the point at which they had been interrupted; or

- (b) If a Minister does not so move, or if such motion is defeated, the Speaker shall forthwith propose the question "That the House do now adjourn" which question shall be open to debate in accordance with the rules and practices of the House and paragraph (4); at the conclusion of the debate, the Speaker shall put the question and:
- (i) if it is carried in the affirmative, shall adjourn the House until the time of the next meeting;
 - (ii) if it is negatived, any business under discussion and not disposed of at the time of interruption of business shall be resumed immediately and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech;
- provided that these Sessional Orders shall not permit more than one adjournment debate each sitting day.
- (3) Any business under discussion and not disposed of at the time of the adjournment shall be set down on the Notice Paper for the next sitting and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
 - (4) On the motion "That the House do now adjourn" the time available for the raising of matters on the motion be one hour and the time limit per Member be three minutes.
 - (5) The time for raising matters, and the time limit per Member, shall not include the time taken for points of orders and other interruptions whilst a Member is speaking.
- 6 (1) Where a person who has been referred to by name, or in such a way as to be readily identified in the House or in the Committee of the Whole House, makes a submission in writing to the Speaker:
- (a) claiming that the person has been adversely affected in reputation or in respect of dealings or associations with others, or injured in occupation, trade, office or financial credit, or that the person's privacy has been unreasonably invaded, by reason of that reference to the person; and
 - (b) requesting that the person be able to incorporate an appropriate response in the parliamentary record
- and if the Speaker is satisfied:
- (c) that the subject of the submission is not so obviously trivial, or the submission so frivolous, vexatious or offensive in character as to make it inappropriate that it be considered by the Privileges Committee; and
 - (d) that it is practicable for the Committee to consider the submission under this Sessional Order
- the Speaker shall refer the submission to that Committee.
- (2) The Committee may decide not to consider a submission referred to it under this Sessional Order if the Committee considers that the subject of the submission is not sufficiently serious or the submission is frivolous, vexatious or offensive in character, and such a decision shall be reported to the House.
 - (3) If the Committee decides to consider a submission under this Sessional Order, the Committee may confer with the person who made the submission and any Member who referred in the House to that person.

- (4) In considering a submission under this Sessional Order, the Committee shall meet in private session.
 - (5) The Committee shall not publish a submission referred to it under this Sessional Order or its proceedings in relation to such a submission, but may present minutes of its proceedings and all or part of such submission to the House.
 - (6) In considering a submission under this Sessional Order and reporting to the House the Committee shall not consider or judge the truth or any statements made in the House or Committee of the Whole House or of the submission.
 - (7) In its report to the House on a submission under this Sessional Order, the Committee may make either of the following recommendations:
 - (a) that no further action be taken by the House or by the Committee in relation to the submission; or
 - (b) that a response by the person who made the submission, in terms specified in the report and agreed to by the person and the Committee, be published by the House or incorporated in Hansard
and shall not make any other recommendations.
 - (8) A document presented to the House under paragraph (5) or (7):
 - (a) in the case of a response by a person who made a submission, shall be succinct and strictly relevant to the questions in issue and shall not contain anything offensive in character; and
 - (b) shall not contain any matter the publication of which would have the effect of:
 - (i) unreasonably adversely affecting or injuring a person, or unreasonably invading a person's privacy, in the manner referred to in paragraph (1); or
 - (ii) unreasonably adding to or aggravating any such adverse effect, injury or invasion of privacy suffered by a person.
 - (9) The Committee may agree to guidelines and procedures, not inconsistent with this Sessional Order, to apply to the consideration by it of submissions.
- 7 Standing Orders Nos 26 and 27 be suspended and that:
- (1) Precedence shall, subject to Sessional Order 10, be given to matters of public importance immediately after question time each sitting Tuesday, Thursday and Friday. A Member may propose to the Speaker that a definite matter of public importance be submitted to the House for discussion. Proposals for discussion accepted by the Speaker shall rotate between Members by application of the following process:

Total number of Members
Less Ministers and the Speaker
Balance equals the number of Members entitled to submit proposals

Of such entitled Members, rotation shall be in the ratio of: Liberal Party Members: National Party Members: Independent Members: Labor Party Members.
 - (2) The Member proposing the matter shall present to the Speaker, not later than 5.00 pm on the day prior to the day on which a matter may be discussed, a written statement of the matter proposed to be discussed.

- (3) In the event that more than one Member proposes matters for discussion on a particular day, the Speaker shall determine the subject for discussion.
 - (4) Only one matter shall be discussed on any one sitting day.
 - (5) On the day of the proposed discussion the Speaker shall read the written statement of the matter proposed to be discussed to the House. The Speaker shall then call upon the Member who had proposed the matter to speak.
 - (6) The discussion shall be no longer than one hour, the first speaker from the party forming Government and the first speaker not from such party may each speak for a maximum of 15 minutes and any other Member for a maximum of 10 minutes.
 - (7) At any time during the discussion, a motion may be made by any Member "That the business of the day be called on" and such motion shall be put forthwith and decided without amendment or debate and, if agreed to, the business of the day shall be proceeded with immediately. No other question seeking to end the discussion shall be proposed.
- 8 Standing Order No 104 be amended in the first paragraph by substituting "twenty minutes" for "thirty minutes".
- 9 Notwithstanding anything contained in the Standing Orders, during the present Session precedence shall be given to General Business until 2.00 pm or for four hours, whichever is the longer, each sitting Wednesday and the procedure for consideration of such General Business shall be as follows:
- (1) The right to nominate two items per sitting Wednesday shall be at the discretion of the Speaker and determined on a pro-rata basis according to the representation in the House other than from the party forming Government.
 - (2) These items can be either notices of motion or Orders of the Day and shall be notified to the Speaker by 5.00 pm on the previous day. In the absence of nominations by the stipulated time the right or rights to nominate is or are lost for that sitting Wednesday and the next item of General Business shall be called on.
 - (3) If the same item is nominated twice by different nominees that item shall be selected as the only nominated item for discussion.
 - (4) In the event that debate:
 - (a) on any one item continues for two hours; or
 - (b) on any combined item pursuant to paragraph (3) continues for four hours;the debate shall be interrupted and any item under discussion which is not disposed of at such time shall be set down on the Notice Paper for the next sitting day and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
 - (5) At the conclusion of the debate on the nominated item or items priority shall be given to motions for leave to bring in non-Government bills, Orders of the Day for the moving of the second reading of non-Government bills and consideration of petitions.
 - (6) On the moving of the second reading of non-Government bills debate shall be adjourned for two weeks.

- 10 (1) If a Minister does not furnish an answer to a question on notice within 30 days of the asking of that question and does not, within that period, provide to the Member who asked the question an explanation satisfactory to that Member as to why an answer has not been provided, immediately after the conclusion of the daily answering of questions without notice on any sitting Tuesday, the Member may ask the relevant Minister for an explanation, provided that the total time for any such explanation or explanations shall not exceed 15 minutes.
- (2) In the event that a Minister does not provide an satisfactory explanation, the Member may give notice forthwith of a motion regarding the Minister's failure to provide either an satisfactory answer or an explanation and precedence over Government Business shall be given to such a motion on the next day of meeting; provided always that the time taken for consideration of such motions shall not be taken as forming part of the time allocated for General Business pursuant to Sessional Order 9.
- 11 (1) Following the presentation of a Report of the Scrutiny of Acts and Regulations Committee to the House which:
- (a) recommends under Part 5 of the Subordinate Legislation Act 1994 the disallowance in whole or in part of:
- (i) a statutory rule; or
- (ii) an instrument to which Part 5 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act; or
- (b) reports that there was a failure to table under section 15 of the Subordinate Legislation Act 1994:
- (i) a statutory rule; or
- (ii) an instrument to which section 15 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act —

a Member may give notice of a motion for the disallowance in whole or in part of such statutory rule or instrument which shall be set down for consideration to take precedence on the Notice Paper on the next sitting Thursday after notice is given.

- (2) A Member shall be entitled to give notice of a motion for the disallowance in whole or in part of:
- (a) a statutory rule; or
- (b) an instrument to which section 15 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act —

and such notice shall be set down for consideration to take precedence on the Notice paper on the next sitting Thursday after notice is given: provided that, where notice has been given pursuant to paragraph (1), such notice shall take precedence.

- (3) No Member shall speak for more than five minutes on any motion moved under this Sessional Order and the debate shall be no longer than two hours.

2. **MS ASHER** — To move, That this House notes the extremely strong financial position inherited by the current minority Labor Government and calls on the Government to deliver on their election promises to — (a) deliver a substantial operating surplus; (b) cut taxes; (c) deliver over \$400 million in new spending programs; and (d) reduce public sector debt and unfunded superannuation liabilities.

3. **MR WELLS** — To move, That this House condemns the minority Labor Government for shelving the Scoresby Freeway without proper consultation, showing total disregard for employment growth and investment opportunities for the outer eastern metropolitan area, further demonstrating Labor's lack of understanding that north-south traffic on Stud Road and Springvale Road has reached full capacity, and notes that the Scoresby Freeway is essential for future projected traffic volumes, without which the outer eastern road network will face gridlock.
4. **MR MAUGHAN** — To move, That this House condemns the minority Labor Government for putting in jeopardy the \$1.8 billion dairy deregulation package offered to the industry by the Federal Government, and that by ignoring the fact that the Domestic Market Support Scheme and each State's market milk legislation has a sunset clause for 30 June 2000, the livelihood of every Victorian dairy farmer is put at risk.
5. **MR PLOWMAN** — To move, That this House condemns the minority Labor Government on its decision to permit the use of condom vending machines in government secondary schools.
6. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government and the Minister for Education for their ideological vendetta in moving to abolish the highly successful Self-Governing Schools program, noting that fifty one government schools throughout the state face the prospect of uncertain futures as a result of the ideological tactics being pursued by the government.
7. **MR LEIGH** — To move, That this House urges the minority Labor Government to implement the Kennett Government's election commitment to construct the Dingley bypass connecting South and Boundary Roads to the Springvale bypass and to commence construction in 2000, for completion in 2003.
8. **MS PEULICH** — To move, That this House condemns the minority Labor Government for failing to initiate a full and open community debate about drug abuse and the efficacy of self injecting rooms as a way of reducing the drug problem.
9. **MR PERTON** — To move, That this House condemns the minority Labor Government for its failure to provide Victorians with leadership and opportunity in new technologies, especially information and communications technologies and multimedia.
10. **DR DEAN** — To move, That this House condemns the minority Labor Government for placing the rights of Victorian citizens who are members of unions above the rights of those who are not.
11. **MR WELLS** — To move, That this House condemns the minority Labor Government for axing the Knox Public Hospital Project, demonstrating their total disregard for the health needs of the outer east, noting that the hospital was to be built based on current and future projected demand for public health services and would have resulted in a dramatic reduction in the waiting lists for public patients in the outer east.
12. **MRS ELLIOTT** — To move, That this House condemns the minority Labor Government for its failure to commit to a new youth training centre for the rehabilitation of young offenders.
13. **MS BURKE** — To move, That this House condemns the minority Labor Government for the paucity of its policy for Victorian women.

14. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government for its ideological fixation against statewide LAP common testing for all grade 3 and grade 5 students and calls on the government to detail its alternative proposals for providing Victorian parents with appropriate education standard benchmarks for their children.
15. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government for not allocating sufficient funding for school-based welfare counsellors in government primary and secondary schools, in marked contrast to the previous government's strong commitment to students' welfare needs.
16. **MR CLARK** — To move, That this House condemns the minority Labor Government for attempting to blame the management of the Victorian WorkCover Authority for cost pressures that are due in large part to the impact of common law claims of the very sort that the government is proposing to reintroduce.
17. **MR RICHARDSON** — To move, That this House censures the Minister for Education for the misguided prioritising of the placement of condom vending machines in schools ahead of the announcement of genuine educational initiatives.
18. **MR THOMPSON** — To move, That this House condemns the minority Labor Government for its lack of commitment to preserving and protecting Port Phillip Bay, in contrast to the commitment of the former Kennett Government through the Bringing the Bay to Life initiative.
19. **DR DEAN** — To move, That he have leave to bring in a Bill to amend the Parliamentary Committees Act 1968 and for other purposes.
- *20. **MR BAILLIEU** — To move, That this House condemns the Minister for Post Compulsory Education, Training and Employment for her misleading statement to the House on 14 December 1999 when she said, in answer to a question, that a contract offer to a Registered Training Organisation from the Office of Training and Further Education was 'an extension of time' when, in fact, this was the only offer received and, though dated 1 December 1999, required the recipient Registered Training Organisation to sign by 3 December 1999 or be deleted from the program.

BUSINESS LISTED FOR FUTURE DAY

THURSDAY 23 DECEMBER 1999

GOVERNMENT BUSINESS

ORDER OF THE DAY

1. **CONSTITUTION (REFORM) BILL** — Second reading — *Resumption of debate (Dr Dean).*

R W PURDEY
Clerk of the Legislative Assembly

A ANDRIANOPOULOS
Speaker

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES — Mrs Maddigan.

TEMPORARY CHAIRMEN — Ms Barker, Ms Davies, Mr Jasper, Mr Kilgour, Mr Loney, Mr Lupton, Mr Nardella, Mrs Peulich, Mr Phillips, Mr Plowman, Mr Richardson, Mr Savage and Mr Seitz.

* * * * *

COMMITTEES

DRUGS AND CRIME PREVENTION (JOINT) — Mr Jasper, Mr Lupton, Mr Mildenhall, Mr Wells and Mr Wynne.

ENVIRONMENT AND NATURAL RESOURCES (JOINT) — Mr Delahunty, Ms Duncan, Mr Ingram, Ms Lindell, Mr Mulder and Mr Seitz.

FAMILY AND COMMUNITY DEVELOPMENT (JOINT) — Mr Hardman, Mr Lim, Mr Nardella, Mrs Peulich and Mr Wilson.

HOUSE (JOINT) — Mr Speaker (*ex-officio*), Ms Beattie, Mr Kilgour, Mr Leigh, Mr Leighton, Ms McCall and Mr Savage.

LAW REFORM (JOINT) — Mr Languiller, Mr McIntosh, Mr Stensholt and Mr Thompson.

LIBRARY (JOINT) — Mr Speaker, Ms Duncan, Mr Languiller, Mrs Peulich and Mr Seitz.

PRINTING (JOINT) — Mr Speaker, Ms Gillett, Mr Nardella and Mr Richardson.

PRIVILEGES — Mr Cooper, Mr Holding, Mr Hulls, Mr Loney, Mr Maclellan, Mr Maughan, Mr Nardella, Mr Plowman and Mr Thwaites.

PUBLIC ACCOUNTS AND ESTIMATES (JOINT) — Ms Asher, Ms Barker, Ms Davies, Mr Holding, Mr Loney and Mrs Maddigan.

ROAD SAFETY (JOINT) — Mr Kilgour, Mr Langdon, Mr Plowman, Mr Trezise and Mr Spry.

SCRUTINY OF ACTS AND REGULATIONS (JOINT) — Ms Beattie, Mr Carli, Mr Dixon, Ms Gillett and Mr Robinson.

STANDING ORDERS — Mr Speaker, Mr Jasper, Mr Langdon, Mr Lenders, Mrs Maddigan, Mr McArthur and Mr Perton.

SESSIONAL ORDERS

SUMMARY OF RESOLUTION ADOPTED BY THE HOUSE ON 4 NOVEMBER 1999

DAY AND HOUR OF MEETING — *Sessional Order 1*

Tuesday — 2.00 pm

Wednesday, Thursday — 9.30 am

ORDER OF BUSINESS — *Sessional Order 2*

Motions of want of confidence and matters concerning the privileges of the House shall take precedence. Subject to those, the order of business is:

Tuesdays

Oral Questions

Formal business

Statements by Members (15 minutes)

Government Business

General Business

Wednesdays (other than Grievance Day Wednesdays)

Formal business

Statements by Members (15 minutes)

Matters of Public Importance (2½ hours)

Government Business

Oral Questions (at 2.00 pm)

Government Business *continued*

General Business

Thursdays and Fridays

Formal business

Statements by Members (15 minutes)

Government Business

Oral Questions (at 2.00 pm)

Government Business *continued*

General Business

QUESTION TIME — *Sessional Order 3*

2.00 pm each day (other than on a Tuesday when a condolence motion may take precedence).

Any debate in progress at 2.00 pm shall be interrupted.

Any division, or division on a closure motion requiring a question to be brought to a conclusion, shall be concluded.

Question Time lasts for 30 minutes or until 10 questions have been answered, whichever is the longer.

GRIEVANCES — *Sessional Order 4*

Every third sitting Wednesday after the opening of the Session. The time limit for each member is 15 minutes and the whole debate is not to exceed two and a half hours.

Order of business on those days shall be:

- Formal business
- Statements by Members (15 minutes)
- Grievances (2½ hours)
- Government Business
- Oral Questions (at 2.00 pm)
- Government Business *continued*
- General Business

ADJOURNMENT OF HOUSE — *Sessional Order 5*

At 10.00 pm each sitting day, provided that:

- (a) any division then in progress shall be completed; and
- (b) any Minister may move "That the Sitting be continued".

ADJOURNMENT DEBATE — *Sessional Order 5*

Time available for raising matters to be no more than 30 minutes.
Time limit per member to be three minutes.

GOVERNMENT BUSINESS PROGRAMMING COMMITTEE — *Sessional Order 6*

A Government Business Programming Committee may meet to determine the manner in which the House is to deal with Government Business of the week.

RIGHT OF REPLY — *Sessional Order 7*

A person who claims to have been adversely affected in reputation may make a written submission to the Speaker. The Speaker may refer the matter to the Privileges Committee.

STATEMENTS BY MEMBERS — *Sessional Order 8*

Statements may be made by members on any topic of concern. Each statement shall not exceed 90 seconds and the total debate shall not exceed 15 minutes.

MATTERS OF PUBLIC IMPORTANCE — *Sessional Order 9*

Discussion each sitting Wednesday, except for Grievance Days, is to be on a matter of definite public importance and is not to exceed two and a half hours. The lead speaker for the Government and the Opposition are limited to 15 minutes each; all other members are limited to 10 minutes each.

DISORDERLY CONDUCT OF MEMBERS — *Sessional Order 10*

The Speaker may order a member to withdraw from the House for up to one and a half hours if the Speaker considers the member's conduct to be disorderly. Such suspension does not prevent a member from returning to vote in a division.

TIME LIMIT OF SPEECHES — DEBATES IN THE HOUSE — *Sessional Order 11*

Subject to the provisos in Standing Order No 104, no member shall speak for more than 20 minutes in any debate in the House.

DIVISIONS BETWEEN 1.00 PM AND 2.00 PM — *Sessional Order 15*

Divisions shall not be permitted on any question between 1.00 pm and 2.00 pm. If a division is required, debate on the item shall stand adjourned until later that day and the next item of business shall be called on.

* * * * *

LEGISLATIVE ASSEMBLY OF VICTORIA

ORDER OF THE DAY

STATEMENTS BY MEMBERS — *Pursuant to Sessional Order 8*

GOVERNMENT BUSINESS

NOTICES OF MOTION

1. **MR BRACKS** — To move, That this House notes with concern the decline in services and infrastructure in rural and regional Victoria and congratulates country Victorians for standing up for their local communities by seeking to stop the decline and supporting policies that will revitalise their communities.
2. **MR HULLS** — To move, That this House condemns the Leader of the Opposition for his lack of action when as a Minister in the former Government he did nothing to stop the secret deals and lack of transparency and accountability that became a hallmark of the Kennett Government and congratulates the new Government for its commitment to open up Freedom of Information and lift the veil of secrecy over how business is transacted in Victoria.
3. **MR THWAITES** — To move, That this House condemns the previous Government for its mismanagement of the public hospital system and its disastrous privatisation of health services and congratulates the new Government for its commitment to put an end to privatisation of our health system and to improve services to ordinary Victorians.
4. **MS DELAHUNTY** — To move, That this House condemns the former Government for its cruel ideological experiment with our State School system and for its impact on our class rooms and standard of education and congratulates the new Government for its commitment to lower class sizes and quality education for all our students.
5. **MR HAERMEYER** — To move, That this House congratulates the Bracks Labor Government for its commitment to improving community safety by increasing police resources, putting 800 more police on the front line and introducing a comprehensive crime prevention strategy.

ORDERS OF THE DAY

1. **DOMESTIC BUILDING CONTRACTS (AMENDMENT) BILL** — Second reading — *Resumption of debate (Dr Naphthine).*

2. **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH** — Motion for — *Resumption of debate (Mr Maughan).*
3. **MINISTERIAL STATEMENT — CONNECTING VICTORIA — THE VICTORIAN GOVERNMENT'S STRATEGY FOR INFORMATION AND COMMUNICATION TECHNOLOGIES** — *Resumption of debate on the question* — That this House takes note of the Ministerial Statement (*Ms Kosky*).
4. **ADMINISTRATION AND PROBATE (STATUTE LAW REVISION) BILL** — Second reading.

GENERAL BUSINESS

NOTICES OF MOTION

1. **MR McARTHUR** — To move, That —

- 1 The House shall meet on Tuesday, Wednesday and Thursday, the Speaker to take the Chair at 2.00 pm on Tuesday and 9.30 am on Wednesday and Thursday.
- 2 So much of Standing Orders be suspended to allow during the present Session that:
 - (1) Government Business shall take precedence over all other business save for motions of want of confidence in the Government and as provided for in
 - (2) Other than on Grievance Days pursuant to Sessional Order 4, the House is to proceed with its business each day in the following order unless a matter concerning the privileges of the House arises:

Tuesdays

Oral Questions

Explanations (Sessional Order 10)

Matters of Public Importance (Sessional Order 7)

Formal business

Government Business

Wednesdays

Formal business

General Business (Sessional Order 9)

Oral Questions (at 2.00 pm)

Motions under Sessional Order 10 (Questions on Notice)

Government Business

General Business

Thursdays

Formal business

General Business disallowance of statutory rules (Sessional Order 11)

Government Business

Oral Questions (at 2.00 pm)

Matters of Public Importance (Sessional Order 7)

Government Business continued

General Business

- (3) Where the House resolves to sit on a Friday, the order of business shall be as follows:

Formal business
 Government Business
 Oral Questions (at 2.00 pm)
 Matters of Public Importance (Sessional Order 7)
 Government Business continued
 General Business

3 Notwithstanding Sessional Order 2:

- (1) So much of Standing Order No 124 as allows Members to ask oral questions without notice at the time of giving notices of motion be suspended and that Members ask oral questions without notice at 2.00 pm each sitting day (other than on a Tuesday where a motion expressing sorrow at the death of a Member or any other person may take precedence) and that
- (a) on all Tuesdays questions may be asked from the time the Speaker calls on questions until the lapse of 45 minutes or 15 questions have been answered, whichever is the longer;
- (b) on all other days questions may be asked from the time the Speaker calls on questions until the lapse of 30 minutes or 10 questions have been answered, whichever is the longer; provided that these Sessional Orders shall not permit more than one question time each sitting day.
- (2) At 2.00 pm on each sitting day (other than a Tuesday) the Speaker shall interrupt the business before the House, including a Grievance Debate pursuant to Sessional Order 4, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business; provided that in the event that a division is in progress at 2.00 pm such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion.
- (3) Any business under discussion and not disposed of at 2.00 pm shall:
- (a) on Wednesdays:
- (i) where the time permitted for a Grievance Debate or consideration of General Business, pursuant to Sessional Orders 4 and 9 respectively, has not expired, such Grievance Debate or General Business shall resume immediately at the conclusion of oral questions;
- (ii) where the time for consideration of General Business has expired pursuant to Sessional Order 9, the business under discussion shall stand adjourned until later that day;
- (b) on Thursdays and Fridays be resumed immediately at the conclusion of Matters of Public Importance; and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
- (4) All answers to questions shall be direct, factual and succinct.

- 4 (1) Standing Order No 59 be suspended and, the first Order of the Day on every third sitting Wednesday after the opening of the Session shall be the question "That grievances be noted". Any Member may speak to such question for not more than 20 minutes and the whole discussion on the question shall not exceed four hours.

- (2) On Grievance Days so much of Standing Orders be suspended to allow during the present Session business to be called on in the following order unless a matter concerning the privileges of the House arises:

Formal business

Grievances (four hours)

Motions under Sessional Order 10 (Questions on Notice)

Government Business

Oral Questions (at 2.00 pm)

Government Business continued

General Business

- 5 Notwithstanding the right of a Minister to move a motion for the adjournment of the House pursuant to Standing Order No 25:

- (1) On each sitting day, at the following times:

Tuesdays: 10.00 pm

Wednesdays: 10.00 pm

Thursdays (where the House has not resolved to sit on a Friday): 4.30 pm

Thursdays (where the House has resolved to sit on a Friday): 10.00 pm

Fridays: 4.30 pm

the Speaker shall interrupt the business before the House, or if the House be in Committee, the Chairman shall report progress and the Speaker shall then interrupt such business provided that: in the event that a division is in progress at the time of such interruption such division shall be completed and the result announced and if such division be upon a closure motion any question required to be brought to conclusion as a result of such division shall be so brought to conclusion.

- (2) Upon such interruption of business:

(a) Before a motion for the adjournment is proposed by the Speaker, a Minister may move that the sitting be continued; which motion shall be put forthwith without amendment or debate and if such motion is agreed to, the House or Committee shall resume the proceedings at the point at which they had been interrupted; or

(b) If a Minister does not so move, or if such motion is defeated, the Speaker shall forthwith propose the question "That the House do now adjourn" which question shall be open to debate in accordance with the rules and practices of the House and paragraph (4); at the conclusion of the debate, the Speaker shall put the question and:

(i) if it is carried in the affirmative, shall adjourn the House until the time of the next meeting;

(ii) if it is negatived, any business under discussion and not disposed of at the time of interruption of business shall be resumed immediately and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech;

provided that these Sessional Orders shall not permit more than one adjournment debate each sitting day.

- (3) Any business under discussion and not disposed of at the time of the adjournment shall be set down on the Notice Paper for the next sitting and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.

-
- (4) On the motion "That the House do now adjourn" the time available for the raising of matters on the motion be one hour and the time limit per Member be three minutes.
- (5) The time for raising matters, and the time limit per Member, shall not include the time taken for points of orders and other interruptions whilst a Member is speaking.
- 6 (1) Where a person who has been referred to by name, or in such a way as to be readily identified in the House or in the Committee of the Whole House, makes a submission in writing to the Speaker:
- (a) claiming that the person has been adversely affected in reputation or in respect of dealings or associations with others, or injured in occupation, trade, office or financial credit, or that the person's privacy has been unreasonably invaded, by reason of that reference to the person; and
 - (b) requesting that the person be able to incorporate an appropriate response in the parliamentary record
- and if the Speaker is satisfied:
- (c) that the subject of the submission is not so obviously trivial, or the submission so frivolous, vexatious or offensive in character as to make it inappropriate that it be considered by the Privileges Committee; and
 - (d) that it is practicable for the Committee to consider the submission under this Sessional Order
- the Speaker shall refer the submission to that Committee.
- (2) The Committee may decide not to consider a submission referred to it under this Sessional Order if the Committee considers that the subject of the submission is not sufficiently serious or the submission is frivolous, vexatious or offensive in character, and such a decision shall be reported to the House.
- (3) If the Committee decides to consider a submission under this Sessional Order, the Committee may confer with the person who made the submission and any Member who referred in the House to that person.
- (4) In considering a submission under this Sessional Order, the Committee shall meet in private session.
- (5) The Committee shall not publish a submission referred to it under this Sessional Order or its proceedings in relation to such a submission, but may present minutes of its proceedings and all or part of such submission to the House.
- (6) In considering a submission under this Sessional Order and reporting to the House the Committee shall not consider or judge the truth or any statements made in the House or Committee of the Whole House or of the submission.
- (7) In its report to the House on a submission under this Sessional Order, the Committee may make either of the following recommendations:
- (a) that no further action be taken by the House or by the Committee in relation to the submission; or
 - (b) that a response by the person who made the submission, in terms specified in the report and agreed to by the person and the Committee, be published by the House or incorporated in Hansard
- and shall not make any other recommendations.

- (8) A document presented to the House under paragraph (5) or (7):
- (a) in the case of a response by a person who made a submission, shall be succinct and strictly relevant to the questions in issue and shall not contain anything offensive in character; and
 - (b) shall not contain any matter the publication of which would have the effect of:
 - (i) unreasonably adversely affecting or injuring a person, or unreasonably invading a person's privacy, in the manner referred to in paragraph (1); or
 - (ii) unreasonably adding to or aggravating any such adverse effect, injury or invasion of privacy suffered by a person.
- (9) The Committee may agree to guidelines and procedures, not inconsistent with this Sessional Order, to apply to the consideration by it of submissions.
- 7 Standing Orders Nos 26 and 27 be suspended and that:
- (1) Precedence shall, subject to Sessional Order 10, be given to matters of public importance immediately after question time each sitting Tuesday, Thursday and Friday. A Member may propose to the Speaker that a definite matter of public importance be submitted to the House for discussion. Proposals for discussion accepted by the Speaker shall rotate between Members by application of the following process:

Total number of Members
 Less Ministers and the Speaker
 Balance equals the number of Members entitled to submit proposals
 Of such entitled Members, rotation shall be in the ratio of: Liberal Party Members: National Party Members: Independent Members: Labor Party Members.
 - (2) The Member proposing the matter shall present to the Speaker, not later than 5.00 pm on the day prior to the day on which a matter may be discussed, a written statement of the matter proposed to be discussed.
 - (3) In the event that more than one Member proposes matters for discussion on a particular day, the Speaker shall determine the subject for discussion.
 - (4) Only one matter shall be discussed on any one sitting day.
 - (5) On the day of the proposed discussion the Speaker shall read the written statement of the matter proposed to be discussed to the House. The Speaker shall then call upon the Member who had proposed the matter to speak.
 - (6) The discussion shall be no longer than one hour, the first speaker from the party forming Government and the first speaker not from such party may each speak for a maximum of 15 minutes and any other Member for a maximum of 10 minutes.
 - (7) At any time during the discussion, a motion may be made by any Member "That the business of the day be called on" and such motion shall be put forthwith and decided without amendment or debate and, if agreed to, the business of the day shall be proceeded with immediately. No other question seeking to end the discussion shall be proposed.
- 8 Standing Order No 104 be amended in the first paragraph by substituting "twenty minutes" for "thirty minutes".

-
- 9 Notwithstanding anything contained in the Standing Orders, during the present Session precedence shall be given to General Business until 2.00 pm or for four hours, whichever is the longer, each sitting Wednesday and the procedure for consideration of such General Business shall be as follows:
- (1) The right to nominate two items per sitting Wednesday shall be at the discretion of the Speaker and determined on a pro-rata basis according to the representation in the House other than from the party forming Government.
 - (2) These items can be either notices of motion or Orders of the Day and shall be notified to the Speaker by 5.00 pm on the previous day. In the absence of nominations by the stipulated time the right or rights to nominate is or are lost for that sitting Wednesday and the next item of General Business shall be called on.
 - (3) If the same item is nominated twice by different nominees that item shall be selected as the only nominated item for discussion.
 - (4) In the event that debate:
 - (a) on any one item continues for two hours; or
 - (b) on any combined item pursuant to paragraph (3) continues for four hours; the debate shall be interrupted and any item under discussion which is not disposed of at such time shall be set down on the Notice Paper for the next sitting day and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
 - (5) At the conclusion of the debate on the nominated item or items priority shall be given to motions for leave to bring in non-Government bills, Orders of the Day for the moving of the second reading of non-Government bills and consideration of petitions.
 - (6) On the moving of the second reading of non-Government bills debate shall be adjourned for two weeks.
- 10 (1) If a Minister does not furnish an answer to a question on notice within 30 days of the asking of that question and does not, within that period, provide to the Member who asked the question an explanation satisfactory to that Member as to why an answer has not been provided, immediately after the conclusion of the daily answering of questions without notice on any sitting Tuesday, the Member may ask the relevant Minister for an explanation, provided that the total time for any such explanation or explanations shall not exceed 15 minutes.
- (2) In the event that a Minister does not provide an satisfactory explanation, the Member may give notice forthwith of a motion regarding the Minister's failure to provide either an satisfactory answer or an explanation and precedence over Government Business shall be given to such a motion on the next day of meeting: provided always that the time taken for consideration of such motions shall not be taken as forming part of the time allocated for General Business pursuant to Sessional Order 9.
- 11 (1) Following the presentation of a Report of the Scrutiny of Acts and Regulations Committee to the House which:
- (a) recommends under Part 5 of the Subordinate Legislation Act 1994 the disallowance in whole or in part of:
 - (i) a statutory rule; or
 - (ii) an instrument to which Part 5 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act; or

(b) reports that there was a failure to table under section 15 of the Subordinate Legislation Act 1994:

- (i) a statutory rule; or
- (ii) an instrument to which section 15 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act —

a Member may give notice of a motion for the disallowance in whole or in part of such statutory rule or instrument which shall be set down for consideration to take precedence on the Notice Paper on the next sitting Thursday after notice is given.

(2) A Member shall be entitled to give notice of a motion for the disallowance in whole or in part of:

- (a) a statutory rule; or
- (b) an instrument to which section 15 of the Subordinate Legislation Act 1994 applies as if it were a statutory rule within the meaning of that Act —

and such notice shall be set down for consideration to take precedence on the Notice paper on the next sitting Thursday after notice is given: provided that, where notice has been given pursuant to paragraph (1), such notice shall take precedence.

(3) No Member shall speak for more than five minutes on any motion moved under this Sessional Order and the debate shall be no longer than two hours.

2. **MS ASHER** — To move, That this House notes the extremely strong financial position inherited by the current minority Labor Government and calls on the Government to deliver on their election promises to — (a) deliver a substantial operating surplus; (b) cut taxes; (c) deliver over \$400 million in new spending programs; and (d) reduce public sector debt and unfunded superannuation liabilities.
3. **MR WELLS** — To move, That this House condemns the minority Labor Government for shelving the Scoresby Freeway without proper consultation, showing total disregard for employment growth and investment opportunities for the outer eastern metropolitan area, further demonstrating Labor's lack of understanding that north-south traffic on Stud Road and Springvale Road has reached full capacity, and notes that the Scoresby Freeway is essential for future projected traffic volumes, without which the outer eastern road network will face gridlock.
4. **MR MAUGHAN** — To move, That this House condemns the minority Labor Government for putting in jeopardy the \$1.8 billion dairy deregulation package offered to the industry by the Federal Government, and that by ignoring the fact that the Domestic Market Support Scheme and each State's market milk legislation has a sunset clause for 30 June 2000, the livelihood of every Victorian dairy farmer is put at risk.
5. **MR PLOWMAN** — To move, That this House condemns the minority Labor Government on its decision to permit the use of condom vending machines in government secondary schools.

6. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government and the Minister for Education for their ideological vendetta in moving to abolish the highly successful Self-Governing Schools program, noting that fifty one government schools throughout the state face the prospect of uncertain futures as a result of the ideological tactics being pursued by the government.
7. **MR LEIGH** — To move, That this House urges the minority Labor Government to implement the Kennett Government's election commitment to construct the Dingley bypass connecting South and Boundary Roads to the Springvale bypass and to commence construction in 2000, for completion in 2003.
8. **MS PEULICH** — To move, That this House condemns the minority Labor Government for failing to initiate a full and open community debate about drug abuse and the efficacy of self injecting rooms as a way of reducing the drug problem.
9. **MR PERTON** — To move, That this House condemns the minority Labor Government for its failure to provide Victorians with leadership and opportunity in new technologies, especially information and communications technologies and multimedia.
10. **DR DEAN** — To move, That this House condemns the minority Labor Government for placing the rights of Victorian citizens who are members of unions above the rights of those who are not.
11. **MR WELLS** — To move, That this House condemns the minority Labor Government for axing the Knox Public Hospital Project, demonstrating their total disregard for the health needs of the outer east, noting that the hospital was to be built based on current and future projected demand for public health services and would have resulted in a dramatic reduction in the waiting lists for public patients in the outer east.
12. **MRS ELLIOTT** — To move, That this House condemns the minority Labor Government for its failure to commit to a new youth training centre for the rehabilitation of young offenders.
13. **MS BURKE** — To move, That this House condemns the minority Labor Government for the paucity of its policy for Victorian women.
14. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government for its ideological fixation against statewide LAP common testing for all grade 3 and grade 5 students and calls on the government to detail its alternative proposals for providing Victorian parents with appropriate education standard benchmarks for their children.
15. **MR HONEYWOOD** — To move, That this House condemns the minority Labor Government for not allocating sufficient funding for school-based welfare counsellors in government primary and secondary schools, in marked contrast to the previous government's strong commitment to students' welfare needs.
16. **MR CLARK** — To move, That this House condemns the minority Labor Government for attempting to blame the management of the Victorian WorkCover Authority for cost pressures that are due in large part to the impact of common law claims of the very sort that the government is proposing to reintroduce.

-
17. **MR RICHARDSON** — To move, That this House censures the Minister for Education for the misguided prioritising of the placement of condom vending machines in schools ahead of the announcement of genuine educational initiatives.
18. **MR THOMPSON** — To move, That this House condemns the minority Labor Government for its lack of commitment to preserving and protecting Port Phillip Bay, in contrast to the commitment of the former Kennett Government through the Bringing the Bay to Life initiative.
19. **DR DEAN** — To move, That he have leave to bring in a Bill to amend the Parliamentary Committees Act 1968 and for other purposes.
20. **MR BAILLIEU** — To move, That this House condemns the Minister for Post Compulsory Education, Training and Employment for her misleading statement to the House on 14 December 1999 when she said, in answer to a question, that a contract offer to a Registered Training Organisation from the Office of Training and Further Education was 'an extension of time' when, in fact, this was the only offer received and, though dated 1 December 1999, required the recipient Registered Training Organisation to sign by 3 December 1999 or be deleted from the program.
- *21. **MR RYAN** — To move, That this House condemns the Minister for State and Regional Development for misleading the House and the Victorian public by his consistent statements to the effect that the Opposition parties have opposed the Regional Infrastructure Development Fund Bill in circumstances where the Minister knows that at all times during debate on the legislation, and in my written confirmation to him, the actual position of the Opposition parties was that the legislation was not opposed but that amendments regarding issues of accountability and auditing were sought.

BUSINESS LISTED FOR FUTURE DAYS

THURSDAY 23 DECEMBER 1999

GOVERNMENT BUSINESS

ORDER OF THE DAY

1. **CONSTITUTION (REFORM) BILL** — Second reading — *Resumption of debate (Dr Dean).*

THURSDAY 30 DECEMBER 1999

GOVERNMENT BUSINESS

1. **JURIES BILL** — Second reading — *Resumption of debate (Mr Ryan).*
2. **COURTS AND TRIBUNALS LEGISLATION (AMENDMENT) BILL** — Second reading — *Resumption of debate (Mr McIntosh).*

3. **MELBOURNE CITY LINK (AMENDMENT) BILL** — Second reading — *Resumption of debate (Mr Ryan).*

R W PURDEY
Clerk of the Legislative Assembly

A ANDRIANOPOULOS
Speaker

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN

CHAIRMAN OF COMMITTEES — Mrs Maddigan.

TEMPORARY CHAIRMEN — Ms Barker, Ms Davies, Mr Jasper, Mr Kilgour, Mr Loney, Mr Lupton, Mr Nardella, Mrs Peulich, Mr Phillips, Mr Plowman, Mr Richardson, Mr Savage and Mr Seitz.

* * * * *

COMMITTEES

DRUGS AND CRIME PREVENTION (JOINT) — Mr Jasper, Mr Lupton, Mr Mildenhall, Mr Wells and Mr Wynne.

ENVIRONMENT AND NATURAL RESOURCES (JOINT) — Mr Delahunty, Ms Duncan, Mr Ingram, Ms Lindell, Mr Mulder and Mr Seitz.

FAMILY AND COMMUNITY DEVELOPMENT (JOINT) — Mr Hardman, Mr Lim, Mr Nardella, Mrs Peulich and Mr Wilson.

HOUSE (JOINT) — Mr Speaker (*ex-officio*), Ms Beattie, Mr Kilgour, Mr Leigh, Mr Leighton, Ms McCall and Mr Savage.

LAW REFORM (JOINT) — Mr Languiller, Mr McIntosh, Mr Stensholt and Mr Thompson.

LIBRARY (JOINT) — Mr Speaker, Ms Duncan, Mr Languiller, Mrs Peulich and Mr Seitz.

PRINTING (JOINT) — Mr Speaker, Ms Gillett, Mr Nardella and Mr Richardson.

PRIVILEGES — Mr Cooper, Mr Holding, Mr Hulls, Mr Loney, Mr Maclellan, Mr Maughan, Mr Nardella, Mr Plowman and Mr Thwaites.

PUBLIC ACCOUNTS AND ESTIMATES (JOINT) — Ms Asher, Ms Barker, Ms Davies, Mr Holding, Mr Loney and Mrs Maddigan.

ROAD SAFETY (JOINT) — Mr Kilgour, Mr Langdon, Mr Plowman, Mr Trezise and Mr Spry.

SCRUTINY OF ACTS AND REGULATIONS (JOINT) — Ms Beattie, Mr Carli, Mr Dixon, Ms Gillett and Mr Robinson.

STANDING ORDERS — Mr Speaker, Mr Jasper, Mr Langdon, Mr Lenders, Mrs Maddigan, Mr McArthur and Mr Perton.

SESSIONAL ORDERS

SUMMARY OF RESOLUTION ADOPTED BY THE HOUSE ON 4 NOVEMBER 1999

DAY AND HOUR OF MEETING — *Sessional Order 1*

Tuesday — 2.00 pm

Wednesday, Thursday — 9.30 am

ORDER OF BUSINESS — *Sessional Order 2*

Motions of want of confidence and matters concerning the privileges of the House shall take precedence. Subject to those, the order of business is:

Tuesdays

Oral Questions

Formal business

Statements by Members (15 minutes)

Government Business

General Business

Wednesdays (other than Grievance Day Wednesdays)

Formal business

Statements by Members (15 minutes)

Matters of Public Importance (2½ hours)

Government Business

Oral Questions (at 2.00 pm)

Government Business *continued*

General Business

Thursdays and Fridays

Formal business

Statements by Members (15 minutes)

Government Business

Oral Questions (at 2.00 pm)

Government Business *continued*

General Business

QUESTION TIME — *Sessional Order 3*

2.00 pm each day (other than on a Tuesday when a condolence motion may take precedence).

Any debate in progress at 2.00 pm shall be interrupted.

Any division, or division on a closure motion requiring a question to be brought to a conclusion, shall be concluded.

Question Time lasts for 30 minutes or until 10 questions have been answered, whichever is the longer.

GRIEVANCES — *Sessional Order 4*

Every third sitting Wednesday after the opening of the Session. The time limit for each member is 15 minutes and the whole debate is not to exceed two and a half hours.

Order of business on those days shall be:

Formal business
 Statements by Members (15 minutes)
 Grievances (2½ hours)
 Government Business
 Oral Questions (at 2.00 pm)
 Government Business *continued*
 General Business

ADJOURNMENT OF HOUSE — *Sessional Order 5*

At 10.00 pm each sitting day, provided that:

- (a) any division then in progress shall be completed; and
- (b) any Minister may move "That the Sitting be continued".

ADJOURNMENT DEBATE — *Sessional Order 5*

Time available for raising matters to be no more than 30 minutes.
 Time limit per member to be three minutes.

GOVERNMENT BUSINESS PROGRAMMING COMMITTEE — *Sessional Order 6*

A Government Business Programming Committee may meet to determine the manner in which the House is to deal with Government Business of the week.

RIGHT OF REPLY — *Sessional Order 7*

A person who claims to have been adversely affected in reputation may make a written submission to the Speaker. The Speaker may refer the matter to the Privileges Committee.

STATEMENTS BY MEMBERS — *Sessional Order 8*

Statements may be made by members on any topic of concern. Each statement shall not exceed 90 seconds and the total debate shall not exceed 15 minutes.

MATTERS OF PUBLIC IMPORTANCE — *Sessional Order 9*

Discussion each sitting Wednesday, except for Grievance Days, is to be on a matter of definite public importance and is not to exceed two and a half hours. The lead speaker for the Government and the Opposition are limited to 15 minutes each; all other members are limited to 10 minutes each.

DISORDERLY CONDUCT OF MEMBERS — *Sessional Order 10*

The Speaker may order a member to withdraw from the House for up to one and a half hours if the Speaker considers the member's conduct to be disorderly. Such suspension does not prevent a member from returning to vote in a division.

TIME LIMIT OF SPEECHES — DEBATES IN THE HOUSE — *Sessional Order 11*

Subject to the provisos in Standing Order No 104, no member shall speak for more than 20 minutes in any debate in the House.

DIVISIONS BETWEEN 1.00 PM AND 2.00 PM — *Sessional Order 15*

Divisions shall not be permitted on any question between 1.00 pm and 2.00 pm. If a division is required, debate on the item shall stand adjourned until later that day and the next item of business shall be called on.

* * * * *

